



February 20, 2026

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# ENGROSSED HOUSE BILL No. 1003

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DIGEST OF HB 1003 (Updated February 18, 2026 12:57 pm - DI 92)

**Citations Affected:** Numerous provisions throughout the Indiana Code.

**Synopsis:** Boards and commissions. Creates the agricultural promotion and regulation task force to study various agriculture related topics. Reestablishes the governor's workforce cabinet. Makes changes to requirements for the readoption of administrative rules. Repeals, merges, consolidates, or otherwise modifies various boards, commissions, and other governmental bodies. Modifies or establishes various funds. Makes changes to the membership, duties, and operations of various boards, commissions, and other governmental (Continued next page)

**Effective:** Upon passage; July 1, 2026; January 1, 2027; June 1, 2027; July 1, 2027.

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**Bartels, Miller D, Pierce K,  
Dant Chesser**

(SENATE SPONSORS — MAXWELL, GARTEN, BALDWIN, FREEMAN)

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January 8, 2026, read first time and referred to Committee on Government and Regulatory Reform.

January 22, 2026, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 126.3.

January 27, 2026, amended, reported — Do Pass.

January 29, 2026, read second time, amended, ordered engrossed.

January 30, 2026, engrossed.

February 2, 2026, read third time, passed. Yeas 67, nays 29.

SENATE ACTION

February 5, 2026, read first time and referred to Committee on Rules and Legislative Procedure.

February 19, 2026, amended, reported favorably — Do Pass.

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EH 1003—LS 6756/DI 92



Digest Continued

bodies. Expands the applicability of a statute concerning county hospital governance to Perry County, Spencer County, and Orange County. Provides that the professional licensing agency may adopt and enforce procedural rules for the administration of a board if the rule: (1) will affect multiple boards; and (2) is not inconsistent with any rule adopted by the affected board. Repeals the fire prevention and building safety commission (commission). Transfers the commission's responsibilities and administrative rules to the department of homeland security. Makes certain changes to the administration of building and safety statutes and building and safety codes. Makes an appropriation.

**EH 1003—LS 6756/DI 92**



February 20, 2026

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1003

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

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

1 SECTION 1. IC 2-5-1.3-13, AS AMENDED BY P.L.186-2025,  
2 SECTION 270, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE UPON PASSAGE]: Sec. 13. (a) A study committee shall  
4 study the issues assigned by the legislative council that are within the  
5 subject matter for the study committee, as described in section 4 of this  
6 chapter.

7 (b) In addition to the issues assigned under subsection (a), the  
8 interim study committee on roads and transportation shall advise the  
9 bureau of motor vehicles regarding the suitability of a special group (as  
10 defined in IC 9-13-2-170) to receive a special group recognition license  
11 plate for the special group (as defined in IC 9-13-2-170) for the first  
12 time under IC 9-18.5-12-4 and the suitability of a special group (as  
13 defined in IC 9-13-2-170) to continue participating in the special group  
14 recognition license plate program under IC 9-18.5-12-5.

15 (c) In addition to the issues assigned under subsection (a), the  
16 interim study committee on corrections and criminal code shall review  
17 current trends with respect to criminal behavior, sentencing,

**EH 1003—LS 6756/DI 92**



- 1 incarceration, and treatment and may:
- 2 (1) identify particular needs of the criminal justice system that can  
3 be addressed by legislation; and
- 4 (2) prepare legislation to address the particular needs found by the  
5 committee.
- 6 (d) In each even-numbered year, in addition to the issues assigned  
7 under subsection (a), the interim study committee on courts and the  
8 judiciary shall review, consider, and make recommendations  
9 concerning all requests for new courts, new judicial officers, and  
10 changes in jurisdiction of existing courts. A request under this  
11 subsection must include at least the following information to receive  
12 full consideration by the committee:
- 13 (1) The level of community support for the change, including  
14 support from the local fiscal body.
- 15 (2) The results of a survey that shall be conducted by the county  
16 requesting the change, sampling members of the bar, members of  
17 the judiciary, and local officials to determine needs and concerns  
18 of existing courts.
- 19 (3) Whether the county is already using a judge or magistrate  
20 from an overserved area of the judicial district.
- 21 (4) The relative severity of need based on the most recent  
22 weighted caseload measurement system report published by the  
23 office of judicial administration.
- 24 (5) Whether the county is using any problem solving court as  
25 described in IC 33-23-16-11, and, if so, the list of problem solving  
26 courts established in the county, and any evaluation of the impact  
27 of the problem solving courts on the overall judicial caseload.
- 28 (6) A description of the:
- 29 (A) county's population growth in the ten (10) years before the  
30 date of the request; and
- 31 (B) projected population growth in the county for the ten (10)  
32 years after the date of the request, to the extent available;  
33 and any documentation to support the information provided under  
34 this subdivision.
- 35 (7) A description of the county's use of pre-incarceration  
36 diversion services and post-incarceration reentry services in an  
37 effort to decrease recidivism.
- 38 (8) If the request is a request for a new court or new courts, an  
39 acknowledgment from the county fiscal body (as defined in  
40 IC 36-1-2-6) with the funding sources and estimated costs the  
41 county intends to pay toward the county's part of the operating  
42 costs associated with the new court or new courts.



1 The office of judicial administration shall post the list of required  
2 information provided under this subsection on its website.

3 (e) In each even-numbered year, in addition to the issues assigned  
4 under subsection (a), the interim study committee on courts and the  
5 judiciary shall review the most recent weighted caseload measurement  
6 system report published by the office of judicial administration and do  
7 the following:

8 (1) Identify each county in which the number of courts or judicial  
9 officers exceeds the number used by the county in that report  
10 year.

11 (2) Determine the number of previous report years in which the  
12 number of courts or judicial officers in a county identified in  
13 subdivision (1) exceeded the number used by the county in that  
14 particular report year.

15 (3) Make a recommendation on whether the number of courts or  
16 judicial officers in the county should be decreased.

17 The office of judicial administration shall post a list of the number of  
18 courts or judicial officers used in each county for each report year, and  
19 the number of years in which the number of courts or judicial officers  
20 in the county has exceeded the number used by the county, on its  
21 website.

22 (f) In addition to studying the issues assigned under subsection (a),  
23 the interim study committee on child services shall:

24 (1) review the annual reports submitted by:

25 (A) each local child fatality review team under IC 16-49-3-7;

26 (B) the statewide child fatality review committee under  
27 IC 16-49-4-11; and

28 (C) the department of child services under IC 31-25-2-24;

29 during the immediately preceding twelve (12) month period, and  
30 may make recommendations regarding changes in policies or  
31 statutes to improve child safety; and

32 (2) report to the legislative council before November 1 of each  
33 interim, in an electronic format under IC 5-14-6, the results of:

34 (A) the committee's review under subdivision (1); and

35 (B) the committee's study of any issue assigned to the  
36 committee under subsection (a).

37 (g) In each even-numbered year, in addition to the issues assigned  
38 under subsection (a), the interim study committee on government shall  
39 do the following:

40 (1) Determine whether a group has met in the immediately  
41 preceding two (2) years.

42 (2) Review reports submitted to the committee in accordance with



- 1 IC 1-1-15.5-4.  
 2 (3) Identify all interstate compacts that have been fully  
 3 operational for at least two (2) years to which the state is a party.  
 4 (4) Consider whether to:  
 5 (A) remain a party to; or  
 6 (B) withdraw from;  
 7 each interstate compact.  
 8 (5) If the committee determines that the state should withdraw  
 9 from an interstate compact, identify the steps needed to withdraw.  
 10 (6) Report before November 1 to the legislative council, in an  
 11 electronic format under IC 5-14-6 the committee's:  
 12 (A) recommendations for proposed legislation to repeal  
 13 groups:  
 14 (i) **after determining that the groups** have not met during  
 15 the immediately preceding two (2) years; **and or**  
 16 (ii) after reviewing a group's report under subdivision (2);  
 17 and  
 18 (B) findings and recommendations regarding the interstate  
 19 compacts.  
 20 As used in this subsection, "group" refers to an authority, a board, a  
 21 commission, a committee, a council, a delegate, a foundation, a panel,  
 22 or a task force that is established by statute, has at least one (1)  
 23 legislator assigned to it, and is not staffed by the legislative services  
 24 agency.  
 25 **(h) In each odd-numbered year, in addition to the issues**  
 26 **assigned under subsection (a), the interim study committee on**  
 27 **government shall:**  
 28 **(1) identify each group that has been operational for at least**  
 29 **two (2) state fiscal years;**  
 30 **(2) review the statutory duties and recent activities of each**  
 31 **group identified under subdivision (1);**  
 32 **(3) for each group identified under subdivision (1), determine**  
 33 **whether the group should be:**  
 34 **(A) retained because the group has ongoing statutory**  
 35 **duties and it remains the most appropriate group to fulfill**  
 36 **those duties;**  
 37 **(B) repealed because the group has fulfilled its statutory**  
 38 **duties;**  
 39 **(C) repealed because the group's statutory duties could be**  
 40 **more efficiently fulfilled after transferring them to another**  
 41 **group or state agency; or**  
 42 **(D) repealed because the group's statutory duties are**



1            **redundant because the duties also belong to another group**  
 2            **or state agency; and**  
 3            **(4) report before November 1 to the legislative council, in an**  
 4            **electronic format under IC 5-14-6, the committee's findings**  
 5            **and recommendations regarding the groups evaluated under**  
 6            **this subsection.**

7            **As used in this subsection, "group" refers to an authority, a board,**  
 8            **a commission, a committee, a council, a delegate, a foundation, a**  
 9            **panel, or a task force that is established by statute and not staffed**  
 10           **by the legislative services agency.**

11           ~~(h)~~ (i) In 2026 and 2027, in addition to the issues assigned under  
 12           subsections (a) and (f), the interim study committee on child services  
 13           shall review the report submitted by the child welfare task force under  
 14           IC 2-5-55.7-8. This subsection expires December 31, 2027.

15           SECTION 2. IC 2-5-36-9, AS AMENDED BY P.L.221-2025,  
 16           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17           JULY 1, 2027]: Sec. 9. The commission shall do the following:

- 18           (1) Study and evaluate the following:
- 19           (A) Access to services for vulnerable youth.
  - 20           (B) Availability of services for vulnerable youth.
  - 21           (C) Duplication of services for vulnerable youth.
  - 22           (D) Funding of services available for vulnerable youth.
  - 23           (E) Barriers to service for vulnerable youth.
  - 24           (F) Communication and cooperation by agencies concerning
  - 25           vulnerable youth.
  - 26           (G) Implementation of programs or laws concerning
  - 27           vulnerable youth.
  - 28           (H) The consolidation of existing entities that serve vulnerable
  - 29           youth.
  - 30           (I) Data from state agencies relevant to evaluating progress,
  - 31           targeting efforts, and demonstrating outcomes.
  - 32           (J) Crimes of sexual violence against children.
  - 33           (K) The impact of social networking websites, cellular
  - 34           telephones and wireless communications devices, digital
  - 35           media, and new technology on crimes against children.
- 36           (2) Review and make recommendations concerning pending
- 37           legislation.
- 38           (3) Promote information sharing concerning vulnerable youth
- 39           across the state.
- 40           (4) Promote best practices, policies, and programs.
- 41           (5) Cooperate with:
- 42           (A) other child focused commissions;



- 1 (B) the judicial branch of government;  
 2 (C) the executive branch of government;  
 3 (D) stakeholders; and  
 4 (E) members of the community.
- 5 (6) Create and provide staff support to a statewide juvenile justice  
 6 oversight body to carry out the following duties described in  
 7 section 9.3 of this chapter:
- 8 (A) Develop a plan to collect and report statewide juvenile  
 9 justice data.
- 10 (B) Establish procedures and policies related to the use of:
- 11 (i) a validated risk screening tool and a validated risk and  
 12 needs assessment tool;
- 13 (ii) a detention tool to inform the use of secure detention;
- 14 (iii) a plan to determine how information from the tools  
 15 described in this clause is compiled and shared and with  
 16 whom the information will be shared; and
- 17 (iv) a plan to provide training to judicial officers on the  
 18 implementation of the tools described in this clause.
- 19 (C) Develop criteria for the use of diagnostic assessments as  
 20 described in IC 31-37-19-11.7.
- 21 (D) Develop a statewide plan to address the provision of  
 22 broader behavioral health services to children in the juvenile  
 23 justice system.
- 24 (E) Develop a plan for the provision of transitional services for  
 25 a child who is a ward of the department of correction as  
 26 described in IC 31-37-19-11.5.
- 27 (F) Develop a plan for grant programs described in section 9.3  
 28 of this chapter.
- 29 The initial appointments and designations to the statewide  
 30 juvenile justice oversight body described in this subdivision shall  
 31 be made not later than May 31, 2022. The chief justice of the  
 32 supreme court shall designate the chair of the statewide juvenile  
 33 justice oversight body and shall make the initial appointments and  
 34 designations to the statewide juvenile justice oversight body,  
 35 which may incorporate members of an existing committee or  
 36 subcommittee formed under the commission. The initial meeting  
 37 of the oversight body shall be held not later than July 1, 2022.
- 38 (7) Create and provide staff support to a statewide youth, family,  
 39 and caregiver engagement initiative to carry out the following  
 40 duties:
- 41 (A) Provide staff support and funding for commission  
 42 activities provided by a:



- 1 (i) youth member of the commission appointed under  
 2 section 4 of this chapter; or  
 3 (ii) youth, family, or caregiver member of a commission  
 4 committee, task force, or subcommittee who has been  
 5 appointed as a community member.
- 6 (B) Develop a statewide plan to support, encourage, and  
 7 expand the engagement of youth, families, and caregivers in  
 8 state policymaking impacting youth and children.
- 9 (C) Provide and support educational:  
 10 (i) opportunities;  
 11 (ii) convenings; and  
 12 (iii) experiences;  
 13 that facilitate increased youth, family, and caregiver  
 14 participation.
- 15 (D) Support the efforts of other state agencies and community  
 16 organizations that seek to support, encourage, and expand the  
 17 engagement of youth, families, and caregivers in policy  
 18 decisions impacting youth and children.
- 19 (E) Solicit direct feedback from youth, families, and caregivers  
 20 to inform commission recommendations concerning:  
 21 (i) points of complexity and inefficiency in child serving  
 22 systems;  
 23 (ii) duplication of services and potential points of  
 24 consolidation; and  
 25 (iii) improving time to permanency and reducing the trauma  
 26 of systems involvement.
- 27 (8) Submit a report not later than September 1 of each year  
 28 regarding the commission's work during the previous year. The  
 29 report shall be submitted to the legislative council, the governor,  
 30 and the chief justice of Indiana. The report to the legislative  
 31 council must be in an electronic format under IC 5-14-6.
- 32 **(9) Perform the duties of the commission set forth in**  
 33 **IC 31-26-4.**
- 34 SECTION 3. IC 2-5-53.5 IS ADDED TO THE INDIANA CODE  
 35 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 36 UPON PASSAGE]:
- 37 **Chapter 53.5. Agricultural Promotion and Regulation Task**  
 38 **Force**
- 39 **Sec. 1. As used in this chapter, "task force" refers to the**  
 40 **agricultural promotion and regulation task force established by**  
 41 **section 2 of this chapter.**
- 42 **Sec. 2. The agricultural promotion and regulation task force is**



1 established as a temporary task force which serves the general  
2 assembly. The task force shall operate under IC 2-5-1.2.

3 **Sec. 3. (a) The task force consists of the following sixteen (16)**  
4 **voting members and two (2) nonvoting members:**

5 (1) Two (2) voting members of the senate appointed by the  
6 president pro tempore of the senate. However, one (1)  
7 member must include the chairperson of the senate  
8 agriculture committee.

9 (2) One (1) voting member of the senate appointed by the  
10 minority leader of the senate.

11 (3) Two (2) voting members of the house appointed by the  
12 speaker of the house of representatives. However, one (1)  
13 member must include the chairperson of the house agriculture  
14 and rural affairs committee.

15 (4) One (1) voting member of the house of representatives  
16 appointed by the minority leader of the house of  
17 representatives.

18 (5) The dean of the Purdue University School of Agriculture  
19 or the dean's designee, who is a voting member.

20 (6) The dean of the College of Veterinary Medicine of Purdue  
21 University or the dean's designee, who is a voting member.

22 (7) Eight (8) voting members appointed by the governor as  
23 follows:

24 (A) One (1) member representing the Indiana Farm  
25 Bureau, Inc.

26 (B) One (1) member representing the Agribusiness Council  
27 of Indiana.

28 (C) One (1) member engaged in poultry production.

29 (D) One (1) member engaged in dairying.

30 (E) One (1) member engaged in swine production.

31 (F) One (1) member engaged in beef-type cattle  
32 production.

33 (G) One (1) member engaged in corn production.

34 (H) One (1) member engaged in soybean production.

35 (8) The director of the Indiana state department of  
36 agriculture who serves ex officio and is a nonvoting member.

37 (9) The governor's senior policy adviser, or the adviser's  
38 designee, who is a nonvoting member.

39 (b) The members appointed under subsection (a) serve at the  
40 pleasure of the appointing authority.

41 **Sec. 4. The legislative council shall appoint either the**  
42 **chairperson of the senate agriculture committee or the chairperson**



1 of the house agriculture and rural affairs committee as the  
2 chairperson of the task force for the duration of the task force.

3 **Sec. 5.** A vacancy on the task force shall be filled by the  
4 appointing authority.

5 **Sec. 6.** Nine (9) voting members of the task force constitute a  
6 quorum.

7 **Sec. 7.** The affirmative vote of a majority of the voting members  
8 appointed to the task force is required for the task force to take  
9 action on any measure, including final reports.

10 **Sec. 8.** The task force shall meet at least four (4) times. A  
11 meeting of the task force shall be called by the chairperson.

12 **Sec. 9. (a)** The task force shall study the following:

13 (1) Whether changing the Indiana state department of  
14 agriculture into a regulatory agency compromises the  
15 department's advocacy role for the agriculture industry.

16 (2) Whether changes are needed:

17 (A) to the Indiana state department of agriculture; or

18 (B) to any other state entity that:

19 (i) promotes;

20 (ii) regulates; or

21 (iii) provides advice concerning;

22 agriculture in Indiana;

23 to improve the state's future promotional and regulatory  
24 functions in the agricultural industry.

25 (3) Current and future challenges and opportunities in the  
26 agricultural industry.

27 (4) The interrelationship of all agricultural state entities,  
28 including any informational or regulatory gaps or overlaps  
29 between the state entities.

30 (b) If the task force determines that the transfer of  
31 administration and functions of a state entity from Purdue  
32 University is appropriate, the task force shall study the following:

33 (1) Whether employment issues will arise from transferring  
34 administration, employees, or functions of a state entity  
35 described in this subsection from Purdue University to  
36 another state entity.

37 (2) Whether issues will arise from the transfer of any:

38 (A) property;

39 (B) records;

40 (C) funds; or

41 (D) accounts;

42 from Purdue University to another state entity.



1 (3) The feasibility of transferring administration and  
2 functions of the state entities described in this subsection from  
3 Purdue University to another state entity.

4 Sec. 10. The task force shall request information and testimony  
5 from:

6 (1) agricultural associations, organizations, and businesses;  
7 and

8 (2) heads or designees of state entities that:

9 (A) promote;

10 (B) regulate; or

11 (C) provide advice concerning;  
12 agriculture in Indiana.

13 Sec. 11. The task force shall:

14 (1) develop recommendations in a report concerning the  
15 issues set forth in section 9 of this chapter; and

16 (2) submit the report to the legislative council in an electronic  
17 format under IC 5-14-6 not later than November 1, 2026.

18 Sec. 12. The legislative services agency shall staff the task force.

19 Sec. 13. (a) Each member of the task force who is not a state  
20 employee is entitled to receive the same per diem, mileage, and  
21 travel allowances paid to individuals who serve as legislative and  
22 lay members, respectively, of interim study committees established  
23 by the legislative council.

24 (b) Each member of the task force who is a state employee is  
25 entitled to reimbursement for traveling expenses as provided under  
26 IC 4-13-1-4 and other expenses actually incurred in connection  
27 with the member's duties as provided in the state policies and  
28 procedures established by the Indiana department of  
29 administration and approved by the budget agency.

30 (c) Each member of the task force who is a member of the  
31 general assembly is entitled to receive the same per diem, mileage,  
32 and travel allowances paid to members of the general assembly  
33 serving on interim study committees established by the legislative  
34 council.

35 (d) Per diem, mileage, and travel allowances paid under this  
36 chapter shall be paid from appropriations made to the legislative  
37 council or the legislative services agency.

38 Sec. 14. The task force's expenses shall be paid from  
39 appropriations to the legislative council or the legislative services  
40 agency.

41 Sec. 15. This chapter expires June 30, 2027.

42 SECTION 4. IC 4-1-2-1, AS AMENDED BY P.L.13-2008,



1 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 2 JULY 1, 2027]: Sec. 1. It is the intent of this chapter that state offices  
 3 be open and able to conduct public business at all times during an eight  
 4 and one-half (8 1/2) hour working day. Each employee shall work for  
 5 a full seven and one-half (7 1/2) hours each working day and provision  
 6 for a one (1) hour lunch period shall be provided each employee. Lunch  
 7 hours of employees shall be staggered to permit the conduct of business  
 8 at all times during a working day. Breaks shall be provided as set forth  
 9 in IC 5-10-6-2. It shall be lawful for state offices to close their doors for  
 10 business from the close of the working day each Friday or in the event  
 11 Friday is a legal holiday, then from the close of the working day on the  
 12 Thursday which immediately precedes such legal holiday, until the  
 13 commencement of the working day on the next following Monday, or  
 14 in the event Monday is a legal holiday, then until the commencement  
 15 of the working day on the Tuesday which immediately follows such  
 16 legal holiday; provided, however, that the state library may be kept  
 17 open until noon Saturdays in the discretion of the Indiana library and  
 18 historical board.

19 SECTION 5. IC 4-3-29 IS ADDED TO THE INDIANA CODE AS  
 20 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON  
 21 PASSAGE]:

22 **Chapter 29. Governor's Workforce Cabinet**

23 **Sec. 1. As used in this chapter, "applicable federal program"**  
 24 **refers to the federal human resource programs for which the**  
 25 **cabinet has authority to make recommendations as listed in section**  
 26 **4 of this chapter.**

27 **Sec. 2. As used in this chapter, "cabinet" refers to the**  
 28 **governor's workforce cabinet established by section 3 of this**  
 29 **chapter.**

30 **Sec. 3. The governor's workforce cabinet is established under**  
 31 **the applicable state and federal programs to do the following:**

32 **(1) Review the services and use of funds and resources under**  
 33 **applicable state and federal programs and advise the**  
 34 **governor, general assembly, commission for higher education,**  
 35 **and state board of education on methods of coordinating the**  
 36 **services and use of funds and resources consistent with the**  
 37 **laws and regulations governing the particular applicable state**  
 38 **and federal programs.**

39 **(2) Advise the governor, general assembly, commission for**  
 40 **higher education, and state board of education on:**

41 **(A) the development and implementation of state and local**  
 42 **standards and measures; and**



- 1           **(B) the coordination of the standards and measures;**  
 2           **concerning the applicable federal programs.**  
 3           **(3) Perform the duties as set forth in federal law of the**  
 4           **particular advisory bodies for applicable federal programs**  
 5           **described in section 4 of this chapter.**  
 6           **(4) Identify the workforce needs in Indiana and recommend**  
 7           **to the governor, general assembly, commission for higher**  
 8           **education, and state board of education goals to meet the**  
 9           **investment needs.**  
 10          **(5) Recommend to the governor, general assembly,**  
 11          **commission for higher education, and state board of**  
 12          **education goals for the development and coordination of the**  
 13          **talent development system in Indiana.**  
 14          **(6) Prepare and recommend to the governor, general**  
 15          **assembly, commission for higher education, and state board**  
 16          **of education a strategic plan to accomplish the goals**  
 17          **developed under subdivisions (4) and (5).**  
 18          **(7) Monitor and direct the implementation of and evaluate the**  
 19          **effectiveness of the strategic plan described in subdivision (6).**  
 20          **(8) Advise the governor, general assembly, commission for**  
 21          **higher education, and state board of education on the**  
 22          **coordination of federal, state, and local education and**  
 23          **training programs and on the allocation of state and federal**  
 24          **funds in Indiana to promote effective services, service**  
 25          **delivery, and innovative programs.**  
 26          **(9) Review and approve regional workforce development**  
 27          **board plans, and work with regional workforce development**  
 28          **boards to determine appropriate metrics for workforce**  
 29          **programming at the state and local levels.**  
 30          **(10) Carry out other policy duties and tasks as assigned by the**  
 31          **governor.**  
 32          **Sec. 4. (a) The cabinet shall serve as the state advisory body**  
 33          **required under the following federal laws:**  
 34                  **(1) The Workforce Innovation and Opportunity Act of 2014**  
 35                  **under 29 U.S.C. 3101 et seq., including reauthorizations of**  
 36                  **WIOA.**  
 37                  **(2) The Wagner-Peyser Act under 29 U.S.C. 49 et seq.**  
 38                  **(3) The Carl D. Perkins Vocational and Technical Education**  
 39                  **Improvement Act of 2006 under 20 U.S.C. 2301 et seq.**  
 40                  **(4) The Adult Education and Family Literacy Act under 20**  
 41                  **U.S.C. 9201 et seq.**  
 42          **(b) In addition, the cabinet may be designated to serve as the**



1 state advisory body required under any of the following federal  
 2 laws upon approval of the particular state agency directed to  
 3 administer the particular federal law:

4 (1) The National and Community Service Act of 1990 under  
 5 42 U.S.C. 12501 et seq.

6 (2) Part A of Title IV of the Social Security Act under 42  
 7 U.S.C. 601 et seq.

8 (3) The employment and training programs established under  
 9 the Food Stamp Act of 1977 under 7 U.S.C. 2011 et seq.

10 Sec. 5. (a) The membership of the governor's workforce cabinet  
 11 established by section 3 of this chapter consists of at least  
 12 thirty-one (31) members as follows:

13 (1) A chairperson appointed by the governor.

14 (2) The secretary of career connections and talent, serving as  
 15 a nonvoting member.

16 (3) The commissioner of the department of workforce  
 17 development.

18 (4) The secretary of commerce or the secretary of commerce's  
 19 designee, serving as a nonvoting member.

20 (5) The commissioner of the Indiana commission for higher  
 21 education.

22 (6) The secretary of education.

23 (7) The president of Ivy Tech Community College.

24 (8) The president of Vincennes University.

25 (9) One (1) member representing a research university  
 26 appointed by the governor.

27 (10) One (1) member representing a comprehensive university  
 28 or an independent college appointed by the governor.

29 (11) A member appointed by the governor who is an  
 30 apprenticeship coordinator of a joint labor-management  
 31 apprenticeship program approved by the United States  
 32 Department of Labor, Employment and Training  
 33 Administration, Office of Apprenticeship.

34 (12) A member representing high school career and technical  
 35 education educators or directors appointed by the governor  
 36 in consultation with the Indiana Association of Career and  
 37 Technical Education Districts.

38 (13) Either:

39 (A) a member representing manufacturing appointed by  
 40 the governor in consultation with the Indiana  
 41 Manufacturers Association; or

42 (B) an employee of the Indiana Manufacturers Association



- 1 appointed by the governor.
- 2 (14) A member representing a minority business enterprise
- 3 appointed by the governor.
- 4 (15) A member representing a women's business enterprise
- 5 appointed by the governor.
- 6 (16) A member representing a veteran owned business
- 7 appointed by the governor.
- 8 (17) A member representing the nonunion and construction
- 9 trades appointed by the governor in consultation with the
- 10 Associated Builders and Contractors, Inc., and the Indiana
- 11 Builders Association.
- 12 (18) Either:
- 13 (A) a business owner appointed by the governor in
- 14 consultation with the Indiana Chamber of Commerce; or
- 15 (B) an employee of the Indiana Chamber of Commerce
- 16 appointed by the governor.
- 17 (19) A small business owner appointed by the governor in
- 18 consultation with the National Federation of Independent
- 19 Businesses.
- 20 (20) A member of a community-based organization appointed
- 21 by the governor.
- 22 (21) Three (3) at-large business owners appointed by the
- 23 governor, one (1) of whom is a business owner who employs
- 24 less than fifty (50) employees. One (1) member appointed
- 25 under this subdivision shall be from an organization
- 26 representing technology.
- 27 (22) A school principal, appointed by the governor.
- 28 (23) A school superintendent, appointed by the governor.
- 29 (24) The commissioner of the department of correction,
- 30 serving as a nonvoting member.
- 31 (25) The secretary of family and social services, serving as a
- 32 nonvoting member.
- 33 (26) A member of the house of representatives appointed by
- 34 the speaker of the house of representatives.
- 35 (27) A member of the senate appointed by the president pro
- 36 tempore of the senate.
- 37 (28) Any additional members designated and appointed by the
- 38 governor.
- 39 (b) The members appointed under subsection (a)(13) through
- 40 (a)(21) must be geographically diverse.
- 41 Sec. 6. The cabinet shall meet at the call of the chairperson.
- 42 Sec. 7. (a) Except as otherwise provided in this section, members



1 appointed to the cabinet serve four (4) year terms. The terms of  
 2 members who are not members of the general assembly expire as  
 3 follows:

4 (1) For a member appointed under section 5(a)(9) through  
 5 5(a)(17) of this chapter, December 31, 2028, and every fourth  
 6 year thereafter.

7 (2) For a member appointed under section 5(a)(18) through  
 8 5(a)(23) of this chapter or under section 5(a)(28) of this  
 9 chapter, December 31, 2030, and every fourth year thereafter.

10 The governor must rotate appointments described in section  
 11 5(a)(9) and 5(a)(10) of this chapter so that the same research  
 12 university, comprehensive university, or independent college is not  
 13 represented on the cabinet for two (2) consecutive terms.

14 (b) The members of the general assembly appointed under  
 15 section 5(a)(26) or 5(a)(27) of this chapter serve two (2) year terms  
 16 that expire June 30 of an odd-numbered year. The appropriate  
 17 appointing authority shall fill a vacancy among the legislative  
 18 members of the cabinet.

19 (c) The chairperson appointed under section 5 of this chapter  
 20 serves at the pleasure of the governor.

21 (d) For members appointed by the governor, the governor shall  
 22 promptly make an appointment to fill any vacancy on the cabinet,  
 23 but only for the duration of the unexpired term.

24 Sec. 8. (a) Except as provided in subsection (b) and subject to  
 25 the approval of the chairperson, the state personnel department,  
 26 and the budget agency, the cabinet may employ professional,  
 27 technical, and clerical personnel necessary to carry out the duties  
 28 imposed by this chapter using the following:

29 (1) Funds available under applicable federal and state  
 30 programs.

31 (2) Appropriations by the general assembly for this purpose.

32 (3) Funds in the state technology advancement and retention  
 33 account established by IC 4-12-12-1.

34 (4) Other funds (other than federal funds) available to the  
 35 cabinet for this purpose.

36 (b) The chairperson may contract for services necessary to  
 37 implement this chapter.

38 (c) The cabinet is subject to:

39 (1) the allotment system administered by the budget agency;  
 40 and

41 (2) financial oversight by the office of management and  
 42 budget.



1           **Sec. 9. (a)** Any member of the cabinet who is not a state  
 2 employee is entitled to the minimum salary per diem provided by  
 3 **IC 4-10-11-2.1(b)**. Such a member is also entitled to reimbursement  
 4 for mileage, traveling expenses under **IC 4-13-1-4**, and other  
 5 expenses actually incurred in connection with the member's duties  
 6 as provided in the state policies and procedures established by the  
 7 Indiana department of administration and approved by the budget  
 8 agency.

9           **(b)** Any member of the cabinet who is a state employee is  
 10 entitled to reimbursement for traveling expenses under **IC 4-13-1-4**  
 11 and other expenses actually incurred in connection with the  
 12 member's duties as provided in the state policies and procedures  
 13 established by the Indiana department of administration and  
 14 approved by the budget agency.

15           **(c)** Any member of the cabinet who is a member of the general  
 16 assembly is entitled to receive the same per diem, mileage, and  
 17 travel allowances paid to members of the general assembly serving  
 18 on interim study committees established by the legislative council.  
 19 Per diem, mileage, and travel allowances paid under this  
 20 subsection shall be paid from appropriations made to the  
 21 legislative council or the legislative services agency.

22           **(d)** Expenses paid under subsections (a) and (b) shall be paid  
 23 from appropriations made to the cabinet.

24           **Sec. 10. (a)** The cabinet shall adopt bylaws and rules governing  
 25 the cabinet's organization and operation, including bylaws and  
 26 rules governing the establishment of advisory committees  
 27 considered necessary by the cabinet, scheduling of cabinet  
 28 meetings, and other activities necessary to implement this chapter.

29           **(b)** The cabinet's meetings and advisory committee meetings are  
 30 subject to **IC 5-14-1.5** (open door law).

31           **Sec. 11.** The state shall certify to:

32           **(1)** the United States Secretary of Labor the establishment  
 33 and membership of the cabinet before the beginning of each  
 34 period of two **(2)** program years for which a job training plan  
 35 is submitted under this chapter; and

36           **(2)** any other appropriate United States Secretary charged  
 37 with administering a particular applicable federal program  
 38 the establishment and membership of the cabinet.

39           SECTION 6. **IC 4-4-16-2**, AS AMENDED BY P.L.83-2005,  
 40 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41 JULY 1, 2026]: **Sec. 2. (a)** The Indiana main street council is  
 42 established. The council consists of:



1 (1) the secretary of agriculture and rural development or a person  
 2 designated by the secretary, who shall serve as chairman; and  
 3 (2) at least seven (7) but not more than ten (10) persons appointed  
 4 by the secretary, who represent organizations concerned with the  
 5 purposes of the program established by this chapter and who  
 6 represent all geographic regions of the state.

7 (b) Members appointed to the council by the secretary shall serve  
 8 for a term of three (3) years, beginning on July 1 after their  
 9 appointment. However, a member appointed to fill a vacancy on the  
 10 council shall serve for the remainder of the unexpired term.

11 (c) The council shall:

- 12 (1) develop and direct policy;
- 13 (2) coordinate administrative techniques; and
- 14 (3) provide assistance;

15 to carry out the purposes of the Indiana main street program.

16 (d) Each member of the council who is not a state employee is  
 17 entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b).  
 18 Each member is entitled to reimbursement for traveling expenses and  
 19 other expenses actually incurred in connection with the member's  
 20 duties, as provided in the state travel policies and procedures  
 21 established by the department of administration and approved by the  
 22 state budget agency.

23 **(e) This section expires December 31, 2026.**

24 SECTION 7. IC 4-4-16-3, AS AMENDED BY P.L.83-2005,  
 25 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2027]: Sec. 3. **(a)** To carry out the purposes described in  
 27 section 1 of this chapter, the office of rural affairs ~~acting for and on~~  
 28 ~~behalf of the Indiana main street council and the Indiana main street~~  
 29 ~~program~~, may:

- 30 (1) execute contractual agreements;
- 31 (2) receive money from any source;
- 32 (3) expend money for an activity appropriate to the purposes of  
 33 this chapter; and
- 34 (4) execute agreements and cooperate with:
  - 35 (A) any other state or federal department or agency;
  - 36 (B) Indiana political subdivisions; or
  - 37 (C) any private person or corporation.

38 **(b) The office of rural affairs shall:**

- 39 **(1) develop and direct policy;**
- 40 **(2) coordinate administrative techniques; and**
- 41 **(3) provide assistance;**

42 **to carry out the purposes of the Indiana main street program.**



1 SECTION 8. IC 4-13.6-1-11 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. "Professional  
 3 services" mean the services of:

- 4 (1) a person registered or certified under ~~IC 25-4~~; **IC 25-4-1 or**  
 5 **IC 25-4-2**;  
 6 (2) a person licensed under ~~IC 25-31~~; **IC 25-4-3**; or  
 7 (3) a person who performs services or studies that:  
 8 (A) relate to the design or the feasibility of a building,  
 9 structure, or improvement; and  
 10 (B) are recognized in the industry as professional in nature.

11 SECTION 9. IC 4-15-12-8 IS REPEALED [EFFECTIVE JULY 1,  
 12 2027]. Sec. 8: (a) There is created the affirmative action advisory  
 13 committee to assist in the effective implementation of the affirmative  
 14 action policy. The committee is composed of eight (8) members. The  
 15 governor shall appoint the members of the committee with the advice  
 16 of the affirmative action officer. The members serve at the pleasure of  
 17 the governor.

18 (b) A member of the committee is entitled to reimbursement for  
 19 traveling expenses and other expenses actually incurred in connection  
 20 with the member's duties, as provided in the state travel policies and  
 21 procedures established by the department of administration and  
 22 approved by the budget agency. A member who is not an officer or  
 23 employee of the state is entitled to the minimum salary per diem as  
 24 provided in IC 4-10-11-2.1(b) while performing the member's duties.

25 (c) The committee shall select from its membership a chairperson  
 26 and vice chairperson to serve for one (1) year from the date of  
 27 selection. They may be reelected at the pleasure of the committee. In  
 28 any instance where the chairperson or vice chairperson does not serve  
 29 the chairperson's or vice chairperson's full term, the committee shall  
 30 select another to serve in the chairperson's or vice chairperson's own  
 31 right a full term.

32 (d) The affirmative action advisory committee shall:

- 33 (1) provide liaison activities with the affirmative action officer  
 34 with respect to problems and suggestions concerning the  
 35 affirmative action policy;  
 36 (2) advise the affirmative action officer and the governor of  
 37 recommended changes in the implementation of the affirmative  
 38 action policy and improved guidelines for state agency programs;  
 39 and  
 40 (3) advise the governor and the affirmative action officer  
 41 concerning the effectiveness and status of the total  
 42 implementation of the affirmative action policy.



1 (e) The affirmative action advisory committee may review the  
 2 affirmative action programs of state agencies for effectiveness and  
 3 improvements.

4 SECTION 10. IC 4-22-2-0.3, AS ADDED BY P.L.220-2011,  
 5 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2027]: Sec. 0.3. (a) The adoption of any rule by a state agency  
 7 without the approval of the fire prevention and building safety  
 8 commission **established under IC 22-12-2-1 (before its repeal)**  
 9 before July 1, 1987, is legalized and validated.

10 (b) **The adoption of any rule by the fire prevention and building**  
 11 **safety commission before July 1, 2027, is legalized and validated**  
 12 **and considered a rule of the department of homeland security after**  
 13 **June 30, 2027.**

14 SECTION 11. IC 4-22-2.6-4, AS AMENDED BY P.L.213-2025,  
 15 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 4. (a) To readopt a rule, an agency must conduct  
 17 a review of the rule to consider the continued need for the rule and  
 18 whether the rule, if readopted, will meet each of the standards in  
 19 IC 4-22-2-19.5 and (if applicable) the requirements for fees, fines, and  
 20 civil penalties in IC 4-22-2-19.6.

21 (b) In the review, the agency shall reexamine previous cost benefit,  
 22 economic impact, fiscal impact, and regulatory burden statements  
 23 prepared by the agency for the rule under IC 4-3-22-13, IC 4-22-2-22.7,  
 24 IC 4-22-2-22.8, IC 4-22-2-28, IC 4-22-2.1-5, or an executive order and  
 25 revise the statements to reflect any change in circumstances that affect  
 26 the analysis. The agency shall identify any alternative methods of  
 27 achieving the purpose of the rule that are less costly or less intrusive,  
 28 or that would otherwise minimize the economic impact of the proposed  
 29 rule on small businesses (as defined in IC 4-22-2.1-4) and other  
 30 regulated entities. The agency also shall consider the following:

31 (1) The nature of any complaints or comments received from the  
 32 public, including small businesses (as defined in IC 4-22-2.1-4),  
 33 concerning the rule or the rule's implementation by the agency.

34 (2) The complexity of the rule, including any difficulties  
 35 encountered by:

36 (A) the agency in administering the rule; or

37 (B) small businesses (as defined in IC 4-22-2.1-4) or other  
 38 regulated persons in complying with the rule.

39 (3) The degree to which technology, economic conditions, or  
 40 other factors have changed in the area affected by the rule since  
 41 the last time the rule was reviewed.

42 (c) **In the review, the agency shall compare the requirements**



1 within the rule to similar requirements in Illinois, Kentucky,  
 2 Michigan, Ohio, and any additional states designated by the office  
 3 of management and budget for comparison.

4 (c) (d) The agency shall prepare written findings concerning the  
 5 agency's determinations under this section. **The written findings shall**  
 6 **include the following:**

7 (1) A statement identifying whether the program or subject  
 8 matter covered by the rule is still carried out by the agency.

9 (2) The rationale for the agency's determination under  
 10 subsection (a) for the continued need for the rule.

11 (3) The rationale for the agency's determination under  
 12 subsection (a) that the rule, if readopted, will meet each of the  
 13 standards in IC 4-22-2-19.5 and (if applicable) the  
 14 requirements for fees, fines, and civil penalties in  
 15 IC 4-22-2-19.6.

16 (4) Either of the following:

17 (A) Any revisions to previously prepared cost benefit,  
 18 economic impact, fiscal impact, or regulatory burden  
 19 statements prepared by the agency for the rule under:

20 (i) IC 4-3-22-13;

21 (ii) IC 4-22-2-22.7;

22 (iii) IC 4-22-2-22.8;

23 (iv) IC 4-22-2-28; or

24 (v) IC 4-22-2.1-5;

25 if those previously prepared statements were published by  
 26 the Indiana Register.

27 (B) If the rule did not have a prior cost benefit, economic  
 28 impact, fiscal impact, or regulatory burden statement  
 29 prepared by the agency for the rule under:

30 (i) IC 4-3-22-13;

31 (ii) IC 4-22-2-22.7;

32 (iii) IC 4-22-2-22.8;

33 (iv) IC 4-22-2-28; or

34 (v) IC 4-22-2.1-5;

35 published in the Indiana Register, a copy of an updated  
 36 regulatory burden statement that meets the requirements  
 37 of IC 4-22-2-22.7.

38 (5) Any alternative methods of achieving the purpose of the  
 39 rule that are less costly or less intrusive, or that would  
 40 otherwise minimize the economic impact of the proposed rule  
 41 on small businesses (as defined in IC 4-22-2.1-4) and other  
 42 regulated entities.



1 (6) The nature of any complaints or comments received from  
 2 the public, including small businesses (as defined in  
 3 IC 4-22-2.1-4), concerning the rule or the rule's  
 4 implementation by the agency.

5 (7) Any difficulties encountered by:

6 (A) the agency in administering the rule; or

7 (B) small businesses (as defined in IC 4-22-2.1-4) or other  
 8 regulated persons in complying with the rule.

9 (8) The degree to which technology, economic conditions, or  
 10 other factors have changed in the area affected by the rule  
 11 since the last time the rule was adopted, readopted, or  
 12 amended.

13 (9) Whether the federal government or any of the states  
 14 covered by subsection (c) have less restrictive requirements  
 15 than the rule, and, if so, the evidence or unique circumstances  
 16 that justify why the more restrictive requirements in the rule  
 17 are necessary.

18 (10) The last time the substantive content of the rule was  
 19 amended.

20 (11) Whether the substantive content in the rule would be  
 21 more appropriately integrated into the Indiana Code as  
 22 opposed to remaining as a separate administrative rule. In  
 23 making such a determination, the agency shall consider the  
 24 frequency of updates to the rule since its initial promulgation.  
 25 If the substantive content of the rule has not been modified in  
 26 the prior eight (8) years, the agency must present specific  
 27 facts that justify keeping the substantive content in an  
 28 administrative rule rather than the Indiana Code.

29 (e) The written findings in subsection (d) must be submitted in  
 30 a form that can be easily loaded into commonly used business  
 31 analysis software and published in the Indiana Register using the  
 32 format jointly developed by the publisher, the office of  
 33 management and budget, and the budget agency. The office of  
 34 management and budget may provide more stringent requirements  
 35 for rules with fiscal impacts and costs above a threshold amount  
 36 determined by the office of management and budget.

37 SECTION 12. IC 4-22-2.6-5, AS AMENDED BY P.L.93-2024,  
 38 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 JULY 1, 2027]: Sec. 5. (a) If an agency elects to readopt a rule  
 40 under this chapter, the agency shall submit a copy of the written  
 41 findings under section 4 of this chapter to the office of management  
 42 and budget and the legislative council not later than the first



1 **regular business day in July of the year preceding the year in**  
 2 **which the rule expires under this chapter.**

3 (a) (b) If an agency elects to readopt a rule under this chapter, the  
 4 agency shall submit a notice of proposed readoption to the publisher  
 5 not later than the first regular business day in September of the year  
 6 preceding the year in which the rule expires under this chapter for  
 7 publication in the Indiana Register. A separate notice must be  
 8 published for each board or other person or entity with rulemaking  
 9 authority.

10 (b) (c) The notice must include the following:

11 (1) A general description of the subject matter of all rules  
 12 proposed to be readopted.

13 (2) A listing of rules that are proposed to be readopted, listed by  
 14 their titles and subtitles only.

15 (3) A written public comment period of thirty (30) days and  
 16 instructions on how to submit written comments to the agency.

17 (4) A request for comments on whether specific rules should be  
 18 reviewed through the regular rulemaking process under  
 19 IC 4-22-2-23 through IC 4-22-2-36 (as modified by IC 13-14-9,  
 20 when applicable).

21 (5) A summary of The agency's **written** findings under section 4  
 22 of this chapter.

23 (6) Any other information required by the publisher.

24 (c) (d) The agency shall submit the material in the form required by  
 25 IC 4-22-2-20. The agency need not resubmit the documents required by  
 26 IC 4-22-2-21 if the publisher received a copy of the documents when  
 27 the rule was previously adopted or amended. The publisher shall  
 28 review the material submitted under this section and determine the date  
 29 that the publisher intends to include the material in the Indiana  
 30 Register. After:

31 (1) establishing the intended publication date; and

32 (2) receiving the material as required by this section;

33 the publisher shall provide an electronic mail authorization to proceed  
 34 to the agency and publish the material on the intended publication date.

35 SECTION 13. IC 4-23-6 IS REPEALED [EFFECTIVE JULY 1,  
 36 2027]. (Commission on Forensic Sciences).

37 SECTION 14. IC 4-23-6.5-4, AS AMENDED BY P.L.56-2023,  
 38 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 JULY 1, 2027]: Sec. 4. (a) The board consists of seven (7) members.  
 40 The board must include the following:

41 (1) The commissioner of the Indiana department of health or the  
 42 commissioner's designee.



- 1           (2) The chairman of the commission on forensic sciences or the  
2           chairman's designee.
- 3           (3) The superintendent of the state police department or the  
4           superintendent's designee.
- 5           (4) Four (4) county coroners appointed by the governor, who  
6           shall consider appointing coroners who are women or members  
7           of minority groups.
- 8           **(4) An attorney appointed by the governor.**
- 9           (b) Not more than two (2) of the county coroner members of the  
10          board may be from the same political party.
- 11          SECTION 15. IC 4-23-7-2, AS AMENDED BY P.L.84-2012,  
12          SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13          JULY 1, 2027]: Sec. 2. (a) The management and control of the Indiana  
14          library and historical department is hereby vested in a board which  
15          shall be known as the Indiana library ~~and historical~~ board, and which  
16          shall consist of five (5) members, who shall be appointed by the  
17          governor.
- 18          (b) All members shall be appointed for terms of four (4) years. A  
19          person may not be appointed as a member of the Indiana library ~~and~~  
20          ~~historical~~ board unless the person is a citizen of high standing and  
21          probity and has a known and active interest in library or historical  
22          work. The members of the board shall be appointed as follows:
- 23                  (1) One (1) member of the library ~~and historical~~ board shall be  
24                  appointed on recommendation of the state board of education.
- 25                  (2) One (1) member must be appointed on the recommendation of  
26                  the Indiana Library Federation.
- 27                  (3) At least one (1) member shall be appointed on  
28                  recommendation of the Indiana historical society.
- 29                  (4) At least one (1) member must be a public library trustee  
30                  appointed on the recommendation of the Indiana Library Trustee  
31                  Association.
- 32          (c) The members of the board shall serve without compensation, but  
33          shall be entitled to receive their actual expenses necessarily incurred  
34          in attending the meetings and transacting the business of the board, and  
35          in participating in such other activities as may be in the interest of the  
36          department.
- 37          (d) Any vacancy which may occur in the membership of the board  
38          for any cause shall be filled by appointment by the governor for the  
39          unexpired term.
- 40          (e) The board may prepare plans subject to the approval of the  
41          governor and advise with the proper officials in the construction of  
42          alterations and additions to the building and provide necessary



1 equipment and furnishings within the appropriations of funds for these  
2 purposes.

3 (f) The board may receive and administer any state or federal aid  
4 which may become available for the improvement and development of  
5 library and historical services in Indiana.

6 SECTION 16. IC 4-23-7-2.1, AS AMENDED BY P.L.42-2018,  
7 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2027]: Sec. 2.1. (a) The Indiana library ~~and historical~~ board  
9 shall elect one (1) of its members as president, another as secretary,  
10 and such other officers as it determines, each of whom shall hold office  
11 for a term of one (1) year.

12 (b) The board may designate the director of the state library as the  
13 executive secretary of the board with duties as prescribed by the board.

14 SECTION 17. IC 4-23-7-5, AS AMENDED BY P.L.42-2018,  
15 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2027]: Sec. 5. Subject to the provisions of this chapter, the  
17 Indiana library ~~and historical~~ board shall formulate policies for the  
18 care, management, and expansion of the Indiana library and historical  
19 department so that the department is operated according to the most  
20 approved standards of library and historical service.

21 SECTION 18. IC 4-23-7-5.2 IS AMENDED TO READ AS  
22 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5.2. The Indiana library  
23 ~~and historical~~ board may accept gifts, bequests, and devises of personal  
24 and real property for the maintenance, use, or benefit of the Indiana  
25 library and historical department under such terms and conditions and  
26 with such obligations, liabilities, and burdens as in the judgment of the  
27 board and the governor is in the best interest of the Indiana library and  
28 historical department; however, no obligation, liability, or burden shall  
29 be assumed that is in excess of appropriations made by law for the  
30 payment of such obligations, liabilities, and burdens.

31 SECTION 19. IC 4-23-7-5.3, AS AMENDED BY P.L.1-2009,  
32 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 5.3. (a) The Indiana library ~~and historical~~ board  
34 may, on the recommendation of the director of the state library, sell,  
35 lease, exchange, or otherwise dispose of library materials under:

36 (1) IC 5-22-21; or

37 (2) IC 5-22-22.

38 (b) The Indiana library ~~and historical~~ board may, on the  
39 recommendation of the director of the state library and in accordance  
40 with policies and procedures adopted by the board, sell, donate, or  
41 exchange library materials to or with other public or nonprofit libraries  
42 or historical societies.



1 (c) The Indiana library ~~and historical~~ board may, on the  
 2 recommendation of the director of the state library, adopt policies and  
 3 procedures for evaluating a proposal to:

- 4 (1) accept gifts of;  
 5 (2) sell;  
 6 (3) exchange; or  
 7 (4) otherwise dispose of;

8 library materials described in IC 4-23-7.1-3.

9 SECTION 20. IC 4-23-7-5.4 IS AMENDED TO READ AS  
 10 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5.4. (a) The library and  
 11 historical department fund is established as a dedicated fund to be  
 12 administered by the Indiana library ~~and historical~~ board. The monies  
 13 in the fund may be expended by the board exclusively for the  
 14 maintenance, use, or benefit of the Indiana library and historical  
 15 department.

16 (b) The proceeds from the sale of items as directed by law or by the  
 17 Indiana library ~~and historical~~ board, from gifts of money or the  
 18 proceeds from the sale of gifts donated to the fund, and from  
 19 investment earnings from any portion of the fund, shall be deposited in  
 20 the fund.

21 (c) All monies accruing in the fund are hereby appropriated  
 22 continuously for the purposes specified in this section.

23 (d) No portion of the fund shall revert to the general fund of the  
 24 state at the end of a fiscal year; however, if the fund is abolished, its  
 25 contents shall revert to the general fund of the state.

26 SECTION 21. IC 4-23-7.1-1, AS AMENDED BY P.L.42-2018,  
 27 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2027]: Sec. 1. As used in this chapter:

- 29 (1) "Agency" means any state administration, agency, authority,  
 30 board, bureau, commission, committee, council, department,  
 31 division, institution, office, service, or other similar body of state  
 32 government.  
 33 (2) "Board" means the Indiana library ~~and historical~~ board  
 34 established by IC 4-23-7-2.  
 35 (3) "Department" means the Indiana library and historical  
 36 department established by IC 4-23-7-1.  
 37 (4) "Director" means director of the Indiana state library.  
 38 (5) "Historical bureau" means the Indiana historical bureau  
 39 established by IC 4-23-7.2-2.  
 40 (6) "Public library" has the meaning set forth in IC 36-12-1-5.  
 41 (7) "State library" means the Indiana state library established by  
 42 IC 4-23-7-3.



- 1 (8) "Statewide library card program" refers to the program  
 2 established by section 5.1 of this chapter.
- 3 SECTION 22. IC 4-23-7.1-4 IS AMENDED TO READ AS  
 4 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. The state library  
 5 shall initiate or participate in plans or programs for historical or library  
 6 development in Indiana that are considered appropriate by the Indiana  
 7 library and historical board.
- 8 SECTION 23. IC 4-23-7.1-23 IS AMENDED TO READ AS  
 9 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 23. The enumeration  
 10 of the specific powers and duties in this chapter does not exclude the  
 11 state library from engaging in any other activity, not contrary to law,  
 12 that the Indiana library and historical board may consider appropriate  
 13 in the development of library service to state government, to the  
 14 libraries and library profession of Indiana, and to the citizens of the  
 15 state.
- 16 SECTION 24. IC 4-23-7.1-32, AS AMENDED BY P.L.84-2012,  
 17 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 18 JULY 1, 2027]: Sec. 32. Any book or other library material, unless  
 19 restricted because of its value, physical condition, historical  
 20 importance, demand, requirement for research, or legal or contractual  
 21 restriction, belonging to or in custody of the state library may be  
 22 borrowed for use outside of the library by any resident of the state or  
 23 any library in accordance with policies adopted by the Indiana library  
 24 and historical board.
- 25 SECTION 25. IC 4-23-7.1-39.1 IS REPEALED [EFFECTIVE JULY  
 26 1, 2027]. Sec. 39.1: (a) ~~The state library advisory council is established  
 27 for the purpose of advising the board and the state librarian concerning:~~  
 28 ~~(1) general policies of the state library;~~  
 29 ~~(2) plans or programs for library development and interlibrary~~  
 30 ~~cooperation;~~  
 31 ~~(3) library research;~~  
 32 ~~(4) professional development for librarians;~~  
 33 ~~(5) standards and rules for library services;~~  
 34 ~~(6) administration and distribution of state and federal funds; and~~  
 35 ~~(7) other matters as requested by the board and the state librarian.~~  
 36 ~~(b) The advisory council consists of not more than fifteen (15)~~  
 37 ~~members.~~  
 38 ~~(c) The board shall appoint the members of the advisory council;~~  
 39 ~~with nominations for appointment from library organizations and the~~  
 40 ~~state librarian.~~  
 41 ~~(d) Members of the advisory council shall serve two (2) year terms.~~  
 42 ~~However, the board shall stagger the terms of the initial appointees.~~



1 (e) Notwithstanding subsection (d), if a member misses a majority  
 2 of the advisory council's meetings in a calendar year, the board may  
 3 remove the member and appoint a new member to serve the remainder  
 4 of the term of the member removed under this subsection.

5 (f) A member of the advisory council is not entitled to  
 6 compensation, per diem, or reimbursement for expenses.

7 (g) A quorum of the members must be present for the advisory  
 8 council to take any official action. A quorum of the advisory council  
 9 consists of a majority of the members appointed to the advisory  
 10 council. An affirmative vote by a majority of the members present is  
 11 needed for the advisory council to make a recommendation or take any  
 12 official action.

13 SECTION 26. IC 4-23-7.2-1, AS AMENDED BY P.L.42-2018,  
 14 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 15 JULY 1, 2027]: Sec. 1. The following definitions apply throughout this  
 16 chapter:

17 (1) "Agency" means any state administration, agency, authority,  
 18 board, bureau, commission, committee, council, department,  
 19 division, institution, office, service, or other similar body of state  
 20 government.

21 (2) "Board" means the Indiana library and historical board  
 22 established by IC 4-23-7-2.

23 (3) "Department" means the Indiana library and historical  
 24 department established by IC 4-23-7-1.

25 (4) "Deputy director" means the deputy director of the Indiana  
 26 historical bureau.

27 (5) "Director" means director of the library.

28 (6) "Historical bureau" means the Indiana historical bureau  
 29 established by section 2 of this chapter.

30 (7) "Library" means the Indiana state library established by  
 31 IC 4-23-7-3.

32 SECTION 27. IC 4-23-12 IS REPEALED [EFFECTIVE JULY 1,  
 33 2027]. (Indiana Commission for Arts and Humanities in Education).

34 SECTION 28. IC 4-23-24.1 IS REPEALED [EFFECTIVE JULY 1,  
 35 2027]. (Dr. Martin Luther King Jr. Indiana Holiday Commission).

36 SECTION 29. IC 4-23-25 IS REPEALED [EFFECTIVE JULY 1,  
 37 2027]. (Indiana Commission for Women).

38 SECTION 30. IC 4-23-26 IS REPEALED [EFFECTIVE JUNE 1,  
 39 2027]. (Advisory Committee for Children With Special Health Needs).

40 SECTION 31. IC 4-23-27 IS REPEALED [EFFECTIVE JULY 1,  
 41 2027]. (Children's Health Policy Board).

42 SECTION 32. IC 4-23-28 IS REPEALED [EFFECTIVE JULY 1,



1 2027]. (Commission on Hispanic/Latino Affairs).

2 SECTION 33. IC 4-23-31 IS REPEALED [EFFECTIVE JULY 1,  
3 2027]. (Commission on the Social Status of Black Males).

4 SECTION 34. IC 4-23-32 IS REPEALED [EFFECTIVE JULY 1,  
5 2027]. (Native American Indian Affairs Commission).

6 SECTION 35. IC 4-23-36 IS ADDED TO THE INDIANA CODE  
7 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2027]:

9 **Chapter 36. Indiana Cultural Commission**

10 **Sec. 1. As used in this chapter, "commission" refers to the**  
11 **Indiana cultural commission established by section 3 of this**  
12 **chapter.**

13 **Sec. 2. As used in this chapter, "Native American Indian" means**  
14 **an individual who is at least one (1) of the following:**

15 (1) An Alaska native as defined in 43 U.S.C. 1602(b).

16 (2) An Indian as defined in 25 U.S.C. 450b(d).

17 (3) A native Hawaiian as defined in 20 U.S.C. 7517(1).

18 **Sec. 3. The Indiana cultural commission is established.**

19 **Sec. 4. (a) The commission consists of fifteen (15) members**  
20 **appointed as follows:**

21 (1) Two (2) members of the house of representatives  
22 appointed as follows:

23 (A) One (1) member appointed by the speaker of the house  
24 of representatives.

25 (B) One (1) member appointed by the minority leader of  
26 the house of representatives.

27 (2) Two (2) members of the senate appointed as follows:

28 (A) One (1) member appointed by the president pro  
29 tempore of the senate.

30 (B) One (1) member appointed by the minority leader of  
31 the senate.

32 (3) One (1) individual who is not a member of the general  
33 assembly appointed by the speaker of the house of  
34 representatives.

35 (4) One (1) individual who is not a member of the general  
36 assembly appointed by the president pro tempore of the  
37 senate.

38 (5) The secretary of the family and social services  
39 administration, or the secretary's designee.

40 (6) The commissioner of the Indiana department of health, or  
41 the commissioner's designee.

42 (7) The secretary of education, or the secretary's designee.



- 1           **(8) The commissioner of the department of correction, or the**  
 2           **commissioner's designee.**
- 3           **(9) The director of the civil rights commission, or the**  
 4           **director's designee.**
- 5           **(10) Four (4) individuals appointed by the governor in**  
 6           **accordance with subsection (b).**
- 7           **(b) The following apply to members of the commission**  
 8           **appointed by the governor under subsection (a)(10):**
- 9           **(1) The appointed individuals may not be members of the**  
 10           **general assembly or state employees.**
- 11           **(2) The appointed individuals must represent the following:**
- 12           **(A) African Americans.**
- 13           **(B) The Hispanic/Latino community.**
- 14           **(C) Women.**
- 15           **(D) Native American Indians.**
- 16           **(c) If a legislative member of the commission ceases to be a**  
 17           **member of the legislative chamber from which the member was**  
 18           **appointed, the member ceases to be a member of the commission.**
- 19           **(d) A member of the commission:**
- 20           **(1) serves at the pleasure of the member's appointing**  
 21           **authority; and**
- 22           **(2) may be removed at any time by the appointing authority.**
- 23           **(e) If a vacancy on the commission occurs, the appointing**  
 24           **authority who appointed the former member whose position has**  
 25           **become vacant shall appoint an individual to fill the vacancy. An**  
 26           **individual appointed to fill a vacancy serves on the commission for**  
 27           **the remainder of the unexpired term of the individual's**  
 28           **predecessor.**
- 29           **Sec. 5. (a) A member of the commission may be reappointed for**  
 30           **successive terms.**
- 31           **(b) The following members serve a two (2) year term that**  
 32           **expires June 30 of an odd-numbered year:**
- 33           **(1) A member of the general assembly appointed to the**  
 34           **commission under section 4 of this chapter.**
- 35           **(2) A member appointed to the commission under section**  
 36           **4(a)(3) or 4(a)(4) of this chapter.**
- 37           **(c) A member appointed to the commission under section**  
 38           **4(a)(10) of this chapter serves a term that expires December 31,**  
 39           **2028, and each fourth year thereafter.**
- 40           **Sec. 6. (a) The commission shall meet:**
- 41           **(1) at the call of the chairperson as necessary to fulfill its**  
 42           **duties under this chapter; and**



- 1           (2) at least once quarterly in each calendar year.
- 2           (b) The chairperson shall designate the following subcommittees
- 3 to meet at least two (2) times each year:
- 4           (1) African American affairs.
- 5           (2) Hispanic/Latino affairs.
- 6           (3) Women and families.
- 7           (4) Native American Indian affairs.
- 8 Each subcommittee shall submit an annual report on its activities
- 9 to the full commission.
- 10          (c) A subcommittee designated under this section is comprised
- 11 of at least three (3) members of the commission appointed by the
- 12 chairperson.
- 13          Sec. 7. (a) At the first official meeting of the commission each
- 14 year, the members shall elect:
- 15           (1) a member to serve as the chairperson of the commission;
- 16           and
- 17           (2) a member to serve as the vice chairperson of the
- 18           commission.
- 19          (b) A member elected to serve as chairperson or vice
- 20          chairperson of the commission shall serve for a term of one (1)
- 21          year. The term of office expires at the first commission meeting
- 22          held in the following year.
- 23          (c) A vacancy in the office of chairperson or vice chairperson
- 24          must be filled by a member of the commission selected by vote of
- 25          the remaining members of the commission.
- 26          Sec. 8. Eight (8) members of the commission constitute a
- 27          quorum for conducting commission business. The affirmative vote
- 28          of at least eight (8) members is required for the commission to take
- 29          official action on any measure. A member of the commission may
- 30          participate in a meeting by electronic means in accordance with
- 31          IC 5-14-1.5-3.6 as long as at least five (5) members of the
- 32          commission are physically present at the meeting.
- 33          Sec. 9. (a) Each member of the commission who is not a state
- 34          employee is entitled to the minimum salary per diem provided by
- 35          IC 4-10-11-2.1(b). The member is also entitled to reimbursement
- 36          for mileage and traveling expenses as provided under IC 4-13-1-4,
- 37          and other expenses actually incurred in connection with the
- 38          member's duties as provided in the state policies and procedures
- 39          established by the Indiana department of administration and
- 40          approved by the budget agency.
- 41          (b) Each member of the commission who is a state employee is
- 42          entitled to reimbursement for traveling expenses as provided under



1 IC 4-13-1-4 and other expenses actually incurred in connection  
 2 with the member's duties as provided in the state policies and  
 3 procedures established by the Indiana department of  
 4 administration and approved by the budget agency.

5 (c) Each member of the commission who is a member of the  
 6 general assembly is entitled to receive the same per diem, mileage,  
 7 and travel allowances paid to members of the general assembly  
 8 serving on interim study committees established by the legislative  
 9 council. Per diem, mileage, and travel allowances paid under this  
 10 subsection shall be paid from appropriations made to the  
 11 legislative council or the legislative services agency.

12 (d) Expenses paid under subsections (a) and (b) shall be paid  
 13 from appropriations made to the civil rights commission.

14 **Sec. 10. The commission shall do the following:**

15 (1) Identify, study, and research issues affecting  
 16 underrepresented and minority groups, including the groups  
 17 described in section 6(b) of this chapter, in the following  
 18 areas:

19 (A) Health care.

20 (B) Economic and business development.

21 (C) Employment.

22 (D) Education.

23 (E) Social and family development.

24 (F) Housing.

25 (G) Civil rights.

26 (H) The justice system.

27 (I) Any other aspect of society identified by the  
 28 commission.

29 (2) Promote cooperation and understanding between  
 30 communities throughout Indiana.

31 (3) Assess the needs of underrepresented and minority groups  
 32 and identify recommendations to resolve those needs.

33 (4) Promote full participation of underrepresented and  
 34 minority groups in all aspects of society.

35 (5) Identify legal and social barriers to underrepresented and  
 36 minority groups.

37 (6) Identify measures that could facilitate easier access to  
 38 state and local government services by underrepresented and  
 39 minority groups.

40 (7) Make recommendations to appropriate governmental  
 41 agencies regarding issues of preservation and excavation of  
 42 Native American Indian historical and archeological sites,



1 including the reburial of remains of Native American Indians,  
2 that are consistent with IC 14-21-1-25.5.

3 (8) Monitor legislation, policies, and other legal developments  
4 in order to make recommendations to the general assembly  
5 and the governor that support the commission's purposes.

6 (9) Gather, study, and disseminate information on  
7 underrepresented and minority groups through publications,  
8 public hearings, conferences, and other means.

9 (10) Before November 1 of each year, submit an annual report  
10 on the commission's activities to:

11 (A) the governor; and

12 (B) the legislative council in an electronic format under  
13 IC 5-14-6.

14 Sec. 11. The commission may study topics that are not described  
15 in section 10 of this chapter as assigned by the legislative council.

16 Sec. 12. The commission may do the following:

17 (1) Designate and appoint members to subcommittees in  
18 accordance with section 6 of this chapter.

19 (2) Transact business and enter into contracts that support  
20 the commission's purposes.

21 (3) Apply for, receive, and disburse gifts, contributions, and  
22 grants of funds or in-kind services.

23 (4) Adopt, rescind, and amend bylaws to regulate the conduct  
24 of the commission's business.

25 (5) Assign duties to the commission's officers under the  
26 commission's bylaws.

27 Sec. 13. The commission may not study or make any  
28 recommendation on the following issues:

29 (1) Negotiations between a Native American Indian tribe and  
30 the state or federal government concerning tribal sovereignty.

31 (2) Gaming on tribal land.

32 Sec. 14. (a) The civil rights commission shall provide staff and  
33 administrative support for the commission.

34 (b) Except as provided in section 9(c) of this chapter, expenses  
35 incurred under this chapter shall be paid from funds appropriated  
36 to the civil rights commission.

37 Sec. 15. (a) The Indiana cultural commission special fund is  
38 established to provide money for special projects of the  
39 commission.

40 (b) The treasurer of state shall administer the fund.

41 (c) Expenses of administering the fund must be paid from  
42 money in the fund.



1           (d) The fund consists of gifts, contributions, and money donated  
2 to the commission.

3           (e) The treasurer of state shall invest money in the fund not  
4 needed to meet the obligations of the fund in the same manner as  
5 other public funds may be invested.

6           (f) Money in the fund is continuously appropriated for the  
7 purposes described in subsection (a).

8           Sec. 16. (a) As used in this section, "license plate revenue" refers  
9 to money attributable to license plate sales under IC 9-18.5 that  
10 was paid to the Native American Indian affairs commission (before  
11 its repeal) or to the commission under IC 9-18.5-22-4.

12           (b) The commission and the civil rights commission shall assist  
13 members of the Native American Indian community in establishing  
14 a nonprofit corporation to:

15               (1) advocate for the Native American Indians residing in  
16 Indiana; and

17               (2) promote events, programming, and services for the benefit  
18 of Native American Indians residing in Indiana.

19           (c) Not later than thirty (30) days after executive director of the  
20 civil rights commission determines that the:

21               (1) nonprofit corporation described in subsection (b) has been  
22 established; and

23               (2) officers of the corporation are in place and prepared to  
24 fulfill their official duties;

25 the executive director shall inform the bureau of motor vehicles  
26 that the nonprofit corporation has been established and is  
27 prepared to receive revenue under IC 9-18.5-22-4 in the ensuing  
28 calendar year.

29           (d) Before January 1 of the calendar year following the calendar  
30 year in which a nonprofit corporation described in subsection (b)  
31 is established under this section, the commission shall transfer any  
32 remaining license plate revenue under its control to the treasurer  
33 of the nonprofit corporation.

34           SECTION 36. IC 4-31-11-7 IS AMENDED TO READ AS  
35 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. A member of a  
36 development committee is not entitled to the minimum salary per diem  
37 provided by IC 4-10-11-2.1(b) ~~However, a member is entitled to or~~  
38 reimbursement for traveling expenses and other expenses actually  
39 incurred in connection with the member's duties. ~~as provided in the~~  
40 state travel policies and procedures established by the department of  
41 administration and approved by the budget agency.

42           SECTION 37. IC 5-1.5-2-2, AS AMENDED BY P.L.259-2019,



1 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]: Sec. 2. (a) There is established a board of directors to  
3 govern the bank. The powers of the bank are vested in this board.

4 (b) The board is composed of:

5 (1) the treasurer of state, who shall be the chairman ex officio, or  
6 the treasurer of state's designee;

7 (2) the public finance director appointed under IC 5-1.2-3-6, who  
8 shall be the director ex officio, or the public finance director's  
9 designee; ~~and~~

10 (3) ~~five (5) directors~~ **one (1) director** appointed by the governor;

11 **(4) two (2) directors appointed by the president pro tempore**  
12 **of the senate; and**

13 **(5) two (2) directors appointed by the speaker of the house of**  
14 **representatives.**

15 (c) Each of the five (5) directors appointed ~~by the governor~~ **under**  
16 **subsection (b)(3) through (b)(5):**

17 (1) must be a resident of Indiana;

18 (2) must have substantial expertise in the buying, selling, and  
19 trading of municipal securities, in municipal administration or in  
20 public facilities management;

21 (3) serves for a term of three (3) years and until the director's  
22 successor is appointed and qualified;

23 (4) is eligible for reappointment;

24 (5) is entitled to receive the same minimum salary per diem as is  
25 provided in IC 4-10-11-2.1(b) while performing the director's  
26 duties. Such a director is also entitled to the same reimbursement  
27 for traveling expenses and other expenses, actually incurred in  
28 connection with the director's duties as is provided in the state  
29 travel policies and procedures, established by the department of  
30 administration and approved by the budget agency; and

31 (6) may be removed ~~by the governor~~ **for cause by the**  
32 **appropriate appointing authority.**

33 (d) Any vacancy on the board, other than by expiration of term, shall  
34 be filled by ~~appointment of the governor~~ **the appropriate appointing**  
35 **authority** for the unexpired term only.

36 SECTION 38. IC 5-2-2 IS REPEALED [EFFECTIVE JULY 1,  
37 2027]. (Law Enforcement Academy Building Commission).

38 SECTION 39. IC 5-13-9-12, AS ADDED BY P.L.213-2025,  
39 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
40 JULY 1, 2027]: Sec. 12. (a) As used in this section, "board" refers to  
41 the Indiana local government investment pool board established by  
42 subsection (c).



1 (b) As used in this section, "investment pool" refers to the local  
2 government investment pool established by section 11(b) of this  
3 chapter.

4 (c) The Indiana local government investment pool board is  
5 established as a continuing board under the executive branch of state  
6 government. The purpose of the board is to establish policies for the  
7 investment of funds contributed to the investment pool.

8 (d) The board consists of the following seven (7) members:

9 (1) The treasurer of state, **or the treasurer of state's designee.**

10 (2) The director of the Indiana department of financial  
11 institutions.

12 (3) Two (2) members with practical experience with financial  
13 institutions, local government or public finance, or financial  
14 investments domiciled in Indiana, appointed by the president pro  
15 tempore of the senate.

16 (4) Two (2) members with practical experience with financial  
17 institutions, local government or public finance, or financial  
18 investments domiciled in Indiana, appointed by the speaker of the  
19 house of representatives.

20 (5) One (1) member with practical experience with financial  
21 institutions, local government or public finance, or financial  
22 investments domiciled in Indiana, appointed by the governor.

23 (e) A member appointed under subsection (d)(3), (d)(4), or (d)(5)  
24 serves a term of four (4) years and may be reappointed by the  
25 appointing authority.

26 (f) A member appointed under subsection (d)(1) or (d)(2) who  
27 ceases to hold the office or qualification described in that subsection  
28 ceases to be a member of the board.

29 (g) ~~The governor shall designate one (1) of the members as~~  
30 ~~chairperson. The treasurer of state, or the treasurer of state's~~  
31 ~~designee, shall serve as the chairperson of the board.~~ The  
32 chairperson has one (1) vote on all matters voted on by the members.

33 (h) A member of the board who is appointed under subsection  
34 (d)(3), (d)(4), or (d)(5) serves a term that ends June 30 of the  
35 odd-numbered year four (4) years after appointment.

36 (i) The board shall meet at least four (4) times a year and at the call  
37 of the chairperson.

38 (j) Five (5) members of the board constitute a quorum. The  
39 affirmative votes of four (4) members are required to take any action.

40 (k) Each member of the board who is not a state employee is entitled  
41 to the minimum salary per diem provided by IC 4-10-11-2.1(b) for each  
42 day that the member is engaged in the official business of the board.



1 The member is also entitled to reimbursement for mileage, traveling  
 2 expenses, and other expenses actually incurred in connection with the  
 3 member's duties, as provided in the state travel policies and procedures  
 4 established by the Indiana department of administration and approved  
 5 by the budget agency.

6 (l) The expenses of the board shall be paid from the investment  
 7 pool.

8 (m) The board shall establish policies regarding how the treasurer  
 9 of state shall administer and invest the funds in the investment pool.

10 The policies must provide the following:

11 (1) There is not a minimum time for which funds paid into the  
 12 investment pool must be retained by the investment pool.

13 (2) There is not a limit on the number of accounts that the state or  
 14 a unit of government participating in the investment pool may  
 15 establish within the investment pool.

16 (3) The investment pool shall be audited at least annually by an  
 17 independent auditing firm, with an electronic or paper copy of the  
 18 audit provided to the state and each unit of government  
 19 participating in the pool.

20 (4) Not less than fifty percent (50%) of funds available for  
 21 investment shall be deposited in banks qualified to hold deposits  
 22 of participating local government entities.

23 (n) The board may select and direct the treasurer of state to contract  
 24 with accountants, attorneys, regulated investment advisors, money  
 25 managers, and other finance and investment professionals to make  
 26 investments and provide for the public accounting and legal  
 27 compliance necessary to ensure and maintain the safety, liquidity, and  
 28 yield of the investment pool.

29 SECTION 40. IC 5-16-3-2, AS AMENDED BY P.L.187-2021,  
 30 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2027]: Sec. 2. The department of homeland security shall  
 32 provide a safe depository for all blueprints and specifications filed as  
 33 provided in section 1 of this chapter and retain them for inspection and  
 34 loan under the conditions and restrictions as the ~~fire prevention and~~  
 35 ~~building safety commission~~ **department of homeland security** shall  
 36 determine by rule. The ~~fire prevention and building safety commission~~  
 37 **department of homeland security** may designate the librarian of the  
 38 state of Indiana as the custodian of any blueprints and specifications  
 39 filed with it, at any time, and it shall be the duty of the state librarian  
 40 to safely preserve the same in the state archives as public documents.

41 SECTION 41. IC 5-16-10-1, AS AMENDED BY P.L.2-2006,  
 42 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2027]: Sec. 1. As used in this chapter, the following terms  
2 have the following meanings:

3 (1) "Affiliate" means a parent, descendant, spouse, spouse of a  
4 descendant, brother, sister, spouse of a brother or sister,  
5 employee, director, officer, partner, limited liability company  
6 manager or member, joint venturer, a corporation subject to  
7 common control with the architect, engineer or construction  
8 manager, a shareholder or corporation who controls the architect,  
9 engineer or construction manager, or a corporation controlled by  
10 the architect, engineer, or construction manager.

11 (2) "Architect" means the person registered under IC 25-4-1.

12 (3) "Construction manager" means a person designated as a  
13 construction manager by contract who provides professional  
14 management services, which contribute to the control of time and  
15 the cost and quality of a public construction project, and who  
16 performs those services concurrent with architectural and  
17 engineering services rendered during the design and construction  
18 phases of a construction project.

19 (4) "Engineer" means the person registered under ~~IC 25-31-1~~  
20 **IC 25-4-3.**

21 (5) "Person" means a natural person, a partnership, a limited  
22 liability company, or a corporation.

23 (6) "Public construction project" means the construction,  
24 remodeling, rehabilitation, or repair of any building or other  
25 facility of a unit of local government, whether the building or  
26 facility is owned by the unit or leased by the unit with an option  
27 to purchase under IC 36-1-10 or any other law. However, "public  
28 construction project" does not mean highway or bridge  
29 construction.

30 (7) "Unit of local government" includes any county, city, town,  
31 township, and any other political subdivision, commission, or  
32 agency created under law. However, the term does not include a  
33 school corporation or lessor corporation qualifying under  
34 IC 20-47-2 or IC 20-47-3.

35 SECTION 42. IC 5-16-10-3 IS AMENDED TO READ AS  
36 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. The limitations  
37 expressed in section 2 of this chapter should not be interpreted to  
38 permit any person who is not a registered architect under IC 25-4-1 or  
39 a registered engineer under ~~IC 25-31-1~~ **IC 25-4-3** to do any act which  
40 constitutes the practice of architecture or engineering nor to prevent  
41 any unit of local government from employing any person who is a  
42 registered architect under IC 25-4-1 or a registered engineer under



1 ~~IC 25-31-1~~ **IC 25-4-3** to perform services which constitute the practice  
2 of architecture or engineering.

3 SECTION 43. IC 5-16-11.1-2, AS AMENDED BY P.L.57-2013,  
4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2027]: Sec. 2. As used in this chapter, "professional services"  
6 means those services that are:

7 (1) within the scope of practice specified by IC 25-4 for  
8 architecture, ~~IC 25-31~~ **IC 25-4** for professional engineering, or  
9 IC 25-21.5 for surveying; or

10 (2) performed by any licensed architect, professional engineer, or  
11 professional surveyor in connection with the architect's,  
12 engineer's, or surveyor's professional employment or practice.

13 SECTION 44. IC 5-16-13-16, AS ADDED BY P.L.70-2023,  
14 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
15 JULY 1, 2027]: Sec. 16. (a) As used in this section, "adequate welding  
16 standards" means specifications, guidelines, tests, and other methods  
17 used to ensure that all structural steel welds meet, at minimum, the  
18 codes and standards for such welds established in the welding code and  
19 under rules adopted by the ~~fire prevention and building safety~~  
20 ~~commission under IC 22-13-2-2.~~ **department of homeland security.**

21 (b) As used in this section, "certified welding inspector" means a  
22 person who has been certified by the American Welding Society to  
23 inspect structural steel welding projects and conduct welder  
24 qualification tests.

25 (c) As used in this section, "structural steel welding" means  
26 structural welds, weld repair, the structural system, and the welding of  
27 all primary steel members of a structure in accordance with the welding  
28 code. The term does not include welding that is required by the  
29 American Society of Mechanical Engineers to have its own  
30 certification.

31 (d) As used in this section, "welding code" refers to the American  
32 Welding Society structural steel welding code D1.1, as in effect on July  
33 1, 2023.

34 (e) A contractor whose workers are welding the structural steel on  
35 a public works project shall ensure that all of the following occur:

36 (1) The workers performing the structural steel welding have been  
37 tested by, and hold a valid certification from, a facility that, or an  
38 individual who, has been accredited by the American Welding  
39 Society to test and certify welders and welding inspectors.

40 (2) All structural steel welds performed for the project meet  
41 adequate welding standards and are listed in the project's job  
42 specifications.



1 (3) All structural steel welding inspections listed in the project's  
 2 job specifications are completed by a certified welding inspector.  
 3 SECTION 45. IC 5-28-15-13, AS AMENDED BY P.L.146-2018,  
 4 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2027]: Sec. 13. (a) There is established in each enterprise  
 6 zone an urban enterprise association (U.E.A.). The ~~twelve (12)~~ **ten (10)**  
 7 members of the U.E.A. shall be chosen as follows:  
 8 ~~(1) The governor shall appoint the following:~~  
 9 ~~(A) One (1) state legislator whose district includes all or part~~  
 10 ~~of the enterprise zone.~~  
 11 ~~(B) One (1) representative of the corporation, who is not a~~  
 12 ~~voting member of the U.E.A.~~  
 13 ~~(2) (1) The executive of the municipality in which the zone is~~  
 14 ~~located shall appoint the following:~~  
 15 ~~(A) One (1) representative of the plan commission having~~  
 16 ~~jurisdiction over the zone, if any exists.~~  
 17 ~~(B) One (1) representative of the municipality's department~~  
 18 ~~that performs planning or economic development functions.~~  
 19 ~~(C) Two (2) representatives of businesses located in the zone,~~  
 20 ~~one (1) of whom shall be from a manufacturing concern, if any~~  
 21 ~~exists in the zone.~~  
 22 ~~(D) One (1) resident of the zone.~~  
 23 ~~(E) One (1) representative of organized labor from the~~  
 24 ~~building trades that represent construction workers.~~  
 25 ~~(3) (2) The legislative body of the municipality in which the zone~~  
 26 ~~is located shall appoint, by majority vote, the following:~~  
 27 ~~(A) One (1) member of the municipality's legislative body~~  
 28 ~~whose district includes all or part of the zone.~~  
 29 ~~(B) One (1) representative of a business located in the zone.~~  
 30 ~~(C) Two (2) residents of the zone, who must not be members~~  
 31 ~~of the same political party.~~  
 32 (b) Members of the U.E.A. serve four (4) year terms. The appointing  
 33 authority shall fill any vacancy for the balance of the vacated term.  
 34 (c) Members may be dismissed only by the appointing authority and  
 35 only for just cause.  
 36 (d) The members shall elect a chairperson, a vice chairperson, and  
 37 a secretary by majority vote. This election shall be held every two (2)  
 38 years in the same month as the first meeting or whenever a vacancy  
 39 occurs. The U.E.A. shall meet at least once every three (3) months. The  
 40 secretary shall notify members of meetings at least two (2) weeks in  
 41 advance of meetings. The secretary shall provide a list of members to  
 42 each member and shall notify members of any changes in membership.



1 SECTION 46. IC 5-30-1-5, AS ADDED BY P.L.74-2005,  
 2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2027]: Sec. 5. "Design criteria developer" means a person  
 4 registered under IC 25-4 as an architect or ~~IC 25-31~~ **IC 25-4-3** as a  
 5 professional engineer who is responsible for preparing the design  
 6 criteria package for the public agency for a design-build project.

7 SECTION 47. IC 5-30-1-7, AS ADDED BY P.L.74-2005,  
 8 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2027]: Sec. 7. "Design services" means services that are:

- 10 (1) within the scope of practice specified by IC 25-4 for  
 11 architecture or ~~IC 25-31~~ **IC 25-4** for professional engineering; or  
 12 (2) performed by a registered architect or professional engineer in  
 13 connection with the architect's or engineer's professional  
 14 employment or practice.

15 SECTION 48. IC 5-30-4-1, AS AMENDED BY P.L.166-2011,  
 16 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2027]: Sec. 1. (a) Before entering into a design-build contract,  
 18 a public agency must appoint a technical review committee of at least  
 19 three (3) individuals.

20 (b) The members of the technical review committee must include  
 21 the following:

- 22 (1) A representative of the public agency.  
 23 (2) At least two (2) of the following, but not more than one (1)  
 24 under each clause:  
 25 (A) An architect registered under IC 25-4.  
 26 (B) A professional engineer registered under ~~IC 25-31~~  
 27 **IC 25-4-3**.  
 28 (C) A qualified contractor under IC 4-13.6 or an individual  
 29 employed by the qualified contractor.

30 (c) A member of the technical review committee who is an architect  
 31 or a professional engineer may be:

- 32 (1) an employee of the public agency; or  
 33 (2) an outside consultant retained by the public agency for the  
 34 specific purpose of evaluating proposals submitted under this  
 35 article.

36 (d) The design criteria developer may serve as:

- 37 (1) a full member; or  
 38 (2) a nonvoting adviser;

39 of the committee.

40 SECTION 49. IC 5-32-2-8, AS ADDED BY P.L.128-2014,  
 41 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2027]: Sec. 8. "Engineer" refers to a person registered under



~~IC 25-31-1~~; **IC 25-4-3.**

SECTION 50. IC 6-9-7-7, AS AMENDED BY P.L.236-2023, SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The county treasurer shall establish an innkeeper's tax fund. The treasurer shall deposit in that fund all money received under section 6 of this chapter that is attributable to an innkeeper's tax rate that is not more than five percent (5%).

(b) Money in the innkeeper's tax fund shall be distributed as follows:

(1) Forty percent (40%) shall be distributed to the commission to carry out its purposes, including making any distributions or payments to the Lafayette - West Lafayette Convention and Visitors Bureau, Inc.

(2) Ten percent (10%) shall be distributed to a community development corporation that serves a metropolitan area in the county that includes:

(A) Lafayette; and

(B) West Lafayette;

for the community development corporation's use in tourism, recreation, and economic development activities.

(3) Ten percent (10%) shall be distributed to Historic Prophetstown to be used by Historic Prophetstown for carrying out its purposes.

(4) Ten percent (10%) shall be distributed to the Wabash River Enhancement Corporation to assist the Wabash River Enhancement Corporation in carrying out its purposes.

(5) The following amounts shall be distributed to the department of natural resources for the development of projects in the state park on the Wabash River, including its tributaries:

(A) For distributions in calendar year 2023, ten percent (10%).

(B) For distributions in calendar year 2024, nine percent (9%).

(C) For distributions in calendar year 2025, eight percent (8%).

(D) For distributions in calendar year 2026, seven percent (7%).

(E) For distributions in calendar year 2027, six percent (6%).

(F) For distributions in calendar year 2028, five percent (5%).

(G) For distributions in calendar year 2029, four percent (4%).

(H) For distributions in calendar year 2030, three percent (3%).

(I) For distributions in calendar year 2031, two percent (2%).

(J) For distributions in calendar year 2032, one percent (1%).



- 1 (K) For distributions after calendar year 2032, zero percent  
 2 (0%).  
 3 The department of natural resources is not required to provide  
 4 additional state resources to the state park described in this  
 5 subdivision as a result of the reduction of revenue set forth in this  
 6 subdivision.  
 7 (6) The following amounts shall be distributed to the county fiscal  
 8 body for the purposes set forth in subsection (c):  
 9 (A) For distributions in calendar year 2023, zero percent (0%).  
 10 (B) For distributions in calendar year 2024, one percent (1%).  
 11 (C) For distributions in calendar year 2025, two percent (2%).  
 12 (D) For distributions in calendar year 2026, three percent  
 13 (3%).  
 14 (E) For distributions in calendar year 2027, four percent (4%).  
 15 (F) For distributions in calendar year 2028, five percent (5%).  
 16 (G) For distributions in calendar year 2029, six percent (6%).  
 17 (H) For distributions in calendar year 2030, seven percent  
 18 (7%).  
 19 (I) For distributions in calendar year 2031, eight percent (8%).  
 20 (J) For distributions in calendar year 2032, nine percent (9%).  
 21 (K) For distributions after calendar year 2032, ten percent  
 22 (10%).  
 23 (7) Twenty percent (20%) shall be distributed as determined by  
 24 the county fiscal body.  
 25 (c) Amounts distributed to the county fiscal body under subsection  
 26 (b)(6) may only be used for tourism or quality of life purposes,  
 27 including:  
 28 (1) mixed use development projects;  
 29 (2) quality public spaces;  
 30 (3) multiple transportation options;  
 31 (4) multiple housing options;  
 32 (5) revitalization of historic, blighted, or vacant properties;  
 33 (6) arts, culture, and creativity; and  
 34 (7) recreation and green spaces.  
 35 (d) An advisory commission consisting of the following members  
 36 is established:  
 37 (1) The director of the department of natural resources or the  
 38 director's designee.  
 39 (2) The public finance director or the public finance director's  
 40 designee.  
 41 (3) A member appointed by the ~~Native American Indian affairs~~  
 42 **Indiana cultural** commission.



- 1 (4) A member appointed by Historic Prophetstown.
- 2 (5) A member appointed by the community development
- 3 corporation described in subsection (b)(2).
- 4 (6) A member appointed by the Wabash River Enhancement
- 5 Corporation.
- 6 (7) A member appointed by the commission.
- 7 (8) A member appointed by the county fiscal body.
- 8 (9) A member appointed by the town board of the town of
- 9 Battleground.
- 10 (10) A member appointed by the mayor of the city of Lafayette.
- 11 (11) A member appointed by the mayor of the city of West
- 12 Lafayette.
- 13 (e) The following apply to the advisory commission:
- 14 (1) The governor shall appoint a member of the advisory
- 15 commission as chairman of the advisory commission.
- 16 (2) Six (6) members of the advisory commission constitute a
- 17 quorum. The affirmative votes of at least six (6) advisory
- 18 commission members are necessary for the advisory commission
- 19 to take official action other than to adjourn or to meet to hear
- 20 reports or testimony.
- 21 (3) The advisory commission shall make recommendations
- 22 concerning the use of any proceeds of bonds issued to finance the
- 23 development of Prophetstown State Park.
- 24 (4) Members of the advisory commission who are state
- 25 employees:
- 26 (A) are not entitled to any salary per diem; and
- 27 (B) are entitled to reimbursement for traveling expenses as
- 28 provided under IC 4-13-1-4 and to reimbursement for other
- 29 expenses actually incurred in connection with the member's
- 30 duties as provided in the state policies and procedures
- 31 established by the Indiana department of administration and
- 32 approved by the budget agency.
- 33 (f) The Indiana finance authority may issue bonds for the
- 34 development of Prophetstown State Park under IC 5-1.2-6.
- 35 SECTION 51. IC 8-1-1.1-1 IS AMENDED TO READ AS
- 36 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. As used in this
- 37 chapter:
- 38 "Council" means the advisory council to the office of utility
- 39 consumer counselor created under section 7 of this chapter (**before its**
- 40 **repeal**).
- 41 "Counselor" means the consumer counselor established under
- 42 section 2 of this chapter.



1 "Deputy consumer counselor" means the deputy consumer  
2 counselor for Washington affairs that may be established under section  
3 9.1 of this chapter.

4 "Utility" means any public utility, municipally owned utility or  
5 subscriber owned utility under the jurisdiction of the commission.

6 SECTION 52. IC 8-1-1.1-7 IS REPEALED [EFFECTIVE JULY 1,  
7 2027]. Sec. 7: (a) There is created the advisory council to the office of  
8 the utility consumer counselor. The council consists of nine (9)  
9 members. Each Indiana congressional district must be represented by  
10 at least one (1) individual appointed under this section who is a  
11 resident of that congressional district. However, the reduction in  
12 membership of the council from ten (10) members to nine (9) shall be  
13 accomplished as the terms of members end and new members are  
14 appointed. Until the expiration of the term of a member who is serving  
15 on the council on January 1, 2014, and resides in the same  
16 congressional district as another member, the council consists of ten  
17 (10) members.

18 (b) Members of the council, including those filling vacancies  
19 occurring in the council membership, shall be appointed by the  
20 governor. All members shall be appointed to a term of four (4) years;  
21 except those who have been appointed to fill a vacancy in the council  
22 whose term will be the unexpired portion of the term. All members  
23 shall serve until their successor has been duly appointed and qualified.

24 (c) The membership shall be representative of the various sectors of  
25 Indiana economy, including, but not limited to: agriculture, business  
26 and industry, labor, and local government.

27 (d) The members shall annually elect of themselves a chairman.

28 (e) Members are entitled to receive per diem and travel expense  
29 reimbursement at the standard rates provided for state employees for  
30 expenses they incur in the performance of their duties under this  
31 chapter subject to the approval of the consumer counselor.

32 SECTION 53. IC 8-1-30.3-5.5, AS ADDED BY P.L.160-2020,  
33 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2027]: Sec. 5.5. (a) For purposes of this section, an individual,  
35 or the company employing the individual, is qualified to perform an  
36 appraisal if the individual is:

- 37 (1) an engineer registered under ~~IC 25-31~~; **IC 25-4-3**; or
- 38 (2) an appraiser licensed under IC 25-34.1-8.

39 (b) For purposes of this section, an individual performing an  
40 appraisal, or the company employing the individual, is disinterested if:

- 41 (1) the fee for the appraisal services is fixed before the individual  
42 performs the appraisal;



1 (2) the individual is not an employee of one (1) of the parties to  
 2 the acquisition;  
 3 (3) the individual is not a state or municipal employee; and  
 4 (4) the:  
 5 (A) individual; and  
 6 (B) company, if applicable;  
 7 do not have affiliated interests (as defined in IC 8-1-2-49) in one  
 8 (1) of the parties to the acquisition.  
 9 (c) An appraisal under section 5(c)(2) of this chapter must be  
 10 performed by three (3) qualified and disinterested appraisers,  
 11 including:  
 12 (1) at least one (1) appraiser qualified under subsection (a)(1);  
 13 and  
 14 (2) at least one (1) appraiser qualified under subsection (a)(2).  
 15 (d) If the three (3) appraisers performing an appraisal for purposes  
 16 of section 5(c)(2) of this chapter cannot agree as to an appraised value,  
 17 the appraisal is sufficient for purposes of section 5(c)(2) of this chapter  
 18 if the appraisal is signed by two (2) of the appraisers.  
 19 SECTION 54. IC 8-1.5-2-4, AS AMENDED BY P.L.229-2019,  
 20 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2027]: Sec. 4. Whenever the municipal legislative body or the  
 22 municipal executive determines to sell or otherwise dispose of  
 23 nonsurplus municipally owned utility property, it shall provide for the  
 24 following in a writing that shall be made available, upon request, for  
 25 inspection and copying at the offices of the municipality's municipally  
 26 owned utility in accordance with IC 5-14-3:  
 27 (1) The appointment, as follows, of three (3) residents of Indiana  
 28 to serve as appraisers:  
 29 (A) One (1) disinterested person who is an engineer licensed  
 30 under ~~IC 25-31-1~~ **IC 25-4-3**.  
 31 (B) One (1) disinterested appraiser licensed under IC 25-34.1.  
 32 (C) One disinterested person who is either:  
 33 (i) an engineer licensed under ~~IC 25-31-1~~ **IC 25-4-3**; or  
 34 (ii) an appraiser licensed under IC 25-34.1.  
 35 (2) The appraisal of the property.  
 36 (3) The time that the appraisal is due.  
 37 It is sufficient for purposes of this section that the municipal legislative  
 38 body or municipal executive provides for the appointment in written  
 39 contracts with the appraisers or the firms with whom the appraisers are  
 40 employed.  
 41 SECTION 55. IC 8-10-9-6 IS AMENDED TO READ AS  
 42 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The district shall



1 be governed by a board of directors consisting of ~~seven (7)~~ **five (5)**  
 2 members, four (4) of whom are appointed by the executive of the city  
 3 in which the district is formed ~~two (2) of whom are appointed by the~~  
 4 ~~governor~~; and one (1) of whom is appointed by the legislative body of  
 5 the city in which the district is formed.

6 (b) Members of the board serve terms of three (3) years. A member's  
 7 term may be extended by any partial term to which the member was  
 8 appointed to fill a vacancy.

9 (c) ~~Five (5)~~ **Three (3)** members of the board of directors must be  
 10 qualified electors of the city in which the district is formed. Two (2)  
 11 members need not be residents of the city in which the district is  
 12 formed but shall be representatives of property owners of land that  
 13 borders waterways within the district. One (1) of the two (2) members  
 14 shall be among the members appointed by the mayor. ~~and one (1) shall~~  
 15 ~~be among the members appointed by the governor.~~

16 (d) The appointing authority shall fill all vacancies of members  
 17 appointed by that authority.

18 SECTION 56. IC 8-14-11-1 IS REPEALED [EFFECTIVE JULY 1,  
 19 2027]. Sec. 1: As used in this chapter, "board" refers to the local bridge  
 20 grant board established by section 9 of this chapter.

21 SECTION 57. IC 8-14-11-9 IS REPEALED [EFFECTIVE JULY 1,  
 22 2027]. Sec. 9: (a) The local bridge grant board is established to receive  
 23 and review applications for grants under this chapter. The board  
 24 consists of the following members:

25 (1) The director of the department, or the director's designee.

26 (2) Six (6) persons appointed by the governor, no more than three

27 (3) of whom may be of the same political party, as follows:

28 (A) Two (2) members of a county executive.

29 (B) One (1) county highway engineer.

30 (C) One (1) mayor of a city.

31 (D) One (1) member of a town board of trustees.

32 (E) One (1) person with substantial experience or education in  
 33 the design or construction of bridges.

34 A member appointed under clause (A), (B), (C), or (D) who  
 35 ceases to hold the office described in that clause ceases to be a  
 36 member of the board.

37 (b) The governor shall designate a member of the board to serve as  
 38 chairman.

39 (c) Members of the board who are appointed by the governor serve  
 40 for terms of four (4) years. The governor shall fill a vacancy on the  
 41 board by appointing a new member to serve the remainder of the  
 42 unexpired term.



1 (d) A member of the board, other than the director of the  
 2 department, is entitled to the minimum salary per diem provided by  
 3 IC 4-10-11-2.1(b). Each member of the board is entitled to  
 4 reimbursement for traveling expenses and other expenses actually  
 5 incurred in connection with the member's duties, as provided in the  
 6 state travel policies and procedures established by the department of  
 7 administration and approved by the budget agency.

8 (e) Four (4) members of the board constitute a quorum. The  
 9 affirmative votes of four (4) members of the board are required for the  
 10 board to take any action.

11 SECTION 58. IC 8-14-11-10 IS REPEALED [EFFECTIVE JULY  
 12 1, 2027]. Sec. 10: The department shall provide staff support to the  
 13 board.

14 SECTION 59. IC 8-14-11-11 IS AMENDED TO READ AS  
 15 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. The **board**  
 16 **department** shall establish criteria to be used in evaluating  
 17 applications for grants from the fund. These criteria:

- 18 (1) must be consistent with the purposes of the federal local  
 19 bridge program (23 U.S.C. 144(n));
- 20 (2) must be based on good engineering practices; and
- 21 (3) must provide for an equitable distribution of grants to counties  
 22 located throughout Indiana.

23 SECTION 60. IC 8-14-11-12 IS AMENDED TO READ AS  
 24 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) The executive  
 25 of a county may apply to the **board department** for a grant from the  
 26 fund to be used to pay up to eighty percent (80%) of the cost of  
 27 construction or reconstruction of one (1) or more local bridges. At the  
 28 time of the application, the county executive shall notify the  
 29 department of local government finance that the county has made the  
 30 application.

31 (b) The application must include the following:

- 32 (1) A description of the construction or reconstruction projects for  
 33 which the grant application is made.
- 34 (2) The estimated cost of the projects.
- 35 (3) The amount of funding the county will provide for the  
 36 projects, which must be at least twenty percent (20%) of the  
 37 estimated cost of the projects. This amount may include the value  
 38 of labor and materials to be provided by the county.
- 39 (4) Any other information that the **board or the** department  
 40 considers necessary.

41 SECTION 61. IC 8-14-11-13 IS AMENDED TO READ AS  
 42 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. Within thirty (30)



1 days after a county applies for a grant under section 12 of this chapter,  
 2 the department of local government finance shall submit to the  
 3 department a financial report that includes the following information:

- 4 (1) The amount of money available to the county for the  
 5 construction and reconstruction of local bridges.  
 6 (2) Any other information required by the ~~board~~ or the department  
 7 for the processing of grant applications.

8 SECTION 62. IC 8-14-11-14 IS AMENDED TO READ AS  
 9 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14. The ~~board~~  
 10 **department** shall use the criteria established under section 11 of this  
 11 chapter and the report submitted under section 13 of this chapter to  
 12 evaluate an application for a grant from the fund. The ~~board~~  
 13 **department** shall notify a county that makes a grant application of the  
 14 ~~board's department's~~ approval or disapproval of the application within  
 15 sixty (60) days of the date of the application. The ~~board's department's~~  
 16 decision to approve or disapprove a grant application is final.

17 SECTION 63. IC 8-14-11-15 IS AMENDED TO READ AS  
 18 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. The ~~board~~  
 19 **department** and each county for which a grant has been approved  
 20 under this chapter shall enter into an agreement specifying the purposes  
 21 for which the grant may be used. The terms of the agreement must be  
 22 consistent with the purposes of this chapter.

23 SECTION 64. IC 8-17-5-2 IS AMENDED TO READ AS  
 24 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The county highway  
 25 engineer must be a registered engineer, licensed by the ~~state board of~~  
 26 ~~registration for professional engineers; Indiana board of registration~~  
 27 **for design professionals**, experienced in highway engineering and  
 28 construction and a resident of Indiana during the engineer's  
 29 employment.

30 SECTION 65. IC 8-17-5-9, AS AMENDED BY P.L.9-2024,  
 31 SECTION 297, IS AMENDED TO READ AS FOLLOWS  
 32 [EFFECTIVE JULY 1, 2027]: Sec. 9. The auditor of each county that  
 33 employs a full-time county highway engineer shall annually certify that  
 34 employment to the state comptroller. The certification must include:

- 35 (1) the name and address of the county highway engineer; and  
 36 (2) the serial number of the engineer's certificate of registration  
 37 issued by the ~~state board of registration for professional~~  
 38 ~~engineers; Indiana board of registration for design~~  
 39 **professionals.**

40 SECTION 66. IC 8-23-9-60, AS ADDED BY P.L.70-2023,  
 41 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2027]: Sec. 60. (a) As used in this section, "adequate welding



1 standards" means specifications, guidelines, tests, and other methods  
2 used to ensure that all structural steel welds meet, at minimum, the  
3 codes and standards for such welds established in the welding code and  
4 under rules adopted by the ~~fire prevention and building safety~~  
5 ~~commission under IC 22-13-2-2.~~ **department of homeland security.**

6 (b) As used in this section, "certified welding inspector" means a  
7 person who has been certified by the American Welding Society to  
8 inspect structural steel welding projects and conduct welder  
9 qualification tests.

10 (c) As used in this section, "structural steel welding" means  
11 structural welds, weld repair, the structural system, and the welding of  
12 all primary steel members of a structure in accordance with the welding  
13 code. The term does not include welding that is required by the  
14 American Society of Mechanical Engineers to have its own  
15 certification.

16 (d) As used in this section, "welding code" refers to the American  
17 Welding Society structural steel welding code D1.1, as in effect on July  
18 1, 2023.

19 (e) A contractor whose workers are welding the structural steel on  
20 a project shall ensure that all of the following occur:

21 (1) The workers performing the structural steel welding have been  
22 tested by, and hold a valid certification from, a facility that, or an  
23 individual who, has been accredited by the American Welding  
24 Society to test and certify welders and welding inspectors.

25 (2) All structural steel welds performed for the project meet  
26 adequate welding standards and follow the project's special  
27 provisions.

28 (3) All structural steel welding inspections listed in the project's  
29 special provisions are completed by a certified welding inspector.

30 (f) If the department reasonably suspects a contractor has violated  
31 this section, the department shall require the contractor to remedy the  
32 violation not later than thirty (30) days after the department notifies the  
33 contractor of the violation. The notification to the contractor must be  
34 signed by the commissioner and sent by a method that enables the  
35 department to verify receipt of the notice by the contractor. During the  
36 thirty (30) day period, the contractor may continue to work on the  
37 project. If the contractor fails to remedy the violation within the thirty  
38 (30) day period, the department shall find the contractor not  
39 responsible and determine the length of time the contractor is  
40 considered not responsible by the department.

41 (g) In making the determination of the length of time a contractor is  
42 not responsible under subsection (f), the department shall consider the



1 severity of the violation. The period during which a contractor is  
2 considered not responsible:

3 (1) may not exceed forty-eight (48) months; and

4 (2) begins on the date of substantial completion of the project.

5 (h) A finding by the department under subsection (f) that a  
6 contractor is not responsible may not be used by another state agency  
7 or a political subdivision in making a determination as to whether the  
8 contractor is responsible for purposes of that state agency's or political  
9 subdivision's award of a public works contract to that contractor.

10 SECTION 67. IC 9-18.5-14-1, AS ADDED BY P.L.198-2016,  
11 SECTION 327, IS AMENDED TO READ AS FOLLOWS  
12 [EFFECTIVE JULY 1, 2027]: Sec. 1. The bureau shall design and  
13 issue a kids first trust license plate. The kids first trust license plate  
14 shall be designed and issued as a special group recognition license  
15 plate under IC 9-18.5-12. The final design of the plate must be  
16 approved by the ~~board (as defined in IC 31-26-4-2)~~: **commission on**  
17 **improving the status of children in Indiana.**

18 SECTION 68. IC 9-18.5-22-1, AS ADDED BY P.L.198-2016,  
19 SECTION 327, IS AMENDED TO READ AS FOLLOWS  
20 [EFFECTIVE JULY 1, 2027]: Sec. 1. The bureau shall, with the advice  
21 of the ~~Native American Indian affairs commission established under~~  
22 ~~IC 4-23-32~~, **Indiana cultural commission established under**  
23 **IC 4-23-36**, design and issue an Indiana Native American trust license  
24 plate as a special group recognition license plate under IC 9-18.5-12.

25 SECTION 69. IC 9-18.5-22-4, AS AMENDED BY P.L.118-2022,  
26 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
27 JULY 1, 2027]: Sec. 4. (a) The Indiana Native American trust fund is  
28 established.

29 (b) The treasurer of state shall invest the money in the Indiana  
30 Native American trust fund not currently needed to meet the  
31 obligations of the Indiana Native American trust fund in the same  
32 manner as other public trust funds are invested. Interest that accrues  
33 from these investments shall be deposited in the Indiana Native  
34 American trust fund.

35 (c) The bureau shall administer the Indiana Native American trust  
36 fund. Expenses of administering the Indiana Native American trust  
37 fund shall be paid from money in the Indiana Native American trust  
38 fund.

39 (d) The bureau shall distribute at least one (1) time each month the  
40 money from the fund to the ~~Native American Indian affairs commission~~  
41 ~~established under IC 4-23-32~~: **as follows:**

42 (1) **Before January 1 of the calendar year following the**



1           **calendar year in which a nonprofit corporation is established**  
 2           **under IC 4-23-36-16, to the Indiana cultural commission**  
 3           **established under IC 4-23-36.**

4           **(2) After December 31 of the calendar in which a nonprofit**  
 5           **corporation is established under IC 4-23-36-16, to the**  
 6           **treasurer of the nonprofit corporation.**

7           (e) Money in the fund at the end of a state fiscal year does not revert  
 8           to the state general fund.

9           (f) ~~The Native American Indian affairs commission may use money~~  
 10          ~~received under this section for any lawful purpose of the Native~~  
 11          ~~American Indian affairs commission. The Indiana cultural~~  
 12          ~~commission or the nonprofit corporation described in subsection~~  
 13          ~~(d) may use money received under this section for any lawful~~  
 14          ~~purpose that impacts, studies, supports, or relates to the Indiana~~  
 15          ~~Native American community.~~

16          SECTION 70. IC 9-27-5-2, AS AMENDED BY P.L.56-2023,  
 17          SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 18          JULY 1, 2027]: Sec. 2. The director of the state department of  
 19          toxicology may solicit and receive aid from the following:

- 20           (1) The office of traffic safety.  
 21           (2) The state police department.  
 22           ~~(3) The commission on forensic sciences.~~  
 23           ~~(4) (3) The Indiana Coroners Association.~~  
 24           ~~(5) (4) The Indiana department of health.~~  
 25           ~~(6) (5) The Indiana State Medical Association.~~  
 26           ~~(7) (6) Other agencies that may, in the director's opinion, make a~~  
 27           ~~contribution to the effectiveness of the study.~~

28          SECTION 71. IC 9-27-6-5 IS REPEALED [EFFECTIVE JULY 1,  
 29          2027]. Sec. 5: (a) ~~As used in this section, "advisory board" refers to the~~  
 30          ~~driver education advisory board established by subsection (b):~~

31          ~~(b) The driver education advisory board is established to advise the~~  
 32          ~~commissioner in the administration of the policies of the commission~~  
 33          ~~and the bureau regarding driver education:~~

34          ~~(c) The advisory board is composed of seven (7) individuals~~  
 35          ~~appointed by the commissioner as follows:~~

36           ~~(1) Three (3) members must be driver education professionals~~  
 37           ~~endorsed by the bureau under section 8 of this chapter. In the~~  
 38           ~~selection of individuals for membership under this subdivision;~~  
 39           ~~consideration must be given to driver education instruction~~  
 40           ~~performed in urban and rural areas:~~

41           ~~(2) One (1) member must be a traffic safety advocate.~~

42           ~~(3) One (1) member must be a representative of the bureau.~~



1 (4) One (1) member must be a representative of higher education.

2 (5) One (1) member must be a representative of the insurance  
3 industry.

4 (d) A member of the advisory board serves a two (2) year term. A  
5 member may not be appointed to more than two (2) consecutive full  
6 terms. Each member serves until the member's successor is appointed  
7 and qualified.

8 (e) A member of the advisory board may be removed for good  
9 cause.

10 (f) A vacancy on the advisory board shall be filled by the  
11 appointment by the commissioner of an individual to fill the position  
12 to which the vacating member was appointed under subsection (e) for  
13 the vacating member's unexpired term.

14 (g) The advisory board shall:

15 (1) consult with and advise the commissioner in the  
16 administration of the policies of the commission and the bureau  
17 regarding driver education; and

18 (2) suggest rules regarding the education and training of persons  
19 to operate or drive motor vehicles or to prepare a person for an  
20 examination or validation for a driver's license.

21 (h) A member of the advisory board is not subject to liability in a  
22 civil action for bodily injury or property damage arising from or  
23 thought to have arisen from an action taken in good faith as a member  
24 of the advisory board.

25 SECTION 72. IC 9-27-7-6 IS REPEALED [EFFECTIVE JULY 1,  
26 2027]. Sec. 6: (a) The commissioner shall appoint a five (5) member  
27 advisory board consisting of at least three (3) active motorcyclists to  
28 serve in an advisory capacity to the program.

29 (b) A member of the advisory board serves a three (3) year term. A  
30 member may not be appointed to more than two (2) consecutive full  
31 terms. Each member serves until the member's successor is appointed  
32 and qualified.

33 (c) A member of the advisory board may be removed for good  
34 cause.

35 (d) A vacancy on the advisory board shall be filled by the  
36 appointment by the commissioner of an individual to fill the position  
37 to which the vacating member was appointed under subsection (a) for  
38 the vacating member's unexpired term.

39 (e) A member of the advisory board is not subject to liability in a  
40 civil action for bodily injury or property damage arising from or  
41 thought to have arisen from an action taken in good faith as a member  
42 of the advisory board.



1 SECTION 73. IC 10-13-2-9 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The  
 3 superintendent shall adopt rules necessary to accomplish the purposes  
 4 of this chapter.

5 (b) In formulating the rules, the superintendent shall have the advice  
 6 and assistance of the criminal justice advisory committee established  
 7 by section 10 of this chapter.

8 SECTION 74. IC 10-13-2-10 IS REPEALED [EFFECTIVE JULY  
 9 1, 2027]. Sec. 10: (a) The criminal justice advisory committee is  
 10 established:

11 (b) The committee consists of the following persons or their  
 12 designated representatives:

13 (1) The superintendent, who shall act as chairman.

14 (2) The attorney general.

15 (3) The executive director of the criminal justice planning agency.

16 (4) The commissioner of corrections.

17 (5) One (1) county sheriff serving in the sheriff's second or  
 18 subsequent term of office.

19 (6) One (1) chief of police with at least two (2) years of  
 20 experience as chief.

21 (7) One (1) prosecuting attorney in the prosecuting attorney's  
 22 second or subsequent term of office.

23 (8) One (1) judge of a court of general criminal jurisdiction.

24 (9) The executive director of the law enforcement training  
 25 academy.

26 (10) A criminologist or forensic scientist.

27 (c) A member of the committee:

28 (1) must be appointed by the governor on a nonpartisan basis; and

29 (2) shall serve at the pleasure of the governor.

30 (d) A member of the committee serves without compensation except  
 31 per diem as provided by law.

32 (e) The committee shall meet as often as is considered necessary by  
 33 the superintendent to formulate or revise rules for the statewide  
 34 operation of the criminal justice data division.

35 SECTION 75. IC 10-13-3-4 IS REPEALED [EFFECTIVE JULY 1,  
 36 2027]. Sec. 4. As used in this chapter, "council" means the security and  
 37 privacy council established by section 34 of this chapter.

38 SECTION 76. IC 10-13-3-34 IS REPEALED [EFFECTIVE JULY  
 39 1, 2027]. Sec. 34: (a) There is established a security and privacy  
 40 council that consists of nine (9) members selected under subsections  
 41 (b) and (c):

42 (b) The following six (6) members shall be appointed by and shall



1 serve at the pleasure of the governor:

2 (1) A prosecuting attorney.

3 (2) The police chief of a city.

4 (3) The sheriff of a county.

5 (4) A criminal court judge.

6 (5) Two (2) citizens who are not law enforcement officers.

7 (e) The following persons, or their designees, also are members of  
8 the council:

9 (1) The superintendent.

10 (2) The attorney general.

11 (3) The commissioner of the department of correction.

12 (d) Members of the council are not entitled to receive compensation  
13 but are entitled to receive a per diem and mileage on those days in  
14 which they are engaged in the business of the council. Per diem and  
15 mileage paid shall be that amount paid to state employees.

16 SECTION 77. IC 10-14-3-9, AS AMENDED BY P.L.85-2015,  
17 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
18 JULY 1, 2027]: Sec. 9. (a) The agency shall prepare and maintain a  
19 current state emergency operations plan. The plan may provide for the  
20 following:

21 (1) Prevention and minimization of injury and damage caused by  
22 disaster.

23 (2) Prompt and effective response to disaster.

24 (3) Emergency relief.

25 (4) Identification of areas particularly vulnerable to disaster.

26 (5) Recommendations for:

27 (A) zoning;

28 (B) building;

29 (C) other land use controls;

30 (D) safety measures for securing mobile homes or other  
31 nonpermanent or semipermanent structures; and

32 (E) other preventive and preparedness measures designed to  
33 eliminate or reduce disaster or its impact;

34 that must be disseminated to ~~both the fire prevention and building~~  
35 ~~safety commission and~~ local authorities.

36 (6) Assistance to local officials in designing local emergency  
37 action plans.

38 (7) Authorization and procedures for the erection or other  
39 construction of temporary works designed to protect against or  
40 mitigate danger, damage, or loss from flood, conflagration, or  
41 other disaster.

42 (8) Preparation and distribution to the appropriate state and local



- 1 officials of state catalogs of federal, state, and private assistance  
 2 programs.
- 3 (9) Organization of manpower and chains of command.
- 4 (10) Coordination of federal, state, and local disaster activities.
- 5 (11) Coordination of the state disaster plan with the disaster plans  
 6 of the federal government.
- 7 (12) Other necessary matters.
- 8 (b) The agency shall take an integral part in the development and  
 9 revision of local and interjurisdictional disaster plans prepared under  
 10 section 17 of this chapter. The agency shall employ or otherwise secure  
 11 the services of professional and technical personnel capable of  
 12 providing expert assistance to political subdivisions, a political  
 13 subdivision's disaster agencies, and interjurisdictional planning and  
 14 disaster agencies. These personnel:
- 15 (1) shall consult with subdivisions and government agencies on  
 16 a regularly scheduled basis;
- 17 (2) shall make field examinations of the areas, circumstances, and  
 18 conditions to which particular local and interjurisdictional  
 19 disaster plans are intended to apply; and
- 20 (3) may suggest revisions.
- 21 (c) In preparing and revising the state disaster plan, the agency shall  
 22 seek the advice and assistance of local government, business, labor,  
 23 industry, agriculture, civic and volunteer organizations, and community  
 24 leaders. In advising local and interjurisdictional agencies, the agency  
 25 shall encourage local and interjurisdictional agencies to seek advice  
 26 from the sources specified in this subsection.
- 27 (d) The state disaster plan or any part of the plan may be  
 28 incorporated in rules of the agency or by executive orders.
- 29 (e) The agency shall do the following:
- 30 (1) Determine requirements of the state and political subdivisions  
 31 for food, clothing, and other necessities in the event of an  
 32 emergency.
- 33 (2) Procure and pre-position supplies, medicines, materials, and  
 34 equipment.
- 35 (3) Adopt standards and requirements for local and  
 36 interjurisdictional disaster plans.
- 37 (4) Provide for mobile support units.
- 38 (5) Assist political subdivisions, political subdivisions' disaster  
 39 agencies, and interjurisdictional disaster agencies to establish and  
 40 operate training programs and public information programs.
- 41 (6) Make surveys of industries, resources, and facilities in  
 42 Indiana, both public and private, necessary to carry out this



- 1 chapter.
- 2 (7) Plan and make arrangements for the availability and use of
- 3 any private facilities, services, and property, and if necessary and
- 4 if the private facilities, services, or property is used, provide for
- 5 payment for the use under agreed upon terms and conditions.
- 6 (8) Establish a register of persons with types of training and skills
- 7 important in emergency prevention, preparedness, response, and
- 8 recovery.
- 9 (9) Establish a register of mobile and construction equipment and
- 10 temporary housing available for use in a disaster emergency.
- 11 (10) Prepare, for issuance by the governor, executive orders,
- 12 proclamations, and regulations necessary or appropriate in coping
- 13 with disaster.
- 14 (11) Cooperate with the federal government and any public or
- 15 private agency or entity in achieving any purpose of this chapter
- 16 and in implementing programs for disaster prevention,
- 17 preparation, response, and recovery.
- 18 (12) Do other things necessary, incidental, or appropriate to
- 19 implement this chapter.
- 20 (f) The agency shall ascertain the rapid and efficient
- 21 communications that exist in times of disaster emergencies. The agency
- 22 shall consider the desirability of supplementing these communications
- 23 resources or of integrating these resources into a comprehensive
- 24 intrastate or state-federal telecommunications or other communications
- 25 system or network. In studying the character and feasibility of any
- 26 system, the agency shall evaluate the possibility of multipurpose use of
- 27 the system for general state and local governmental purposes. The
- 28 agency shall make appropriate recommendations to the governor.
- 29 (g) The agency shall assist political subdivisions in implementing
- 30 the intrastate mutual aid compact created by section 10.8 of this
- 31 chapter.
- 32 SECTION 78. IC 10-18-1-1 IS REPEALED [EFFECTIVE JULY 1,
- 33 2027]. ~~Sec. 1. As used in this chapter, "commission" refers to the~~
- 34 ~~Indiana war memorials commission established by section 2 of this~~
- 35 ~~chapter.~~
- 36 SECTION 79. IC 10-18-1-1.5 IS ADDED TO THE INDIANA
- 37 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 38 [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. As used in this chapter,**
- 39 **"department" refers to the Indiana department of veterans' affairs**
- 40 **established by IC 10-17-1-2.**
- 41 SECTION 80. IC 10-18-1-1.6 IS ADDED TO THE INDIANA
- 42 CODE AS A NEW SECTION TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2027]: **Sec. 1.6. (a) On July 1, 2027, all**  
 2 **powers, duties, agreements, and liabilities of the Indiana war**  
 3 **memorials commission are transferred to the department.**

4 **(b) On July 1, 2027, all records and property of the Indiana war**  
 5 **memorials commission, including appropriations and other funds**  
 6 **under the control or supervision of the Indiana war memorials**  
 7 **commission, are transferred to the department.**

8 **(c) After June 30, 2027, a reference to the Indiana war**  
 9 **memorials commission in a statute, rule, or other document is**  
 10 **considered a reference to the department.**

11 **(d) The rules adopted by the Indiana war memorials**  
 12 **commission before July 1, 2027, are considered, after June 30,**  
 13 **2027, rules of the department.**

14 SECTION 81. IC 10-18-1-2, AS AMENDED BY P.L.149-2016,  
 15 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: **Sec. 2. (a) The Indiana war memorials commission is**  
 17 **established:**

18 **(b) The commission consists of nine (9) members. Each Indiana**  
 19 **congressional district must be represented by at least one (1) member**  
 20 **who is:**

- 21 (1) a resident of that congressional district;  
 22 (2) a veteran of service in the armed forces of the United States of  
 23 America in time of war;  
 24 (3) a citizen of Indiana at the time of the service; and  
 25 (4) appointed:  
 26 (A) in the manner;  
 27 (B) for the terms;  
 28 (C) to have the powers; and  
 29 (D) to perform the duties;  
 30 as provided in this chapter.

31 **(c) (a) The ~~department~~ commission:**

- 32 (1) as the ~~commission~~ and in the ~~commission's~~ name, may  
 33 prosecute and defend suits; and  
 34 (2) has all other duties, rights, and powers that are:  
 35 (A) necessary to implement this chapter; and  
 36 (B) not inconsistent with this chapter.

37 **(d) The members of the commission are not liable in their individual**  
 38 **capacity, except to the state, for any act done or omitted in connection**  
 39 **with the performance of their duties under this chapter.**

40 **(e) (b) A suit against the ~~commission~~ department must be brought**  
 41 **in a court with jurisdiction in Marion County. Notice or summons of**  
 42 **the suit shall be served upon the director of the department.**



1 president; vice president; or secretary of the commission. In a suit  
 2 against the commission; it is not necessary to name the individual  
 3 members of the commission as either plaintiff or defendant.  
 4 Commission members may sue and be sued in the name of the Indiana  
 5 war memorials commission.

6 (f) The commission shall:

7 (1) report to the governor through the adjutant general; and

8 (2) be under the adjutant general for administrative supervision.

9 SECTION 82. IC 10-18-1-3 IS REPEALED [EFFECTIVE JULY 1,  
 10 2027]. Sec. 3: (a) The governor shall appoint members of the  
 11 commission for a term of three (3) years; subject to removal as  
 12 provided in this section:

13 (b) The commissioners:

14 (1) must be persons of high standing and character; and

15 (2) serve without compensation; except for reimbursement for any  
 16 reasonable expenses necessarily incurred by the commissioners  
 17 in the performance of their duties:

18 (c) The commissioners shall be selected without regard to their  
 19 political affiliations. However; not more than six (6) of the  
 20 commissioners at any time may be members of the same political party:

21 (d) The governor may; for just cause; based upon written charges  
 22 specifying alleged misconduct; remove any member of the commission;  
 23 after notice to the member and a public hearing:

24 (e) The governor shall appoint a qualified person to fill the  
 25 unexpired term of a member who does not complete the member's term:

26 SECTION 83. IC 10-18-1-4 IS REPEALED [EFFECTIVE JULY 1,  
 27 2027]. Sec. 4: (a) The governor shall execute a certificate of  
 28 appointment that makes reference to this chapter and sets forth the term  
 29 of appointment for each member of the commission. The governor shall  
 30 deposit the certificates of appointment in the office of the secretary of  
 31 state; who shall record the certificates in a book kept for that purpose:

32 (b) The secretary of state shall notify each person appointed as a  
 33 commissioner of the person's appointment. The person's acceptance of  
 34 the appointment shall be signified by subscribing to an oath; to be  
 35 endorsed on the certificate of appointment:

36 (1) to support the Constitution of the United States and the  
 37 Constitution of the State of Indiana; and

38 (2) to faithfully and honestly discharge the person's duty under the  
 39 law as a commissioner:

40 (c) The secretary of state shall deliver the certificate; when  
 41 recorded; to the person named in the certificate. The certificate  
 42 constitutes the commission of the person named as a member of the



1 commission for the term specified:

2 (d) If a person appointed fails to qualify under this section within  
3 ten (10) days after notice of the person's appointment, the governor  
4 shall appoint another qualified person as a commissioner:

5 SECTION 84. IC 10-18-1-5 IS REPEALED [EFFECTIVE JULY 1,  
6 2027]. Sec. 5: The commission shall elect the following:

7 (1) One (1) member of the commission to serve as president:

8 (2) One (1) member of the commission to serve as vice president:

9 (3) One (1) qualified person who is not a member of the  
10 commission to serve as secretary of the commission:

11 The commission shall elect officers each year. Officers shall hold their  
12 respective offices for one (1) year or during the pleasure of the  
13 commission:

14 SECTION 85. IC 10-18-1-6 IS REPEALED [EFFECTIVE JULY 1,  
15 2027]. Sec. 6: (a) The president and vice president of the commission  
16 shall, before entering upon the discharge of their duties, give bond to  
17 the approval of the governor, each in the sum of ten thousand dollars  
18 (\$10,000), conditioned for the faithful performance of the duties as  
19 may be imposed upon them by law:

20 (b) The officers and any other officers required to give a bond under  
21 this chapter may furnish as surety any surety company authorized to  
22 transact business in Indiana that meets the approval of the commission,  
23 and the premium on any bond shall be paid as a part of the expenses of  
24 the commission:

25 SECTION 86. IC 10-18-1-7 IS REPEALED [EFFECTIVE JULY 1,  
26 2027]. Sec. 7: (a) The president shall do the following:

27 (1) Preside over the meetings of the commission:

28 (2) Sign all vouchers approved by the commission under this  
29 chapter:

30 (3) Sign all contracts and agreements in the name of the  
31 commission that have been authorized by the commission. The  
32 secretary shall attest to contracts signed by the president:

33 (b) If the president is absent or unable to act, the vice president shall  
34 perform the president's duties:

35 SECTION 87. IC 10-18-1-8 IS REPEALED [EFFECTIVE JULY 1,  
36 2027]. Sec. 8: (a) The secretary appointed by the commission shall take  
37 an oath to faithfully perform the duties of the secretary's office:

38 (b) The secretary shall do the following:

39 (1) Keep a record of the proceedings of the commission:

40 (2) Make a record of contracts and obligations:

41 (3) Furnish each contractor with a copy of the contractor's  
42 contract that:



- 1 (A) is endorsed "approved by order of the commission";
- 2 (B) lists the date of the approval; and
- 3 (C) is signed by the secretary.
- 4 A contract is not valid until endorsed and delivered by the
- 5 secretary.
- 6 (4) Certify all vouchers ordered by the commission.
- 7 (5) Keep a set of books to show the financial condition of the
- 8 commission.
- 9 (6) Make quarterly statements as provided in this chapter of the
- 10 costs and expenditures of the commission; a complete list of
- 11 vouchers; and for what purpose and to whom paid. The reports
- 12 shall be filed with the state comptroller as provided in this chapter
- 13 and are open to the inspection and use of the general assembly.
- 14 (c) The secretary shall give a bond in the sum of ten thousand
- 15 dollars (\$10,000) for the faithful performance of the secretary's duties.
- 16 (d) The contracts for any purpose connected with the Indiana World
- 17 War Memorial shall be recorded by the secretary in a book kept for that
- 18 purpose. The secretary shall retain on file all vouchers and other
- 19 valuable papers of value to the commission; to the contractor; and to
- 20 the public.
- 21 SECTION 88. IC 10-18-1-9 IS AMENDED TO READ AS
- 22 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The ~~commission~~
- 23 **department** may employ a superintendent.
- 24 (b) The superintendent shall give bond in an amount and with surety
- 25 to be approved by the ~~commission~~ **department**.
- 26 (c) The superintendent's duties and compensation shall be
- 27 prescribed by the ~~department~~ **commission**.
- 28 SECTION 89. IC 10-18-1-10 IS AMENDED TO READ AS
- 29 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) The ~~commission~~
- 30 **department** shall employ an individual who is responsible for the care
- 31 and preservation of all personal property owned by the ~~commission~~
- 32 **department** that has historic significance.
- 33 (b) The individual employed by the ~~commission~~ **department** under
- 34 subsection (a) must meet the qualifications set by the division of state
- 35 museums and historic sites of the department of natural resources.
- 36 SECTION 90. IC 10-18-1-11, AS AMENDED BY P.L.9-2024,
- 37 SECTION 319, IS AMENDED TO READ AS FOLLOWS
- 38 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The ~~commission~~
- 39 **department** shall do the following:
- 40 (1) Keep a record of the commission's proceedings.
- 41 (2) Make a quarterly report for public use that includes the
- 42 following:



- 1 (A) A detailed account of the expenditures of the ~~commission~~  
 2 **department to administer this chapter.**
- 3 (B) A summary of the ~~commission's proceedings~~ that includes:  
 4 (i) a statement of all contracts let;  
 5 (ii) the name of the person to whom the contracts were let;  
 6 and  
 7 (iii) the amount of each contract.
- 8 (b) The report required under subsection (a) must be filed with the  
 9 state comptroller.
- 10 (c) Reports created and filed under this section are public records.
- 11 SECTION 91. IC 10-18-1-12 IS REPEALED [EFFECTIVE JULY  
 12 1, 2027]. ~~Sec. 12: (a) The commission may adopt rules that set forth:~~  
 13 ~~(1) the time, place, and method of calling and conducting~~  
 14 ~~meetings; and~~  
 15 ~~(2) the manner and method of the conduct of business, including:~~  
 16 ~~(A) the government and regulation of the commission's~~  
 17 ~~employees; and~~  
 18 ~~(B) the management of the ground and premises under the~~  
 19 ~~commission's care and control;~~  
 20 as the commission considers prudent and not inconsistent with this  
 21 chapter and other statutes.
- 22 (b) ~~The commission shall meet at the call of the commission's~~  
 23 ~~president or at the time set forth in the commission's rules. A majority~~  
 24 ~~of the members constitutes a quorum for the transaction of business.~~  
 25 ~~However, all official action of the commission must receive the~~  
 26 ~~approval in a meeting of a majority of all the members of the~~  
 27 ~~commission.~~
- 28 SECTION 92. IC 10-18-1-13 IS AMENDED TO READ AS  
 29 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. (a) ~~The commission~~  
 30 ~~shall designate one (1) of its members to~~ **department shall** do the  
 31 following:  
 32 (1) Assume general charge of and preserve all Indiana battle  
 33 flags.  
 34 (2) Have custody of all battle and organization flags in the  
 35 possession of the state that were used by any of the military  
 36 organizations of the state:  
 37 (A) in any of the wars or campaigns in which the United States  
 38 has been engaged; and  
 39 (B) in which Indiana veterans have participated.  
 40 (3) In the preservation of the battle flags, as far as possible, see  
 41 that the name and the branch of service in which the organization  
 42 served are attached to or preserved with the flag.



- 1 (4) Collect data in reference to each organization or military unit  
 2 whose flag is in the possession of the ~~commission~~ **department**  
 3 and place the data with the flag or banner of each of the  
 4 organizations or military units.
- 5 (b) The ~~commission~~ **department** shall do the following:
- 6 (1) Collect Indiana battle flags not in the possession of the state  
 7 from the United States, patriotic societies, or individuals.
- 8 (2) Reinforce, collect the data for, and otherwise prepare all battle  
 9 flags for preservation.
- 10 (3) Collect, systematize, and prepare a brief history of each flag  
 11 and index and catalogue each flag.
- 12 (4) Collect, purchase, and procure all necessary materials for the  
 13 preservation of the flags.
- 14 (5) For the purpose of collecting and preparing the necessary data,  
 15 reinforcing the flags, and performing other duties required by this  
 16 chapter:
- 17 (A) with the approval of the budget agency, employ and fix the  
 18 compensation of employees as may be necessary; and
- 19 (B) purchase material of any character that is required in  
 20 carrying out this chapter.
- 21 SECTION 93. IC 10-18-1-14, AS AMENDED BY P.L.30-2013,  
 22 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 14. (a) The Indiana battle flags fund is established  
 24 to restore and preserve Indiana battle flags.
- 25 (b) The ~~department:~~ ~~commission:~~  
 26 (1) shall administer the fund; and  
 27 (2) may spend the money in the fund for the purposes of the fund.
- 28 (c) The expenses of administering the fund shall be paid from  
 29 money in the fund.
- 30 (d) The treasurer of state shall invest the money in the fund not  
 31 currently needed to meet the obligations of the fund in the same  
 32 manner as other public funds may be invested. Interest that accrues  
 33 from these investments shall be deposited in the fund.
- 34 (e) All money accruing to the fund is appropriated continuously for  
 35 the purposes of the fund.
- 36 (f) Money in the fund at the end of a fiscal year does not revert to  
 37 the state general fund.
- 38 SECTION 94. IC 10-18-1-15 IS AMENDED TO READ AS  
 39 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) All flag cases  
 40 completed shall be in the custody of the ~~department.~~ ~~commission:~~ The  
 41 superintendent shall have the cases cleaned periodically as necessary.
- 42 (b) The ~~department~~ ~~commission~~ may determine the method and



1 manner in which the flags shall be preserved.

2 SECTION 95. IC 10-18-1-16 IS AMENDED TO READ AS  
3 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16. (a) Out-lot five (5)  
4 and out-lot thirty-six (36), in Indianapolis, according to the original plat  
5 of the city, are dedicated and set apart as grounds for the Indiana War  
6 Memorial subject to the provisions of this chapter.

7 (b) Out-lots five (5) and thirty-six (36) dedicated in subsection (a),  
8 together with all or any part of squares five (5) and sixteen (16) or any  
9 part of those squares, in Indianapolis, according to the original plat of  
10 the city, that are acquired, dedicated, and set apart and added to the real  
11 estate dedicated in subsection (a) by:

12 (1) the state; or

13 (2) Indianapolis, by Marion County, or Indianapolis and Marion  
14 County jointly and then conveyed by the city, county, or city and  
15 county jointly by proper deed, grant, or contract to the state;  
16 for War Memorial and other public purposes constitutes and shall be  
17 referred to as "Memorial Place". The permanent name of "Memorial  
18 Place" shall be selected by the **department. commission.**

19 (c) A necessity is declared to exist to limit:

20 (1) the kind, character, and height of buildings upon; and

21 (2) the use of real estate and buildings that are located within  
22 three hundred (300) feet of the outside boundaries of;

23 Memorial Place as constituted in this chapter. The **department**  
24 **commission** may acquire, by purchase, donation, or condemnation, the  
25 right to limit the kind, character, and height of buildings upon and the  
26 use of real estate and buildings on real estate within three hundred  
27 (300) feet of the outside boundaries of Memorial Place.

28 (d) The **department commission** shall erect and maintain in  
29 Indianapolis, upon or within grounds dedicated or acquired under this  
30 chapter, as the **department commission** considers best, a suitable  
31 structure or structures:

32 (1) to commemorate the valor and sacrifice of the soldiers, sailors,  
33 and marines of the United States and of all others who rendered  
34 faithful, loyal, heroic, and self-sacrificing service at home and  
35 overseas in World War I;

36 (2) to provide a place or places of meeting and headquarters for  
37 organizations of soldiers, sailors, and marines or any other  
38 patriotic societies or associations;

39 (3) to keep records, archives, documents, flags, mementos, and  
40 relics; and

41 (4) for other public meetings and other public purposes;

42 to inculcate a true understanding and appreciation of the duties,



1 benefits, and privileges of American citizenship and inspire patriotism  
 2 and respect for the law to the end that peace may prevail, good will be  
 3 promoted, justice be administered and established, public order  
 4 maintained, and liberty and freedom under the law perpetuated.

5 SECTION 96. IC 10-18-1-17 IS AMENDED TO READ AS  
 6 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 17. (a) If squares five  
 7 (5) and sixteen (16) or any part of those squares in Indianapolis,  
 8 according to the original plat of the city, are acquired, dedicated, and  
 9 set apart and added to the real estate dedicated in this chapter by the  
 10 state for war memorial and other public purposes by Indianapolis, by  
 11 Marion County, or by the city and county jointly by proper deed,  
 12 contract, or grant, by which the city or county, or the city and county  
 13 jointly, convey the real estate or any part of the real estate to the state  
 14 for war memorial and other public purposes, the **department**  
 15 **commission** may accept from the city, the county, or the city and  
 16 county jointly the deed, grant, or contract by which the real estate or  
 17 any part of the real estate is conveyed to the state for war memorial and  
 18 other public purposes, subject to the terms, conditions, and provisions  
 19 contained in the deed, grant, or contract.

20 (b) The **department commission** may agree that, to the extent that  
 21 the city, the county, or the city and county jointly appropriate and use  
 22 money in the acquisition of the real estate or any part of the real estate,  
 23 the real estate and interests in the real estate and the memorial  
 24 structures erected on the real estate (to the extent of the money so  
 25 appropriated and used by the city, by the county, or by the county and  
 26 city jointly) shall be a city war memorial, a county war memorial, or a  
 27 joint war memorial.

28 (c) If the real estate or any part of the real estate is acquired and  
 29 conveyed to the state, the **department commission** may erect structures  
 30 on outlots five (5) and thirty-six (36) dedicated in this chapter or upon  
 31 any part of the real estate so dedicated or acquired as provided in this  
 32 chapter as the **department commission** considers best.

33 (d) The **department commission** shall develop any part or all of the  
 34 real estate described in this chapter that has been dedicated or acquired  
 35 as provided in this chapter as a memorial place, together with square  
 36 twenty-five (25), known as University Square in Indianapolis,  
 37 according to the original plat of the city, to secure a harmonious and  
 38 unified architectural and aesthetic effect of the entire series of grounds  
 39 used and dedicated for memorial purposes. The grounds must include  
 40 square twenty-five (25), known as University Square, which shall be  
 41 and constitute a part of the memorial park, and shall be used as a public  
 42 park.



1 (e) The ~~department commission~~ may sell buildings and  
 2 improvements situated on outlots five (5) and sixteen (16) when they  
 3 come under the ~~commission's department's~~ jurisdiction, custody, and  
 4 control or remove the buildings and improvements as the ~~department~~  
 5 ~~commission~~ considers best. The ~~department commission~~ may contract  
 6 with Indianapolis, with Marion County, or with the county and city  
 7 jointly, concerning the use and rents of the buildings and improvements  
 8 on squares five (5) and sixteen (16) until it is necessary to remove the  
 9 buildings for the purpose of erecting the memorial structure or  
 10 structures. The ~~department commission~~ may contract with the city or  
 11 county or the city and county jointly with reference to the sale of  
 12 buildings and improvements upon the real estate that may be acquired  
 13 and conveyed to the state by the city or county or by the city and county  
 14 jointly for War Memorial and other public purposes. The contracts  
 15 must provide how the proceeds from the rent or sale of buildings and  
 16 improvements shall be applied.

17 SECTION 97. IC 10-18-1-18, AS AMENDED BY P.L.17-2005,  
 18 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 19 JULY 1, 2027]: Sec. 18. The ~~department commission~~ may do the  
 20 following:

- 21 (1) Make and execute contracts and other instruments that may be  
 22 required in connection with the erection and maintenance of a  
 23 suitable structure or structures upon or within Memorial Place.  
 24 (2) Adopt rules for the following:  
 25 (A) The proper management, government, and use of  
 26 Memorial Place and the structures situated on Memorial Place.  
 27 (B) The government of employees.  
 28 (3) Acquire by condemnation the right to limit the kind, character,  
 29 and height of buildings upon and the use of real estate or  
 30 buildings located within three hundred (300) feet of the outside  
 31 boundaries.  
 32 (4) Adopt reasonable rules as are proper to limit the kind,  
 33 character, and height of buildings located or erected within three  
 34 hundred (300) feet of the outside boundaries of Memorial Place  
 35 and the use of the buildings or real estate. A building constructed  
 36 or maintained or business conducted in violation of any rule may  
 37 be abated as a nuisance in an action begun and prosecuted by the  
 38 ~~department. commission.~~  
 39 (5) Receive donations, gifts, devises, and bequests and use them  
 40 in connection with the purposes of this chapter.  
 41 (6) Establish a nonprofit corporation to do the following:  
 42 (A) Promote public support for the purposes of the



- 1            ~~department commission~~ and this chapter.
- 2            (B) Preserve and promote the historical and educational
- 3            activities of the ~~commission~~: **department**.
- 4            (C) Operate for the benefit of the purposes of the **department**
- 5            ~~commission~~ and this chapter.
- 6            The corporation is subject to audit by the state board of accounts
- 7            as if it were a state agency.
- 8            (7) Transfer money donated to the **department commission** for
- 9            the purposes described in subdivision (6) to a corporation
- 10           established under subdivision (6).
- 11           (8) Transfer:
- 12               (A) artifacts;
- 13               (B) images; or
- 14               (C) documents of cultural heritage, historical, or museum
- 15               relevance;
- 16               under the ~~commission's~~ **department's** control to a corporation
- 17               established under subdivision (6) without complying with
- 18               IC 5-22-21 and IC 5-22-22.
- 19            SECTION 98. IC 10-18-1-20 IS AMENDED TO READ AS
- 20            FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 20. The **department**
- 21            ~~commission~~ shall adopt rules **under IC 4-22-2** for the government of
- 22            the monument and Monument Circle. ~~The rules are binding and~~
- 23            ~~effective when approved by the governor.~~
- 24            SECTION 99. IC 10-18-1-21 IS AMENDED TO READ AS
- 25            FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 21. (a) The
- 26            ~~department: commission:~~
- 27                (1) has general control of the State Soldiers' and Sailors'
- 28                Monument Circle; and
- 29                (2) may employ a superintendent.
- 30            (b) The superintendent may, with the advice and consent of the
- 31            ~~department commission~~, appoint engineers, elevator operators,
- 32            electricians, and watchmen as are actually required, all of whom are
- 33            subject to removal at any time by the **department commission** for any
- 34            reason satisfactory to the ~~commission~~: **department**.
- 35            (c) The superintendent:
- 36                (1) has direct charge and supervision of the monument and
- 37                Monument Circle, subject to the orders of the **department;**
- 38                ~~commission;~~ and
- 39                (2) may require watchmen to act as elevator operators and
- 40                elevator operators to act as watchmen.
- 41            (d) The superintendent and the engineers, watchmen, and elevator
- 42            operators have police powers with all powers of a constable.



1 SECTION 100. IC 10-18-1-22, AS AMENDED BY P.L.9-2024,  
 2 SECTION 320, IS AMENDED TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2027]: Sec. 22. (a) The superintendent shall  
 4 execute a bond in the penal sum of five thousand dollars (\$5,000), to  
 5 be approved by the **department. commission**.

6 (b) The superintendent shall:

7 (1) on the first day of each month, make a sworn statement to the  
 8 state comptroller of all receipts and expenditures, with vouchers  
 9 attached for the preceding month, on account of the monument;  
 10 and

11 (2) at the same time, pay over to the treasurer of state all money  
 12 received by the superintendent from all sources in the operation  
 13 of the monument for the preceding month.

14 The state comptroller shall draw a warrant on the treasurer of state,  
 15 payable to the superintendent, engineers, elevator operators, and  
 16 watchmen, for the amounts due them as salaries and to the  
 17 superintendent for a total of expenditures other than salaries incurred  
 18 in the management of the monument and Monument Circle as shown  
 19 by the vouchers.

20 SECTION 101. IC 10-18-1-25 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 25. A person who  
 22 intentionally damages or removes any of the property of the state on  
 23 Monument Circle is liable for the payment of a penalty not less than  
 24 twice the sum necessary to repair the damage or restore the lost  
 25 property. The penalty may be collected by the **department commission**  
 26 in a civil action.

27 SECTION 102. IC 10-18-1-26 IS AMENDED TO READ AS  
 28 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 26. (a) The  
 29 **department commission** may do the following:

30 (1) Make or sell the following:

31 (A) Pictures, models, books, and other representations of the  
 32 monuments and grounds.

33 (B) Souvenirs.

34 (2) Establish and maintain souvenir shops on property that the  
 35 **department commission** manages.

36 (3) Hire and pay salaries for full-time or part-time employees for  
 37 the souvenir shops.

38 (4) Contract with a nonprofit organization or corporation for the  
 39 continuous management of the souvenir shops.

40 (5) Report annually to the governor on the activities, revenues,  
 41 expenditures, and profits of the souvenir shops.

42 (b) Notwithstanding section 27 of this chapter, the following apply



- 1 to the profits from souvenir shop sales:
- 2 (1) The souvenir shop fund is established. The souvenir shop fund
- 3 shall be administered by the ~~department. commission.~~
- 4 (2) Profits from the sales at souvenir shops established under
- 5 subsection (a) shall be deposited in the souvenir shop fund.
- 6 (3) The treasurer of state shall invest the money in the souvenir
- 7 shop fund not currently needed to meet the obligations of the fund
- 8 in the same manner as other public funds may be invested.
- 9 (4) The expenses of administering the souvenir shop fund shall be
- 10 paid from money in the fund.
- 11 (5) The ~~department commission~~ may spend the money in the
- 12 souvenir shop fund for the following purposes:
- 13 (A) Maintenance or repair of properties managed by the
- 14 ~~department. commission.~~
- 15 (B) Maintenance, repair, and acquisition of the following:
- 16 (i) Battle flags.
- 17 (ii) Appropriate artifacts.
- 18 (iii) Appropriate memorabilia.
- 19 (6) All money accruing to the souvenir shop fund is appropriated
- 20 continuously for the purposes listed in subdivision (5).
- 21 (7) Money in the souvenir shop fund at the end of a state fiscal
- 22 year does not revert to the state general fund.
- 23 (c) A person may not make or sell pictures, models, books, or other
- 24 representations of the monuments or grounds unless the person is
- 25 authorized to do so by the ~~department. commission.~~
- 26 SECTION 103. IC 10-18-1-28 IS AMENDED TO READ AS
- 27 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 28. The superintendent
- 28 of the State Soldiers' and Sailors' Monument and of Monument Circle
- 29 and those serving under the superintendent who are appointed by the
- 30 ~~department commission~~ have police powers and may make arrests or
- 31 do other things as may be needed to enforce the laws for the protection
- 32 and care of the monuments and Monument Circle.
- 33 SECTION 104. IC 10-18-1-29 IS AMENDED TO READ AS
- 34 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 29. The ~~department~~
- 35 ~~commission~~ may grant the use for public purposes of any structures or
- 36 any parts of structures erected by the ~~commission department~~ under
- 37 this chapter without rent or charge or for only a nominal rental:
- 38 (1) to any organizations of soldiers, sailors, and marines and
- 39 others as a place for their meeting and headquarters and for the
- 40 keeping of records, archives, documents, flags, mementos, and
- 41 relics; and
- 42 (2) for other public meetings and other public purposes not



1 inconsistent with the purpose of this chapter;  
 2 for the time and upon the terms and conditions as the ~~commission~~  
 3 **department** determines.

4 SECTION 105. IC 10-18-1-30 IS AMENDED TO READ AS  
 5 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 30. (a) The  
 6 **department** ~~commission~~ may not enter into a contract for:

- 7 (1) the purchase or sale of property, material, or supplies; or  
 8 (2) the performance of work or labor, except for salaries of  
 9 employees;

10 if the work and labor or materials and supplies cost more than ten  
 11 thousand dollars (\$10,000) without first giving notice of its intention  
 12 to purchase or sell the materials or supplies or to contract for the work  
 13 or labor by publication in a newspaper of general circulation printed  
 14 and published in the English language in Indianapolis for two (2)  
 15 successive weeks before the time fixed for the letting of the contract or  
 16 the sale of the property.

17 (b) A contract under this section must be in writing. The other  
 18 contracting party shall furnish bond for the faithful performance of the  
 19 contract in an amount fixed by the ~~department commission~~ and with  
 20 surety to the ~~department's commission's~~ approval, conditioned upon  
 21 the faithful performance of the contract. However, if the ~~department~~  
 22 ~~commission~~ decides to purchase a patented article or material or an  
 23 article or material of a special type, character, or design of construction  
 24 or make that may be purchased from only one (1) person, firm, limited  
 25 liability company, or corporation, their agents or representatives, or for  
 26 which there is a fixed, standard price, the ~~department commission~~ is  
 27 not required to take or receive competitive bids. However, the  
 28 ~~department commission~~ shall publish in the manner set forth under  
 29 subsection (a) the number and character of the article or kind and  
 30 quality of material proposed to be purchased, the unit price, and the  
 31 total sum to be paid.

32 (c) A contract made in violation of this section is void.

33 SECTION 106. IC 10-18-1-32 IS AMENDED TO READ AS  
 34 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 32. The ~~department,~~  
 35 ~~commission,~~ with the approval of the governor, may let a contract for  
 36 the erection of additional structures on the site of the Indiana World  
 37 War Memorial, in accordance with plans and specifications adopted by  
 38 the ~~commission,~~ **department,** with the approval of the governor, to any  
 39 competent and reliable contractor.

40 SECTION 107. IC 10-18-1-33 IS AMENDED TO READ AS  
 41 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 33. (a) The  
 42 **department** ~~commission~~ shall commemorate the valor of those loyal



1 citizens of this state who served with the armed forces of the United  
 2 States during World War II and the Korean Conflict by placing their  
 3 names in the archives of the World War Memorial located at  
 4 Indianapolis.

5 (b) The names must be placed in the archives in the same manner  
 6 as those honored by Indiana who served in World War I.

7 SECTION 108. IC 10-18-1-34 IS AMENDED TO READ AS  
 8 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 34. (a) The  
 9 **department commission** shall commemorate the valor of those loyal  
 10 citizens of Indiana who served with the armed forces of the United  
 11 States during the Vietnam conflict by placing their names in the  
 12 archives of the World War Memorial located at Indianapolis.

13 (b) The names must be placed in the archives in the same manner  
 14 as those honored by Indiana who served in World War I, World War II,  
 15 and the Korean Conflict.

16 SECTION 109. IC 10-18-1-38, AS AMENDED BY P.L.158-2013,  
 17 SECTION 169, IS AMENDED TO READ AS FOLLOWS  
 18 [EFFECTIVE JULY 1, 2027]: Sec. 38. It is a Level 6 felony for a  
 19 **member of the commission or the architect, secretary, superintendent**  
 20 or any other person in the employ of the **department commission** to:

21 (1) knowingly be interested in or derive any profit from any  
 22 contract, employment, or purchase connected with the Indiana  
 23 World War Memorial or with any action of the **department;**  
 24 **commission;** or

25 (2) knowingly be interested in any claim against the **department**  
 26 **commission** or the state growing out of the erection or  
 27 maintenance of the Indiana World War Memorial;

28 other than for the compensation for their services or for their expenses  
 29 as provided in this chapter.

30 SECTION 110. IC 10-18-2-18 IS AMENDED TO READ AS  
 31 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 18. In the establishment  
 32 and maintenance of a county world war memorial, a county executive  
 33 or a board of trustees of a joint county and city world war memorial has  
 34 all the powers and duties conferred upon the **Indiana department of**  
 35 **veterans' affairs Indiana War Memorials Commission** under  
 36 IC 10-18-1, in so far as the powers and duties are not inconsistent with  
 37 this chapter. However, a county executive or board may not employ a  
 38 secretary.

39 SECTION 111. IC 10-18-3-18 IS REPEALED [EFFECTIVE JULY  
 40 1, 2027]. Sec. 18: (a) ~~The governor may appoint a commission known~~  
 41 ~~as the memorial art commission.~~

42 (b) ~~The commission must consist of not more than seven (7)~~



1 qualified persons who serve without pay. However, members are to be  
 2 paid necessary expenses as certified by the governor to the state  
 3 comptroller.

4 (c) The commission shall consider the artistic qualities of a plan for  
 5 a proposed memorial:

6 (d) A memorial consisting of a building, monument, statue, tablet,  
 7 picture, arch, or work of art of any kind may not be erected without  
 8 first:

9 (1) submitting the plans to the memorial art commission; and

10 (2) securing criticism and advice from the commission with  
 11 respect to the memorial.

12 If a state art commission is established by law, it is *ex officio* the  
 13 memorial art commission.

14 SECTION 112. IC 10-18-4-19 IS AMENDED TO READ AS  
 15 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19. In the establishment  
 16 and maintenance of a World War memorial, a city's board of public  
 17 works or the board of trustees of a joint county and city World War  
 18 memorial has all the powers and duties conferred upon the **Indiana**  
 19 **department of veterans' affairs Indiana war memorials commission**  
 20 under IC 10-18-1 to the extent the powers and duties conferred in  
 21 IC 10-18-1 are not inconsistent with this chapter. However, this chapter  
 22 does not authorize a city's board of public works or a board of trustees  
 23 of a joint county and city World War memorial to employ a secretary.

24 SECTION 113. IC 10-19-7-3, AS AMENDED BY P.L.238-2025,  
 25 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2027]: Sec. 3. (a) The state fire marshal appointed under  
 27 IC 22-14-2-2 shall manage the department's administration of the  
 28 following:

29 (1) IC 22-11.

30 (2) IC 22-12.

31 (3) IC 22-13.

32 (4) IC 22-14.

33 (5) IC 22-15.

34 (b) In carrying out the duties under subsection (a), the state fire  
 35 marshal shall do the following:

36 (1) Provide department staff to support the fire prevention and  
 37 building safety commission established by IC 22-12-2-1.

38 (2) partner with state agencies, including the Indiana department  
 39 of health and state educational institutions, to develop public  
 40 safety education and outreach programs.

41 (c) The state fire marshal may not exercise any powers or perform  
 42 any duties specifically assigned to either of the following:

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1           (+) ~~The fire prevention and building safety commission:~~

2           (2) the state building commissioner.

3           (d) The state fire marshal may delegate the state fire marshal's  
4 authority to the appropriate department staff.

5           SECTION 114. IC 11-12-4-1, AS AMENDED BY P.L.56-2023,  
6 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 2027]: Sec. 1. (a) The department shall adopt under IC 4-22-2  
8 minimum standards for county jails governing:

9           (1) general physical and environmental conditions;

10          (2) services and programs to be provided to confined persons;

11          (3) procedures for the care and control of confined persons that  
12 are necessary to ensure the health and safety of confined persons,  
13 the security of the jail, and public safety; and

14          (4) the restraint of pregnant inmates. Rules adopted under this  
15 subdivision must be consistent with IC 11-10-3.5.

16          However, the department may not adopt any standard that prohibits the  
17 placement of more than one (1) prisoner in a prisoner cell that has  
18 thirty-five (35) square feet or more of floor space per prisoner.

19          (b) The standards must be sufficiently flexible to foster the  
20 development of new and improved practices and to accommodate local  
21 needs and circumstances. The standards must be consistent with the  
22 laws of Indiana and the rules of the Indiana department of health and  
23 the ~~fire prevention and building safety commission:~~ **department of**  
24 **homeland security.**

25          (c) The commissioner shall select a committee of not less than five  
26 (5) county sheriffs to consult with the department before and during the  
27 drafting of the proposed minimum standards. County sheriffs shall be  
28 selected from the various classes of counties to ensure that densely,  
29 moderately, and sparsely populated counties are represented. Each  
30 county sheriff is entitled to the minimum salary per diem as provided  
31 in IC 4-10-11-2.1 for each day engaged in the official business of the  
32 committee and to reimbursement for traveling and other expenses, as  
33 provided in the state travel policies and procedures established by the  
34 Indiana department of administration and approved by the budget  
35 agency.

36          (d) At least sixty (60) days before setting the date for a public  
37 hearing under IC 4-22-2, the department shall forward copies of the  
38 proposed minimum standards to each county sheriff and each board of  
39 county commissioners and shall solicit their views and suggestions.

40          SECTION 115. IC 12-7-2-34, AS AMENDED BY P.L.42-2024,  
41 SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
42 JULY 1, 2027]: Sec. 34. "Commission" means the following:

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- 1 (1) For purposes of IC 12-10-2, the meaning set forth in  
 2 IC 12-10-2-1.  
 3 (2) For purposes of IC 12-12-2, the meaning set forth in  
 4 IC 12-12-2-1.  
 5 ~~(3) For purposes of IC 12-13-14, the meaning set forth in~~  
 6 ~~IC 12-13-14-1.~~  
 7 ~~(4) For purposes of IC 12-15-30.5, the meaning set forth in~~  
 8 ~~IC 12-15-30.5-2.~~  
 9 ~~(5) (3) For purposes of IC 12-15-33, the meaning set forth in~~  
 10 IC 12-15-33-1.  
 11 ~~(6) (4) For purposes of IC 12-21-7.1, the meaning set forth in~~  
 12 IC 12-21-7.1-1.  
 13 ~~(7) (5) For purposes of IC 12-28-1, the meaning set forth in~~  
 14 IC 12-28-1-3.

15 SECTION 116. IC 12-7-2-44, AS AMENDED BY P.L.6-2012,  
 16 SECTION 81, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2027]: Sec. 44. "Council" means the following:

- 18 (1) For purposes of IC 12-9-4, the meaning set forth in  
 19 IC 12-9-4-1.  
 20 (2) For purposes of IC 12-12-8, the meaning set forth in  
 21 IC 12-12-8-2.5.  
 22 ~~(3) For purposes of IC 12-13-4, the meaning set forth in~~  
 23 ~~IC 12-13-4-1.~~  
 24 ~~(4) (3) For purposes of IC 12-12.7-2, the meaning set forth in~~  
 25 IC 12-12.7-2-2.  
 26 ~~(5) (4) For purposes of IC 12-21-4, the meaning set forth in~~  
 27 IC 12-21-4-1.

28 SECTION 117. IC 12-7-2-87.8, AS AMENDED BY P.L.210-2015,  
 29 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2027]: Sec. 87.8. "Food retailer", for purposes of IC 12-13-14,  
 31 has the meaning set forth in ~~IC 12-13-14-1(f).~~ **IC 12-13-14-1.**

32 SECTION 118. IC 12-7-2-142, AS AMENDED BY P.L.171-2011,  
 33 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 34 JULY 1, 2027]: Sec. 142. "Political subdivision", for purposes of the  
 35 following statutes, has the meaning set forth in IC 36-1-2-13:

- 36 (1) IC 12-8.  
 37 ~~(2) IC 12-13-4.~~  
 38 ~~(3) (2) IC 12-32-1.~~

39 SECTION 119. IC 12-8-2.5-11, AS ADDED BY P.L.160-2012,  
 40 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41 JULY 1, 2027]: Sec. 11. (a) A member who is not a state employee is  
 42 **not** entitled to ~~both~~ **either** of the following:



1 (1) The minimum salary per diem provided by IC 4-10-11-2.1(b).

2 (2) Reimbursement for travel expenses and other expenses  
3 actually incurred in connection with the member's duties. ~~as~~  
4 ~~provided in the state travel policies and procedures established by~~  
5 ~~the Indiana department of administration and approved by the~~  
6 ~~budget agency.~~

7 (b) A member who is a state employee is entitled to reimbursement  
8 for travel expenses and other expenses actually incurred in connection  
9 with the member's duties, as provided in the state travel policies and  
10 procedures established by the Indiana department of administration and  
11 approved by the budget agency.

12 (c) A member who is a member of the general assembly is entitled  
13 to receive the same per diem, mileage, and travel allowances paid to  
14 members of the general assembly serving on interim study committees  
15 established by the legislative council.

16 SECTION 120. IC 12-11-14-10, AS ADDED BY P.L.12-2016,  
17 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
18 JULY 1, 2027]: Sec. 10. (a) The ABLE board of the authority is  
19 established. The board consists of the following:

20 (1) The following four (4) ex officio members:

21 (A) The treasurer of state.

22 (B) The secretary of family and social services.

23 (C) The budget director.

24 (D) The executive director of the Indiana housing and  
25 community development authority.

26 (2) Five (5) ~~appointed~~ members ~~who:~~

27 ~~(A) are appointed by the governor; and~~

28 ~~(B) consist of the following: appointed as follows:~~

29 (i) ~~(A)~~ One (1) member **appointed by the governor** who  
30 has significant experience in actuarial analysis, accounting,  
31 investment management, or other areas of finance that are  
32 relevant to the authority.

33 (ii) ~~(B)~~ One (1) member **appointed by the speaker of the**  
34 **house of representatives** who has significant legal expertise  
35 and knowledge of estate planning.

36 (iii) ~~(C)~~ One (1) member **appointed by the president pro**  
37 **tempore of the senate** who is a representative of a statewide  
38 organization that advocates on behalf of individuals with  
39 disabilities.

40 (iv) ~~(D)~~ One (1) member **appointed by the speaker of the**  
41 **house of representatives** who is an individual with a  
42 disability.



- 1                   (↯) (E) One (1) member **appointed by the president pro**  
 2                   **tempore of the senate** who is a family member of an  
 3                   individual with a disability.
- 4                   (b) A certificate of appointment or reappointment of each member  
 5 shall be filed with the authority, and this certificate is conclusive  
 6 evidence of the due and proper appointment of the member.
- 7                   (c) Not more than three (3) of the appointed members of the board  
 8 may belong to the same political party.
- 9                   (d) An appointed member serves a four (4) year term. An appointed  
 10 member shall hold over after the expiration of the member's term until  
 11 the member's successor is appointed and qualified.
- 12                  (e) The ~~governor~~ **appointing authority** may reappoint an appointed  
 13 member of the board.
- 14                  (f) A vacancy shall be filled for the balance of an unexpired term in  
 15 the same manner as the original appointment.
- 16                  (g) The treasurer of state shall serve as chairperson of the board.  
 17 The board shall annually elect one (1) of its ex officio members as vice  
 18 chairperson and may elect any other officer the board desires. The  
 19 board shall meet at the call of the chairperson and as provided in the  
 20 bylaws of the authority.
- 21                  (h) The ~~governor~~ **appointing authority** may remove an appointed  
 22 member for misfeasance, malfeasance, willful neglect of duty, or other  
 23 cause.
- 24                  (i) An appointed member of the board is not entitled to the  
 25 minimum salary per diem provided by IC 4-10-11-2.1(b). However,  
 26 each appointed member is entitled to reimbursement for traveling  
 27 expenses and other expenses actually incurred in connection with the  
 28 member's duties.
- 29                  (j) An ex officio member of the board is entitled to reimbursement  
 30 for traveling expenses and other expenses actually incurred in  
 31 connection with the member's duties.
- 32                  (k) An ex officio member of the board may designate a person to  
 33 serve as an ex officio member of the board in the absence of the ex  
 34 officio member.
- 35                  (l) The majority of the members of the board constitute a quorum for  
 36 the purposes of conducting the board's business and exercising the  
 37 board's powers and for all other purposes. Vacant positions may not be  
 38 counted when determining whether a majority of the members is  
 39 present.
- 40                  (m) The affirmative vote of a majority of all the members of the  
 41 board who are present is necessary for the authority to take action. A  
 42 vacancy in the membership of the board does not impair the right of a



1 quorum to exercise all the rights and perform all the duties of the  
2 authority. An action taken by the board under this article may be  
3 authorized by:

- 4 (1) resolution at any regular or special meeting; or
- 5 (2) unanimous consent of all the members who have not  
6 abstained.

7 A resolution takes effect immediately upon adoption and need not be  
8 published or posted.

9 SECTION 121. IC 12-13-14-1, AS AMENDED BY P.L.210-2015,  
10 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
11 JULY 1, 2027]: Sec. 1. (a) As used in this chapter, "automated teller  
12 machine" means an electronic hardware device owned or operated by  
13 or on behalf of a financial institution or retailer that is capable of  
14 dispensing currency and responding to balance inquiries through the  
15 use of a magnetic stripe card issued by or on behalf of the division for  
16 distribution of assistance through an EBT system as described in this  
17 chapter.

18 ~~(b)~~ As used in this chapter, "commission" refers to the electronic  
19 benefits transfer commission established by this chapter.

20 ~~(c)~~ ~~(b)~~ As used in this chapter, "Department" refers to the United  
21 States Department of Health and Human Services.

22 ~~(d)~~ ~~(c)~~ As used in this chapter, "EBT program" means an electronic  
23 benefits transfer program.

24 ~~(e)~~ ~~(d)~~ As used in this chapter, "financial institution" means a bank,  
25 trust company, savings institution, credit union, or any other  
26 organization:

- 27 (1) whose principal business activity is providing banking or  
28 financial services to the public; and
- 29 (2) that is organized, supervised, and authorized to do business in  
30 Indiana under IC 28 or Title 12 of the United States Code.

31 ~~(f)~~ ~~(e)~~ As used in this chapter, "food retailer" means a retailer that:

- 32 (1) sells food items to consumers; and
- 33 (2) has been authorized under 7 CFR 278 to participate in SNAP.

34 ~~(g)~~ ~~(f)~~ As used in this chapter, "person" includes any individual or  
35 entity described in IC 6-2.5-1-3.

36 ~~(h)~~ ~~(g)~~ As used in this chapter, "point of sale terminal" means an  
37 electronic hardware device that is:

- 38 (1) used at a retailer's place of business where consumers pay for  
39 goods or services; and
- 40 (2) capable of:
  - 41 (A) initiating a request for authorization of a purchase of  
42 tangible personal property;



- 1 (B) disbursing currency from an account;  
 2 (C) initiating a balance inquiry for an account; or  
 3 (D) distributing assistance through an EBT system as  
 4 described in this chapter.
- 5 (†) (h) As used in this chapter, "primary business" means more than  
 6 fifty percent (50%) of the gross retail income (as defined in  
 7 IC 6-2.5-1-5) attributable to the location or premises where the  
 8 business is located.
- 9 (†) (i) As used in this chapter, "retailer" means a person that, in the  
 10 ordinary course of business:  
 11 (1) sells or transfers tangible personal property; or  
 12 (2) provides or performs services for compensation;  
 13 to consumers.
- 14 (†) (j) As used in this chapter, "Secretary" refers to the Secretary of  
 15 the United States Department of Agriculture.
- 16 SECTION 122. IC 12-13-14-3 IS REPEALED [EFFECTIVE JULY  
 17 1, 2027]. Sec. 3: (a) ~~The electronic benefits transfer commission is~~  
 18 ~~established.~~
- 19 (b) ~~The commission consists of eight (8) members appointed by the~~  
 20 ~~secretary of family and social services as follows:~~
- 21 (1) ~~Two (2) employees of the office of the secretary of family and~~  
 22 ~~social services.~~
- 23 (2) ~~Two (2) members of the Indiana Grocers and Convenience~~  
 24 ~~Store Association; nominated by the chief executive officer of the~~  
 25 ~~Indiana Grocers and Convenience Store Association for~~  
 26 ~~consideration by the secretary of family and social services.~~
- 27 (3) ~~Two (2) members of the Indiana Bankers Association;~~  
 28 ~~nominated by the chief executive officer of the Indiana Bankers~~  
 29 ~~Association for consideration by the office of the secretary of~~  
 30 ~~family and social services.~~
- 31 (4) ~~Two (2) persons representing recipients of SNAP benefits or~~  
 32 ~~TANF benefits. One (1) person shall be nominated by the Indiana~~  
 33 ~~Food and Nutrition Network; and one (1) person shall be~~  
 34 ~~nominated by the Indiana Coalition for Human Services for~~  
 35 ~~consideration by the secretary of family and social services.~~
- 36 (c) ~~The terms of office shall be for three (3) years. The members~~  
 37 ~~serve at the will of the secretary of family and social services. A~~  
 38 ~~vacancy on the commission shall be filled by the secretary of family~~  
 39 ~~and social services in the same manner the original appointment was~~  
 40 ~~made.~~
- 41 (d) ~~The secretary of family and social services shall appoint the~~  
 42 ~~initial chairperson from among the members of the commission. The~~



1 commission shall meet on the call of the chairperson. When the  
 2 chairperson's term expires, the commission shall elect a new  
 3 chairperson from among the membership of the commission.

4 (e) The division shall provide staff needed for the commission to  
 5 operate under this chapter.

6 (f) The commission members are not eligible for per diem  
 7 reimbursement or reimbursement for expenses incurred for travel to  
 8 and from commission meetings.

9 SECTION 123. IC 12-13-16-3 IS REPEALED [EFFECTIVE JULY  
 10 1, 2027]. Sec. 3: As used in this chapter, "advisory committee" refers  
 11 to the 211 advisory committee established by section 9 of this chapter.

12 SECTION 124. IC 12-13-16-8, AS ADDED BY P.L.73-2020,  
 13 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2027]: Sec. 8. (a) The 211 services fund is established to  
 15 make 211 services available throughout Indiana. The fund shall be  
 16 administered by the office of the secretary.

17 (b) The fund consists of the following:

- 18 (1) All money appropriated to the fund by the general assembly.
- 19 (2) Funds received from the federal government for the support  
 20 of 211 services in Indiana.
- 21 (3) Investment earnings, including interest, on money in the fund.
- 22 (4) Money from any other source, including gifts and grants.

23 (c) The office of the secretary ~~after consulting with the committee;~~  
 24 shall annually prepare a plan for the expenditure of the money in the  
 25 fund. The plan must include a strategy or plan to provide information  
 26 concerning, and referrals for, human services in accordance with  
 27 section 7 of this chapter.

28 (d) Money in the fund may be spent for the following purposes:

- 29 (1) The creation of a structure for a statewide 211 resources data  
 30 base.
- 31 (2) The development and implementation of a statewide 211  
 32 resources data base described in subdivision (1). Permissible  
 33 expenditures under this subdivision include expenditures for  
 34 planning, training, accreditation, and system evaluation.
- 35 (3) Collecting, organizing, and maintaining information from state  
 36 agencies, departments, and programs that provide human  
 37 services, for access by a provider of 211 services.
- 38 (4) Providing grants for any of the following purposes to a  
 39 provider of 211 services:
  - 40 (A) The design, development, and implementation of 211  
 41 services in the provider's 211 service area. Funds provided  
 42 under this clause may be used for planning, public awareness,



- 1 training, accreditation, and evaluation.
- 2 (B) The provision of 211 services on an ongoing basis after the
- 3 design, development, and implementation of 211 services in
- 4 the provider's service area.
- 5 (C) The provision of 211 services on a twenty-four (24) hour
- 6 per day, seven (7) day per week basis.
- 7 (e) The expenses of administering the fund shall be paid from
- 8 money in the fund.
- 9 (f) The treasurer of state shall invest the money in the fund not
- 10 currently needed to meet the obligations of the fund in the same
- 11 manner as other public money may be invested.
- 12 (g) Money in the fund at the end of a state fiscal year does not revert
- 13 to the state general fund.
- 14 SECTION 125. IC 12-13-16-9 IS REPEALED [EFFECTIVE JULY
- 15 1, 2027]. ~~Sec. 9: (a) The 211 advisory committee is established. The~~
- 16 ~~advisory committee includes the following members appointed by the~~
- 17 ~~governor or the governor's designee:~~
- 18 ~~(1) Two (2) members, each of whom represents a different~~
- 19 ~~Indiana United Way entity.~~
- 20 ~~(2) Two (2) members, each of whom represents a different local~~
- 21 ~~service agency that receives referrals from 211.~~
- 22 ~~(3) Seven (7) members representing the types of human services~~
- 23 ~~provided under this chapter.~~
- 24 ~~(4) One (1) individual representing the Indiana Association of~~
- 25 ~~Rehabilitation Facilities.~~
- 26 (b) The initial members of the advisory committee serve the
- 27 following terms:
- 28 (1) Three (3) members serve a term of one (1) year.
- 29 (2) Five (5) members serve a term of two (2) years.
- 30 (3) Five (5) members serve a term of four (4) years.
- 31 Members appointed to the advisory committee thereafter serve terms
- 32 of four (4) years.
- 33 (c) The governor or the governor's designee shall appoint the
- 34 chairperson of the advisory committee.
- 35 (d) The advisory committee shall do the following:
- 36 (1) Provide input and consultation regarding implementation and
- 37 administration of 211 services by the office of the secretary to
- 38 ensure compliance with any requirements or obligations under
- 39 this chapter.
- 40 (2) Advise the office of the secretary and make recommendations
- 41 concerning the use of and goals for 211 services.
- 42 (e) The office of the secretary shall staff the advisory committee.



1 The expenses of the advisory committee shall be paid by the office of  
2 the secretary:

3 (f) Each member of the advisory committee who is not a state  
4 employee is entitled to the minimum salary per diem provided by  
5 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for  
6 traveling expenses as provided under IC 4-13-1-4 and other expenses  
7 actually incurred in connection with the member's duties as provided  
8 in the state policies and procedures established by the Indiana  
9 department of administration and approved by the budget agency.

10 (g) Each member of the advisory committee who is a state employee  
11 is entitled to reimbursement for traveling expenses as provided under  
12 IC 4-13-1-4 and other expenses actually incurred in connection with  
13 the member's duties as provided in the state policies and procedures  
14 established by the Indiana department of administration and approved  
15 by the budget agency:

16 SECTION 126. IC 12-17.2-2-2, AS AMENDED BY P.L.56-2023,  
17 SECTION 117, IS AMENDED TO READ AS FOLLOWS  
18 [EFFECTIVE JULY 1, 2027]: Sec. 2. The division may do the  
19 following:

20 (1) Prescribe forms for reports, statements, notices, and other  
21 documents required by this article or by the rules adopted under  
22 this article.

23 (2) Increase public awareness of this article and the rules adopted  
24 under this article by preparing and publishing manuals and guides  
25 explaining this article and the rules adopted under this article.

26 (3) Facilitate compliance with and enforcement of this article  
27 through the publication of materials under subdivision (2).

28 (4) Prepare reports and studies to advance the purpose of this  
29 article.

30 (5) Seek the advice and recommendations of state agencies whose  
31 information and knowledge would be of assistance in writing,  
32 revising, or monitoring rules developed under this article. These  
33 agencies, including the office of the attorney general, Indiana  
34 department of health, division of mental health and addiction,  
35 bureau of criminal identification and investigation, and ~~fire  
36 prevention and building safety commission, department of  
37 homeland security~~, shall upon request supply necessary  
38 information to the division.

39 (6) Make the directory of licensees available to the public for a  
40 charge not to exceed the cost of reproducing the directory.

41 (7) Charge a reasonable processing fee for each license  
42 application and renewal as follows:



- 1 (A) For a child care center license, a fee of two dollars (\$2) per
- 2 licensed child capacity.
- 3 (B) For a child care center new inquiry application packet, a
- 4 fee not to exceed five dollars (\$5).
- 5 (C) For a child care home license new inquiry application
- 6 packet, a fee not to exceed five dollars (\$5).
- 7 (D) For a child care home annual inspection, a fee not to
- 8 exceed twenty-five dollars (\$25).
- 9 (8) Exercise any other regulatory and administrative powers
- 10 necessary to carry out the functions of the division.

11 SECTION 127. IC 12-17.2-2-4, AS AMENDED BY P.L.56-2023,  
 12 SECTION 118, IS AMENDED TO READ AS FOLLOWS  
 13 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The division shall adopt rules  
 14 under IC 4-22-2 concerning the licensing and inspection of child care  
 15 centers and child care homes after consultation with the following:

- 16 (1) Indiana department of health.
- 17 (2) ~~Fire prevention and building safety commission.~~ **Department**
- 18 **of homeland security.**

19 (b) The rules adopted under subsection (a) shall be applied by the  
 20 division and state fire marshal in the licensing and inspection of  
 21 applicants for a license and licensees under this article.

22 SECTION 128. IC 12-17.2-2-9, AS AMENDED BY P.L.187-2021,  
 23 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2027]: Sec. 9. (a) A program operated to serve migrant  
 25 children that is exempted under section 8(6) of this chapter and is  
 26 certified by the United States Department of Health and Human  
 27 Services shall be:

- 28 (1) granted a provisional license by the division, for a limited
- 29 period not to exceed one (1) year and that is subject to review
- 30 every three (3) months, if the division determines that the
- 31 program reasonably complies with the rules adopted by the
- 32 division; and
- 33 (2) inspected by the department of homeland security.

34 (b) The division and the ~~fire prevention and building safety~~  
 35 ~~commission~~ **department of homeland security** shall adopt rules under  
 36 IC 4-22-2 that apply only to programs operated to serve migrant  
 37 children that take into consideration the fact that the programs:

- 38 (1) operate in donated space;
- 39 (2) provide services for children from migrant worker families;
- 40 and
- 41 (3) are operated during a single period of less than one hundred
- 42 twenty (120) consecutive days during a calendar year.



1 (c) This section does not prohibit a program operated to serve  
2 migrant children from applying for a license under this article.

3 SECTION 129. IC 12-17.2-2-10, AS AMENDED BY P.L.225-2013,  
4 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2027]: Sec. 10. (a) The division may grant a variance or  
6 waiver of a rule governing a provider. A variance or waiver granted  
7 under this section must promote statewide practices and must protect  
8 the rights of persons affected by this article.

9 (b) The division may grant a variance to a rule if a provider does the  
10 following:

11 (1) Submits to the division a written request for the variance in  
12 the form and manner specified by the division.

13 (2) Documents that compliance with an alternative method of  
14 compliance approved by the division will not be adverse to the  
15 health, safety, or welfare of a child receiving services from the  
16 applicant for the variance, as determined by the division.

17 (c) A variance granted under subsection (b) must be conditioned  
18 upon compliance with the alternative method approved by the division.  
19 Noncompliance constitutes the violation of a rule of the division and  
20 may be the basis for revoking the variance.

21 (d) The division may grant a waiver of a rule if a provider does the  
22 following:

23 (1) Submits to the division a written request for the waiver in the  
24 form and manner specified by the division.

25 (2) Documents that compliance with the rule specified in the  
26 application for the waiver will create an undue hardship on the  
27 applicant for the waiver, as determined by the division.

28 (3) Documents that the applicant for the waiver will be in  
29 substantial compliance with the rules adopted by the division after  
30 the waiver is granted, as determined by the division.

31 (4) Documents that noncompliance with the rule specified in the  
32 application for a waiver will not be adverse to the health, safety,  
33 or welfare of a child receiving services from the applicant for the  
34 waiver, as determined by the division.

35 (e) Except for a variance or waiver of a rule governing child care  
36 homes, a variance or waiver of a rule under this section that conflicts  
37 with a building rule or fire safety rule adopted by the ~~fire prevention~~  
38 ~~and building safety commission~~ **department of homeland security** is  
39 not effective until the variance or waiver is approved by the ~~fire~~  
40 ~~prevention and building safety commission~~ **department of homeland**  
41 **security or, with the approval of the department of homeland**  
42 **security, the state building commissioner.**



1 SECTION 130. IC 12-17.2-2-12 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) If the division  
 3 determines that a waiver or variance expiring under section 11 of this  
 4 chapter will continue to serve the public interest, the division may do  
 5 the following:

- 6 (1) Renew the waiver or variance without modifications.  
 7 (2) Renew and modify the waiver or variance as needed to  
 8 promote statewide practices and to protect the rights of persons  
 9 affected by this article.

10 (b) Before taking an action under subsection (a), the division may  
 11 require a licensee under this article to do the following:

- 12 (1) Apply for the renewal of a waiver or variance on the form  
 13 specified by the division.  
 14 (2) Provide the information required by the division.

15 (c) Except for a waiver or variance of a rule governing child care  
 16 homes or foster homes, before taking an action under subsection (a),  
 17 the division must obtain the approval of the ~~fire prevention and~~  
 18 ~~building safety commission~~ **department of homeland security** for the  
 19 action if either of the following occurs:

- 20 (1) The ~~fire prevention and building safety commission~~  
 21 **department of homeland security** substantially changes a  
 22 building rule or fire safety rule affected by the waiver or variance  
 23 after the date the ~~commission~~ **department of homeland security**  
 24 last approved the waiver or variance.  
 25 (2) The division substantially modifies any part of a waiver or  
 26 variance that conflicts with a building rule or fire safety rule  
 27 adopted by the ~~fire prevention and building safety commission~~  
 28 **department of homeland security**.

29 SECTION 131. IC 12-17.2-2-14.2, AS ADDED BY P.L.2-2014,  
 30 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2027]: Sec. 14.2. (a) As used in this section, "program" refers  
 32 to the paths to QUALITY program established by subsection (b).

33 (b) The paths to QUALITY program is established. The program is  
 34 a voluntary child care facility quality rating and improvement system  
 35 implemented by the division in partnership with the following  
 36 organizations under the trademark "Paths to QUALITY":

- 37 (1) Indiana Association for the Education of Young Children.  
 38 (2) Indiana Association for Child Care Resource and Referral.  
 39 (3) Indiana Head Start Collaboration Office.  
 40 (4) Department of education established by IC 20-19-3-1.  
 41 (5) Early Childhood Alliance.  
 42 (6) 4C of Southern Indiana.



1 (c) The program shall use four (4) levels at which a child care  
 2 facility participating in the program may be rated, with Level 4  
 3 indicating the highest level of quality child care.

4 (d) The office of the secretary shall adopt rules under IC 4-22-2 to  
 5 administer the paths to QUALITY program rating system. The rules  
 6 must include procedures that outline eligibility and application  
 7 procedures for the program, the establishment of procedures relating  
 8 to the rating process, and the establishment or alteration of standards  
 9 used in the rating process.

10 (e) ~~The office of the secretary shall adopt rules under IC 4-22-2 to~~  
 11 ~~establish the steering council of the program to make recommendations~~  
 12 ~~to the division on program issues and resources. Rules adopted under~~  
 13 ~~this subsection must require that council members be appointed from~~  
 14 ~~partner organizations that assist in the implementation of the program~~  
 15 ~~and serve to coordinate the program plan.~~

16 SECTION 132. IC 12-17.2-3.5-10 IS AMENDED TO READ AS  
 17 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) A facility where  
 18 a provider operates a child care program must have two (2) exits that:

19 (1) do not require passage through a:

20 (A) garage; or

21 (B) storage area;

22 where hazardous materials are stored;

23 (2) are not windows;

24 (3) are on different sides of the facility;

25 (4) are not blocked; and

26 (5) are operable from the inside without the use of a key or any  
 27 special knowledge.

28 (b) A provider shall:

29 (1) conduct monthly documented fire drills:

30 (A) in accordance with the rules of the ~~fire prevention and~~  
 31 ~~building safety commission; department of homeland~~  
 32 ~~security; and~~

33 (B) that include complete evacuation of all:

34 (i) children; and

35 (ii) adults who provide child care;

36 in the facility;

37 (2) maintain documentation of all fire drills conducted during the  
 38 immediately preceding twelve (12) month period, including:

39 (A) the date and time of the fire drill;

40 (B) the name of the individual who conducted the fire drill;

41 (C) the weather conditions at the time of the fire drill; and

42 (D) the amount of time required to fully evacuate the facility;



- 1                   and  
 2                   (3) maintain a two and one-half (2 1/2) pound or greater ABC  
 3                   multiple purpose fire extinguisher:  
 4                   (A) on each floor of the facility; and  
 5                   (B) in the kitchen area of the facility;  
 6                   in each facility where the provider operates a child care program.

7                   SECTION 133. IC 12-17.2-5-2 IS AMENDED TO READ AS  
 8                   FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The ~~fire prevention~~  
 9                   ~~and building safety commission department of homeland security~~  
 10                  must provide consultation regarding the licensure of child care homes  
 11                  to the division upon request.

12                  SECTION 134. IC 12-17.2-5-6.5, AS AMENDED BY  
 13                  P.L.134-2024, SECTION 8, IS AMENDED TO READ AS FOLLOWS  
 14                  [EFFECTIVE JULY 1, 2027]: Sec. 6.5. To qualify for a license to  
 15                  operate a class II child care home under this chapter, a person must do  
 16                  the following:

- 17                  (1) Provide all child care services on the first story of the child  
 18                  care home unless the class II child care home meets the  
 19                  exceptions to the first story requirements contained in the Indiana  
 20                  building code adopted by the ~~fire prevention and building safety~~  
 21                  ~~commission department of homeland security~~ in effect at the  
 22                  time the class II child care home provider applies for licensure.  
 23                  (2) Provide a smoke detection system that is:  
 24                        (A) hard wired to the building's electrical system; and  
 25                        (B) wired in a manner that activates all of the detector devices  
 26                        in the building when one (1) detector device is activated.  
 27                  (3) Provide a fire extinguisher in each room that is used to  
 28                  provide child care services.  
 29                  (4) Meet:  
 30                        (A) the exit requirements for an E-3 building occupancy  
 31                        classification under the Indiana building code adopted by the  
 32                        ~~fire prevention and building safety commission, department~~  
 33                        ~~of homeland security~~, except for any illumination  
 34                        requirements, in effect at the time the class II child care home  
 35                        provider initially applies for licensure; and  
 36                        (B) the illumination requirements established in section  
 37                        6.3(b)(3) of this chapter.  
 38                  (5) Provide a minimum of thirty-five (35) square feet for each  
 39                  child.  
 40                  (6) Conduct fire drills required under article 37 of the Indiana fire  
 41                  prevention code adopted by the ~~fire prevention and building~~  
 42                  ~~safety commission department of homeland security~~ in effect



- 1 at the time the class II child care home provider applies for  
 2 licensure.
- 3 (7) Apply for a license before July 1, 1996, or after June 30, 2001.
- 4 (8) Comply with rules adopted by the division of family resources  
 5 for class II child care homes.
- 6 (9) Complete the training course taught or approved by the  
 7 division concerning safe sleeping practices for a child within the  
 8 person's care as described in IC 12-17.2-2-1(10).
- 9 SECTION 135. IC 12-17.2-5-36 IS AMENDED TO READ AS  
 10 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 36. The ~~fire prevention~~  
 11 ~~and building safety commission~~ **department of homeland security**  
 12 may not adopt rules that classify a child care home as an E building  
 13 occupancy classification.
- 14 SECTION 136. IC 12-17.2-6-5, AS AMENDED BY P.L.187-2021,  
 15 SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 5. (a) As used in this section, "primary use of the  
 17 building" means the occupancy classification that is:
- 18 (1) most closely related to the intended use of the building; and  
 19 (2) determined by the rules of the ~~fire prevention and building~~  
 20 ~~safety commission~~ **department of homeland security** in effect  
 21 at the time that the child care ministry is first registered.
- 22 (b) The state fire marshal shall inspect a child care ministry  
 23 registered under section 2 of this chapter to ensure that the child care  
 24 ministry complies with the requirements of subsection (c).
- 25 (c) Except as provided in the following, a registered child care  
 26 ministry shall comply with all rules of the ~~fire prevention and building~~  
 27 ~~safety commission~~ **department of homeland security** applicable to the  
 28 primary use of the building:
- 29 (1) A registered child care ministry with an occupant load of at  
 30 least fifty (50) shall do either of the following:
- 31 (A) Install and maintain a fire alarm system in compliance  
 32 with the rules of the ~~fire prevention and building safety~~  
 33 ~~commission~~ **department of homeland security**.
- 34 (B) Provide a notice on a form prescribed by the department  
 35 of homeland security to the parents of each child who attends  
 36 the ministry stating that the ministry does not have the same  
 37 level of fire safety protection as a licensed child care center.
- 38 (2) Each registered child care ministry with an occupant load of  
 39 less than fifty (50) shall do either of the following:
- 40 (A) Install and maintain in good operating condition at least  
 41 one (1) battery operated smoke detector in each room and  
 42 corridor used by the ministry.



- 1 (B) Provide a notice on a form prescribed by the department  
 2 of homeland security to the parents of each child who attends  
 3 the ministry stating that the ministry does not have the same  
 4 level of fire safety protection as a licensed child care center.
- 5 (3) Each registered child care ministry shall comply with the rules  
 6 of the ~~fire prevention and building safety commission~~  
 7 **department of homeland security** concerning fire drills.
- 8 For purposes of this subsection, occupant load is determined by  
 9 dividing the total square footage of the area used by the child care  
 10 ministry by thirty-five (35) and rounding any result that is not a whole  
 11 number up to the next whole number.
- 12 (d) The state fire marshal shall make an inspection of a child care  
 13 ministry registered under section 2 of this chapter at least annually.
- 14 (e) During an inspection, the state fire marshal shall inspect the  
 15 structure in which the child care ministry is conducted for fire safety  
 16 and life safety with respect to the structure's primary use.
- 17 SECTION 137. IC 12-17.6-2-7, AS AMENDED BY P.L.53-2014,  
 18 SECTION 111, IS AMENDED TO READ AS FOLLOWS  
 19 [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The office shall contract with  
 20 an independent organization to evaluate the program.
- 21 (b) The office shall report the results of each evaluation to the  
 22 ~~(1) children's health policy board established by IC 4-23-27-2;~~  
 23 ~~and~~  
 24 ~~(2) interim study committee on public health, behavioral health,~~  
 25 ~~and human services established by IC 2-5-1.3-4 in an electronic~~  
 26 ~~format under IC 5-14-6.~~
- 27 (c) This section does not modify the requirements of other statutes  
 28 relating to the confidentiality of medical records.
- 29 SECTION 138. IC 12-17.6-2-12, AS AMENDED BY P.L.53-2014,  
 30 SECTION 112, IS AMENDED TO READ AS FOLLOWS  
 31 [EFFECTIVE JULY 1, 2027]: Sec. 12. Not later than April 1, the office  
 32 shall provide a report describing the program's activities during the  
 33 preceding calendar year to the:
- 34 (1) budget committee;  
 35 (2) legislative council; **and**  
 36 ~~(3) children's health policy board established by IC 4-23-27-2;~~  
 37 ~~and~~  
 38 ~~(4) (3) interim study committee on public health, behavioral~~  
 39 ~~health, and human services established by IC 2-5-1.3-4 in an~~  
 40 ~~electronic format under IC 5-14-6.~~
- 41 A report provided under this section to the legislative council must be  
 42 in an electronic format under IC 5-14-6.



1 SECTION 139. IC 12-17.6-4-2, AS AMENDED BY P.L.103-2009,  
 2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2027]: Sec. 2. (a) The benefit package provided under the  
 4 program shall focus on age appropriate preventive, primary, and acute  
 5 care services.

6 (b) The office shall offer health insurance coverage for the following  
 7 basic services:

- 8 (1) Inpatient and outpatient hospital services.
- 9 (2) Physicians' services provided by a physician (as defined in 42  
 10 U.S.C. 1395x(r)).
- 11 (3) Laboratory and x-ray services.
- 12 (4) Well-baby and well-child care, including:
  - 13 (A) age appropriate immunizations; and
  - 14 (B) periodic screening, diagnosis, and treatment services  
 15 according to a schedule developed by the office.

16 The office may offer services in addition to those listed in this  
 17 subsection if appropriations to the program exist to pay for the  
 18 additional services.

19 (c) The office shall offer health insurance coverage for the following  
 20 additional services if **the office determines that** the coverage for the  
 21 services has an actuarial value equal to or greater than the actuarial  
 22 value of the services provided by the benchmark program: ~~determined~~  
 23 ~~by the children's health policy board established by IC 4-23-27-2:~~

- 24 (1) Prescription drugs.
- 25 (2) Mental health services.
- 26 (3) Vision services.
- 27 (4) Hearing services.
- 28 (5) Dental services.

29 (d) Notwithstanding subsections (b) and (c), the office may not  
 30 impose treatment limitations or financial requirements on the coverage  
 31 of services for a mental illness if similar treatment limitations or  
 32 financial requirements are not imposed on coverage for services for  
 33 other illnesses. Coverage for mental illness under the program must  
 34 include the following:

- 35 (1) Inpatient mental health services and substance abuse services  
 36 provided in an institution that:
  - 37 (A) treats mental disease; and
  - 38 (B) has more than sixteen (16) beds;  
 39 unless coverage is prohibited by federal law.
- 40 (2) Psychiatric residential treatment services.
- 41 (3) Community mental health rehabilitation services.
- 42 (4) Outpatient mental health services and substance abuse



1 services, with no greater limitations on the number of units per  
 2 rolling year than are required under the Medicaid program.  
 3 However, the office may require prior authorization for the services  
 4 specified in subdivisions (1) through (4).

5 SECTION 140. IC 12-17.6-4-5 IS AMENDED TO READ AS  
 6 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) It is a violation  
 7 of IC 27-4-1-4 if an insurer, or an insurance producer or insurance  
 8 broker compensated by the insurer, knowingly or intentionally refers  
 9 an insured or the dependent of an insured to the program for health  
 10 insurance coverage when the insured already receives health insurance  
 11 coverage through an employer's health care plan that is underwritten by  
 12 the insurer.

13 (b) The office shall ~~coordinate with the children's health policy~~  
 14 ~~board under IC 4-23-27~~ to evaluate the need for mechanisms that  
 15 minimize the incentive for an employer to eliminate or reduce health  
 16 care coverage for an employee's dependents.

17 SECTION 141. IC 12-30-7-9 IS AMENDED TO READ AS  
 18 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The county  
 19 executive shall appoint a board of managers for the health center. The  
 20 board of managers shall be composed of eleven (11) county residents  
 21 appointed on the basis of the residents' recognized interest in and  
 22 demonstrated knowledge of the problems of the health center and the  
 23 proper care and treatment of the patients and residents. The board of  
 24 managers must be composed of any combination of the following:

- 25 (1) Physicians holding unlimited licenses to practice medicine in  
 26 Indiana.
- 27 (2) Licensed registered nurses, pharmacists licensed under  
 28 IC 25-26-13, or licensed dentists.
- 29 (3) Individuals appointed from business, industry, and the health  
 30 professions, or consumer representatives.
- 31 (4) Social workers.
- 32 (5) Dietitians.
- 33 (6) Professional engineers (as defined in ~~IC 25-31-1-2~~;  
 34 **IC 25-4-0.5-10**).
- 35 (7) Any other resident of the county the board of commissioners  
 36 considers qualified.

37 (b) Not more than six (6) members of the board of managers may be  
 38 members of the same political party.

39 SECTION 142. IC 13-11-2-177.7, AS ADDED BY P.L.176-2023,  
 40 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41 JULY 1, 2027]: Sec. 177.7. "Qualified environmental professional", for  
 42 purposes of IC 13-23-13, means the following:



- 1 (1) A registered professional engineer (as defined in
- 2 ~~IC 25-31-1-2~~; **IC 25-4-0.5-10**).
- 3 (2) A licensed professional geologist (as defined in
- 4 IC 25-17.6-1-6.5).
- 5 (3) A certified hazardous materials manager (CHMM) as certified
- 6 by the Institute of Hazardous Material Management.
- 7 (4) A professional soil scientist registered under IC 25-31.5-4-1.
- 8 SECTION 143. IC 13-18-3-12, AS AMENDED BY P.L.113-2014,
- 9 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 10 JULY 1, 2027]: Sec. 12. The board shall adopt rules providing that
- 11 whenever a person submits plans to a unit concerning the design or
- 12 construction of:
- 13 (1) a sanitary sewer or public water main, if:
- 14 (A) a professional engineer who is registered under ~~IC 25-31~~
- 15 **IC 25-4-3** prepared the plans;
- 16 (B) the unit provided for review of the plans by a qualified
- 17 engineer and subsequently approved the plans; and
- 18 (C) all other requirements specified in rules adopted by the
- 19 board are met; or
- 20 (2) a sanitary sewer extension for and within a subdivision, if:
- 21 (A) a qualified professional surveyor who is registered under
- 22 IC 25-21.5 prepared the plans;
- 23 (B) the subdivision is being laid out or having been laid out by
- 24 the professional surveyor subject to IC 25-21.5-7;
- 25 (C) the unit provided for review of the plans by a qualified
- 26 engineer and subsequently approved the plans; and
- 27 (D) all other requirements specified in rules adopted by the
- 28 board are met;
- 29 the plans are not required to be submitted to any state agency for a
- 30 permit, permission, or review, unless required by federal law.
- 31 SECTION 144. IC 13-20-13-5, AS AMENDED BY P.L.37-2012,
- 32 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 33 JULY 1, 2027]: Sec. 5. A person that obtains a certificate of
- 34 registration under section 3 of this chapter must do the following:
- 35 (1) Report annually to the department on the following:
- 36 (A) The number of passenger tire equivalents received at the
- 37 waste tire storage site or by the waste tire processing
- 38 operation.
- 39 (B) The number and manner of disposal of the passenger tire
- 40 equivalents.
- 41 (2) Maintain contingency plans to protect public health and the
- 42 environment.



- 1 (3) If the person operates a waste tire storage site, maintain
- 2 financial assurance acceptable to the department necessary for
- 3 waste tire removal, in an amount specified in rules adopted by the
- 4 board under section 11(b)(3) of this chapter.
- 5 (4) Maintain a copy of the certificate of registration at the site.
- 6 (5) Comply with applicable rules and requirements established by
- 7 the ~~fire prevention and building safety commission~~ **department**
- 8 **of homeland security** for indoor waste tire storage sites.
- 9 (6) Retain a copy of manifests received from a waste tire
- 10 transporter under IC 13-20-14 for at least one (1) year and make
- 11 a copy of the manifests available to the department upon request.
- 12 SECTION 145. IC 13-23-2-1 IS AMENDED TO READ AS
- 13 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. A unit of local
- 14 government may not enact or enforce an ordinance that is in conflict
- 15 with any of the following:
- 16 (1) This article.
- 17 (2) Rules adopted by the ~~fire prevention and building safety~~
- 18 ~~commission~~ **department of homeland security** under this article.
- 19 (3) Rules adopted by the board under this article.
- 20 SECTION 146. IC 13-23-3-2 IS AMENDED TO READ AS
- 21 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) To obtain a
- 22 certificate under section 1 of this chapter, a person must:
- 23 (1) take an examination that is approved;
- 24 (2) achieve a passing score on the examination that is established;
- 25 and
- 26 (3) pay any reasonable fees necessary to offset the costs incurred
- 27 by the ~~state fire marshal~~ **department** in administering the
- 28 examination and certification procedures that are established;
- 29 under rules adopted by the ~~fire prevention and building safety~~
- 30 ~~commission:~~ **board**.
- 31 (b) An examination described under subsection (a) must cover the
- 32 following subjects:
- 33 (1) Relevant rules adopted by ~~the:~~
- 34 ~~(A) board; and~~
- 35 ~~(B) fire prevention and building safety commission;~~
- 36 **the board** concerning underground storage tanks.
- 37 (2) Any other subjects approved under rules adopted by the ~~fire~~
- 38 ~~prevention and building safety commission:~~ **board**.
- 39 (c) The ~~fire prevention and building safety commission~~ **board** shall
- 40 adopt rules establishing the following:
- 41 (1) The number of times a person who fails an examination
- 42 described under this section may take the examination again.



- 1 (2) The period of time a person who fails an examination  
 2 described under this section must wait before taking the  
 3 examination again.
- 4 (d) The ~~state fire marshal department~~ may, ~~under rules adopted by~~  
 5 ~~the fire prevention and building safety commission~~, certify a person:  
 6 (1) under section 1 of this chapter; and  
 7 (2) by reciprocity;  
 8 if the person is licensed or certified by another state that has  
 9 certification requirements that are substantially similar to the  
 10 requirements established under this section.

11 SECTION 147. IC 14-10-1-1, AS AMENDED BY P.L.78-2019,  
 12 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 13 UPON PASSAGE]: Sec. 1. The natural resources commission is  
 14 established. The commission consists of twelve (12) members as  
 15 follows:

- 16 (1) The commissioner of the Indiana department of transportation  
 17 or the commissioner's designee.  
 18 (2) The commissioner of the department of environmental  
 19 management or the commissioner's designated deputy.  
 20 (3) The director of the office of tourism development or the  
 21 director's designee (before July 1, 2020) or the director of the  
 22 Indiana destination development corporation or the director's  
 23 designee (after June 30, 2020).  
 24 (4) The director of the department.  
 25 (5) The chairperson of the advisory council established by  
 26 IC 14-9-6-1.  
 27 (6) The president of the Indiana academy of science or the  
 28 president's designee.  
 29 (7) Six (6) citizen members appointed by the governor. ~~at least~~  
 30 ~~two (2) of whom must have knowledge, experience, or education~~  
 31 ~~in the environment or in natural resource conservation. Not more~~  
 32 ~~than three (3) citizen members may be of the same political party.~~

33 SECTION 148. IC 14-27-7.5-9 IS AMENDED TO READ AS  
 34 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The owner of a  
 35 high hazard structure shall:

- 36 (1) have a professional engineer licensed under ~~IC 25-31~~  
 37 ~~IC 25-4-3~~ make an engineering inspection of the high hazard  
 38 structure at least one (1) time every two (2) years;  
 39 (2) submit a report of the inspection in a form approved by the  
 40 department to the department. The report must include at least the  
 41 following information:  
 42 (A) An evaluation of the structure's condition, spillway



- 1 capacity, operational adequacy, and structural integrity.
- 2 (B) A determination of whether deficiencies exist that could
- 3 lead to the failure of the structure, and recommendations for
- 4 maintenance, repairs, and alterations to the structure to
- 5 eliminate deficiencies, including a recommended schedule for
- 6 necessary upgrades to the structure.
- 7 (b) If after an inspection under subsection (a) the licensed
- 8 professional engineer who conducted the inspection determines that
- 9 maintenance, repairs, or alterations to a high hazard structure are
- 10 necessary to remedy deficiencies in the structure, the owner shall
- 11 perform the recommended maintenance, repairs, or alterations.
- 12 (c) The department shall issue a notice of violation under section 11
- 13 of this chapter to the owner of a high hazard structure who fails to:
- 14 (1) have the structure inspected under subsection (a);
- 15 (2) perform recommended maintenance, repairs, or alterations to
- 16 the structure under subsection (b); or
- 17 (3) biennially submit the inspection report prepared under
- 18 subsection (a).
- 19 (d) The department may make an engineering inspection of a high
- 20 hazard structure to ensure compliance with this chapter.
- 21 SECTION 149. IC 14-33-14-8 IS AMENDED TO READ AS
- 22 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) As used in this
- 23 section, "cost index source" refers to the Engineering News Record
- 24 Construction Cost Index, as published by McGraw Hill Construction
- 25 or its successor.
- 26 (b) Before January 1, 2006, the board of a district may elect to
- 27 adjust the annual cost of maintenance of the works of improvement as
- 28 stated in the plan, as calculated in subsection (d), if the following
- 29 conditions are met:
- 30 (1) The board has at a meeting adopted a resolution that sets forth:
- 31 (A) the annual cost of maintenance of the works of
- 32 improvement as stated in the plan, and the year when the
- 33 annual cost was stated in the plan; and
- 34 (B) the new, adjusted annual cost of maintenance of the works
- 35 of improvement.
- 36 (2) The calculation under subsection (d) has been verified by
- 37 either the state conservation engineer for the Natural Resources
- 38 Conservation Service of the United States Department of
- 39 Agriculture or a professional engineer licensed under ~~IC 25-31-1-~~
- 40 **IC 25-4-3.**
- 41 (3) The board has provided a copy of the resolution to the
- 42 department of local government finance (established by



- 1           IC 6-1.1-30-1.1) within sixty (60) days of adoption.
- 2           (c) If the board of a district adopts a resolution under section (b)(1),
- 3 a copy of the resolution must be included in the district's annual report,
- 4 and a copy of the annual report must be provided to the local circuit
- 5 court and the department of natural resources.
- 6           (d) The annual cost of maintenance of the works of improvement as
- 7 stated in the plan of a district may be adjusted to an amount not to
- 8 exceed the amount determined as follows:
- 9           STEP ONE: Determine the cost index from the cost index source
- 10 for the most recent year.
- 11           STEP TWO: Determine the cost index from the cost index source
- 12 for the year that the annual cost of maintenance of the works of
- 13 improvement was stated in the plan.
- 14           STEP THREE: Divide the number determined in STEP ONE by
- 15 the number determined in STEP TWO.
- 16           STEP FOUR: Multiply the result of STEP THREE by the annual
- 17 cost of maintenance of the works of improvement that is stated in
- 18 the plan.
- 19           SECTION 150. IC 14-34-3-3 IS AMENDED TO READ AS
- 20 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. An application for
- 21 a surface coal mining and reclamation permit must include the
- 22 following:
- 23           (1) The names and addresses of the following:
- 24           (A) The permit applicant.
- 25           (B) Every legal owner of record of the property (surface and
- 26 mineral) to be mined.
- 27           (C) The holders of record of any leasehold interest in the
- 28 property.
- 29           (D) Any purchaser of record of the property under a real estate
- 30 contract.
- 31           (E) The operator if the operator is a person different from the
- 32 applicant.
- 33           (F) If a person in clauses (A) through (E) is a business entity
- 34 other than a single proprietor, the names and addresses of the
- 35 principals, officers, and resident agent.
- 36           (2) The names and addresses of the owners of record of all
- 37 surface and subsurface areas adjacent to any part of the permit
- 38 area.
- 39           (3) A statement of each current or previous surface coal mining
- 40 permit in the United States held by the applicant, including each
- 41 pending application, the permit identification, and the state that
- 42 issued that permit or holds the pending application.



- 1 (4) If the applicant is a partnership, a corporation, an association,  
 2 or other business entity, the following where applicable:  
 3 (A) The names and addresses of every officer, partner, or  
 4 director or person performing a function similar to a director  
 5 of the applicant.  
 6 (B) The name and address of each person owning, of record,  
 7 at least ten percent (10%) of any class of voting stock of the  
 8 applicant.  
 9 (C) A list of all names under which the applicant, partner, or  
 10 principal shareholder previously operated a surface coal  
 11 mining operation within the United States within:  
 12 (i) the five (5) years preceding the date of submission of the  
 13 application; or  
 14 (ii) any additional period that the director establishes.
- 15 (5) A statement of whether the applicant or a subsidiary, an  
 16 affiliate, or a person controlled by or under common control with  
 17 the applicant has:  
 18 (A) ever held a federal or state coal mining permit that in:  
 19 (i) the five (5) years preceding the date of submission of the  
 20 application; or  
 21 (ii) any additional period that the director establishes;  
 22 was suspended or revoked or is in the process of revocation;  
 23 or  
 24 (B) had a mining bond or similar security deposited in lieu of  
 25 bond forfeited;  
 26 and if so, a brief explanation of the facts involved and  
 27 identification of the state in which this action occurred.
- 28 (6) A copy of the applicant's advertisement to be published under  
 29 IC 14-34-4-1. The advertisement must include the following:  
 30 (A) The names of the property owners involved.  
 31 (B) A description of the exact location and boundaries of the  
 32 proposed site sufficient so that the proposed surface coal  
 33 mining operation is readily locatable by local residents.  
 34 (C) The location where the application is available for public  
 35 inspection.
- 36 (7) A description of the following:  
 37 (A) The type and method of surface coal mining operation that  
 38 exists or is proposed.  
 39 (B) The engineering techniques proposed or used.  
 40 (C) The equipment used or proposed to be used.
- 41 (8) The anticipated or actual starting and termination dates of  
 42 each phase of the surface coal mining operation and the number



- 1 of acres of land to be affected.
- 2 (9) An accurate map or plan, to an appropriate scale, clearly
- 3 showing the following:
- 4 (A) The land to be affected as of the date of the application.
- 5 (B) The area of land within the permit area upon which the
- 6 applicant has the legal right to enter and commence surface
- 7 coal mining operations, including the following:
- 8 (i) A statement of those documents upon which the applicant
- 9 bases the applicant's legal right to enter and commence
- 10 surface coal mining operations on the area affected.
- 11 (ii) Whether that right is the subject of pending court
- 12 litigation.
- 13 (10) The name of the watershed and location of the surface stream
- 14 or tributary into which surface and pit drainage will be
- 15 discharged.
- 16 (11) A determination of the probable hydrologic consequences of
- 17 surface coal mining and reclamation operations, both on and off
- 18 the mine site, with respect to the following:
- 19 (A) The hydrologic regime.
- 20 (B) The quantity and quality of water in surface and ground
- 21 water systems, including the dissolved and suspended solids
- 22 under seasonal flow conditions.
- 23 (C) The collection of sufficient data for the mine site and
- 24 surrounding areas so that an assessment can be made of the
- 25 probable cumulative impacts of all anticipated mining in the
- 26 area upon the hydrology of the area and particularly upon
- 27 water availability.
- 28 However, this determination is not required until the time that
- 29 hydrologic information on the general area before mining is made
- 30 available from an appropriate federal or state agency. The permit
- 31 may not be approved until the information is available and is
- 32 incorporated into the application.
- 33 (12) When requested by the director, the climatological factors
- 34 that are peculiar to the locality of the land to be affected,
- 35 including the following:
- 36 (A) The average seasonal precipitation.
- 37 (B) The average direction and velocity of prevailing winds.
- 38 (C) The seasonal temperature ranges.
- 39 (13) Accurate maps to an appropriate scale clearly showing the
- 40 land affected on the date of application and the same information
- 41 that is set forth on topographical maps of the United States
- 42 Geological Survey of a scale of 1:24,000 or 1:25,000 or larger,



- 1 including all manmade features and archeological and historical  
 2 sites known by the division of historic preservation and  
 3 archeology. The map or plan must show the following:
- 4 (A) All boundaries of the land to be affected.
  - 5 (B) The boundary lines and names of present owners of record  
 6 of all surface areas abutting the permit area.
  - 7 (C) The location of all buildings within one thousand (1,000)  
 8 feet of the permit area.
- 9 (14) Cross section maps or plans of the land to be affected,  
 10 including the actual area to be mined, prepared by or under the  
 11 direction of and certified by an engineer licensed under ~~IC 25-31~~  
 12 **IC 25-4-3** or a geologist licensed under IC 25-17.6 with  
 13 assistance from experts in related fields such as land surveying  
 14 and landscape architecture. The maps or plans must show  
 15 pertinent elevation and location of test borings or core samplings  
 16 and depict the following:
- 17 (A) The nature and depth of the various strata of overburden  
 18 as required by the commission in the commission's rules.
  - 19 (B) The location and quality of subsurface water if  
 20 encountered.
  - 21 (C) The nature and thickness of each coal or rider seam above  
 22 the coal seam to be mined.
  - 23 (D) The nature of the stratum immediately beneath the coal  
 24 seam to be mined.
  - 25 (E) All mineral crop lines and the strike and dip of the coal to  
 26 be mined within the area of land to be affected.
  - 27 (F) Existing or previous surface coal mining limits.
  - 28 (G) The location and extent of known workings of each  
 29 underground coal mine, including mine openings to the  
 30 surface.
  - 31 (H) The location of aquifers as required by the commission in  
 32 the commission's rules.
  - 33 (I) The estimated elevation of the water table.
  - 34 (J) The location of spoil, waste, or refuse areas and topsoil  
 35 preservation areas.
  - 36 (K) The location of all impoundments for waste or erosion  
 37 control.
  - 38 (L) Each settling or water treatment facility.
  - 39 (M) Constructed or natural drainageways and the location of  
 40 each discharge to a surface body of water on the area of land  
 41 to be affected or adjacent to the land to be affected.
  - 42 (N) Profiles at appropriate cross sections of the anticipated



- 1 final surface configuration that will be achieved under the  
 2 operator's proposed reclamation plan.
- 3 (15) A statement of the result of test borings or core samplings  
 4 from the permit area, including the following:
- 5 (A) Logs of the drill holes.  
 6 (B) The thickness of the coal seam found and an analysis of  
 7 the chemical properties of that coal.  
 8 (C) The sulfur content of each coal seam.  
 9 (D) Chemical analysis of potentially acid or toxic forming  
 10 sections of the overburden.  
 11 (E) A chemical analysis down to and including the deeper of  
 12 the following:
- 13 (i) The stratum lying immediately underneath the lowest  
 14 coal seam to be mined.  
 15 (ii) An aquifer below the lowest coal seam to be mined that  
 16 may be adversely impacted by mining.
- 17 The director may waive the requirement as to the specific  
 18 application of this clause if the director determines in writing  
 19 the requirements are unnecessary.
- 20 (16) For the land in the permit application that a reconnaissance  
 21 inspection suggests may be prime farmland and to confirm the  
 22 exact location of the prime farmland, a soil survey in accordance  
 23 with the standards established by the United States Secretary of  
 24 Agriculture.
- 25 (17) A reclamation plan that meets the requirements of section 12  
 26 of this chapter.
- 27 (18) Proof that the applicant is self-insured or has a public  
 28 liability insurance policy issued by an insurance company  
 29 authorized to do business in Indiana in force for the surface coal  
 30 mining and reclamation operations for which the permit is sought.  
 31 The policy must provide for personal injury and property damage  
 32 protection in an amount adequate to compensate each person  
 33 injured as a result of the surface coal mining and reclamation  
 34 operation. If a permit is granted, the permittee shall maintain the  
 35 policy in full force and effect for the duration of the permit or a  
 36 renewal.
- 37 (19) A blasting plan that outlines the procedures the operator will  
 38 use to comply with IC 14-34-12.
- 39 (20) A listing of all notices of violations, and their final  
 40 resolution, of:
- 41 (A) IC 13-4.1 (before its repeal);  
 42 (B) this article; and



- 1 (C) a:  
 2 (i) federal statute or regulation; or  
 3 (ii) state statute or rule enacted or adopted in response to a  
 4 federal statute or regulation;  
 5 pertaining to air or water environmental protection;  
 6 incurred by the applicant or a subsidiary, an affiliate, or a person  
 7 controlled by or under common control with the applicant in  
 8 connection with any surface coal mining operation during the  
 9 three (3) year period before the date of application.
- 10 SECTION 151. IC 14-34-10-2 IS AMENDED TO READ AS  
 11 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) As used in this  
 12 section, "higher or better uses" means postmining land uses that have  
 13 a higher:  
 14 (1) economic value; or  
 15 (2) nonmonetary benefit;  
 16 to the landowner or the community than the premining land uses.
- 17 (b) In addition to other standards a permittee must meet under rules  
 18 of the commission, a permittee shall do the following:  
 19 (1) Place markers on the site to readily identify the permit area.  
 20 (2) Conduct the surface coal mining operation in a manner that  
 21 maximizes the use and conservation of the solid fuel resource that  
 22 is recovered so that reffecting the land in the future through  
 23 surface coal mining is minimized.  
 24 (3) Restore the land affected to a condition capable of supporting  
 25 the uses that the land was capable of supporting before mining or  
 26 higher or better uses of which there is a reasonable likelihood if:  
 27 (A) those uses do not:  
 28 (i) present an actual or a probable hazard to public health or  
 29 safety; or  
 30 (ii) pose an actual or a probable threat of water diminution  
 31 or pollution; and  
 32 (B) the permit applicant's declared proposed land use  
 33 following reclamation:  
 34 (i) is not impractical or unreasonable;  
 35 (ii) is not inconsistent with applicable land use policies and  
 36 plans;  
 37 (iii) does not involve unreasonable delay in implementation;  
 38 or  
 39 (iv) does not violate federal, state, or local law.  
 40 (4) Except as provided in subdivisions (5) and (6) and section 4  
 41 of this chapter with respect to all surface coal mining operations  
 42 backfill, compact where advisable to ensure stability or prevent



1 the leaching of toxic materials, and grade to restore the  
2 approximate original contour of the land with all highwalls, spoil  
3 piles, and depressions eliminated. Small depressions are allowed  
4 if needed to retain moisture to assist revegetation or as otherwise  
5 authorized under this article.

6 (5) In a surface coal mining operation that:

7 (A) is carried out at the same location over a substantial time;

8 (B) transects the coal deposit and the thickness of the coal  
9 deposit relative to the volume of the overburden that is large;  
10 and

11 (C) has overburden and other spoil and waste materials at a  
12 particular point in the permit area or otherwise available from  
13 the entire permit area that is insufficient, giving due  
14 consideration to volumetric expansion, to restore the  
15 approximate original contour;

16 the operator, at a minimum, shall backfill, grade, and compact,  
17 where advisable, using all available overburden and other spoil  
18 and waste materials to attain the lowest practicable grade but not  
19 more than the angle of repose to provide adequate drainage and  
20 to cover all acid-forming and other toxic materials to achieve an  
21 ecologically sound land use compatible with the surrounding  
22 region.

23 (6) If in surface coal mining:

24 (A) the volume of overburden is large relative to the thickness  
25 of the coal deposit; and

26 (B) the operator demonstrates that due to volumetric  
27 expansion the amount of overburden and other spoil and waste  
28 materials removed in the course of the mining operation is  
29 more than sufficient to restore the approximate original  
30 contour;

31 the operator shall, after restoring the approximate contour,  
32 backfill, grade, and compact, where advisable, the excess  
33 overburden and other spoil and waste materials to attain the  
34 lowest grade but not more than the angle of repose and to cover  
35 all acid-forming and other toxic materials to achieve an  
36 ecologically sound land use compatible with the surrounding  
37 region. The overburden or spoil shall be shaped and graded in a  
38 way that prevents slides, erosion, and water pollution and  
39 revegetated in accordance with the requirements of this article.

40 (7) Stabilize and protect all surface areas, including spoil piles,  
41 affected by the surface coal mining and reclamation operation to  
42 effectively control erosion and attendant air and water pollution.



- 1 (8) Remove the topsoil from the land in a separate layer and:  
 2 (A) replace the topsoil on the backfill area; or  
 3 (B) if the topsoil is not used immediately;  
 4 (i) segregate the topsoil in a separate pile from other spoil;  
 5 and  
 6 (ii) if the topsoil is not replaced on a backfill area within a  
 7 time short enough to avoid deterioration of the topsoil,  
 8 maintain a successful cover by quick growing plants or other  
 9 means so that the topsoil is preserved from wind and water  
 10 erosion, remains free of any contamination by other acid or  
 11 toxic material, and is in a usable condition for sustaining  
 12 vegetation when restored during reclamation.
- 13 However, if the topsoil is of insufficient quantity or of poor  
 14 quality to sustain vegetation or if other strata are more suitable for  
 15 vegetation requirements, the operator shall remove, segregate, and  
 16 preserve, in a like manner, the strata that are best able to support  
 17 vegetation.
- 18 (9) Restore the topsoil or the best available subsoil that is best  
 19 able to support vegetation.
- 20 (10) For all prime farmland as identified in IC 14-34-3-3(16),  
 21 comply with the specifications for soil removal, storage,  
 22 replacement, and reconstruction established by rules of the  
 23 commission and do the following:
- 24 (A) Segregate the A horizon of the natural soil unless it is  
 25 shown that other available soil materials will create a final soil  
 26 that has a greater productive capacity, stockpile this material,  
 27 if not used immediately, separately from other spoil, and  
 28 provide needed protection from wind and water erosion or  
 29 contamination by other acid or toxic material.
- 30 (B) Segregate the B horizon of the natural soil, or underlying  
 31 C horizons or other strata, or a combination of those horizons  
 32 or other strata that are texturally and chemically suitable for  
 33 plant growth and equal to or more favorable for plant growth  
 34 than the B horizon, in sufficient quantities to create in the  
 35 regraded final soil a root zone of comparable depth and quality  
 36 to that existing in the natural soil, stockpile this material, if not  
 37 used immediately, separately from other spoil, and provide  
 38 needed protection from wind and water erosion or  
 39 contamination by other acid or toxic material.
- 40 (C) Replace and regrade the root zone material described in  
 41 clause (B) with proper compaction and uniform depth over the  
 42 regraded spoil material.



- 1 (D) Redistribute and grade in a uniform manner the surface  
2 soil horizon described in clause (A).
- 3 (11) Create, if authorized in the approved surface coal mining and  
4 reclamation plan, permanent impoundments of water on mining  
5 sites. The permittee may create the permanent impoundment only  
6 after the permittee demonstrates the following:
- 7 (A) The size of the impoundment is adequate for the intended  
8 purposes.
- 9 (B) The impoundment dam construction will be designed to  
10 achieve necessary stability with an adequate margin of safety  
11 compatible with that of structures constructed under 16 U.S.C.  
12 1006.
- 13 (C) The quality of impounded water will be suitable, on a  
14 permanent basis, for the intended use and discharges from the  
15 impoundment will not degrade the water quality below water  
16 quality standards established under applicable federal and  
17 state law in the receiving stream.
- 18 (D) The level of water will be reasonably stable.
- 19 (E) Final grading will provide adequate safety and access for  
20 proposed water users.
- 21 (F) The water impoundments will not result in the diminution  
22 of the quality or quantity of water used by adjacent or  
23 surrounding landowners for agricultural, industrial,  
24 recreational, or domestic uses.
- 25 (12) Conduct an augering operation associated with surface coal  
26 mining in a manner that maximizes the recoverability of mineral  
27 reserves remaining after the surface coal mining and reclamation  
28 operation is complete and seal all auger holes with an impervious  
29 and noncombustible material to prevent drainage except where  
30 the director determines that the resulting impoundment of water  
31 in those auger holes may create a hazard to the environment or the  
32 public health or safety. The director may prohibit augering if  
33 necessary to:
- 34 (A) maximize the use, recoverability, or conservation of the  
35 solid fuel resources; or
- 36 (B) protect against adverse water quality impacts.
- 37 (13) Minimize disturbances to the prevailing hydrologic balance  
38 at the mine site and associated offsite areas and to the quality and  
39 quantity of water in surface and ground water systems during and  
40 after surface coal mining and reclamation operations by doing the  
41 following:
- 42 (A) Avoiding acid or other toxic mine drainage by measures



- 1 such as the following:
- 2 (i) Preventing or removing water from contact with
- 3 toxic-producing deposits.
- 4 (ii) Treating drainage to reduce toxic content that adversely
- 5 affects downstream water upon being released to
- 6 watercourses.
- 7 (iii) Casing, sealing, or otherwise managing boreholes,
- 8 shafts, and wells and keep acid or other toxic drainage from
- 9 entering ground and surface water.
- 10 (B) Conducting surface coal mining and reclamation
- 11 operations so as to prevent, to the extent possible using the
- 12 best technology currently available, violations of the effluent
- 13 limitations for coal mining operations established under
- 14 applicable state or federal law.
- 15 (C) Constructing siltation structures under clause (B) before
- 16 commencement of surface coal mining operations that will be
- 17 certified by an engineer licensed under ~~IC 25-31~~ **IC 25-4-3**
- 18 and constructed as designed and approved in the reclamation
- 19 plan.
- 20 (D) Cleaning out and removing temporary or large settling
- 21 ponds or other siltation structures from drainageways after
- 22 disturbed areas are revegetated and stabilized and depositing
- 23 the silt and debris at a site and in a manner approved by the
- 24 director.
- 25 (E) Restoring recharge capacity of the mined area to
- 26 approximate premining conditions.
- 27 (F) Avoiding channel deepening or enlargement in operations
- 28 requiring the discharge of water from mines.
- 29 (G) Other actions required under the permit.
- 30 (14) With respect to surface disposal of mine wastes, tailings, coal
- 31 processing wastes, and other wastes in areas other than the mine
- 32 workings or excavations, the following:
- 33 (A) Stabilize all waste piles in designated areas through
- 34 construction in compacted layers, including the use of
- 35 incombustible and impervious materials if necessary.
- 36 (B) Assure the following:
- 37 (i) The final contour of the waste pile will be compatible
- 38 with natural surroundings.
- 39 (ii) The site will be stabilized and revegetated according to
- 40 this article.
- 41 (15) Refrain from surface coal mining within five hundred (500)
- 42 feet of active and abandoned underground mines to prevent



- 1 breakthroughs and to protect the health or safety of miners.  
 2 However, the director shall permit an operator to mine near,  
 3 through, or partially through an abandoned underground mine or  
 4 closer to an active underground mine if the following conditions  
 5 exist:
- 6 (A) The nature, timing, and sequencing of the approximate  
 7 coincidence of specific coal surface mining activities with  
 8 specific underground coal mining activities are jointly  
 9 approved by the regulatory authorities concerned with surface  
 10 coal mining regulation and the health and safety of  
 11 underground miners.
- 12 (B) The operations will result in:  
 13 (i) improved resource recovery;  
 14 (ii) abatement of water pollution; or  
 15 (iii) elimination of hazards to the health and safety of the  
 16 public.
- 17 (16) Design, locate, construct, operate, maintain, enlarge, modify,  
 18 and remove or abandon, in accordance with the standards and  
 19 criteria used by the United States Secretary of the Interior to  
 20 ensure that flood control structures are safe and effectively  
 21 perform their functions, all existing and new coal mine waste  
 22 piles:
- 23 (A) consisting of:  
 24 (i) mine wastes;  
 25 (ii) tailings;  
 26 (iii) coal processing wastes; or  
 27 (iv) other liquid and solid wastes; and  
 28 (B) used temporarily or permanently as dams or embankments.
- 29 (17) Ensure the following:  
 30 (A) All debris, acid-forming materials, toxic materials, or  
 31 materials constituting a fire hazard are treated, buried, and  
 32 compacted or otherwise disposed of in a manner designed to  
 33 prevent contamination of ground or surface water.  
 34 (B) Contingency plans are developed to prevent sustained  
 35 combustion.
- 36 (18) Ensure that explosives are used only in accordance with the  
 37 following:  
 38 (A) IC 14-34-12.  
 39 (B) Applicable state and federal law.  
 40 (C) The rules adopted by the commission.
- 41 (19) Ensure that all reclamation efforts proceed in an  
 42 environmentally sound manner and as contemporaneously as



1 practicable with the surface coal mining operations. However, if  
2 the applicant proposes to combine surface coal mining operations  
3 with underground coal mining operations to assure maximum  
4 practical recovery of the mineral resources, the director may grant  
5 a variance for specific areas within the reclamation plan from the  
6 requirement that reclamation efforts proceed as  
7 contemporaneously as practicable and permit underground coal  
8 mining operations before reclamation if the following conditions  
9 are met:

10 (A) The director finds in writing the following:

11 (i) The applicant has presented, as part of the permit  
12 application, specific, feasible plans for the proposed  
13 underground mining operations.

14 (ii) The proposed underground mining operations are  
15 necessary or desirable to assure maximum practical recovery  
16 of the mineral resource and will avoid multiple disturbance  
17 of the surface.

18 (iii) The applicant has satisfactorily demonstrated that the  
19 plan for the underground coal mining operations conforms  
20 to the requirements for underground coal mining in that  
21 jurisdiction and that permits necessary for the underground  
22 coal mining operations have been issued by the appropriate  
23 authority.

24 (iv) The applicant has shown the areas proposed for the  
25 variance are necessary for the implementation of the  
26 proposed underground coal mining operations.

27 (v) Substantial adverse environmental damage, either onsite  
28 or offsite, will not result from the delay in completion of  
29 reclamation as required by this article.

30 (vi) The provisions for the offsite storage of spoil will  
31 comply with subdivision (25).

32 (B) The commission has adopted specific rules to govern the  
33 granting of variances in accordance with this subdivision.

34 (C) Variances granted under this subdivision are to be  
35 reviewed by the director not more than three (3) years from the  
36 date of issuance of the permit.

37 (D) Liability under the bond filed by the applicant with the  
38 director under IC 14-34-6 is for the duration of underground  
39 coal mining operations and until the requirements of this  
40 section and IC 14-34-6 are fully complied with.

41 (20) Ensure that the construction, maintenance, and postmining  
42 conditions of access roads into and across the site of operations



- 1 will control or prevent the following:
- 2 (A) Erosion and siltation.
- 3 (B) Pollution of water.
- 4 (C) Damage to the following:
- 5 (i) Fish or wildlife or their habitat.
- 6 (ii) Public or private property.
- 7 (21) Refrain from the construction of roads or other access ways:
- 8 (A) up a stream bed or drainage channel; or
- 9 (B) in the proximity of a channel;
- 10 that seriously alters the normal flow of water.
- 11 (22) Establish on the regraded areas and all other land affected a
- 12 diverse, an effective, and a permanent vegetative cover:
- 13 (A) of the same seasonal variety native to the area of land to be
- 14 affected; and
- 15 (B) that is capable of self-regeneration and plant succession at
- 16 least equal in extent of cover to the natural vegetation of the
- 17 area.
- 18 However, an introduced species may be used in the revegetation
- 19 process where desirable and necessary to achieve the approved
- 20 postmining land use plan.
- 21 (23) Assume the responsibility for successful revegetation, as
- 22 required by subdivision (22), as follows:
- 23 (A) On lands not eligible for re-mining, for five (5) full years
- 24 after the last year of augmented seeding, fertilizing, irrigation,
- 25 or other work to assure compliance with subdivision (22).
- 26 However, if the director approves a long term intensive
- 27 agricultural postmining land use, the applicable five (5) or ten
- 28 (10) year period of responsibility for revegetation commences
- 29 at the date of initial planting for the long term intensive
- 30 agricultural postmining land use. If the director issues a
- 31 written finding approving a long term intensive agricultural
- 32 postmining land use as part of the mining and reclamation
- 33 plan, the director may grant exception to subdivision (22).
- 34 (B) On lands eligible for re-mining, for two (2) full years after
- 35 the last year of augmented seeding, fertilizing, irrigation, or
- 36 other work in order to ensure compliance with subdivision
- 37 (22).
- 38 (24) Protect offsite areas from slides or damage occurring during
- 39 the surface coal mining and reclamation operations and not
- 40 deposit spoil material or locate any part of the operations or waste
- 41 accumulations outside the permit area.
- 42 (25) Place all excess spoil material resulting from coal surface



- 1 mining and reclamation activities to ensure the following:
- 2 (A) Spoil is transported and placed in a controlled manner in
- 3 a position for concurrent compaction and in a manner that
- 4 assures mass stability and prevents mass movement.
- 5 (B) The areas of disposal are within the bonded permit areas
- 6 and all organic matter is removed immediately before spoil
- 7 placement.
- 8 (C) Appropriate surface and internal drainage systems and
- 9 diversion ditches are used in a manner that prevents spoil
- 10 erosion and movement.
- 11 (D) The disposal area does not contain springs, natural
- 12 watercourses, or wet weather seeps unless lateral drains are
- 13 constructed from the wet areas to the main underdrains in a
- 14 manner that prevents filtration of the water into the spoil pile.
- 15 (E) If placed on a slope, the spoil is placed as follows:
- 16 (i) On the most moderate slope among the slopes on which,
- 17 in the judgment of the director, the spoil could be placed in
- 18 compliance with all the requirements of this article.
- 19 (ii) If possible, upon or above a natural terrace, bench, or
- 20 berm if the placement provides additional stability and
- 21 prevents mass movement.
- 22 (F) Where the toe of the spoil rests on a downslope, a rock toe
- 23 buttress of sufficient size to prevent mass movement is
- 24 constructed.
- 25 (G) The final configuration is compatible with the natural
- 26 drainage pattern and surroundings and suitable for intended
- 27 uses.
- 28 (H) Design of the spoil disposal area is certified by an
- 29 engineer licensed under ~~IC 25-31~~ **IC 25-4-3** and in
- 30 conformance with professional standards.
- 31 (I) All other provisions of this article are met.
- 32 (26) To the extent possible using the best technology currently
- 33 available the following:
- 34 (A) Minimize disturbances and adverse impacts of the
- 35 operation on fish, wildlife, and related environmental values.
- 36 (B) Enhance those resources where practicable.
- 37 (27) Provide for an undisturbed natural barrier:
- 38 (A) beginning at the elevation of the lowest coal seam to be
- 39 mined; and
- 40 (B) extending from the outslope for a distance determined by
- 41 the director;
- 42 to serve as a barrier to slides and erosion.



1 (28) Replace the water supply of an owner of interest in real  
2 property who obtains all or part of the owner's supply of water for  
3 domestic, agricultural, industrial, or other legitimate use from an  
4 underground or a surface source if the supply is affected by  
5 contamination, diminution, or interruption proximately resulting  
6 from the surface coal mine operation. This article does not affect  
7 the right of a person to enforce or protect under applicable law the  
8 person's interest in water resources affected by a surface coal  
9 mining operation.

10 (29) Meet other criteria that are necessary to achieve reclamation  
11 in accordance with the purposes of this article, taking into  
12 consideration the physical, climatological, and other  
13 characteristics of the site.

14 SECTION 152. IC 14-34-10-4 IS AMENDED TO READ AS  
15 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The director may,  
16 under procedures established by rule, permit surface coal mining  
17 operations if:

18 (1) an industrial, a commercial, an agricultural, a residential, a  
19 recreational, or a public facility is proposed for the postmining  
20 use of the affected land; and

21 (2) the mining operation will remove an entire coal seam running  
22 through the upper fraction of a ridge or hill, except as provided in  
23 subsection (c)(1), by:

- 24 (A) removing all of the overburden; and
- 25 (B) creating a level plateau or a gently rolling contour;
  - 26 (i) with no highwalls remaining; and
  - 27 (ii) capable of supporting the postmining uses listed in
- 28 subdivision (1);

29 without regard to the requirement to restore the affected land to the  
30 approximate original contour as set forth in section 2(b)(4), 3(b)(2), or  
31 3(b)(3) of this chapter.

32 (b) The director may permit the proposed uses under subsection (a)  
33 only if the following conditions are met:

34 (1) After consultation with the appropriate land use planning  
35 agencies, if any, the proposed postmining land use is considered  
36 an equal or a better economic or public use of the affected land  
37 compared with the premining use.

38 (2) The applicant presents specific plans for the proposed  
39 postmining land use and appropriate assurances that the use meets  
40 the following conditions:

- 41 (A) The use is compatible with adjacent land uses.
- 42 (B) The use is obtainable according to data regarding expected



- 1 need and market.
- 2 (C) The use is assured of investment in necessary public  
3 facilities.
- 4 (D) The use is supported by commitments from public  
5 agencies where appropriate.
- 6 (E) The use is practicable with respect to private financial  
7 capability for completion of the proposed use.
- 8 (F) The use is planned according to a schedule attached to the  
9 reclamation plan so as to integrate the mining operation and  
10 reclamation with the postmining land use.
- 11 (G) The use is designed by an engineer licensed under  
12 ~~IC 25-31~~ **IC 25-4-3** and in conformance with professional  
13 standards established to assure the stability, drainage, and  
14 configuration necessary for the intended use of the site.
- 15 (3) The proposed use is consistent with adjacent land uses and  
16 existing state and local land use plans and programs.
- 17 (4) The governing body of the unit of general purpose government  
18 in which the land is located and a state or federal agency that the  
19 director determines to have an interest in the proposed use is  
20 provided an opportunity of not more than sixty (60) days to  
21 review and comment on the proposed use.
- 22 (5) All other requirements of this article are met.
- 23 (c) With respect to a permit granted under subsection (a) and in  
24 addition to other requirements the commission establishes by rule, the  
25 director shall require the following:
- 26 (1) The toe of the lowest coal seam and the overburden associated  
27 with the seam are retained in place as a barrier to slides and  
28 erosion.
- 29 (2) The reclaimed area is stable.
- 30 (3) The resulting plateau or rolling contour drains inward from the  
31 outslopes except at specified points.
- 32 (4) No damage is done to natural watercourses.
- 33 (5) Spoil is placed on the hilltop bench as is necessary to achieve  
34 the planned postmining land use and the operator places all  
35 excess spoil material not retained on the hilltop in accordance  
36 with section 2(b)(25) of this chapter.
- 37 (6) The operator ensures stability of the spoil retained on the  
38 hilltop and meets all other requirements of this article.
- 39 (d) The director shall review all permits issued under this section  
40 not more than three (3) years from the date of issuance unless the  
41 applicant affirmatively demonstrates that the proposed development is  
42 proceeding in accordance with the terms of the approved schedule and



1 reclamation plan.

2 SECTION 153. IC 14-34-10-5 IS AMENDED TO READ AS  
3 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The director may  
4 grant a variance from the requirement to restore to approximate  
5 original contour set forth in section 3(b)(2) of this chapter if the  
6 following conditions exist:

7 (1) After approval of the appropriate state environmental  
8 agencies, the watershed control of the area is improved.

9 (2) Complete backfilling with spoil materials that maintains  
10 stability following mining and reclamation is required to  
11 completely cover the highwall.

12 (3) The owner of the surface knowingly requests in writing, as a  
13 part of the permit application, that a variance be granted so as to  
14 make the land, after reclamation, suitable for an industrial, a  
15 commercial, a residential, a public, or a recreational use.

16 (4) After consultation with the appropriate land use planning  
17 agencies, if any:

18 (A) the potential use of the affected land constitutes an equal  
19 or a better economic or public use; and

20 (B) the variance is designed and certified by a professional  
21 engineer licensed under ~~IC 25-3-1~~ IC 25-4-3 and is in  
22 conformance with professional standards established to assure  
23 the stability, drainage, and configuration necessary for the  
24 intended use of the site.

25 (b) With respect to a variance granted under subsection (a) or under  
26 IC 13-4.1-8-4(a) (before its repeal) and in addition to other  
27 requirements the commission establishes by rule, the director shall  
28 require the following:

29 (1) Only the amount of spoil will be placed off the mine bench as  
30 is necessary to achieve the planned postmining land use.

31 (2) Stability of the spoil retained on the bench is ensured.

32 (3) All spoil placement off the mine bench must comply with  
33 section 2(b)(25) of this chapter.

34 (c) The director shall review all exceptions granted under this  
35 section not more than three (3) years after the date of issuance of the  
36 permit unless the permittee affirmatively demonstrates that the  
37 proposed development is proceeding in accordance with the terms of  
38 the reclamation plan.

39 SECTION 154. IC 14-37-7-8, AS ADDED BY P.L.140-2011,  
40 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 8. (a) The owner or lessee of coal or another  
42 person with an interest to develop a coal resource may file with the



- 1 division an affidavit that:
- 2 (1) identifies by a map prepared by an engineer licensed under
- 3 ~~IC 25-31~~ **IC 25-4-3** or a geologist licensed under IC 25-17.6:
- 4 (A) the location of coal that the owner or lessee controls by
- 5 deed, lease, or other instrument for later commercial
- 6 production;
- 7 (B) the location of coal that is in an area targeted for later
- 8 commercial production;
- 9 (C) the location of the coal seam or seams of interest; and
- 10 (D) the approximate depth of the coal seam or seams of
- 11 interest; and
- 12 (2) states that the coal:
- 13 (A) can be mined using generally accepted underground
- 14 mining practices; and
- 15 (B) is of sufficient quantity and quality to be commercially
- 16 saleable.
- 17 (b) All coal in an area designated under subsection (a) is considered
- 18 a commercially minable coal resource.
- 19 (c) An affidavit referred to in subsection (a) may be made before
- 20 applying for permits for the actual mining of the commercially minable
- 21 coal resource. The division shall:
- 22 (1) subject to subsection (e), keep the affidavit and map
- 23 confidential; and
- 24 (2) use the affidavit and map solely for determining if a
- 25 commercially minable coal resource is present in an area for
- 26 which a permit application has been filed under IC 14-37.
- 27 (d) The division shall determine if the proposed well location is in
- 28 an area underlain by coal identified in subsection (a) upon receipt of:
- 29 (1) a permit application referred to in subsection (c)(2); or
- 30 (2) an inquiry from a person interested in oil and gas explorations
- 31 or drilling a well for oil and gas purposes.
- 32 (e) The name of the person who filed the map referred to in
- 33 subsection (c) is not confidential.
- 34 SECTION 155. IC 16-18-2-37.5, AS AMENDED BY P.L.3-2008,
- 35 SECTION 103, IS AMENDED TO READ AS FOLLOWS
- 36 [EFFECTIVE JULY 1, 2027]: Sec. 37.5. ~~(a)~~ "Board", for purposes of
- 37 IC 16-22-8, has the meaning set forth in IC 16-22-8-2.1.
- 38 ~~(b) "Board", for purposes of IC 16-41-42.2, has the meaning set~~
- 39 ~~forth in IC 16-41-42.2-1.~~
- 40 SECTION 156. IC 16-18-2-84, AS AMENDED BY P.L.129-2023,
- 41 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 42 JULY 1, 2027]: Sec. 84. ~~(a)~~ "Council", for purposes of IC 16-46-6;



1 refers to the interagency state council on black and minority health.  
 2 (b) "Council", for purposes of IC 16-46-17, refers to the rare disease  
 3 advisory council.  
 4 SECTION 157. IC 16-18-2-161.5 IS REPEALED [EFFECTIVE  
 5 JULY 1, 2027]. Sec. ~~161.5~~: "Health care interpreter", for purposes of  
 6 ~~IC 16-46-11.1~~, has the meaning set forth in ~~IC 16-46-11.1-2~~.  
 7 SECTION 158. IC 16-18-2-163.5 IS REPEALED [EFFECTIVE  
 8 JULY 1, 2027]. Sec. ~~163.5~~: "Health care translator", for purposes of  
 9 ~~IC 16-46-11.1~~, has the meaning set forth in ~~IC 16-46-11.1-3~~.  
 10 SECTION 159. IC 16-19-3-4, AS AMENDED BY P.L.1-2025,  
 11 SECTION 182, IS AMENDED TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The executive board may, by  
 13 an affirmative vote of a majority of its members, adopt reasonable rules  
 14 under IC 4-22-2 on behalf of the state department to protect or to  
 15 improve the public health in Indiana.  
 16 (b) The rules may concern but are not limited to the following:  
 17 (1) Nuisances dangerous to public health.  
 18 (2) The pollution of any water supply other than where  
 19 jurisdiction is in the environmental rules board and department of  
 20 environmental management.  
 21 (3) The disposition of excremental and sewage matter.  
 22 (4) The control of fly and mosquito breeding places.  
 23 (5) The detection, reporting, prevention, and control of diseases  
 24 that affect public health.  
 25 (6) The care of maternity and infant cases and the conduct of  
 26 maternity homes.  
 27 (7) The production, distribution, and sale of human food.  
 28 (8) Except as provided in section 4.4 of this chapter, the conduct  
 29 of camps.  
 30 (9) Standards of cleanliness of eating facilities for the public.  
 31 (10) Standards of cleanliness of sanitary facilities offered for  
 32 public use.  
 33 (11) The handling, disposal, disinterment, and reburial of dead  
 34 human bodies.  
 35 (12) Vital statistics.  
 36 (13) Sanitary conditions and facilities in public buildings and  
 37 grounds, including plumbing, drainage, sewage disposal, water  
 38 supply, lighting, heating, and ventilation, other than where  
 39 jurisdiction is vested by law in the ~~fire prevention and building~~  
 40 ~~safety commission~~ **department of homeland security** or other  
 41 state agency.  
 42 (14) The design, construction, and operation of swimming and



- 1 wading pools. However, the rules governing swimming and  
 2 wading pools do not apply to a pool maintained by an individual  
 3 for the sole use of the individual's household and house guests.
- 4 (c) The executive board shall adopt reasonable rules to regulate the  
 5 following:
- 6 (1) The sanitary operation of tattoo parlors.  
 7 (2) The sanitary operation of body piercing facilities.
- 8 (d) The executive board may adopt rules on behalf of the state  
 9 department for the efficient enforcement of this title, except as  
 10 otherwise provided. However, fees for inspections relating to weights  
 11 and measures may not be established by the rules.
- 12 (e) The executive board may declare that a rule described in  
 13 subsection (d) is necessary to meet an emergency and adopt the rule  
 14 under IC 4-22-2.
- 15 (f) The rules of the state department may not be inconsistent with  
 16 this title and or any other state law.
- 17 SECTION 160. IC 16-19-3-27.5, AS AMENDED BY P.L.151-2025,  
 18 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 19 JULY 1, 2027]: Sec. 27.5. (a) As used in this section and section 27.8  
 20 of this chapter, "technology new to Indiana" (referred to in this section  
 21 as "TNI") means sewage treatment or disposal methods, processes, or  
 22 equipment that are not described in the administrative rules of the state  
 23 department or the executive board concerning residential onsite sewage  
 24 systems (410 IAC 6-8.3) or commercial onsite sewage systems (410  
 25 IAC 6-10.1).
- 26 (b) The state department shall establish and maintain a technical  
 27 review panel consisting of individuals with technical or scientific  
 28 knowledge relating to onsite sewage systems. The technical review  
 29 panel:
- 30 (1) shall decide under subsection (f) whether to approve:
- 31 (A) proprietary residential wastewater treatment devices; and  
 32 (B) proprietary commercial wastewater treatment devices;  
 33 for general use in Indiana;
- 34 (2) shall biannually review the performance of residential onsite  
 35 sewage systems and commercial onsite sewage systems;
- 36 (3) shall assist the state department in developing standards and  
 37 guidelines for proprietary residential wastewater treatment  
 38 devices and proprietary commercial wastewater treatment  
 39 devices;
- 40 (4) shall assist the executive board and the state department in  
 41 updating rules adopted under section 4 of this chapter concerning  
 42 residential onsite sewage systems and commercial onsite sewage



- 1 systems; and
- 2 (5) may exercise the powers granted by section 27.7 of this
- 3 chapter.
- 4 (c) The technical review panel shall include the following:
- 5 (1) A member of the staff of the state department, who shall serve
- 6 as the chair.
- 7 (2) A local health department environmental health specialist
- 8 appointed by the governor.
- 9 (3) An Indiana professional engineer registered under ~~IC 25-31-1~~
- 10 **IC 25-4-3** representing the American Council of Engineering
- 11 Companies.
- 12 (4) A representative of the Indiana Builders Association.
- 13 (5) An Indiana registered professional soil scientist (as defined in
- 14 IC 25-31.5-1-6) representing the Indiana Registry of Soil
- 15 Scientists.
- 16 (6) A representative of an Indiana college or university with a
- 17 specialty in engineering, soil science, environmental health, or
- 18 biology appointed by the governor.
- 19 (7) A representative of the Indiana Onsite Wastewater
- 20 Professionals Association.
- 21 (8) An Indiana onsite sewage system contractor appointed by the
- 22 governor.
- 23 (9) A representative of the Indiana State Building and
- 24 Construction Trades Council.
- 25 All members of the technical review panel are voting members, except
- 26 the member described in subdivision (1).
- 27 (d) In the case of a tie vote of the technical review panel, the
- 28 following shall occur:
- 29 (1) If the tie vote is in regard to a county, city, or town ordinance
- 30 concerning residential onsite sewage systems:
- 31 (A) the technical review panel shall send the ordinance back
- 32 to the county, city, or town not more than seven (7) days after
- 33 the day of the tie vote;
- 34 (B) the county, city, or town may revise and resubmit the
- 35 ordinance; and
- 36 (C) if the ordinance is revised and resubmitted, the technical
- 37 review panel shall consider the revised ordinance at its next
- 38 meeting.
- 39 (2) If the tie vote is in regard to a matter not described in
- 40 subdivision (1), the technical review panel shall, not more than
- 41 seven (7) days after the day of the tie vote:
- 42 (A) contact the applicant by phone call and by mail; and



- 1 (B) request more information or provide an explanation of how
- 2 the applicant can modify the application to make it more
- 3 complete.
- 4 The technical review panel shall review any new information
- 5 provided by the applicant and vote again on the application not
- 6 more than thirty (30) days after receiving the information.
- 7 (e) The technical review panel shall do the following:
- 8 (1) Receive applications for the approval of TNI for general use
- 9 in:
- 10 (A) residential onsite sewage systems under sections 4 and 27
- 11 of this chapter and IC 16-41-25; and
- 12 (B) commercial onsite sewage systems under sections 4 and 27
- 13 of this chapter and IC 16-19-3.5.
- 14 (2) Meet monthly as needed to assist the executive board and the
- 15 state department as described in subsection (b)(4) and to review
- 16 applications described in subdivision (1).
- 17 (3) Notify each person who submits an application described in
- 18 subdivision (1):
- 19 (A) that the person's application has been received by the
- 20 technical review panel; and
- 21 (B) of whether the application is complete;
- 22 not later than thirty (30) days after the technical review panel
- 23 receives the application.
- 24 (4) Inform each person who submits an application described in
- 25 subdivision (1) of:
- 26 (A) a tentative decision of the technical review panel; or
- 27 (B) the technical review panel's final decision under
- 28 subsection (f);
- 29 concerning the application not more than ninety (90) days after
- 30 the technical review panel notifies the person under subdivision
- 31 (3) that the panel has received the person's application.
- 32 (f) In response to each application described in subsection (e)(1),
- 33 the technical review panel shall make, and inform the applicant of, one
- 34 (1) of the following final decisions:
- 35 (1) That the TNI to which the application relates is approved for
- 36 general use in Indiana.
- 37 (2) That the TNI to which the application relates is approved for
- 38 use in Indiana with certain conditions, which may include:
- 39 (A) a requirement that the TNI be used initially only in a pilot
- 40 project;
- 41 (B) restrictions on the number or type of installations of the
- 42 TNI;



- 1 (C) sampling and analysis requirements for TNI involving or  
 2 comprising a secondary treatment system;  
 3 (D) requirements relating to training concerning the TNI;  
 4 (E) requirements concerning the operation and maintenance of  
 5 the TNI; or  
 6 (F) other requirements.
- 7 (3) That the TNI to which the application relates is approved on  
 8 a project-by-project basis.
- 9 (4) That the TNI is not approved for use in Indiana, which must  
 10 be accompanied by a statement of the reason for the decision.
- 11 (g) If the technical review panel makes a decision under subsection  
 12 (f)(4) that the TNI is not approved for use in Indiana, the applicant  
 13 may:
- 14 (1) submit a new application to the technical review panel under  
 15 this section; or  
 16 (2) file a petition for review of the technical review panel's  
 17 decision under IC 4-21.5-3.
- 18 (h) If the technical review panel fails to notify a person who submits  
 19 an application of the technical review panel's tentative decision or final  
 20 recommendation within ninety (90) days after receiving the application  
 21 as required by subsection (e)(4), the person who submitted the  
 22 application may use the TNI to which the application relates in a single  
 23 residential onsite sewage system or commercial onsite sewage system,  
 24 as if the TNI had been approved only for use in a pilot project.
- 25 (i) The technical review panel shall decide that the TNI to which an  
 26 application relates is approved for general use in Indiana if:
- 27 (1) the TNI has been certified as meeting the NSF/ANSI 40  
 28 Standard;  
 29 (2) a proposed Indiana design and installation manual for the TNI  
 30 is submitted with the permit application; and  
 31 (3) the technical review panel certifies that the proposed Indiana  
 32 design and installation manual meets the vertical and horizontal  
 33 separation, sizing, and soil loading criteria of the state  
 34 department.
- 35 (j) Subsection (k) applies if:
- 36 (1) a particular TNI meets the requirements of NSF/ANSI 40,  
 37 NSF/ANSI 245, or NSF/ANSI 350;  
 38 (2) the proposed Indiana design and installation manual for the  
 39 TNI meets the vertical and horizontal separation, sizing, and soil  
 40 loading criteria of the state department; and  
 41 (3) an Indiana professional engineer registered under ~~IC 25-31-1~~  
 42 **IC 25-4-3** prepares site specific plans for the use of the TNI for



- 1 a residential or commercial application.
- 2 (k) In a case described in subsection (j):
- 3 (1) if the TNI is to be used in a residential application, the site
- 4 specific plans prepared under subsection (j)(3), after being
- 5 submitted to the local health department of the county, city, or
- 6 multiple county unit in which the TNI would be installed, may be
- 7 approved by the local health department within the period set
- 8 forth in IC 16-41-25-1(a); and
- 9 (2) if the TNI is to be used in a commercial application, the site
- 10 specific plans prepared under subsection (j)(3) shall be approved
- 11 by the state department upon submission of the site specific plans.
- 12 (l) A local health department may not refuse an application for a
- 13 permit for the construction or installation of a residential onsite sewage
- 14 system (as defined in IC 16-41-25-0.4) solely because the residential
- 15 onsite sewage system has not been used previously in the jurisdiction
- 16 of the local health department or is unfamiliar to the local health
- 17 department, if either of the following apply:
- 18 (1) The residential onsite sewage system has been approved by
- 19 the technical review panel under this section for general use in
- 20 Indiana.
- 21 (2) The residential onsite sewage system:
- 22 (A) is based on one (1) or more sewage treatment or disposal
- 23 methods or processes; or
- 24 (B) incorporates equipment;
- 25 approved by the technical review panel under this section for
- 26 general use in Indiana.
- 27 SECTION 161. IC 16-19-3-27.6, AS ADDED BY P.L.167-2022,
- 28 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 29 JULY 1, 2027]: Sec. 27.6. (a) As used in this section, "type of
- 30 residential onsite sewage system" means an onsite sewage system that:
- 31 (1) has a particular design;
- 32 (2) consists of particular components; and
- 33 (3) is installed or constructed in a particular way.
- 34 (b) For purposes of this section, the following are different types of
- 35 residential onsite sewage systems:
- 36 (1) A conventional septic system consisting of a septic tank and
- 37 a gravel or stone soil absorption field.
- 38 (2) A chamber system in which wastewater is piped from the
- 39 septic tank to a series of connected chambers backfilled with soil.
- 40 (3) A subsurface drip distribution system in which wastewater is
- 41 pumped from the septic tank to a dose tank and then gradually
- 42 delivered to drip laterals in the soil.



- 1 (4) An aerobic treatment unit in which oxygen is injected into the  
 2 wastewater to accelerate the biological processes used to treat the  
 3 wastewater before being discharged to a soil absorption field.
- 4 (5) A recirculating sand filter system in which wastewater flows  
 5 from a septic tank to a pump chamber and then is recirculated  
 6 through a sand filter before being discharged to a soil absorption  
 7 field.
- 8 (6) An evapotranspiration system that includes a drain field  
 9 having a watertight liner and in which wastewater, after entering  
 10 the drain field, evaporates into the air.
- 11 (7) A constructed wetland system in which wastewater from a  
 12 septic tank enters a wetland cell containing an impermeable liner,  
 13 gravel, sand fill, and wetland plants that remove pathogens and  
 14 nutrients from the wastewater before being discharged to a soil  
 15 absorption field.
- 16 (8) A sand-lined system in which wastewater flows from a septic  
 17 tank to a combined treatment and dispersal soil absorption field  
 18 containing piping laterals surrounded by sand.
- 19 (c) If:
- 20 (1) the local health department of a county, city, or multiple  
 21 county unit has issued a permit for construction or installation of  
 22 a type of residential onsite sewage system;
- 23 (2) the use of the same type of residential onsite sewage system  
 24 at a location in a different county, city, or multiple county unit has  
 25 been approved by:
- 26 (A) a professional engineer registered under ~~IC 25-31-1;~~  
 27 **IC 25-4-3;**
- 28 (B) a registered soil scientist (as defined in IC 25-31.5-1-7);
- 29 (C) an individual or entity engaged in the business of  
 30 constructing and installing residential onsite sewage systems;  
 31 and
- 32 (D) the designer of the system, if the system was designed by  
 33 someone other than a person referred to in clause (A) or (C);  
 34 and
- 35 (3) all of the persons referred to in subdivision (2) attest that the  
 36 same type of residential onsite sewage system, if constructed or  
 37 installed at the location referred to in subdivision (2), would  
 38 satisfy the requirements of the rule of the state department  
 39 concerning residential onsite sewage systems;
- 40 the local health department of the county, city, or multiple county unit  
 41 referred to in subdivision (2) may not refuse to issue a permit for the  
 42 construction or installation of a residential onsite sewage system of the



- 1 type referred to in subdivisions (1), (2), and (3) at the location referred  
 2 to in subdivision (2).  
 3 SECTION 162. IC 16-19-3.5-11, AS ADDED BY P.L.49-2016,  
 4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2027]: Sec. 11. The state department may not deny a  
 6 construction permit based upon noncompliance or suspected  
 7 noncompliance with a rule adopted under the authority of the ~~fire~~  
 8 ~~prevention and building safety commission established by~~  
 9 ~~IC 22-12-2-1.~~ **department of homeland security.**  
 10 SECTION 163. IC 16-19-13-3, AS AMENDED BY P.L.51-2021,  
 11 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 2027]: Sec. 3. The office is established for the following  
 13 purposes:  
 14 (1) To educate and advocate for women's health by requesting that  
 15 the state department, either on its own or in partnership with other  
 16 entities, establish appropriate forums, programs, or initiatives  
 17 designed to educate the public regarding women's health, with an  
 18 emphasis on preventive health and healthy lifestyles.  
 19 (2) To assist the state health commissioner in identifying,  
 20 coordinating, and establishing priorities for programs, services,  
 21 and resources the state should provide for women's health issues  
 22 and concerns relating to the reproductive, menopausal, and  
 23 postmenopausal phases of a woman's life, with an emphasis on  
 24 postmenopausal health.  
 25 (3) To serve as a clearinghouse and resource for information  
 26 regarding women's health data, strategies, services, and programs  
 27 that address women's health issues, including the following:  
 28 (A) Diseases that significantly impact women, including heart  
 29 disease, cancer, and osteoporosis.  
 30 (B) Menopause.  
 31 (C) Mental health.  
 32 (D) Substance abuse.  
 33 (E) Sexually transmitted diseases.  
 34 (F) Sexual assault and domestic violence.  
 35 (G) Female genital mutilation (as defined in IC 35-42-2-10).  
 36 (4) To collect, classify, and analyze relevant research information  
 37 and data conducted or compiled by:  
 38 (A) the state department; or  
 39 (B) other entities in collaboration with the state department;  
 40 and to provide interested persons with information regarding the  
 41 research results, except as prohibited by law.  
 42 (5) To develop and recommend funding and program activities for



1 educating the public on women's health initiatives, including the  
2 following:

3 (A) Health needs throughout a woman's life.

4 (B) Diseases that significantly affect women, including heart  
5 disease, cancer, and osteoporosis.

6 (C) Access to health care for women.

7 (D) Poverty and women's health.

8 (E) The leading causes of morbidity and mortality for women.

9 (F) Special health concerns of minority women.

10 (6) To make recommendations to the state health commissioner  
11 regarding programs that address women's health issues for  
12 inclusion in the state department's biennial budget and strategic  
13 planning.

14 (7) To seek funding from private or governmental entities to carry  
15 out the purposes of this chapter.

16 (8) To prepare materials for publication and dissemination to the  
17 public on women's health.

18 (9) To conduct public educational forums in Indiana to raise  
19 public awareness and to educate citizens about women's health  
20 programs, issues, and services.

21 (10) To coordinate the activities and programs of the office with  
22 other entities that focus on women's health or women's issues,  
23 including the ~~Indiana commission for women (IC 4-23-25-3)~~.

24 **Indiana cultural commission established by IC 4-23-36.**

25 (11) To represent the state health commissioner, upon request,  
26 before the general assembly and the ~~Indiana commission for~~  
27 ~~women established by IC 4-23-25-3.~~ **Indiana cultural**  
28 **commission established by IC 4-23-36.**

29 (12) To provide an annual report to the governor, the legislative  
30 council, and the ~~Indiana commission for women~~ **Indiana cultural**  
31 **commission established by IC 4-23-36** regarding the successes  
32 of the programs of the office, priorities and services needed for  
33 women's health in Indiana, and areas for improvement. A report  
34 provided under this subdivision to the legislative council must be  
35 in an electronic format under IC 5-14-6.

36 This section does not allow the director or any employees of the office  
37 to advocate, promote, refer to, or otherwise advance abortion or  
38 abortifacients.

39 SECTION 164. IC 16-20-2-5, AS AMENDED BY P.L.164-2023,  
40 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 5. (a) For a county with a population of at least  
42 two hundred thousand (200,000), the members of a local board of



- 1 health shall be chosen as follows:
- 2 (1) Five (5) persons knowledgeable in clinical and public health,  
 3 at least two (2) of whom are licensed physicians, and appointed  
 4 by the county executive. The other appointees may be any of the  
 5 following:
- 6 (A) A registered nurse licensed under IC 25-23.  
 7 (B) A registered pharmacist licensed under IC 25-26.  
 8 (C) A dentist licensed under IC 25-14.  
 9 (D) A hospital administrator.  
 10 (E) A social worker.  
 11 (F) An attorney with expertise in health matters.  
 12 (G) A school superintendent.  
 13 (H) A veterinarian licensed under IC 25-38.1.  
 14 (I) A professional engineer registered under ~~IC 25-31.~~  
 15 **IC 25-4-3.**  
 16 (J) An environmental scientist.  
 17 (K) A physician assistant licensed under IC 25-27.5.  
 18 (L) A public health professional, including an epidemiologist.
- 19 (2) One (1) representative of the general public, appointed by the  
 20 county executive.
- 21 (3) One (1) individual appointed by the county fiscal body who  
 22 either:
- 23 (A) has public health knowledge; or  
 24 (B) is a member of the general public.
- 25 (4) Two (2) representatives appointed by the county executive,  
 26 one (1) each from a list of three (3) recommendations from each  
 27 executive of the county's two (2) most populous municipalities in  
 28 the county of individuals described in subdivision (1)(B) through  
 29 (1)(K).
- 30 (b) For a county with a population of less than two hundred  
 31 thousand (200,000), the members of a local board of health shall be  
 32 chosen as follows:
- 33 (1) Five (5) persons knowledgeable in clinical and public health,  
 34 at least one (1) of whom is a physician, and appointed by the  
 35 county executive. The other appointees may be any of the  
 36 following:
- 37 (A) A physician licensed under IC 25-22.5.  
 38 (B) A registered nurse licensed under IC 25-23.  
 39 (C) A registered pharmacist licensed under IC 25-26.  
 40 (D) A dentist licensed under IC 25-14.  
 41 (E) A hospital administrator.  
 42 (F) A social worker.



- 1 (G) An attorney with expertise in health matters.
- 2 (H) A school superintendent.
- 3 (I) A veterinarian licensed under IC 25-38.1.
- 4 (J) A professional engineer registered under ~~IC 25-31.~~
- 5 **IC 25-4-3.**
- 6 (K) An environmental scientist.
- 7 (L) A physician assistant licensed under IC 25-27.5.
- 8 (M) A public health professional, including an epidemiologist.
- 9 (2) One (1) person who either has public health knowledge or is
- 10 a member of the general public, and is appointed by the county
- 11 fiscal body.
- 12 (3) One (1) person appointed by the county executive from a list
- 13 of three (3) recommendations by the executive of the most
- 14 populous municipality in the county of individuals described in
- 15 subdivision (1)(C) through (1)(M).
- 16 SECTION 165. IC 16-20-3-2, AS AMENDED BY P.L.164-2023,
- 17 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 18 JULY 1, 2027]: Sec. 2. (a) There must be at least seven (7) members
- 19 of a multiple county board of health.
- 20 (b) The county executives establishing a multiple county health
- 21 department shall determine the following for the multiple county board
- 22 of health:
- 23 (1) The number of members.
- 24 (2) The qualifications of members.
- 25 (3) The number of appointments made by each county.
- 26 (c) The county executive of each county participating in a multiple
- 27 county board of health shall appoint the members of the multiple
- 28 county board of health, except that the executive of the most populous
- 29 municipality of the participating counties of the multiple county board
- 30 of health shall appoint one (1) member to the multiple county board of
- 31 health.
- 32 (d) The appointments made by the county executives must meet the
- 33 following requirements:
- 34 (1) At least five (5) individuals appointed to the multiple county
- 35 board of health must be knowledgeable in clinical and public
- 36 health and also be one (1) of the following:
- 37 (A) A physician licensed under IC 25-22.5.
- 38 (B) A registered nurse licensed under IC 25-23.
- 39 (C) A registered pharmacist licensed under IC 25-26.
- 40 (D) A dentist licensed under IC 25-14.
- 41 (E) A hospital administrator.
- 42 (F) A social worker.



- 1 (G) An attorney with expertise in health matters.
- 2 (H) A school superintendent.
- 3 (I) A veterinarian licensed under IC 25-38.1.
- 4 (J) A professional engineer registered under ~~IC 25-31-~~
- 5 **IC 25-4-3.**
- 6 (K) An environmental scientist.
- 7 (L) A physician assistant licensed under IC 25-27.5.
- 8 (M) A public health professional, including an epidemiologist.
- 9 (2) At least one (1) individual who either has public health
- 10 knowledge or is a member of the public and is recommended by
- 11 any of the participating county fiscal bodies.
- 12 SECTION 166. IC 16-22-2-5, AS AMENDED BY P.L.104-2022,
- 13 SECTION 108, IS AMENDED TO READ AS FOLLOWS
- 14 [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) This section applies to a
- 15 county hospital in a county having a population of more than sixteen
- 16 thousand seven hundred (16,700) and less than ~~nineteen thousand~~
- 17 ~~(19,000):~~ **twenty thousand (20,000).**
- 18 (b) Subject to subsection (e), the hospital and the affairs and
- 19 business of the hospital shall be under the management and control of
- 20 a governing board consisting of seven (7) members as follows:
- 21 (1) Three (3) members must be members of the county executive.
- 22 (2) Two (2) members shall be appointed by the county fiscal
- 23 body, one (1) of whom may be a licensed physician.
- 24 (3) Two (2) members shall be appointed by the county executive.
- 25 (c) One (1) of the members initially appointed by the county fiscal
- 26 body serves for one (1) year and one (1) of the members initially
- 27 appointed serves for two (2) years. After the initial appointment, the
- 28 members serve for two (2) years.
- 29 (d) One (1) of the members initially appointed by the county
- 30 executive serves for one (1) year and one (1) of the members initially
- 31 appointed serves for two (2) years. After the initial appointment, the
- 32 members serve for two (2) years.
- 33 (e) Not more than two (2) members of a governing board appointed
- 34 under this section may reside in a county other than the county in
- 35 which the hospital is located. A member who is not a resident of the
- 36 county in which the hospital is located must:
- 37 (1) be an Indiana resident; and
- 38 (2) be appointed upon a submission made under section 11 of this
- 39 chapter by the governing board of the hospital to the appointing
- 40 authority.
- 41 SECTION 167. IC 16-28-1-7, AS AMENDED BY P.L.141-2014,
- 42 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



- 1 JULY 1, 2027]: Sec. 7. The state department shall do the following:
- 2 (1) Adopt rules under IC 4-22-2 governing the following:
- 3 (A) Health and sanitation standards necessary to protect the
- 4 health, safety, security, rights, and welfare of patients.
- 5 (B) Qualifications of applicants for licenses issued under this
- 6 article to assure the proper care of patients.
- 7 (C) Operation, maintenance, management, equipment, and
- 8 construction of facilities required to be licensed under this
- 9 article if jurisdiction is not vested in any other state agency.
- 10 (D) Manner, form, and content of the license, including rules
- 11 governing disclosure of ownership interests.
- 12 (E) Levels of medical staffing and medical services in
- 13 cooperation with the office of Medicaid policy and planning,
- 14 division of family resources, and other agencies authorized to
- 15 pay for the services.
- 16 (2) Recommend to the ~~fire prevention and building safety~~
- 17 ~~commission~~ **department of homeland security** fire safety rules
- 18 necessary to protect the health, safety, security, rights, and welfare
- 19 of patients.
- 20 (3) Classify health facilities in health care categories.

21 SECTION 168. IC 16-29-2-6 IS AMENDED TO READ AS  
 22 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. A certificate of need  
 23 for a project to construct, add, or convert beds that receives final  
 24 approval of the state department under this chapter or IC 16-10-4  
 25 (before its repeal) becomes void eighteen (18) months after the  
 26 determination becomes final unless the following conditions are met:

- 27 (1) Construction plans for the project are approved by the state
- 28 department and the department of fire and building safety.
- 29 (2) The applicant has completed construction of the project's
- 30 foundation in conformity with the approved plans as certified by
- 31 an independent architect licensed under IC 25-4 or an
- 32 independent professional engineer licensed under ~~IC 25-31~~
- 33 **IC 25-4-3**.
- 34 (3) Construction work on the project is continuous and in
- 35 conformity with the approved plans.

36 SECTION 169. IC 16-29-7-15, AS ADDED BY P.L.202-2018,  
 37 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2027]: Sec. 15. A certificate of need that is approved under  
 39 this chapter is valid for eighteen (18) months after approval is final.  
 40 The certificate of need becomes void after eighteen (18) months unless:

- 41 (1) construction plans for the project are approved by the state
- 42 department and the department of fire and building safety;



- 1 (2) the applicant has completed construction of the project's
- 2 foundation in conformity with the approval plans and an
- 3 independent:
- 4 (A) architect licensed under IC 25-4; or
- 5 (B) professional engineer licensed under ~~IC 25-31~~; **IC 25-4-3**;
- 6 has certified the completion; and
- 7 (3) construction work on the project is continuous and conforms
- 8 with the approved plans.

9 However, modification of the approved plans to make technical  
 10 changes, correct errors or omissions, or comply with zoning or other  
 11 requirements of a governmental entity are allowable.

12 SECTION 170. IC 16-41-25-5, AS ADDED BY P.L.167-2022,  
 13 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2027]: Sec. 5. (a) The authority of a local health department  
 15 to administer the rule of the state department concerning residential  
 16 onsite sewage systems is subject to this section.

- 17 (b) If a professional engineer registered under ~~IC 25-31~~+ **IC 25-4-3**  
 18 certifies that the:
- 19 (1) location;
- 20 (2) design;
- 21 (3) proposed construction; and
- 22 (4) proposed installation;

23 of a planned residential onsite sewage system comply with the  
 24 administrative rule of the state department concerning residential onsite  
 25 sewage systems, a local health department may not disapprove an  
 26 application for a permit for the residential onsite sewage system on the  
 27 grounds that the location, design, construction, or installation of the  
 28 residential onsite sewage system is faulty.

- 29 (c) If a professional engineer registered under ~~IC 25-31~~+ **IC 25-4-3**  
 30 certifies that the:
- 31 (1) design;
- 32 (2) construction;
- 33 (3) installation;
- 34 (4) location;
- 35 (5) maintenance; and
- 36 (6) operation;

37 of an existing residential onsite sewage system comply with the  
 38 administrative rule of the state department concerning residential onsite  
 39 sewage systems, a local health department may not issue an order  
 40 based on a finding that the residential onsite sewage system is a failed  
 41 system.

- 42 (d) If a professional engineer registered under ~~IC 25-31~~+ **IC 25-4-3**



1 certifies that an existing residential onsite sewage system is not  
 2 functioning properly but can be restored to proper functioning through  
 3 repair, a local health department must allow the repair of the residential  
 4 onsite sewage system to be made in accordance with the certification  
 5 of the professional engineer.

6 SECTION 171. IC 16-41-25-8, AS AMENDED BY P.L.232-2023,  
 7 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2027]: Sec. 8. (a) If:

9 (1) an application has been filed with a local health department  
 10 for a permit for the installation of a residential onsite sewage  
 11 system;

12 (2) a professional soil scientist registered under IC 25-31.5-4 has  
 13 conducted an onsite evaluation, including a description of the soil  
 14 profile, and has determined that the proposed site of the  
 15 residential onsite sewage system is suitable for the installation of  
 16 the residential onsite sewage system; and

17 (3) the design and specifications for the residential onsite sewage  
 18 system proposed for installation at the site described in  
 19 subdivision (2) have been approved by either:

20 (A) the local health department; or

21 (B) at the option and expense of the property owner:

22 (i) a professional engineer registered under ~~IC 25-31-1;~~  
 23 **IC 25-4-3;**

24 (ii) a septic system installer or inspector registered with the  
 25 county in which the residential onsite sewage system would  
 26 be installed; and

27 (iii) the designer of the system, if the system was designed  
 28 by someone other than a person referred to in item (i) or (ii);

29 the local health department shall issue a permit for the residential  
 30 onsite sewage system not later than thirty (30) business days after  
 31 receiving a complete application for the permit.

32 (b) Subject to IC 16-19-3-27.5, IC 16-19-3-27.6, and sections 5 and  
 33 6 of this chapter, this section does not affect the authority of a local  
 34 health department to inspect an onsite sewage system before or after  
 35 the system's installation.

36 SECTION 172. IC 16-41-25-10, AS AMENDED BY P.L.160-2024,  
 37 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2027]: Sec. 10. (a) Neither an officer or employee of a local  
 39 health department nor another agency, officer, or employee of a county,  
 40 city, or town may enter property on which a residential onsite sewage  
 41 system is located for the purpose of inspecting the residential onsite  
 42 sewage system if, not more than one hundred eighty (180) days before



1 the date of the inspection, the owner or occupant of the residence  
2 served by the residential onsite sewage system and:

- 3 (1) a septic system installer or inspector registered with the  
4 county in which the residential onsite sewage system is located;  
5 (2) an onsite sewage system technician; or  
6 (3) an Indiana professional engineer registered under ~~IC 25-31-1;~~  
7 **IC 25-4-3;**

8 state in a writing transmitted to the local health department, county,  
9 city, or town that the residential onsite sewage system is functioning  
10 properly.

11 (b) Subject to subsection (d), if subsection (a) does not apply, an  
12 officer or employee of a local health department or another officer or  
13 employee of a county, city, or town may not enter property on which a  
14 residential onsite sewage system is located for the purpose of  
15 inspecting the residential onsite sewage system unless the owner or  
16 occupant of the residence served by the residential onsite sewage  
17 system is given notice of the inspection by first class mail addressed to  
18 the residence at least seven (7) days before the day of the inspection.

19 (c) Subject to subsection (d), an officer or employee of a local health  
20 department may inspect residential onsite sewage systems and  
21 nonresidential onsite sewage systems (as defined in IC 16-19-3.5-3.5):

22 (1) after installation if:

23 (A) the manufacturer of a residential onsite sewage system  
24 recommends inspection of the system multiple times a year;

25 (B) an owner of the property on which a residential onsite  
26 sewage system is located requests an officer or employee of a  
27 local health department or another agency, officer, or  
28 employee of a county, city, or town to inspect the residential  
29 onsite sewage system located on the owner's property; or

30 (C) a complaint is filed with the local health department  
31 requiring an inspection or inspections to protect the health of  
32 the community;

33 (2) to verify compliance with a permit issued under best judgment  
34 pursuant to rules adopted under IC 4-22-2 not more than once per  
35 year; or

36 (3) to verify compliance with an operating permit issued pursuant  
37 to rules adopted under IC 4-22-2 at least once per year.

38 (d) An advance notice to the owner or occupant of the residence is  
39 not required under subsection (b) in an urgent situation caused by a  
40 malfunction of the residential onsite sewage system that creates a clear  
41 and immediate danger to the public's health, safety, or property.

42 (e) This section shall not be interpreted as prohibiting or restricting



1 the periodic:

2 (1) inspection;

3 (2) servicing;

4 (3) testing; or

5 (4) maintenance;

6 of an onsite residential sewage discharging disposal system (as defined

7 in IC 13-11-2-144.7).

8 SECTION 173. IC 16-41-25-11, AS ADDED BY P.L.232-2023,

9 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

10 JULY 1, 2027]: Sec. 11. (a) As used in this section, "residential onsite

11 sewage system failure" means a residential onsite sewage system that

12 exhibits one (1) or more of the following:

13 (1) The onsite sewage system refuses to accept sewage at the rate

14 of design application and interferes with the normal use of

15 residential plumbing fixtures.

16 (2) Effluent discharge exceeds the absorptive capacity of the soil,

17 resulting in ponding, seepage, or other discharge of the effluent

18 to the ground surface or to surface waters.

19 (3) Effluent is discharged from the onsite sewage system causing

20 contamination of a potable water supply, ground water, or surface

21 waters.

22 (b) A local health department that determines that a residential

23 onsite sewage system is in residential onsite sewage system failure may

24 issue an order requiring that the failure be corrected. However, an order

25 issued under this subsection is stayed if the owner or occupant of the

26 residence served by the residential onsite sewage system, within

27 fourteen (14) days after the date of the order, enters into a contract

28 with:

29 (1) a septic system installer or inspector registered with the

30 county in which the residential onsite sewage system is located;

31 (2) an onsite sewage system technician; or

32 (3) an Indiana professional engineer registered under ~~IC 25-31-1;~~

33 **IC 25-4-3;**

34 under which the installer or inspector, onsite sewage system technician,

35 or professional engineer agrees to conduct an inspection to determine

36 whether the residential onsite sewage system is in residential onsite

37 sewage system failure.

38 (c) An order is stayed under subsection (b) until the earlier of the

39 following:

40 (1) The date on which the installer or inspector, technician, or

41 engineer performs the inspection and presents the results of the

42 inspection in writing to:



- 1 (A) the owner or occupant of the residence served by the  
 2 residential onsite sewage system; and  
 3 (B) the local health department.
- 4 (2) The expiration of forty-five (45) days after the date of the  
 5 order issued under subsection (b).
- 6 (d) If the installer or inspector, onsite sewage system technician, or  
 7 professional engineer states in the report provided to the local health  
 8 department that the residential onsite sewage system is not in  
 9 residential onsite sewage system failure, the local health department  
 10 shall:
- 11 (1) withdraw the order issued under subsection (b); or  
 12 (2) conduct an investigation of the residential onsite sewage  
 13 system to make a new determination whether the residential  
 14 onsite sewage system is in residential onsite sewage system  
 15 failure.
- 16 (e) If the local health department conducts an investigation under  
 17 subsection (d)(2), the order issued under subsection (b) is stayed  
 18 pending the new determination of the local health department based on  
 19 the investigation.
- 20 SECTION 174. IC 16-41-26-8, AS AMENDED BY P.L.181-2018,  
 21 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2027]: Sec. 8. (a) Except as provided in subsection (b), the  
 23 state department shall adopt rules under IC 4-22-2 necessary to protect  
 24 the health, safety, and welfare of persons living in agricultural labor  
 25 camps, prescribing standards for living quarters at agricultural labor  
 26 camps, including provisions relating to construction of camps, sanitary  
 27 conditions, light, air, safety protection from fire hazards, equipment,  
 28 maintenance and operation of the camp, sewage disposal through septic  
 29 tank absorption fields or other approved methods, and other matters  
 30 appropriate for the security of the life and health of occupants.
- 31 (b) The environmental rules board shall adopt rules under  
 32 IC 13-14-9 pertaining to water supplies required for agricultural labor  
 33 camps.
- 34 (c) In the preparation of rules, the state department:  
 35 (1) shall consult with and request technical assistance from other  
 36 appropriate state agencies; and  
 37 (2) may appoint and consult with committees of technically  
 38 qualified persons and of representatives of employers and  
 39 employees.
- 40 (d) If a conflict exists between rules adopted under this chapter and  
 41 rules adopted by the ~~fire prevention and building safety commission;~~  
 42 **department of homeland security**, the rules authorized in this section



1 apply.

2 (e) A copy of every rule adopted under this chapter shall be sent to  
3 each health officer in Indiana and to the heads of other state agencies  
4 with specific or related responsibility affecting agricultural labor camps  
5 and to any person requesting the rules. The rules affecting agricultural  
6 labor camps adopted under this chapter shall be published periodically  
7 in the manner the state department determines.

8 SECTION 175. IC 16-41-31-6 IS AMENDED TO READ AS  
9 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. The ~~fire prevention~~  
10 ~~and building safety commission department of homeland security~~  
11 shall adopt rules under IC 4-22-2 to establish fire safety standards for  
12 bed and breakfast establishments.

13 SECTION 176. IC 16-41-37.5-4, AS ADDED BY P.L.79-2008,  
14 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
15 JULY 1, 2027]: Sec. 4. (a) An individual conducting an indoor air  
16 quality test under this chapter must be:

17 (1) a professional engineer (as defined in ~~IC 25-31-1-2~~;  
18 **IC 25-4-0.5-10**);  
19 (2) an industrial hygienist; or  
20 (3) a supervisor or technician certified by a national organization  
21 that:

22 (A) writes and adheres to standards for:  
23 (i) testing, adjusting, and balancing of heating, ventilation,  
24 and air conditioning equipment or exhaust systems; and  
25 (ii) indoor air quality testing procedures and requirements;  
26 and  
27 (B) certifies supervisors and technicians to perform:  
28 (i) testing, adjusting, and balancing of heating, ventilation,  
29 and air conditioning equipment or exhaust systems; and  
30 (ii) indoor air quality testing procedures and requirements.

31 (b) The report of a test conducted under this chapter must be  
32 certified by the person conducting the test. If the person uses a  
33 professional seal on documents, the certification must include the  
34 person's seal.

35 SECTION 177. IC 16-41-42.2-1 IS REPEALED [EFFECTIVE  
36 JULY 1, 2027]. Sec. ~~1~~. ~~As used in this chapter, "board" refers to the~~  
37 ~~spinal cord and brain injury research board established by section 5 of~~  
38 ~~this chapter.~~

39 SECTION 178. IC 16-41-42.2-4, AS AMENDED BY P.L.200-2015,  
40 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 4. The fund is to be used for the following  
42 purposes:

**EH 1003—LS 6756/DI 92**



- 1 (1) Establishing and maintaining a state medical surveillance
- 2 registry for traumatic spinal cord and brain injuries.
- 3 ~~(2) Fulfilling the duties of the board established by section 5 of~~
- 4 ~~this chapter.~~
- 5 ~~(3) (2) Funding research related to the treatment and cure of~~
- 6 ~~spinal cord and brain injuries, including acute management,~~
- 7 ~~medical complications, rehabilitative techniques, and neuronal~~
- 8 ~~recovery. Research must be conducted in compliance with all~~
- 9 ~~state and federal laws.~~
- 10 ~~(4) (3) Concerning spinal cord injuries, funding of at least ten~~
- 11 ~~percent (10%) and not more than fifteen percent (15%) of money~~
- 12 ~~in the fund for:~~
- 13 (A) post acute extended treatment and services for an
- 14 individual with a spinal cord injury; or
- 15 (B) facilities that offer long term activity based therapy
- 16 services at affordable rates to an individual with a spinal cord
- 17 injury that requires extended post acute care.
- 18 ~~(5) (4) Concerning brain injuries, funding of at least ten percent~~
- 19 ~~(10%) and not more than fifteen percent (15%) of money in the~~
- 20 ~~fund for:~~
- 21 (A) post acute extended treatment and services for an
- 22 individual with a brain injury; or
- 23 (B) facilities that offer long term activity based therapy
- 24 services at affordable rates to an individual with a brain injury
- 25 that requires extended post acute care.
- 26 ~~(6) (5) Develop a statewide trauma system. However, not more~~
- 27 ~~than fifty percent (50%) of money in the fund may be used for~~
- 28 ~~purposes of developing a statewide trauma system.~~
- 29 SECTION 179. IC 16-41-42.2-5, AS AMENDED BY P.L.29-2016,
- 30 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 31 JULY 1, 2027]: Sec. 5. ~~(a) The spinal cord and brain injury research~~
- 32 ~~board is established for the purpose of administering the fund. The~~
- 33 ~~board is composed of eleven (11) members:~~
- 34 ~~(b) The following six (6) members of the board shall be appointed~~
- 35 ~~by the governor:~~
- 36 ~~(1) One (1) member who has a spinal cord or head injury or who~~
- 37 ~~has a family member with a spinal cord or head injury:~~
- 38 ~~(2) One (1) member who is a physician licensed under IC 25-22.5~~
- 39 ~~who has specialty training in neuroscience and surgery:~~
- 40 ~~(3) One (1) member who is a physiatrist holding a board~~
- 41 ~~certification from the American Board of Physical Medicine and~~
- 42 ~~Rehabilitation:~~



- 1 (4) One (1) member representing the technical life sciences  
2 industry.
- 3 (5) One (1) member who is a physical therapist licensed under  
4 IC 25-27 who treats individuals with traumatic spinal cord  
5 injuries or brain injuries.
- 6 (6) One (1) member who owns or operates a facility that provides  
7 long term activity based therapy services at affordable rates to  
8 individuals with traumatic spinal cord injuries or brain injuries.
- 9 (c) Five (5) members of the board shall be appointed as follows:
- 10 (1) One (1) member representing Indiana University to be  
11 appointed by Indiana University.
- 12 (2) One (1) member representing Purdue University to be  
13 appointed by Purdue University.
- 14 (3) One (1) member representing the National Spinal Cord Injury  
15 Association to be appointed by the National Spinal Cord Injury  
16 Association.
- 17 (4) One (1) member representing the largest freestanding  
18 rehabilitation hospital for brain and spinal cord injuries in Indiana  
19 to be appointed by the Rehabilitation Hospital of Indiana located  
20 in Indianapolis.
- 21 (5) One (1) member representing the Brain Injury Association of  
22 America to be appointed by the Brain Injury Association of  
23 Indiana.
- 24 (d) The term of a member is four (4) years. A member serves until  
25 a successor is appointed and qualified. If a vacancy occurs on the board  
26 before the end of a member's term, the appointing authority appointing  
27 the vacating member shall appoint an individual to serve the remainder  
28 of the vacating member's term.
- 29 (e) A majority of the members appointed to the board constitutes a  
30 quorum. The affirmative votes of a majority of the members are  
31 required for the board to take action on any measure.
- 32 (f) Each member of the board is entitled to the minimum salary per  
33 diem provided by IC 4-10-11-2.1(b). The member is also entitled to  
34 reimbursement for traveling expenses as provided under IC 4-13-1-4  
35 and other expenses actually incurred in connection with the member's  
36 duties as provided in the state policies and procedures established by  
37 the Indiana department of administration and approved by the budget  
38 agency.
- 39 (g) The board shall annually elect a chairperson who shall be the  
40 presiding officer of the board. The board may establish other officers  
41 and procedures as the board determines necessary.
- 42 (h) The board shall meet at least two (2) times each year. The



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chairperson may call additional meetings.

(i) ~~The state department shall provide staff for the board. The state department shall maintain a registry of the members of the board. An appointing authority shall provide written confirmation of an appointment to the board to the state department in the form and manner specified by the state department.~~

(j) ~~The board~~ **state department** shall do the following:

- (1) Consider policy matters relating to spinal cord and brain injury research projects and programs under this chapter.
- (2) Consider research applications and make grants for approved research projects under this chapter.
- (3) Consider applications and make grants to health care clinics that:
  - (A) are exempt from federal income taxation under Section 501 of the Internal Revenue Code;
  - (B) employ physical therapists licensed under IC 25-27; and
  - (C) provide in Indiana long term activity based therapy services at affordable rates to individuals with spinal cord injuries or brain injuries that require extended post acute care.
- (4) Consider the application's efficacy in providing significant and sustained improvement to individuals with spinal cord injuries or brain injuries.
- (5) Formulate policies and procedures concerning the operation of the ~~board.~~ **state department.**
- (6) Review and authorize spinal cord and brain injury research projects and programs to be financed under this chapter. For purposes of this subdivision, the ~~board~~ **state department** may establish an independent scientific advisory panel composed of scientists and clinicians who are not members of the ~~board~~ **state department** to review proposals submitted to the ~~board~~ **state department** and make recommendations to the ~~board.~~ **state department.** Collaborations are encouraged with other Indiana-based researchers as well as researchers located outside Indiana, including researchers in other countries.
- (7) Review and approve progress and final research reports on projects authorized under this chapter, including any other information the ~~board~~ **state department** has required to be submitted as a condition of receiving a grant.
- (8) Review and make recommendations concerning the expenditure of money from the fund.
- (9) Take other action necessary for the purpose ~~stated in subsection (a).~~ **of administering the fund.**



1 (10) Provide to the governor, the general assembly, and the  
 2 legislative council an annual report not later than January 30 of  
 3 each year showing the status of funds appropriated under this  
 4 chapter. The report to the general assembly and the legislative  
 5 council must be in an electronic format under IC 5-14-6.

6 ~~(k) A member of the board is exempt from civil liability arising or~~  
 7 ~~thought to arise from an action taken in good faith as a member of the~~  
 8 ~~board.~~

9 ~~(l) The department shall annually present to the board a financial~~  
 10 ~~statement that includes the following information for the current and~~  
 11 ~~previous fiscal year:~~

12 ~~(1) The amount of money deposited into the fund:~~

13 ~~(2) The amount of money expended from the fund:~~

14 ~~(3) The amount of money, including any reserves, available for~~  
 15 ~~grants from the fund:~~

16 SECTION 180. IC 16-46-6-1 IS REPEALED [EFFECTIVE JULY  
 17 1, 2027]. Sec. 1. As used in this chapter, "council" refers to the  
 18 interagency state council on black and minority health.

19 SECTION 181. IC 16-46-6-3 IS REPEALED [EFFECTIVE JULY  
 20 1, 2027]. Sec. 3. The state department shall establish the interagency  
 21 state council on black and minority health.

22 SECTION 182. IC 16-46-6-4 IS REPEALED [EFFECTIVE JULY  
 23 1, 2027]. Sec. 4. (a) The council consists of the following twenty-one  
 24 ~~(21)~~ members:

25 ~~(1) Two (2) members of the house of representatives from~~  
 26 ~~different political parties appointed by the speaker of the house of~~  
 27 ~~representatives.~~

28 ~~(2) Two (2) members of the senate from different political parties~~  
 29 ~~appointed by the president pro tempore of the senate.~~

30 ~~(3) The governor or the governor's designee.~~

31 ~~(4) The state health commissioner or the commissioner's~~  
 32 ~~designee.~~

33 ~~(5) The director of the division of family resources established by~~  
 34 ~~IC 12-13-1-1 or the director's designee.~~

35 ~~(6) The director of the office of Medicaid policy and planning~~  
 36 ~~established by IC 12-8-6.5-1 or the director's designee.~~

37 ~~(7) The director of the division of mental health and addiction~~  
 38 ~~established by IC 12-21-1-1 or the director's designee.~~

39 ~~(8) The commissioner of the department of correction or the~~  
 40 ~~commissioner's designee.~~

41 ~~(9) One (1) representative of a local health department appointed~~  
 42 ~~by the governor.~~



- 1 (10) One (1) representative of a public health care facility  
 2 appointed by the governor.  
 3 (11) One (1) psychologist appointed by the governor who:  
 4 (A) is licensed to practice psychology in Indiana; and  
 5 (B) has knowledge and experience in the special health needs  
 6 of minorities.  
 7 (12) One (1) member appointed by the governor based on the  
 8 recommendation of the Indiana State Medical Association.  
 9 (13) One (1) member appointed by the governor based on the  
 10 recommendation of the National Medical Association.  
 11 (14) One (1) member appointed by the governor based on the  
 12 recommendation of the Indiana Hospital and Health Association.  
 13 (15) One (1) member appointed by the governor based on the  
 14 recommendation of the American Cancer Society.  
 15 (16) One (1) member appointed by the governor based on the  
 16 recommendation of the American Heart Association.  
 17 (17) One (1) member appointed by the governor based on the  
 18 recommendation of the American Diabetes Association.  
 19 (18) One (1) member appointed by the governor based on the  
 20 recommendation of the Black Nurses Association.  
 21 (19) One (1) member appointed by the governor based on the  
 22 recommendation of the Indiana Minority Health Coalition.  
 23 (b) At least fifty-one percent (51%) of the members of the council  
 24 must be minorities.  
 25 SECTION 183. IC 16-46-6-5 IS REPEALED [EFFECTIVE JULY  
 26 1, 2027]. Sec. 5: (a) Except as provided in subsection (b), all  
 27 appointments to the council are for two (2) years. A legislative  
 28 member's term expires on June 30 of an odd-numbered year.  
 29 (b) The term of a member appointed by the governor is four (4)  
 30 years and expires as follows:  
 31 (1) June 30, 2025; and each fourth year thereafter for a member  
 32 appointed under section 4(a)(9) through 4(a)(14) of this chapter.  
 33 (2) December 31, 2025; and each fourth year thereafter for a  
 34 member appointed under section 4(a)(15) through 4(a)(19) of this  
 35 chapter.  
 36 (c) A member may be reappointed to the commission for succeeding  
 37 terms.  
 38 SECTION 184. IC 16-46-6-6 IS REPEALED [EFFECTIVE JULY  
 39 1, 2027]. Sec. 6: The council shall select a chairman from the  
 40 membership annually.  
 41 SECTION 185. IC 16-46-6-7 IS REPEALED [EFFECTIVE JULY  
 42 1, 2027]. Sec. 7: Appointments to fill a vacancy are for the remainder



1 of an unexpired term and are made by the authority who made the  
2 original appointment.

3 SECTION 186. IC 16-46-6-8 IS REPEALED [EFFECTIVE JULY  
4 1, 2027]. Sec. 8: The state department shall provide staff for the  
5 council.

6 SECTION 187. IC 16-46-6-9 IS REPEALED [EFFECTIVE JULY  
7 1, 2027]. Sec. 9: The council shall hold at least four (4) meetings  
8 annually.

9 SECTION 188. IC 16-46-6-10 IS AMENDED TO READ AS  
10 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. The council state  
11 department shall do the following:

12 (1) Identify and study the special health care needs and health  
13 problems of minorities.

14 (2) Examine the factors and conditions that affect the health of  
15 minorities.

16 (3) Examine the health care services available to minorities in the  
17 public and private sector and determine the extent to which these  
18 services meet the needs of minorities.

19 (4) Study the state and federal laws concerning the health needs  
20 of minorities.

21 (5) Examine the coordination of services to minorities and  
22 recommend improvements in the delivery of services.

23 (6) Examine funding sources for minority health care.

24 (7) Examine and recommend preventive measures concerning the  
25 leading causes of death or injury among minorities, including the  
26 following:

27 (A) Heart disease.

28 (B) Stroke.

29 (C) Cancer.

30 (D) Intentional injuries.

31 (E) Accidental death and injury.

32 (F) Cirrhosis.

33 (G) Diabetes.

34 (H) Infant mortality.

35 (I) HIV and acquired immune deficiency syndrome.

36 (J) Mental Health.

37 (K) Substance Abuse.

38 (8) Examine the impact of the following on minorities:

39 (A) Adolescent pregnancy.

40 (B) Sexually transmitted and other communicable diseases.

41 (C) Lead poisoning.

42 (D) Long term disability and aging.



- 1 (E) Sickle cell anemia.
- 2 (9) Monitor the Indiana minority health initiative and other public
- 3 policies that affect the health status of minorities.
- 4 (10) Develop and implement a comprehensive plan and time line
- 5 to address health disparities and health issues of minority
- 6 populations in Indiana.
- 7 SECTION 189. IC 16-46-6-11 IS REPEALED [EFFECTIVE JULY
- 8 1, 2027]. Sec. 11: The council shall submit a report in an electronic
- 9 format under IC 5-14-6 to the general assembly before November 1 of
- 10 each year. The report must include the following:
- 11 (1) The findings and conclusions of the council.
- 12 (2) Recommendations of the council.
- 13 SECTION 190. IC 16-46-6-12 IS REPEALED [EFFECTIVE JULY
- 14 1, 2027]. Sec. 12: (a) Except as otherwise provided, a person who
- 15 recklessly violates or fails to comply with this chapter commits a Class
- 16 B misdemeanor:
- 17 (b) Each day a violation continues constitutes a separate offense.
- 18 SECTION 191. IC 16-46-6-13 IS REPEALED [EFFECTIVE JULY
- 19 1, 2027]. Sec. 13: (a) Each member of the council who is not a state
- 20 employee is entitled to the minimum salary per diem provided by
- 21 IC 4-10-11-2.1(b). The council member is also entitled to
- 22 reimbursement for mileage, traveling expenses as provided under
- 23 IC 4-13-1-4, and other expenses actually incurred in connection with
- 24 the member's duties as provided in the state policies and procedures
- 25 established by the Indiana department of administration and approved
- 26 by the budget agency.
- 27 (b) Each member of the council who is a state employee is entitled
- 28 to reimbursement for traveling expenses as provided under IC 4-13-1-4
- 29 and other expenses actually incurred in connection with the member's
- 30 duties as provided in the state policies and procedures established by
- 31 the Indiana department of administration and approved by the budget
- 32 agency.
- 33 (c) Except as provided in subsection (d), expenses incurred under
- 34 this section must be paid out of the funds appropriated to the state
- 35 department.
- 36 (d) Each member of the council who is a member of the general
- 37 assembly is entitled to receive the same per diem, mileage, and travel
- 38 allowances paid to legislative members of interim study committees
- 39 established by the legislative council. Per diem, mileage, and travel
- 40 allowances paid under this subsection shall be paid from appropriations
- 41 made to the legislative council or the legislative services agency.
- 42 SECTION 192. IC 16-46-11-1, AS AMENDED BY P.L.56-2023,



1 SECTION 171, IS AMENDED TO READ AS FOLLOWS  
 2 [EFFECTIVE JULY 1, 2027]: Sec. 1. The office of minority health and  
 3 the state department, in partnership with the Indiana Minority Health  
 4 Coalition, Inc., **Indiana cultural commission established by**  
 5 **IC 4-23-36** shall do the following:

6 (1) Staff, coordinate, and assist in the implementation of the  
 7 comprehensive health plan developed by the interagency state  
 8 council on black and minority health established under  
 9 IC 16-46-6.

10 (2) Expand, develop, and implement a community based state  
 11 structure that is conducive to addressing the health disparities of  
 12 the minority populations in Indiana.

13 (3) Monitor minority health progress.

14 (4) Establish policy.

15 (5) Fund minority health programs, research, and other initiatives.

16 (6) Provide the following through interdepartmental coordination:

17 (A) The data and technical assistance needs of the local  
 18 minority health coalitions.

19 (B) Measurable minority health objectives to local minority  
 20 health coalitions for the development of health intervention  
 21 programs.

22 (7) Provide through the state health data center established by  
 23 IC 16-19-10-3 minority health research and resource information  
 24 addressing the following:

25 (A) Research within minority populations.

26 (B) A resource database that can be disseminated to local  
 27 organizations interested in minority health.

28 (C) Racial and ethnic specific databases including morbidity,  
 29 diagnostic groups, social/economic, education, and population.

30 (D) Attitude, knowledge, and belief information.

31 (8) Staff a minority health hotline that establishes linkages with  
 32 other health and social service hotlines and local coalitions.

33 (9) Develop and implement an aggressive recruitment and  
 34 retention program to increase the number of minorities in the  
 35 health and social services professions.

36 (10) Develop and implement an awareness program that will  
 37 increase the knowledge of health and social service providers to  
 38 the special needs of minorities.

39 (11) Develop and implement culturally and linguistically  
 40 appropriate health promotion and disease prevention programs  
 41 that would emphasize avoiding the health risk factors for  
 42 conditions affecting minorities and incorporate an accessible,



- 1 affordable, and acceptable early detection and intervention  
 2 component.
- 3 (12) Provide the state support necessary to ensure the continued  
 4 development of the existing minority health coalitions and to  
 5 develop coalitions in other areas targeted for minority health  
 6 intervention.
- 7 (13) Coordinate each of the counties with existing local minority  
 8 health coalitions to:
- 9 (A) provide community planning and needs assessment  
 10 assistance to the local minority health coalitions; and
- 11 (B) assist the local minority health coalitions in the  
 12 development of local minority health intervention plans. The  
 13 plans shall be developed to coincide with the state fiscal year.
- 14 (14) Establish a liaison between the state department and the  
 15 Indiana Minority Health Coalition, Inc., to:
- 16 (A) coordinate the state department resources needed for the  
 17 development of local coalitions;
- 18 (B) provide assistance to and monitor the local coordinators in  
 19 the development of local intervention plans;
- 20 (C) serve as the barometer to the state department on the  
 21 minority health concerns of local coalitions;
- 22 (D) assist in coordinating the minority community input on  
 23 state policies and programs;
- 24 (E) serve as the linkage with the state department and the local  
 25 minority health coordinators; and
- 26 (F) monitor the progress of the fulfilling of their  
 27 responsibilities.
- 28 (15) Provide funding, within the limits of appropriations, to  
 29 support preventive health, education, and treatment programs in  
 30 the minority communities that are developed, planned, and  
 31 evaluated by approved organizations.
- 32 (16) Provide assistance to local communities to obtain funding for  
 33 the development of a health care delivery system to meet the  
 34 needs, gaps, and barriers identified in the local plans.
- 35 SECTION 193. IC 16-46-11.1 IS REPEALED [EFFECTIVE JULY  
 36 1, 2027]. (Commission on Health Care Interpreters and Translators).
- 37 SECTION 194. IC 20-20-38-4, AS AMENDED BY P.L.213-2025,  
 38 SECTION 163, IS AMENDED TO READ AS FOLLOWS  
 39 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The state board shall develop  
 40 and implement a long range state plan for a comprehensive secondary  
 41 level career and technical education program in Indiana.
- 42 (b) The plan developed under this section must be updated as



1 changes occur. The state board shall make the plan and any revisions  
2 made to the plan available to:

- 3 (1) the governor;
- 4 (2) the general assembly;
- 5 (3) the department of workforce development;
- 6 (4) the commission for higher education; **and**
- 7 ~~(5) the board for proprietary education; and~~
- 8 ~~(6)~~ **(5)** any other appropriate state or federal agency.

9 A plan or revised plan submitted under this section to the general  
10 assembly must be in an electronic format under IC 5-14-6.

11 (c) The plan developed under this section must set forth specific  
12 goals for secondary level public career and technical education and  
13 must include the following:

- 14 (1) The preparation of each graduate for both employment and  
15 further education.
- 16 (2) Accessibility of career and technical education to individuals  
17 of all ages who desire to explore and learn for economic and  
18 personal growth.
- 19 (3) Projected employment opportunities in various career and  
20 technical education fields.
- 21 (4) A study of the supply of and the demand for a labor force  
22 skilled in particular career and technical education areas.
- 23 (5) A study of technological and economic change affecting  
24 Indiana.
- 25 (6) An analysis of the private career and education sector in  
26 Indiana.
- 27 (7) Recommendations for improvement in the state career and  
28 technical education program.
- 29 (8) The educational levels expected of career and technical  
30 education programs proposed to meet the projected employment  
31 needs.

32 (d) When making any revisions to the plan, the state board shall  
33 consider the workforce needs and training and education needs  
34 identified in the occupational demand report prepared by the  
35 department of workforce development under IC 22-4.1-4-10.

36 (e) The state board shall use data from the department of workforce  
37 development to develop and implement a plan or make revisions to a  
38 plan under this section.

39 SECTION 195. IC 20-20-38-6, AS AMENDED BY P.L.213-2025,  
40 SECTION 164, IS AMENDED TO READ AS FOLLOWS  
41 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The state board shall do the  
42 following:

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- 1 (1) Make recommendations to the general assembly concerning  
 2 the development, duplication, and accessibility of employment  
 3 training and career and technical education on a regional and  
 4 statewide basis.
- 5 (2) Consult with any state agency, commission, or organization  
 6 that supervises or administers programs of career and technical  
 7 education concerning the coordination of career and technical  
 8 education, including the following:
- 9 (A) The Indiana economic development corporation.  
 10 (B) A private industry council (as defined in 29 U.S.C. 1501  
 11 et seq.).  
 12 (C) The department of labor.  
 13 (D) The commission for higher education.  
 14 (E) The department of workforce development.  
 15 ~~(F) The board for proprietary education.~~  
 16 ~~(G)~~ (F) The **Indiana** department of veterans' affairs.
- 17 (3) Review and make recommendations concerning plans  
 18 submitted by the commission for higher education. The state  
 19 board may request the resubmission of plans or parts of plans that:
- 20 (A) are not consistent with the long range state plan of the  
 21 state board;  
 22 (B) are incompatible with other plans within the system; or  
 23 (C) duplicate existing services.
- 24 (4) Report to the general assembly on the state board's  
 25 conclusions and recommendations concerning interagency  
 26 cooperation, coordination, and articulation of career and technical  
 27 education and employment training. A report under this  
 28 subdivision must be in an electronic format under IC 5-14-6.
- 29 (5) Study and develop a plan concerning the transition between  
 30 secondary level career and technical education and postsecondary  
 31 level career and technical education.
- 32 (b) The state board shall use data from the department of workforce  
 33 development in carrying out the state board's duties under this section.
- 34 SECTION 196. IC 20-26-5-6, AS AMENDED BY P.L.56-2023,  
 35 SECTION 177, IS AMENDED TO READ AS FOLLOWS  
 36 [EFFECTIVE JULY 1, 2027]: Sec. 6. All powers delegated to the  
 37 governing body of a school corporation under section 1 or 4 of this  
 38 chapter are subject to all laws subjecting the school corporation to  
 39 regulation by a state agency, including the secretary of education, state  
 40 board of accounts, state police department, ~~fire prevention and building~~  
 41 ~~safety commission~~, **department of homeland security**, department of  
 42 local government finance, environmental rules board, state school bus



1 committee, Indiana department of health, and any local governmental  
 2 agency to which the state has been delegated a specific authority in  
 3 matters other than educational matters and other than finance,  
 4 including plan commissions, zoning boards, and boards concerned with  
 5 health and safety.

6 SECTION 197. IC 20-37-2-13, AS AMENDED BY P.L.168-2022,  
 7 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2027]: Sec. 13. (a) As used in this section, "applicable high  
 9 school" means a high school at which all the students participate in a  
 10 work based learning course (as defined in IC 20-43-8-0.7) or school  
 11 based enterprise.

12 (b) As used in this section, "primary use of the building" means an  
 13 occupancy classification that is:

- 14 (1) most closely related to the intended use of the building; and
- 15 (2) determined by the rules of the ~~fire prevention and building~~  
 16 ~~safety commission established by IC 22-12-2-1~~ **department of**  
 17 **homeland security** that apply to the building immediately  
 18 preceding the date that the applicable high school agrees to use  
 19 the building.

20 (c) Except as provided in subsection (d), an applicable high school  
 21 shall comply with all rules of the ~~fire prevention and building safety~~  
 22 ~~commission~~ **department of homeland security** applicable to the  
 23 primary use of the building.

24 (d) The ~~fire prevention and building commission~~ **department of**  
 25 **homeland security** may grant a variance under IC 22-13-2-11 to the  
 26 rules applicable to the primary use of the building necessary to  
 27 implement this section.

28 SECTION 198. IC 21-7-13-6, AS AMENDED BY P.L.11-2023,  
 29 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2027]: Sec. 6. (a) "Approved postsecondary educational  
 31 institution", for purposes of this title (except section 15 of this chapter  
 32 and IC 21-12-6) means the following:

- 33 (1) A postsecondary educational institution that operates in  
 34 Indiana and:
  - 35 (A) provides an organized two (2) year or longer program of  
 36 collegiate grade directly creditable toward a baccalaureate  
 37 degree;
  - 38 (B) is either operated by the state or operated nonprofit; and
  - 39 (C) is accredited by a recognized regional accrediting agency,  
 40 including:
    - 41 (i) Ancilla College;
    - 42 (ii) Anderson University;



- 1 (iii) Bethel University;  
 2 (iv) Butler University;  
 3 (v) Calumet College of St. Joseph;  
 4 (vi) DePauw University;  
 5 (vii) Earlham College;  
 6 (viii) Franklin College;  
 7 (ix) Goshen College;  
 8 (x) Grace College and Seminary;  
 9 (xi) Hanover College;  
 10 (xii) Holy Cross College;  
 11 (xiii) Huntington University;  
 12 (xiv) Indiana Institute of Technology;  
 13 (xv) Indiana Wesleyan University;  
 14 (xvi) Manchester University;  
 15 (xvii) Marian University;  
 16 (xviii) Martin University;  
 17 (xix) Oakland City University;  
 18 (xx) Rose-Hulman Institute of Technology;  
 19 (xxi) Saint Mary-of-the-Woods College;  
 20 (xxii) Saint Mary's College;  
 21 (xxiii) Taylor University;  
 22 (xxiv) Trine University;  
 23 (xxv) University of Evansville;  
 24 (xxvi) University of Indianapolis;  
 25 (xxvii) University of Notre Dame;  
 26 (xxviii) University of Saint Francis;  
 27 (xxix) Valparaiso University; and  
 28 (xxx) Wabash College;  
 29 or is accredited by the ~~board for proprietary education~~  
 30 **commission for higher education** under IC 21-18.5-6 or an  
 31 accrediting agency recognized by the United States  
 32 Department of Education.  
 33 (2) Ivy Tech Community College.  
 34 (3) A hospital that operates a nursing diploma program that is  
 35 accredited by the Indiana state board of nursing.  
 36 (4) A postsecondary credit bearing proprietary educational  
 37 institution that meets the following requirements:  
 38 (A) Is incorporated in Indiana, or is registered as a foreign  
 39 corporation doing business in Indiana.  
 40 (B) Is fully accredited by and is in good standing with the  
 41 ~~board for proprietary education~~ **commission for higher**  
 42 **education** under IC 21-18.5-6.



- 1 (C) Is accredited by and is in good standing with a regional or
- 2 national accrediting agency.
- 3 (D) Offers a course of study that is at least eighteen (18)
- 4 consecutive months in duration (or an equivalent to be
- 5 determined by the ~~board for proprietary education commission~~
- 6 **for high education** under IC 21-18.5-6) and that leads to an
- 7 associate or a baccalaureate degree recognized by the ~~board~~
- 8 **for proprietary education commission for higher education**
- 9 under IC 21-18.5-6.
- 10 (E) Is certified by the ~~board for proprietary education~~
- 11 **commission for higher education** as meeting the
- 12 requirements of this subdivision.
- 13 (5) A postsecondary SEI affiliated educational institution.
- 14 (b) "Approved postsecondary educational institution" for purposes
- 15 of section 15 of this chapter and IC 21-12-6, means the following:
- 16 (1) A state educational institution.
- 17 (2) A nonprofit college or university.
- 18 (3) A postsecondary credit bearing proprietary educational
- 19 institution that is accredited by an accrediting agency recognized
- 20 by the United States Department of Education.
- 21 (4) A postsecondary SEI affiliated educational institution.
- 22 SECTION 199. IC 21-7-13-26.5, AS ADDED BY P.L.217-2017,
- 23 SECTION 142, IS AMENDED TO READ AS FOLLOWS
- 24 [EFFECTIVE JULY 1, 2027]: Sec. 26.5. (a) "Postsecondary SEI
- 25 affiliated educational institution" means a degree granting and credit
- 26 bearing institution that:
- 27 (1) is organized as a public benefit corporation (as described in
- 28 IC 23-17-2-23) and controlled by a state educational institution;
- 29 (2) is authorized under procedures approved by the executive
- 30 officer of the commission under IC 21-18-12.4 to provide
- 31 instructional or educational services or training in Indiana using
- 32 onsite, online, or any combination of these or other instructional
- 33 modalities;
- 34 (3) is accredited by a recognized regional accrediting agency or
- 35 is seeking or progressing toward accreditation by a recognized
- 36 regional accrediting agency; and
- 37 (4) has its debts and liabilities backed by the controlling state
- 38 educational institution described in subdivision (1) in the form of
- 39 a contribution, bond, or other surety consisting solely of eligible
- 40 property (as defined in IC 21-27-10-4).
- 41 (b) The term does not include the following:
- 42 (1) A state educational institution.



- 1 (2) A postsecondary credit bearing proprietary educational
- 2 institution approved or regulated by the ~~board for proprietary~~
- 3 **education commission for higher education** under IC 21-18.5-6.
- 4 (3) Any educational institution or educational training that:
- 5 (A) is maintained or provided by an employer or employers at
- 6 no charge for employees or potential employees;
- 7 (B) is maintained or provided by a labor organization at no
- 8 charge for its members or apprentices; or
- 9 (C) offers instruction that is exclusively focused on
- 10 self-improvement or exclusively intended to be motivational
- 11 or avocational, including instruction in dance, music,
- 12 self-defense, and private tutoring.
- 13 (4) A public or nonprofit degree granting institution organized or
- 14 incorporated in a jurisdiction other than Indiana that offers
- 15 instructional or educational services or training in Indiana.
- 16 (5) A religious institution that offers educational instruction or an
- 17 educational program of a clearly religious nature.
- 18 SECTION 200. IC 21-9-4-1, AS AMENDED BY P.L.43-2021,
- 19 SECTION 139, IS AMENDED TO READ AS FOLLOWS
- 20 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The board of directors of the
- 21 authority is established. The board consists of the following:
- 22 (1) The following ~~four (4)~~ **three (3)** ex officio members or
- 23 directors:
- 24 (A) The treasurer of state.
- 25 ~~(B) The secretary of education.~~
- 26 ~~(C) (B)~~ **(B)** The Indiana commissioner for higher education.
- 27 ~~(D) (C)~~ **(C)** The budget director.
- 28 (2) Five ~~(5)~~ **appointed** members or directors ~~who:~~
- 29 ~~(A) are appointed by the governor; and~~
- 30 ~~(B) who~~ **who** have knowledge, skill, and experience in academic,
- 31 business, financial, or education fields **appointed as follows:**
- 32 **(A) One (1) member appointed by the governor.**
- 33 **(B) Two (2) members appointed by the president pro**
- 34 **tempore of the senate.**
- 35 **(C) Two (2) members appointed by the speaker of the**
- 36 **house of representatives.**
- 37 **A member appointed under clause (B) or (C) may not be a**
- 38 **member of the general assembly.**
- 39 (b) ~~During a member's term of service on the board; Except as~~
- 40 **otherwise provided in this section,** an appointed member of the board
- 41 may not be an official or employee of the state **during the member's**
- 42 **term of service on the board.**



1           (c) Not more than three (3) of the appointed members of the board  
 2 may belong to the same political party.  
 3           ~~(d)~~ (c) An appointed member serves a four (4) year term. An  
 4 appointed member shall hold over after the expiration of the member's  
 5 term until the member's successor is appointed and qualified. A  
 6 member may be appointed to successive terms.  
 7           ~~(e)~~ The governor may reappoint an appointed member of the board.  
 8           ~~(f)~~ (d) A vacancy shall be filled by the appropriate appointing  
 9 authority for the balance of an unexpired term in the same manner as  
 10 the original appointment.  
 11           ~~(g)~~ (e) The treasurer of state shall serve as chairman of the board.  
 12 The board shall annually elect one (1) of its ex officio members as vice  
 13 chairman, and may elect any other officer that the board desires.  
 14           ~~(h)~~ (f) The governor appointing authority may remove an  
 15 appointed member for misfeasance, malfeasance, willful neglect of  
 16 duty, or other cause after notice and a public hearing, unless the  
 17 member expressly waives the notice and hearing in writing.  
 18           SECTION 201. IC 21-12-1-8, AS AMENDED BY P.L.157-2023,  
 19 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2027]: Sec. 8. "Eligible institution", for the purposes of:  
 21           (1) IC 21-12-6, refers to a postsecondary educational institution  
 22 that qualifies as an eligible institution under IC 21-12-6-4; and  
 23           (2) IC 21-12-8, refers to a postsecondary educational institution  
 24 that:  
 25           (A) operates in Indiana;  
 26           (B) is either operated by the state or operated nonprofit;  
 27           (C) operates an organized program of postsecondary education  
 28 leading to a technical certificate, nursing diploma, or associate  
 29 or baccalaureate degree; and  
 30           (D) is authorized by the department of workforce development  
 31 under IC 22-4.1-21 or accredited by:  
 32           (i) a recognized regional accrediting agency;  
 33           (ii) the board for proprietary education commission for  
 34 higher education under IC 21-18.5-6; or  
 35           (iii) the Indiana state board of nursing.  
 36           SECTION 202. IC 21-12-4-2, AS AMENDED BY P.L.281-2013,  
 37 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2027]: Sec. 2. A person is eligible for a freedom of choice  
 39 grant if:  
 40           (1) the person is qualified for a higher education award under the  
 41 terms of IC 21-12-3-1, IC 21-12-3-2, and IC 21-12-3-3 or  
 42 IC 21-12-3-4, even if lack of funds prevents the award or grant;



1 (2) for a freedom of choice grant awarded before September 1,  
 2 2014, the person has a financial need that exceeds the award, as  
 3 determined in accordance with:

4 (A) this chapter, IC 21-18.5-4, IC 21-12-2, and IC 21-12-3;  
 5 and

6 (B) the rules of the commission; and

7 (3) the person will attend an approved postsecondary educational  
 8 institution that:

9 (A) either:

10 (i) operates in Indiana, provides an organized two (2) year or  
 11 longer program of collegiate grade directly creditable toward  
 12 a baccalaureate degree, is operated by a nonprofit entity, and  
 13 is accredited by a recognized regional accrediting agency or  
 14 the ~~board for proprietary education~~ **commission for higher**  
 15 **education** under IC 21-18.5-6; or

16 (ii) is a hospital that operates a nursing diploma program  
 17 that is accredited by the Indiana state board of nursing; and

18 (B) is operated privately and not administered or controlled by  
 19 any state agency or entity.

20 SECTION 203. IC 21-12-6-4, AS AMENDED BY P.L.107-2012,  
 21 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2027]: Sec. 4. A scholarship recipient may apply a scholarship  
 23 under this chapter to the educational costs of a postsecondary  
 24 educational institution only if the postsecondary educational institution  
 25 qualifies under this section. For a postsecondary educational institution  
 26 to qualify under this section, the postsecondary educational institution  
 27 must satisfy the following requirements:

28 (1) Be an approved postsecondary educational institution.

29 (2) Be accredited by an agency that is recognized by the Secretary  
 30 of the United States Department of Education.

31 (3) Operate an organized program of postsecondary education  
 32 leading to an associate or a baccalaureate degree on a campus  
 33 located in Indiana.

34 (4) Be approved by the commission:

35 (A) under rules adopted under IC 4-22-2; and

36 (B) in consultation with the ~~board for proprietary education~~  
 37 ~~established by IC 21-18.5-5-1;~~ **commission for higher**  
 38 **education**, if appropriate.

39 SECTION 204. IC 21-13-6-7, AS ADDED BY P.L.170-2009,  
 40 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 41 JULY 1, 2027]: Sec. 7. The medical **graduate and** education board  
 42 shall annually make available to the commission the most recent



1 information concerning the number of primary care physicians who are  
2 serving as medical residents in Indiana.

3 SECTION 205. IC 21-13-6.5-3, AS ADDED BY P.L.190-2015,  
4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2027]: Sec. 3. The medical **graduate and** education board  
6 shall annually make available to the commission the most recent  
7 information concerning the number of current residency program slots  
8 in Indiana.

9 SECTION 206. IC 21-16-4-7, AS AMENDED BY P.L.152-2018,  
10 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
11 JULY 1, 2027]: Sec. 7. The commission may remove an eligible  
12 institution's qualified status upon finding, after reasonable notice and  
13 hearing, that the eligible institution fails to meet the standards  
14 established by the commission. The commission may direct the  
15 department of workforce development ~~or the board for proprietary~~  
16 ~~education~~ to review a school under its jurisdiction, or a comparable  
17 school outside Indiana that is an eligible institution under this chapter.  
18 The commission may use the results of the review to determine  
19 whether to remove an eligible institution's qualified status.

20 SECTION 207. IC 21-18-1-5 IS REPEALED [EFFECTIVE UPON  
21 PASSAGE]. Sec. 5: "~~Nominating committee~~" refers to the nominating  
22 ~~committee established under IC 21-18-3-4.~~

23 SECTION 208. IC 21-18-3-3 IS REPEALED [EFFECTIVE UPON  
24 PASSAGE]. Sec. 3: The governor shall appoint the student member  
25 and the full-time faculty member of the commission from a list that:

- 26 (1) contains at least three (3) names but not more than five (5)  
27 names for each appointment; and  
28 (2) is submitted by a nominating committee.

29 SECTION 209. IC 21-18-3-4 IS REPEALED [EFFECTIVE UPON  
30 PASSAGE]. Sec. 4: The chairperson of the commission shall appoint  
31 a seven (7) member student member nominating committee comprised  
32 of students from state educational institutions; with not more than one  
33 (1) student from any one (1) state educational institution.

34 SECTION 210. IC 21-18-3-4.5 IS REPEALED [EFFECTIVE  
35 UPON PASSAGE]. Sec. 4.5: The chairperson of the commission shall  
36 appoint a seven (7) member faculty member nominating committee  
37 comprised of seven (7) full-time faculty members from state  
38 educational institutions; with not more than one (1) faculty member  
39 from any one (1) state educational institution.

40 SECTION 211. IC 21-18-6-1, AS AMENDED BY P.L.213-2025,  
41 SECTION 245, IS AMENDED TO READ AS FOLLOWS  
42 [EFFECTIVE JULY 1, 2027]: Sec. 1. The general purposes of the



1 commission are the following:

- 2 (1) Plan for and coordinate Indiana's state supported system of  
3 postsecondary education.  
4 (2) Review appropriation requests of state educational  
5 institutions.  
6 (3) Make recommendations to the governor, budget agency, or the  
7 general assembly concerning postsecondary education.  
8 (4) Perform other functions assigned by the governor or the  
9 general assembly.  
10 (5) Administer state financial aid programs under IC 21-18.5-4.  
11 (6) ~~Provide staff and office space for the board for proprietary  
12 education established by IC 21-18.5-5-1.~~

13 SECTION 212. IC 21-18-12-1, AS AMENDED BY P.L.92-2020,  
14 SECTION 106, IS AMENDED TO READ AS FOLLOWS  
15 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The Indiana e-transcript  
16 program is created to allow students at all state accredited high schools  
17 accredited under IC 20-31-4.1 located in Indiana to request that the  
18 student's school transcripts be transmitted electronically to state  
19 educational institutions, participating Indiana not-for-profit or privately  
20 endowed institutions, and participating Indiana institutions authorized  
21 by the ~~board for proprietary education established by IC 21-18.5-5-1.~~  
22 **commission for higher education.**

23 (b) The commission shall administer the program.

24 (c) Beginning July 1, 2013, the department of education established  
25 by IC 20-19-3-1, in collaboration with the state educational institutions  
26 and the commission, shall develop a common electronic transcript,  
27 using common data fields and formats that are required by state  
28 educational institutions.

29 (d) Not later than July 1, 2015, all public secondary schools shall  
30 use the common electronic transcript developed by the department of  
31 education.

32 (e) The governing body of a state accredited nonpublic secondary  
33 school may elect to use the common electronic transcript developed by  
34 the department of education.

35 SECTION 213. IC 21-18.5-1-3, AS AMENDED BY P.L.152-2018,  
36 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
37 JULY 1, 2027]: Sec. 3. Any reference to the Indiana commission for  
38 postsecondary proprietary education or the Indiana commission on  
39 proprietary education in any statute or rule shall be treated:

- 40 (1) after June 30, 2012, as a reference to the board for proprietary  
41 education established by IC 21-18.5-5-1 **(before its repeal)** if the  
42 reference pertains to a postsecondary credit bearing proprietary



1 educational institution; or

2 (2) if the reference pertains to a postsecondary proprietary  
3 educational institution (as defined in IC 22-4.1-21-9):

4 (A) after June 30, 2012, and before July 1, 2016, as a reference  
5 to the state workforce innovation council established by  
6 IC 22-4.1-22-3 (before its repeal); or

7 (B) after June 30, 2016, as a reference to the department of  
8 workforce development established by IC 22-4.1-2-1.

9 SECTION 214. IC 21-18.5-1-4, AS AMENDED BY P.L.152-2018,  
10 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
11 JULY 1, 2027]: Sec. 4. (a) Changes made by P.L.218-1987 do not  
12 affect:

13 (1) rights or liabilities accrued;

14 (2) penalties incurred;

15 (3) crimes committed; or

16 (4) proceedings begun;

17 before July 1, 1987. These rights, liabilities, penalties, crimes, and  
18 proceedings continue and shall be imposed and enforced under prior  
19 law as if P.L.218-1987 had not been enacted.

20 (b) The abolishment of the Indiana commission on proprietary  
21 education on July 1, 2012, by P.L.107-2012 does not affect:

22 (1) rights or liabilities accrued;

23 (2) penalties incurred;

24 (3) crimes committed; or

25 (4) proceedings begun;

26 before July 1, 2012, that pertain to a postsecondary credit bearing  
27 proprietary educational institution. These rights, liabilities, penalties,  
28 crimes, and proceedings continue and shall be imposed and enforced  
29 by the board for proprietary education established by IC 21-18.5-5-1  
30 **(before its repeal).**

31 (c) The abolishment of the Indiana commission on proprietary  
32 education on July 1, 2012, by P.L.107-2012 does not affect:

33 (1) rights or liabilities accrued;

34 (2) penalties incurred;

35 (3) crimes committed; or

36 (4) proceedings begun;

37 before July 1, 2012, that pertain to a postsecondary proprietary  
38 educational institution (as defined in IC 22-4.1-21-9). After June 30,  
39 2012, and before July 1, 2016, these rights, liabilities, penalties, crimes,  
40 and proceedings continue and shall be imposed and enforced by the  
41 state workforce innovation council established under IC 22-4.1-22-3  
42 (before its repeal). After June 30, 2016, these rights, liabilities,



1 penalties, crimes, and proceedings continue and shall be imposed and  
 2 enforced by the department of workforce development established by  
 3 IC 22-4.1-2-1.

4 SECTION 215. IC 21-18.5-1-5, AS AMENDED BY P.L.152-2018,  
 5 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2027]: Sec. 5. (a) The Indiana commission on proprietary  
 7 education is abolished on July 1, 2012.

8 (b) Unless otherwise specified in a memorandum of understanding  
 9 described in subsection (e), the following are transferred on July 1,  
 10 2012, from the Indiana commission on proprietary education to the  
 11 commission for higher education established by IC 21-18-2-1:

12 (1) All real and personal property of the Indiana commission on  
 13 proprietary education.

14 (2) All assets and liabilities of the Indiana commission on  
 15 proprietary education.

16 (3) All appropriations to the Indiana commission on proprietary  
 17 education.

18 (c) All powers and duties of the Indiana commission on proprietary  
 19 education before its abolishment pertaining to the accreditation of a  
 20 postsecondary credit bearing proprietary educational institution are  
 21 transferred to the board for proprietary education established by  
 22 IC 21-18.5-5-1 **(before its repeal)**.

23 (d) All powers and duties of the Indiana commission on proprietary  
 24 education before its abolishment pertaining to the accreditation of a  
 25 postsecondary proprietary educational institution (as defined in  
 26 IC 22-4.1-21-9) are transferred to the state workforce innovation  
 27 council established by IC 22-4.1-22-3 (before its repeal). After June 30,  
 28 2016, all powers and duties transferred to the state workforce  
 29 innovation council by this subsection are transferred to the department  
 30 of workforce development established by IC 22-4.1-2-1.

31 (e) The commission for higher education established by  
 32 IC 21-18-2-1 may enter into a memorandum of understanding with the  
 33 state workforce innovation council established by IC 22-4.1-22-3  
 34 (before its repeal) to implement the transition of the responsibilities  
 35 and obligations of the Indiana commission on proprietary education  
 36 before its abolishment to the commission for higher education and the  
 37 state workforce innovation council. After June 30, 2016, the rights,  
 38 powers, duties, and obligations of the state workforce innovation  
 39 council under a memorandum of understanding entered into by the  
 40 state workforce innovation council under this subsection are transferred  
 41 to the department of workforce development established by  
 42 IC 22-4.1-2-1.



1 (f) Rules that were adopted by the Indiana commission on  
 2 proprietary education before July 1, 2012, shall be treated as though the  
 3 rules were adopted by the state workforce innovation council  
 4 established by IC 22-4.1-22-3 (before its repeal) until the state  
 5 workforce innovation council or the department of workforce  
 6 development adopts rules under IC 4-22-2 to implement IC 22-4.1-21.  
 7 Rules that were adopted by the state workforce innovation council after  
 8 June 30, 2012, and before July 1, 2016, to implement IC 22-4.1-21  
 9 shall be treated as though the rules were adopted by the department of  
 10 workforce development until the department of workforce development  
 11 adopts rules under IC 4-22-2 to implement IC 22-4.1-21.

12 (g) An accreditation granted or a permit issued under IC 21-17-3  
 13 (repealed) by the Indiana commission on proprietary education before  
 14 July 1, 2012, shall be treated after June 30, 2012, as an authorization  
 15 granted by the:

16 (1) board for proprietary education established by IC 21-18.5-5-1  
 17 **(before its repeal)** if the accreditation pertains to a postsecondary  
 18 credit bearing proprietary educational institution (as defined in  
 19 IC 21-18.5-2-12); or

20 (2) department of workforce development if the accreditation  
 21 pertains to a postsecondary proprietary educational institution (as  
 22 defined in IC 22-4.1-21-9).

23 (h) An accreditation granted or a permit issued before May 15,  
 24 2013, under IC 21-17-3 (repealed):

25 (1) by the board for proprietary education established by  
 26 IC 21-18.5-5-1 **(before its repeal)** shall be treated as an  
 27 authorization granted by the board for proprietary education  
 28 **(before its repeal)**; and

29 (2) by the state workforce innovation council shall be treated as  
 30 an authorization granted by the department of workforce  
 31 development.

32 (i) Proceedings pending before the Indiana commission on  
 33 proprietary education on July 1, 2012, shall be transferred from the  
 34 Indiana commission on proprietary education to:

35 (1) the board for proprietary education established by  
 36 IC 21-18.5-5-1 **(before its repeal)** for a proceeding pertaining to  
 37 a postsecondary credit bearing proprietary educational institution  
 38 (as defined in IC 21-18.5-2-12); or

39 (2) the state workforce innovation council if the proceeding  
 40 pertains to a postsecondary proprietary educational institution (as  
 41 defined in IC 22-4.1-21-9).

42 (j) Proceedings that pertain to a postsecondary proprietary



1 educational institution (as defined in IC 22-4.1-21-9) pending before  
 2 the state workforce innovation council on July 1, 2012, shall be  
 3 transferred from the state workforce innovation council to the  
 4 department of workforce development established by IC 22-4.1-2-1.

5 SECTION 216. IC 21-18.5-1-7 IS ADDED TO THE INDIANA  
 6 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 7 [EFFECTIVE JULY 1, 2027]: **Sec. 7. All of the rights, duties,**  
 8 **obligations, and responsibilities transferred from the Indiana**  
 9 **commission on proprietary education to the board for proprietary**  
 10 **education established by IC 21-18.5-5-1 (before its expiration)**  
 11 **under this chapter are transferred to the commission for higher**  
 12 **education, including the following:**

13 (1) **The rights, liabilities, penalties, crimes, and proceedings**  
 14 **described in section 4(b) of this chapter continue and are**  
 15 **imposed and enforced by the commission for higher**  
 16 **education.**

17 (2) **The powers and duties described in section 5(c) of this**  
 18 **chapter are transferred to the commission for higher**  
 19 **education.**

20 (3) **An accreditation granted or a permit issued as described**  
 21 **in sections 5(g) of this chapter is treated as an authorization**  
 22 **by the commission for higher education.**

23 (4) **Any proceedings pending as described in section 5(i) of this**  
 24 **chapter are transferred to the commission for higher**  
 25 **education.**

26 SECTION 217. IC 21-18.5-2-5, AS AMENDED BY P.L.273-2013,  
 27 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2027]: Sec. 5. "Application", for purposes of IC 21-18.5-6,  
 29 means a written request for authorization on forms supplied by the  
 30 ~~board for proprietary education.~~ **commission for higher education.**

31 SECTION 218. IC 21-18.5-2-5.5, AS ADDED BY P.L.273-2013,  
 32 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2027]: Sec. 5.5. "Authorization", for purposes of IC 21-18.5-6,  
 34 means certification of a status of approval or authorization by the ~~board~~  
 35 ~~for proprietary education~~ **commission for higher education** to conduct  
 36 business as a postsecondary credit bearing proprietary educational  
 37 institution.

38 SECTION 219. IC 21-18.5-2-12, AS AMENDED BY P.L.273-2013,  
 39 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 12. (a) "Postsecondary credit bearing proprietary  
 41 educational institution" means a degree granting and credit bearing  
 42 institution that provides instructional or educational services or



1 training, whether onsite, online, or through any combination of these  
2 or other instructional modalities, and is accredited by an accrediting  
3 agency recognized by the United States Department of Education or is  
4 seeking and progressing toward accreditation by an accrediting agency  
5 recognized by the United States Department of Education.

6 (b) The term does not include the following:

7 (1) An Indiana state educational institution or another Indiana  
8 educational institution established by law and financed in whole  
9 or in part by public funds.

10 (2) A postsecondary proprietary educational institution approved  
11 or regulated by any other state regulatory board, agency, or  
12 commission other than the ~~board for proprietary education~~  
13 **commission for higher education**.

14 (3) An elementary or secondary school attended by students in  
15 kindergarten or grades 1 through 12 and supported in whole or in  
16 part by private tuition payments.

17 (4) Any educational institution or educational training that:

18 (A) is maintained or given by an employer or a group of  
19 employers, without charge, for employees or for individuals  
20 the employer anticipates employing;

21 (B) is maintained or given by a labor organization, without  
22 charge, for its members or apprentices;

23 (C) offers exclusively instruction that is clearly  
24 self-improvement, motivational, or avocational in intent  
25 (including instruction in dance, music, or self-defense, and  
26 private tutoring); or

27 (D) is a Montessori or nursery school.

28 (5) A privately endowed two (2) or four (4) year degree granting  
29 institution that is regionally accredited and whose principal  
30 campus is located in Indiana.

31 (6) Out-of-state public and nonprofit degree granting institutions  
32 offering instructional or educational services or training in  
33 Indiana.

34 (7) A religious institution that offers educational instruction or an  
35 educational program of a clearly religious nature.

36 SECTION 220. IC 21-18.5-4-11 IS REPEALED [EFFECTIVE  
37 JULY 1, 2027]. ~~Sec. 11: The commission may cooperate in developing~~  
38 ~~training programs concerning grant program requirements with the~~  
39 ~~board for proprietary education.~~

40 SECTION 221. IC 21-18.5-5-1 IS REPEALED [EFFECTIVE JULY  
41 1, 2027]. ~~Sec. 1: The board for proprietary education is established.~~

42 SECTION 222. IC 21-18.5-5-2 IS REPEALED [EFFECTIVE JULY



1 1, 2027]. Sec. 2: (a) The board for proprietary education consists of the  
2 following seven (7) members:

3 (1) The secretary of education or the secretary's designee.

4 (2) The executive officer of the commission for higher education  
5 or the executive officer's designee.

6 (3) Five (5) members appointed by the governor:

7 (b) The members appointed by the governor under subsection (a)  
8 serve for a term of four (4) years:

9 (c) Not more than three (3) of the members appointed by the  
10 governor may be members of the same political party:

11 (d) Of the five (5) members appointed by the governor:

12 (1) one (1) must have been engaged for a period of at least five  
13 (5) years immediately preceding appointment in an executive or  
14 a managerial position in a postsecondary proprietary educational  
15 institution subject to IC 21-18.5-6;

16 (2) one (1) must have been engaged in administering or managing  
17 an industrial employee training program for a period of at least  
18 five (5) years immediately preceding appointment; and

19 (3) three (3) must be representatives of the public at large who are  
20 not representatives of the types of postsecondary credit bearing  
21 proprietary educational institutions to be authorized:

22 For purposes of subdivision (3); an elected or appointed state or local  
23 official or a member of a private or public school may not be appointed  
24 as a representative of the public at large:

25 (e) An appointment to fill a vacancy occurring on the board for  
26 proprietary education is for the unexpired term:

27 SECTION 223. IC 21-18.5-5-3 IS REPEALED [EFFECTIVE JULY  
28 1, 2027]. Sec. 3: (a) A member of the board for proprietary education  
29 who is not a state employee is entitled to the minimum salary per diem  
30 provided by IC 4-10-11-2.1(b). The member is also entitled to  
31 reimbursement for traveling expenses as provided under IC 4-13-1-4  
32 and other expenses actually incurred in connection with the member's  
33 duties as provided in the state policies and procedures established by  
34 the Indiana department of administration and approved by the budget  
35 agency:

36 (b) Each member of the board for proprietary education who is a  
37 state employee is entitled to reimbursement for traveling expenses as  
38 provided under IC 4-13-1-4 and other expenses actually incurred in  
39 connection with the member's duties as provided in the state policies  
40 and procedures established by the Indiana department of administration  
41 and approved by the budget agency:

42 SECTION 224. IC 21-18.5-5-4 IS REPEALED [EFFECTIVE JULY



1 1, 2027]. Sec. 4: (a) The board for proprietary education may select  
 2 officers from the board for proprietary education's membership as the  
 3 board for proprietary education considers necessary:

4 (b) The board for proprietary education may adopt reasonable rules  
 5 under IC 4-22-2 to implement this chapter and IC 21-18.5-6:

6 (c) The board for proprietary education:

7 (1) may meet as necessary upon call of the chairperson; and

8 (2) shall meet at least four (4) times a year:

9 SECTION 225. IC 21-18.5-5-5 IS REPEALED [EFFECTIVE JULY  
 10 1, 2027]. Sec. 5: An associate commissioner of the commission (as  
 11 defined in IC 21-18.5-2-7) shall serve as the executive director of the  
 12 board for proprietary education.

13 SECTION 226. IC 21-18.5-5-6 IS ADDED TO THE INDIANA  
 14 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 15 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The following are  
 16 transferred on July 1, 2027, from the board for proprietary  
 17 education to the commission for higher education:

18 (1) All real and personal property of the board for  
 19 proprietary education.

20 (2) All powers, duties, assets, and liabilities of the board for  
 21 proprietary education.

22 (3) All appropriations to the board for proprietary education.

23 (b) All rules or policies that were adopted by the board for  
 24 proprietary education before July 1, 2027, are treated as though  
 25 the rules were adopted by the commission for higher education.

26 (c) After June 30, 2027, a reference to the board for proprietary  
 27 education in a statute or a rule is treated as a reference to the  
 28 commission for higher education.

29 SECTION 227. IC 21-18.5-6-2, AS AMENDED BY P.L.273-2013,  
 30 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2027]: Sec. 2. A person may not do business as a  
 32 postsecondary credit bearing proprietary educational institution in  
 33 Indiana without having obtained authorization by the ~~board for~~  
 34 ~~proprietary education~~ **commission for higher education** under this  
 35 chapter, except for a religious institution that offers educational  
 36 instruction or an educational program of a clearly religious nature.

37 SECTION 228. IC 21-18.5-6-3, AS AMENDED BY P.L.273-2013,  
 38 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 JULY 1, 2027]: Sec. 3. Applications for authorization under this  
 40 chapter must be filed with the ~~board for proprietary education~~  
 41 **commission for higher education** and accompanied by an application  
 42 fee of at least one hundred dollars (\$100) for processing the application



1 and evaluating the postsecondary credit bearing proprietary educational  
2 institution.

3 SECTION 229. IC 21-18.5-6-5, AS AMENDED BY P.L.273-2013,  
4 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2027]: Sec. 5. The ~~board for proprietary education~~  
6 **commission for higher education** shall require each postsecondary  
7 credit bearing proprietary educational institution to include in each  
8 curriculum catalog and promotional brochure the following:

9 (1) A statement indicating that the postsecondary credit bearing  
10 proprietary educational institution is authorized by the ~~board for~~  
11 ~~proprietary education~~ **commission for higher education** under  
12 this chapter.

13 (2) The ~~board for proprietary education's~~ **commission for higher**  
14 **education's** mailing address and telephone number.

15 SECTION 230. IC 21-18.5-6-6, AS AMENDED BY P.L.273-2013,  
16 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
17 JULY 1, 2027]: Sec. 6. (a) The career college student assurance fund  
18 is established to provide indemnification to a student or an enrollee of  
19 a postsecondary credit bearing proprietary educational institution who  
20 suffers loss or damage as a result of:

21 (1) the failure or neglect of the postsecondary credit bearing  
22 proprietary educational institution to faithfully perform all  
23 agreements, express or otherwise, with the student, enrollee, one  
24 (1) or both of the parents of the student or enrollee, or a guardian  
25 of the student or enrollee as represented by the application for the  
26 institution's authorization and the materials submitted in support  
27 of that application;

28 (2) the failure or neglect of the postsecondary credit bearing  
29 proprietary educational institution to maintain and operate a  
30 course or courses of instruction or study in compliance with the  
31 standards of this chapter; or

32 (3) an agent's misrepresentation in procuring the student's  
33 enrollment.

34 (b) The ~~board for proprietary education~~ **commission for higher**  
35 **education** shall administer the fund.

36 (c) The expenses of administering the fund shall be paid from  
37 money in the fund.

38 (d) The treasurer of state shall invest the money in the fund not  
39 currently needed to meet the obligations of the fund in the same  
40 manner as other public funds may be invested.

41 (e) Money in the fund at the end of a state fiscal year does not revert  
42 to the state general fund but remains available to be used for providing



1 money for reimbursements allowed under this chapter.

2 (f) Upon the fund acquiring fifty thousand dollars (\$50,000), the  
3 balance in the fund must not become less than fifty thousand dollars  
4 (\$50,000). If:

5 (1) a claim against the fund is filed that would, if paid in full,  
6 require the balance of the fund to become less than fifty thousand  
7 dollars (\$50,000); and

8 (2) the ~~board for proprietary education~~ **commission for higher**  
9 **education** determines that the student is eligible for a  
10 reimbursement under the fund;

11 the ~~board for proprietary education~~ **commission for higher education**  
12 shall prorate the amount of the reimbursement to ensure that the  
13 balance of the fund does not become less than fifty thousand dollars  
14 (\$50,000), and the student is entitled to receive that balance of the  
15 student's claim from the fund as money becomes available in the fund  
16 from contributions to the fund required under this chapter.

17 (g) The ~~board for proprietary education~~ **commission for higher**  
18 **education** shall ensure that all outstanding claim amounts described in  
19 subsection (f) are paid as money in the fund becomes available in the  
20 chronological order of the outstanding claims.

21 (h) A claim against the fund may not be construed to be a debt of the  
22 state.

23 SECTION 231. IC 21-18.5-6-7, AS ADDED BY P.L.107-2012,  
24 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
25 JULY 1, 2027]: Sec. 7. (a) Except as otherwise provided in this section,  
26 each postsecondary credit bearing proprietary educational institution  
27 shall make quarterly contributions to the fund. The quarters begin  
28 January 1, April 1, July 1, and October 1.

29 (b) For each quarter, each postsecondary credit bearing proprietary  
30 educational institution shall make a contribution equal to the STEP  
31 THREE amount derived under the following formula:

32 STEP ONE: Determine the total amount of tuition and fees earned  
33 during the quarter.

34 STEP TWO: Multiply the STEP ONE amount by one-tenth of one  
35 percent (0.1%).

36 STEP THREE: Add the STEP TWO amount and sixty dollars  
37 (\$60).

38 (c) After June 30, 2012, upon the career college student assurance  
39 fund achieving at least an initial balance of five hundred thousand  
40 dollars (\$500,000), a postsecondary credit bearing proprietary  
41 educational institution that contributes to the career college student  
42 assurance fund when the initial quarterly contribution is required under



1 this chapter after the fund's establishment is not required to make  
2 contributions to the fund.

3 (d) The ~~board for proprietary education~~ **commission for higher**  
4 **education** shall determine the number of quarterly contributions  
5 required for the career college student assurance fund to initially  
6 accumulate five hundred thousand dollars (\$500,000).

7 (e) Except as provided in subsections (a), (b), and (f), a  
8 postsecondary credit bearing proprietary educational institution that  
9 begins making contributions to the career college student assurance  
10 fund after the initial quarterly contribution as required under this  
11 section shall make contributions to the fund for the same number of  
12 quarters as determined by the ~~board for proprietary education~~  
13 **commission for higher education** under subsection (d).

14 (f) If, after a career college student assurance fund acquires five  
15 hundred thousand dollars (\$500,000), the balance in the fund becomes  
16 less than two hundred fifty thousand dollars (\$250,000), all  
17 postsecondary credit bearing proprietary educational institutions not  
18 required to make contributions to the career college student assurance  
19 fund as described in subsection (c) or (e) shall make contributions to  
20 the career college student assurance fund for the number of quarters  
21 necessary for the fund to accumulate five hundred thousand dollars  
22 (\$500,000).

23 SECTION 232. IC 21-18.5-6-8, AS AMENDED BY P.L.273-2013,  
24 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
25 JULY 1, 2027]: Sec. 8. (a) Upon receipt of an application for  
26 authorization under this chapter, the ~~board for proprietary education~~  
27 **commission for higher education** shall make an investigation to  
28 determine the accuracy of the statements in the application to  
29 determine if the postsecondary credit bearing proprietary educational  
30 institution meets the minimum standards for authorization.

31 (b) During the investigation under subsection (a), the ~~board for~~  
32 ~~proprietary education~~ **commission for higher education** may grant a  
33 temporary status of authorization. The temporary status of authorization  
34 is sufficient to meet the requirements of this chapter until a  
35 determination on authorization is made.

36 SECTION 233. IC 21-18.5-6-10, AS AMENDED BY P.L.9-2021,  
37 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38 JULY 1, 2027]: Sec. 10. (a) A postsecondary credit bearing proprietary  
39 educational institution shall maintain at least the following records for  
40 each student:

- 41 (1) The program in which the student enrolls.
- 42 (2) The length of the program.



- 1 (3) The date of the student's initial enrollment in the program.
- 2 (4) A transcript of the student's academic progress.
- 3 (5) The amount of the student's tuition and fees.
- 4 (6) A copy of the enrollment agreement.
- 5 (b) Upon the request of the ~~board for proprietary education;~~
- 6 **commission for higher education**, a postsecondary credit bearing
- 7 proprietary educational institution shall submit the records described
- 8 in subsection (a) to the ~~board for proprietary education;~~ **commission**
- 9 **for higher education**.
- 10 (c) If a postsecondary credit bearing proprietary educational
- 11 institution ceases operation, the postsecondary credit bearing
- 12 proprietary educational institution shall submit the records described
- 13 in subsection (a) to the Indiana archives and records administration not
- 14 later than thirty (30) days after the institution ceases to operate,
- 15 regardless of any outstanding debts owed to the institution.
- 16 SECTION 234. IC 21-18.5-6-11, AS AMENDED BY P.L.273-2013,
- 17 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 18 JULY 1, 2027]: Sec. 11. Full authorization under this chapter may not
- 19 be issued unless and until the ~~board for proprietary education~~
- 20 **commission for higher education** finds that the postsecondary credit
- 21 bearing proprietary educational institution meets minimum standards
- 22 that are appropriate to that type or class of postsecondary credit bearing
- 23 proprietary educational institution, including the following minimum
- 24 standards:
- 25 (1) The postsecondary credit bearing proprietary educational
- 26 institution has a sound financial structure with sufficient
- 27 resources for continued support.
- 28 (2) The postsecondary credit bearing proprietary educational
- 29 institution has satisfactory training or educational facilities with
- 30 sufficient tools, supplies, or equipment and the necessary number
- 31 of work stations or classrooms to adequately train, instruct, or
- 32 educate the number of students enrolled or proposed to be
- 33 enrolled.
- 34 (3) The postsecondary credit bearing proprietary educational
- 35 institution has an adequate number of qualified instructors or
- 36 teachers, sufficiently trained by experience or education, to give
- 37 the instruction, education, or training contemplated.
- 38 (4) The advertising and representations made on behalf of the
- 39 postsecondary credit bearing proprietary educational institution
- 40 to prospective students are truthful and free from
- 41 misrepresentation or fraud.
- 42 (5) The charge made for the training, instruction, or education is



1 clearly stated and based upon the services rendered.

2 (6) The premises and conditions under which the students work  
3 and study are sanitary, healthful, and safe according to modern  
4 standards.

5 (7) The postsecondary credit bearing proprietary educational  
6 institution has and follows a refund policy approved by the ~~board~~  
7 ~~for proprietary education~~ **commission for higher education**.

8 (8) The owner or chief administrator of the postsecondary credit  
9 bearing proprietary educational institution is subject to a  
10 background check by the ~~board for proprietary education~~  
11 **commission for higher education** and has not been convicted of  
12 a felony.

13 (9) The owner or chief administrator of the postsecondary credit  
14 bearing proprietary educational institution has not been the owner  
15 or chief administrator of a postsecondary credit bearing  
16 proprietary educational institution that has had its authorization  
17 revoked or has been closed involuntarily in the five (5) year  
18 period preceding the application for authorization. However, if  
19 the owner or chief administrator of the postsecondary credit  
20 bearing proprietary educational institution has been the owner or  
21 chief administrator of a postsecondary credit bearing proprietary  
22 educational institution that has had its authorization revoked or  
23 has been closed involuntarily more than five (5) years before the  
24 application for authorization, the ~~board for proprietary education~~  
25 **commission for higher education** may issue full authorization at  
26 the board for proprietary education's discretion.

27 SECTION 235. IC 21-18.5-6-12, AS AMENDED BY P.L.273-2013,  
28 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 JULY 1, 2027]: Sec. 12. (a) After an investigation and a finding that  
30 the information in the application is true and that the postsecondary  
31 credit bearing proprietary educational institution meets the minimum  
32 standards, the ~~board for proprietary education~~ **commission for higher**  
33 **education** shall issue an authorization to the postsecondary credit  
34 bearing proprietary educational institution upon payment of an  
35 additional fee of at least twenty-five dollars (\$25). An applicant's  
36 market research may not be considered or required by the ~~board for~~  
37 ~~proprietary education~~ **commission for higher education** as a condition  
38 for authorizing or renewing the accreditation of or for authorization of  
39 the programs of a postsecondary credit bearing proprietary educational  
40 institution.

41 (b) The ~~board for proprietary education~~ **commission for higher**  
42 **education** may waive inspection of a postsecondary credit bearing



1 proprietary educational institution that has been authorized by an  
 2 accrediting agency recognized by the United States Department of  
 3 Education whose standards are approved by the ~~board for proprietary~~  
 4 **education commission for higher education** as meeting or exceeding  
 5 the requirements of this chapter.

6 (c) A valid license, authorization to operate, or other form of  
 7 authorization issued to a postsecondary credit bearing proprietary  
 8 educational institution by another state may be accepted, instead of  
 9 inspection, if:

10 (1) the requirements of that state meet or exceed the requirements  
 11 of this chapter; and

12 (2) the other state will, in turn, extend reciprocity to  
 13 postsecondary credit bearing proprietary educational institutions  
 14 authorized by the ~~board for proprietary education:~~ **commission**  
 15 **for higher education.**

16 (d) The ~~board for proprietary education~~ **commission for higher**  
 17 **education** may join interstate reciprocity agreements and authorize an  
 18 institution to operate in Indiana, if the:

19 (1) institution; and

20 (2) state in which both the institution's:

21 (A) principal campus is located; and

22 (B) institutional accreditation is provided;

23 are members of the interstate reciprocity agreement.

24 (e) An authorization issued under this section expires one (1) year  
 25 following the authorization's issuance.

26 (f) An authorized postsecondary credit bearing proprietary  
 27 educational institution may renew the institution's authorization  
 28 annually upon:

29 (1) the payment of a fee of at least twenty-five dollars (\$25); and

30 (2) continued compliance with this chapter.

31 SECTION 236. IC 21-18.5-6-13, AS AMENDED BY P.L.273-2013,  
 32 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2027]: Sec. 13. Authorization may be revoked by the ~~board for~~  
 34 **proprietary education: commission for higher education:**

35 (1) for cause upon notice and an opportunity for a hearing before  
 36 the ~~board for proprietary education;~~ **commission for higher**  
 37 **education;** and

38 (2) for the authorized postsecondary credit bearing proprietary  
 39 educational institution failing to make the appropriate quarterly  
 40 contributions to the career college student assurance fund not  
 41 later than forty-five (45) days after the end of a quarter.

42 SECTION 237. IC 21-18.5-6-14, AS AMENDED BY P.L.273-2013,



1 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]: Sec. 14. (a) A postsecondary credit bearing proprietary  
3 educational institution, after notification that the institution's  
4 authorization has been refused, revoked, or suspended, may apply for  
5 a hearing before the ~~board for proprietary education~~ **commission for**  
6 **higher education** concerning the institution's qualifications. The  
7 application for a hearing must be filed in writing with the ~~board for~~  
8 ~~proprietary education~~ **commission for higher education** not more than  
9 thirty (30) days after receipt of notice of the denial, revocation, or  
10 suspension.

11 (b) The ~~board for proprietary education~~ **commission for higher**  
12 **education** shall give a hearing promptly and with not less than ten (10)  
13 days notice of the date, time, and place. The postsecondary credit  
14 bearing proprietary educational institution is entitled to be represented  
15 by counsel and to offer oral and documentary evidence relevant to the  
16 issue.

17 (c) Not more than fifteen (15) days after a hearing, the ~~board for~~  
18 ~~proprietary education~~ **commission for higher education** shall make  
19 written findings of fact, a written decision, and a written order based  
20 solely on the evidence submitted at the hearing, either granting or  
21 denying authorization to the postsecondary credit bearing proprietary  
22 educational institution.

23 SECTION 238. IC 21-18.5-6-20, AS AMENDED BY P.L.13-2013,  
24 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
25 JULY 1, 2027]: Sec. 20. (a) This section applies to claims against the  
26 balance of the career college student assurance fund.

27 (b) A student or enrollee of a postsecondary credit bearing  
28 proprietary educational institution who believes that the student or  
29 enrollee has suffered loss or damage resulting from any of the  
30 occurrences described in section 6(a) of this chapter may file a claim  
31 with the ~~board for proprietary education~~ **commission for higher**  
32 **education** against the balance of the fund.

33 (c) A claim under this section is limited to a refund of the claimant's  
34 applicable tuition and fees.

35 (d) All claims must be filed not later than five (5) years after the  
36 occurrence resulting in the loss or damage to the claimant occurs.

37 (e) Upon the filing of a claim under this section, the ~~board for~~  
38 ~~proprietary education~~ **commission for higher education** shall review  
39 the records submitted by the appropriate postsecondary credit bearing  
40 proprietary educational institution described under section 12 of this  
41 chapter and shall investigate the claim.

42 (f) Upon a determination by the ~~board for proprietary education~~



1 **commission for higher education** that a claimant shall be reimbursed  
 2 under the career college student assurance fund, the ~~board for~~  
 3 ~~proprietary education~~ **commission for higher education** shall  
 4 prioritize the reimbursements under the following guidelines:

- 5 (1) A student's educational loan balances.  
 6 (2) Federal grant repayment obligations of the student.  
 7 (3) Other expenses paid directly by the student.

8 SECTION 239. IC 21-18.5-6-23, AS ADDED BY P.L.107-2012,  
 9 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 JULY 1, 2027]: Sec. 23. The prosecuting attorney of the county in  
 11 which an offense under this chapter occurred shall, at the request of the  
 12 ~~board for proprietary education~~ **commission for higher education** or  
 13 on the prosecuting attorney's own motion, bring any appropriate action,  
 14 including a mandatory and prohibitive injunction.

15 SECTION 240. IC 21-18.5-6-24, AS AMENDED BY P.L.273-2013,  
 16 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2027]: Sec. 24. An action of the ~~board for proprietary~~  
 18 ~~education~~ **commission for higher education** concerning the issuance,  
 19 denial, or revocation of an authorization under this chapter is subject  
 20 to review under IC 4-21.5.

21 SECTION 241. IC 21-18.5-6-26, AS AMENDED BY P.L.273-2013,  
 22 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 26. (a) As used in this section, "fund" means the  
 24 postsecondary credit bearing proprietary educational institution  
 25 authorization fund established by subsection (b).

26 (b) The postsecondary credit bearing proprietary educational  
 27 institution authorization fund is established.

28 (c) The fund shall be administered by the commission (as defined  
 29 in IC 21-18.5-2-7.).

30 (d) Money in the fund at the end of a state fiscal year does not revert  
 31 to the general fund.

32 (e) All fees collected by the ~~board for proprietary education~~  
 33 **commission for higher education** under this chapter shall be  
 34 deposited in the fund.

35 (f) Money in the fund shall be used by the ~~board for proprietary~~  
 36 ~~education~~ **commission for higher education** to administer this  
 37 chapter.

38 SECTION 242. IC 21-18.5-6-27, AS ADDED BY P.L.107-2012,  
 39 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 27. The ~~board for proprietary education~~  
 41 **commission for higher education** may adopt rules under IC 4-22-2 to  
 42 implement this chapter.



1 SECTION 243. IC 21-38-1-1.5 IS ADDED TO THE INDIANA  
 2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. "Commission" refers to the**  
 4 **commission for higher education of the state of Indiana established**  
 5 **by IC 21-18-2.**

6 SECTION 244. IC 21-38-1-3 IS REPEALED [EFFECTIVE JULY  
 7 1, 2027]. ~~Sec. 3: "Council" refers to the Indiana excellence in teaching~~  
 8 ~~council.~~

9 SECTION 245. IC 21-38-8-1 IS REPEALED [EFFECTIVE JULY  
 10 1, 2027]. ~~Sec. 1: The Indiana excellence in teaching council is~~  
 11 ~~established. The council consists of nine (9) members as follows:~~

12 ~~(1) One (1) representative of the commission for higher~~  
 13 ~~education.~~

14 ~~(2) One (1) representative of the budget agency.~~

15 ~~(3) One (1) representative from each state educational institution.~~

16 SECTION 246. IC 21-38-8-2, AS AMENDED BY P.L.234-2007,  
 17 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 18 JULY 1, 2027]: Sec. 2. (a) The Indiana excellence in teaching  
 19 endowment is established to provide state educational institutions with  
 20 grants to match interest income generated by an endowment to attract  
 21 and retain distinguished teachers. The fund shall be administered by  
 22 the ~~council.~~ **commission.**

23 (b) The expenses of administering the fund shall be paid from  
 24 money in the fund.

25 (c) The treasurer of state shall invest the money in the fund not  
 26 currently needed to meet obligations of the fund in the same manner as  
 27 other public funds may be invested.

28 (d) Money in the fund at the end of the state fiscal year does not  
 29 revert to the state general fund but remains available to be used for  
 30 providing money for grants as allowed under this chapter.

31 SECTION 247. IC 21-38-8-4, AS ADDED BY P.L.2-2007,  
 32 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
 33 [EFFECTIVE JULY 1, 2027]: Sec. 4. A state educational institution  
 34 must apply for a matching grant in the manner prescribed by the  
 35 ~~council.~~ **commission.**

36 SECTION 248. IC 21-38-8-5, AS ADDED BY P.L.2-2007,  
 37 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
 38 [EFFECTIVE JULY 1, 2027]: Sec. 5. When determining a  
 39 distinguished teacher's prominence, the ~~council~~ **commission** shall  
 40 consider the following criteria when distributing endowment funds:

41 (1) Evidence of excellent teaching ability.

42 (2) Distinguished accomplishments.



1 (3) Either:

2 (A) productive scholarship; or

3 (B) artistic achievement and superior talent.

4 The ~~council~~ **commission** may consider any other criteria for  
5 distributing endowment funds that the ~~council~~ **commission** determines  
6 appropriate.

7 SECTION 249. IC 21-38-8-6, AS ADDED BY P.L.2-2007,  
8 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
9 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The ~~council~~ **commission**  
10 shall approve or disapprove a matching grant application within sixty  
11 (60) days after the application is received by the ~~council~~ **commission**.

12 (b) The ~~council~~ **commission** may approve a grant application with  
13 an amount that is the same or less than the amount requested by the  
14 state educational institution.

15 SECTION 250. IC 21-38-8-7, AS ADDED BY P.L.2-2007,  
16 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
17 [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Each matching grant from the  
18 fund is intended to be used to supplement, and may not be used instead  
19 of, a distinguished teacher's regular annual salary.

20 (b) The ~~council~~ **commission** may not approve a matching grant from  
21 the fund that exceeds income generated from the endowment of the  
22 institution.

23 SECTION 251. IC 21-38-8-8 IS REPEALED [EFFECTIVE JULY  
24 1, 2027]. ~~Sec. 8: Staff for the council shall be provided by the~~  
25 ~~commission for higher education.~~

26 SECTION 252. IC 21-38-8-10 IS REPEALED [EFFECTIVE JULY  
27 1, 2027]. ~~Sec. 10: The council may:~~

28 ~~(1) develop guidelines; and~~

29 ~~(2) adopt rules under IC 4-22-2;~~

30 ~~to administer the fund and this chapter.~~

31 SECTION 253. IC 21-44-1-3, AS AMENDED BY P.L.190-2015,  
32 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 3. (a) "Board", for purposes of IC 21-44-5 **and**  
34 **IC 21-44-7**, refers to the medical **graduate and** education board  
35 established by IC 21-44-5-1.

36 (b) "Board", for purposes of ~~IC 21-44-6~~, refers to the mental health  
37 and addiction services development programs board established by  
38 ~~IC 21-44-6-1~~.

39 (c) "Board", for purposes of ~~IC 21-44-7~~, refers to the graduate  
40 medical education board established by ~~IC 21-44-7-2~~.

41 SECTION 254. IC 21-44-1-12, AS AMENDED BY P.L.170-2009,  
42 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2027]: Sec. 12. "Intern, residency, and graduate program", for  
 2 purposes of IC 21-44-5, refers to an intern, residency, and graduate  
 3 program for which the medical **graduate and** education board  
 4 establishes policies under IC 21-44-5.

5 SECTION 255. IC 21-44-5-1, AS ADDED BY P.L.2-2007,  
 6 SECTION 285, IS AMENDED TO READ AS FOLLOWS  
 7 [EFFECTIVE JULY 1, 2027]: Sec. 1. There is established a medical  
 8 **graduate and** education board. **consisting of seven (7) persons:**

9 SECTION 256. IC 21-44-5-2 IS REPEALED [EFFECTIVE JULY  
 10 1, 2027]. Sec. 2: (a) The board consists of the following members:

11 (1) The dean of the Indiana University School of Medicine, who  
 12 serves as an ex officio member of the board. The dean of the  
 13 Indiana University School of Medicine shall serve as the  
 14 chairman of the board.

15 (2) The commissioner of the Indiana department of health, who  
 16 serves as an ex officio member of the board.

17 (3) Five (5) members appointed by the governor as follows:

18 (A) One (1) member appointed by the governor who is a  
 19 director of medical education of an Indiana hospital not owned  
 20 or operated by Indiana University.

21 (B) One (1) member who:

22 (i) is a hospital administrator in a hospital not owned or  
 23 operated by Indiana University; and

24 (ii) is not the hospital administrator for the hospital that  
 25 employs the member appointed under clause (A).

26 (C) One (1) member who:

27 (i) is a citizen of Indiana; and

28 (ii) is not a physician and not a hospital administrator.

29 (D) Two (2) members who are physicians holding unlimited  
 30 licenses to practice medicine in Indiana. The two (2)  
 31 physicians appointed under this subdivision may not be  
 32 directors of medical education. One (1) of the members  
 33 appointed under this subdivision must practice in the specialty  
 34 of family practice.

35 (b) The terms of the five (5) members appointed to the board by the  
 36 governor are for three (3) years beginning January 1 of the year of  
 37 appointment and continuing until the member's successor is appointed  
 38 and qualified. If a membership on the board becomes vacant before the  
 39 expiration of the term, the governor shall appoint a replacement with  
 40 the same representative status to fill the unexpired term.

41 SECTION 257. IC 21-44-5-2.5 IS ADDED TO THE INDIANA  
 42 CODE AS A NEW SECTION TO READ AS FOLLOWS



- 1 [EFFECTIVE JULY 1, 2027]: **Sec. 2.5. (a) This section applies after**
- 2 **June 30, 2027.**
- 3 **(b) The board consists of the following fourteen (14) members:**
- 4 **(1) The dean of the Indiana University School of Medicine,**
- 5 **who serves as the chairperson of the board.**
- 6 **(2) The following thirteen (13) members appointed by the**
- 7 **governor:**
- 8 **(A) One (1) member representing a regional medical school**
- 9 **campus of the Indiana University School of Medicine.**
- 10 **(B) One (1) member representing the Marian University**
- 11 **College of Osteopathic Medicine.**
- 12 **(C) One (1) member representing the Indiana state medical**
- 13 **association.**
- 14 **(D) One (1) member representing the Indiana osteopathic**
- 15 **medical association.**
- 16 **(E) One (1) member representing the Indiana primary**
- 17 **health care association.**
- 18 **(F) One (1) member representing a teaching hospital that**
- 19 **is a member of the Indiana hospital association.**
- 20 **(G) One (1) member representing a non-teaching hospital**
- 21 **that is a member of the Indiana hospital association.**
- 22 **(H) Two (2) members who are medical directors of**
- 23 **residency programs.**
- 24 **(I) One (1) member who is the director of medical**
- 25 **education of an Indiana hospital that is not owned by,**
- 26 **operated by, or affiliated with Indiana University.**
- 27 **(J) One (1) member who is:**
- 28 **(i) a hospital administrator employed by a hospital not**
- 29 **owned by, operated by, or affiliated with Indiana**
- 30 **University; and**
- 31 **(ii) not employed by the hospital that employs the**
- 32 **member appointed under clause (I).**
- 33 **(K) Two (2) members who are physicians holding**
- 34 **unlimited licenses to practice medicine in Indiana. The**
- 35 **following apply to the members appointed under this**
- 36 **clause:**
- 37 **(i) Neither member may be employed as a director of**
- 38 **medical education.**
- 39 **(ii) At least one (1) of the members must practice in the**
- 40 **specialty of family medicine.**
- 41 **(c) The terms of the appointed to the board by the governor are**
- 42 **for three (3) years beginning January 1 of the year of appointment**



1 and continuing until the member's successor is appointed and  
 2 qualified. If a membership on the board becomes vacant before the  
 3 expiration of the term, the governor shall appoint a replacement  
 4 with the same representative status to fill the unexpired term.

5 (d) A member may be reappointed to successive terms.

6 SECTION 258. IC 21-44-5-3.5 IS ADDED TO THE INDIANA  
 7 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 8 [EFFECTIVE JULY 1, 2027]: **Sec. 3.5. The chairperson of the board**  
 9 **is permitted to vote only to break a tie.**

10 SECTION 259. IC 21-44-6-1 IS REPEALED [EFFECTIVE JULY  
 11 1, 2027]. ~~Sec. 1: There is established the mental health and addiction~~  
 12 ~~services development programs board.~~

13 SECTION 260. IC 21-44-6-1.5 IS ADDED TO THE INDIANA  
 14 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 15 [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. As used in this chapter,**  
 16 **"commission" refers to the commission for higher education of the**  
 17 **state of Indiana established by IC 21-18-2.**

18 SECTION 261. IC 21-44-6-2 IS REPEALED [EFFECTIVE JULY  
 19 1, 2027]. ~~Sec. 2: The board consists of the following ten (10) members:~~

20 (1) ~~The dean of the Indiana University School of Medicine or the~~  
 21 ~~dean's designee. The dean of the Indiana University School of~~  
 22 ~~Medicine or the dean's designee shall serve as the chairperson of~~  
 23 ~~the board.~~

24 (2) ~~The chairperson of the department of psychiatry of the Indiana~~  
 25 ~~University School of Medicine or the chairperson's designee.~~

26 (3) ~~The director of the division of mental health and addiction~~  
 27 ~~created by IC 12-21-1-1 or the director's designee.~~

28 (4) ~~The commissioner of the Indiana department of health or the~~  
 29 ~~commissioner's designee.~~

30 (5) ~~The dean of the department of family practice of the Marian~~  
 31 ~~University College of Osteopathic Medicine or the dean's~~  
 32 ~~designee.~~

33 (6) ~~The administrator of a graduate program in an institution of~~  
 34 ~~higher education in Indiana engaged in training psychologists.~~

35 (7) ~~The administrator of a program in an institution of higher~~  
 36 ~~education in Indiana engaged in training advanced practice~~  
 37 ~~psychiatric nurses.~~

38 (8) ~~One (1) psychiatrist who practices psychiatry in Indiana.~~

39 (9) ~~The administrator of a program in an institution of higher~~  
 40 ~~education in Indiana engaged in training addiction counselors.~~

41 (10) ~~The director of the Indiana department of veterans' affairs or~~  
 42 ~~the director's designee.~~



1 The governor shall appoint the members of the board described in  
2 subdivisions (6) through (9):

3 SECTION 262. IC 21-44-6-3 IS REPEALED [EFFECTIVE JULY  
4 1, 2027]. Sec. 3: The board shall meet at least quarterly each year at the  
5 call of the chairperson:

6 SECTION 263. IC 21-44-6-4 IS REPEALED [EFFECTIVE JULY  
7 1, 2027]. Sec. 4: (a) Each board member who is not a state employee  
8 is not entitled to a salary per diem. The member is, however, entitled  
9 to reimbursement for traveling expenses as provided under IC 4-13-1-4  
10 and other expenses actually incurred in connection with the member's  
11 duties as provided in the state policies and procedures established by  
12 the Indiana department of administration and approved by the budget  
13 agency:

14 (b) Each member of the board who is a state employee is entitled to  
15 reimbursement for traveling expenses as provided under IC 4-13-1-4  
16 and other expenses actually incurred in connection with the member's  
17 duties as provided in the state policies and procedures established by  
18 the Indiana department of administration and approved by the budget  
19 agency:

20 (c) The affirmative votes of a majority of the members appointed to  
21 the board are required for the board to take action on any measure:

22 SECTION 264. IC 21-44-6-5, AS AMENDED BY P.L.209-2015,  
23 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
24 JULY 1, 2027]: Sec. 5. The purpose of the board is to **commission**  
25 **shall** do the following:

26 (1) ~~To~~ Establish and oversee a loan forgiveness program designed  
27 to increase the number of professional mental health care  
28 providers, including addiction health care professionals, in areas  
29 with health professional shortages, as determined by the ~~board~~;  
30 **commission**, by assisting professionals in the following  
31 occupational categories to pay off loans incurred in the training  
32 needed to practice in Indiana:

33 (A) Psychiatrists.

34 (B) Addiction psychiatrists, including psychiatrists pursuing  
35 fellowship training and certification in addiction psychiatry.

36 (C) Psychologists.

37 (D) Psychiatric nurses.

38 (E) Addiction counselors.

39 (F) Mental health professionals.

40 (2) ~~To~~ Establish and oversee an integrated behavioral health and  
41 addiction treatment development program to attract and train  
42 psychiatrists, psychologists, psychiatric nurses, addiction



1 counselors, or mental health professionals who will engage in the  
 2 practice of integrated behavioral health and addiction treatment  
 3 in:

- 4 (A) state mental health institutions;
- 5 (B) community mental health centers;
- 6 (C) state funded addiction treatment centers; or
- 7 (D) other behavioral health and addiction treatment settings  
 8 determined by the **board commission** to be mental health and  
 9 addiction dual diagnoses treatment settings.

10 (3) ~~To~~ Develop and oversee an integrated behavioral health and  
 11 addiction treatment training track program through the Indiana  
 12 University School of Medicine, Department of Psychiatry  
 13 residency training program. The training track program must  
 14 provide an opportunity for residents to work in mental health and  
 15 addiction dual diagnoses treatment settings, including:

- 16 (A) state psychiatric hospitals;
- 17 (B) community mental health centers;
- 18 (C) state funded addiction treatment centers; or
- 19 (D) other behavioral health and addiction treatment settings  
 20 determined by the **board commission** to be mental health and  
 21 addiction dual diagnoses treatment settings.

22 (4) ~~To~~ Develop standards for participation in the training track  
 23 program that include:

- 24 (A) guidelines for the amounts of grants and other assistance  
 25 a participant receives;
- 26 (B) guidelines for the type of training in integrated behavioral  
 27 health and addiction treatment the participant receives;
- 28 (C) guidelines for agreements with mental health hospitals,  
 29 community mental health centers, and other entities  
 30 participating in the training track program; and
- 31 (D) other guidelines and standards necessary for governing the  
 32 training track program.

33 SECTION 265. IC 21-44-6-6, AS AMENDED BY P.L.142-2014,  
 34 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 35 JULY 1, 2027]: Sec. 6. The **board commission** shall establish  
 36 guidelines for the repayment of the loans incurred by a psychiatrist,  
 37 psychologist, psychiatric nurse, addiction counselor, or mental health  
 38 professional, including the following:

- 39 (1) A participant may not receive more than twenty-five thousand  
 40 dollars (\$25,000) in a year.
- 41 (2) Except as provided in subdivision (3), a participant may not  
 42 receive grants for more than four (4) years.



- 1 (3) A participant who is a psychiatrist pursuing fellowship
- 2 training and certification in addiction psychiatry may not receive
- 3 grants for more than five (5) years.
- 4 (4) A participant must commit to a full year of service in an
- 5 integrated behavioral health and addiction treatment setting as
- 6 described in section 5(2) or 5(3) of this chapter for each year of
- 7 loan repayment.
- 8 (5) A participant must be a practitioner who:
- 9 (A) is:
  - 10 (i) from Indiana; and
  - 11 (ii) accepting a new position in Indiana; or
- 12 (B) is:
  - 13 (i) from outside Indiana;
  - 14 (ii) not currently practicing in Indiana and has not practiced
  - 15 in Indiana for three (3) years before applying for the
  - 16 program; and
  - 17 (iii) establishing a new practice in Indiana.
- 18 SECTION 266. IC 21-44-6-7, AS AMENDED BY P.L.142-2014,
- 19 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 20 JULY 1, 2027]: Sec. 7. (a) As used in this section, "account" refers to
- 21 the mental health and addiction services loan forgiveness account
- 22 established in subsection (b).
- 23 (b) The mental health and addiction services loan forgiveness
- 24 account within the state general fund is established for the purpose of
- 25 providing grants for loan repayment under this chapter. The account
- 26 shall be administered by the ~~board~~ **commission**. Money in the account
- 27 shall be used to fund loan forgiveness grants under this chapter.
- 28 (c) The account consists of:
  - 29 (1) appropriations made by the general assembly;
  - 30 (2) grants; and
  - 31 (3) gifts and bequests.
- 32 (d) The expenses of administering the account shall be paid from
- 33 money in the account.
- 34 (e) The treasurer of state shall invest the money in the account not
- 35 currently needed to meet the obligations of the account in the same
- 36 manner as other public money may be invested. Interest that accrues
- 37 from these investments shall be deposited in the account.
- 38 (f) Money in the account at the end of a state fiscal year does not
- 39 revert to the state general fund.
- 40 SECTION 267. IC 21-44-6-8, AS AMENDED BY P.L.142-2014,
- 41 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 42 JULY 1, 2027]: Sec. 8. (a) As used in this section, "account" refers to



1 the integrated behavioral health and addiction treatment development  
2 program account established in subsection (b).

3 (b) The integrated behavioral health and addiction treatment  
4 development program account within the state general fund is  
5 established for the purpose of providing funding for the integrated  
6 behavioral health and addiction treatment development program  
7 established under this chapter. The account shall be administered by  
8 the division of mental health and addiction. Money in the account shall  
9 be used to fund residency positions, fellowship training, and  
10 certification in addiction psychiatry, including:

- 11 (1) educational expenses;
- 12 (2) grants and scholarships;
- 13 (3) salaries; and
- 14 (4) benefits.

15 (c) The account consists of:

- 16 (1) appropriations made by the general assembly;
- 17 (2) grants; and
- 18 (3) gifts and bequests.

19 (d) The expenses of administering the account shall be paid from  
20 money in the account.

21 (e) The treasurer of state shall invest the money in the account not  
22 currently needed to meet the obligations of the account in the same  
23 manner as other public money may be invested. Interest that accrues  
24 from these investments shall be deposited in the account.

25 (f) Money in the account at the end of a state fiscal year does not  
26 revert to the state general fund.

27 (g) **The board division of mental health and addiction established**  
28 **by IC 12-21-1-1, in consultation with the commission,** shall give due  
29 consideration to annually funding two (2) psychiatrists pursuing  
30 fellowship training and certification in addiction psychiatry. A  
31 participant who is a psychiatrist pursuing fellowship training and  
32 certification in addiction psychiatry must agree to establish a new  
33 practice in Indiana for at least five (5) years upon completion of the  
34 fellowship training and certification in addiction psychiatry.

35 SECTION 268. IC 21-44-6-9 IS REPEALED [EFFECTIVE JULY  
36 1, 2027]. ~~Sec. 9. The division of mental health and addiction shall~~  
37 ~~provide administrative support for the board.~~

38 SECTION 269. IC 21-44-7-1, AS ADDED BY P.L.190-2015,  
39 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
40 JULY 1, 2027]: Sec. 1. The following definitions apply throughout this  
41 chapter:

- 42 (1) "Board" refers to the ~~graduate~~ medical **graduate and**



1 education board established by section 2 of this chapter.  
 2 **IC 21-44-5-1.**

3 (2) "Fund" refers to the graduate medical education fund  
 4 established by section 8 of this chapter.

5 SECTION 270. IC 21-44-7-2 IS REPEALED [EFFECTIVE JULY  
 6 1, 2027]. Sec. 2: The graduate medical education board is established  
 7 for the following purposes:

8 (1) To provide funding for residents not funded by the federal  
 9 Centers for Medicare and Medicaid Services:

10 (2) To provide technical assistance for entities that wish to  
 11 establish a residency program, including the following:

12 (A) Entities that are not licensed hospitals:

13 (B) Federally qualified health centers:

14 (3) To provide startup funding for entities that wish to establish  
 15 a residency program:

16 SECTION 271. IC 21-44-7-3 IS REPEALED [EFFECTIVE JUNE  
 17 1, 2027]. Sec. 3: (a) The board is comprised of ten (10) members  
 18 appointed by the governor as follows:

19 (1) One (1) member representing the Indiana University School  
 20 of Medicine:

21 (2) One (1) member representing a regional medical school  
 22 campus of the Indiana University School of Medicine:

23 (3) One (1) member representing the Marian University College  
 24 of Osteopathic Medicine:

25 (4) One (1) member representing the Indiana State Medical  
 26 Association:

27 (5) One (1) member representing the Indiana Osteopathic Medical  
 28 Association:

29 (6) One (1) member representing the Indiana Primary Health Care  
 30 Association:

31 (7) One (1) member representing a teaching hospital in the  
 32 Indiana Hospital Association:

33 (8) One (1) member representing a nonteaching hospital in the  
 34 Indiana Hospital Association:

35 (9) Two (2) members who are medical directors of residency  
 36 programs:

37 (b) Except as provided in subsection (c); a member appointed to the  
 38 board shall serve for a term of two (2) years. Except as provided in  
 39 subsection (c); the term of a member appointed under subsection (a)(1)  
 40 through (a)(4) begins on January 1 of an odd-numbered year. The term  
 41 of a member appointed under subsection (a)(5) through (a)(9) begins  
 42 on January 1 of an even-numbered year.



1 (c) This subsection applies to a member appointed under subsection  
 2 (a)(1) through (a)(4) before January 1, 2016. A member to whom this  
 3 subsection applies serves for a term of one (1) year beginning January  
 4 1, 2016.

5 (d) The governor shall make appointments to the board at the  
 6 following times:

7 (1) The governor shall make the initial appointments to the board  
 8 before January 1, 2016.

9 (2) Before the end of each year after 2015, the governor shall  
 10 appoint members to the board to succeed those members whose  
 11 terms are scheduled to expire at the end of the year.

12 (3) When a member resigns or is otherwise unable to complete  
 13 the member's term, the governor shall appoint a member to serve  
 14 the remaining term of the member who has resigned or who is  
 15 otherwise unable to complete the member's term.

16 SECTION 272. IC 21-44-7-4 IS REPEALED [EFFECTIVE JULY  
 17 1, 2027]. Sec. 4: (a) The commission for higher education shall provide  
 18 staff for the board. The commission shall call the first meeting of the  
 19 board and notify members of the board.

20 (b) The board members shall designate a chairperson from among  
 21 themselves. The member designated as the chairperson continues to  
 22 serve as chairperson until the earlier of:

23 (1) the first anniversary of the chairperson's designation under this  
 24 section; or

25 (2) the date on which the chairperson's term expires.

26 (c) The board shall meet at the call of the chairperson or at the call  
 27 of a majority of the appointed members.

28 SECTION 273. IC 21-44-7-5 IS REPEALED [EFFECTIVE JULY  
 29 1, 2027]. Sec. 5: An affirmative vote of at least six (6) members is  
 30 necessary in order for the board to take any official action.

31 SECTION 274. IC 22-4.1-21-9, AS AMENDED BY P.L.174-2018,  
 32 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2027]: Sec. 9. As used in this chapter, "postsecondary  
 34 proprietary educational institution" means a person doing business in  
 35 Indiana by offering to the public, for a tuition, fee, or charge,  
 36 instructional or educational services or training in a technical,  
 37 professional, mechanical, business, or industrial occupation, in the  
 38 recipient's home, at a designated location, or by mail. The term does  
 39 not include the following:

40 (1) A postsecondary credit bearing proprietary educational  
 41 institution accredited by the board for proprietary education  
 42 **commission for higher education** under IC 21-18.5-6.



- 1 (2) A state educational institution or another educational  
 2 institution established by law and financed in whole or in part by  
 3 public funds.
- 4 (3) A postsecondary proprietary educational institution approved  
 5 or regulated by any other state regulatory board, agency, or  
 6 commission.
- 7 (4) An elementary or secondary school attended by students in  
 8 kindergarten or grades 1 through 12 and supported in whole or in  
 9 part by private tuition payments.
- 10 (5) Any educational institution or educational training that:  
 11 (A) is maintained or given by an employer or a group of  
 12 employers, without charge, for employees or for individuals  
 13 the employer anticipates employing;  
 14 (B) is maintained or given by a labor organization, without  
 15 charge, for its members or apprentices;  
 16 (C) offers exclusively instruction that is clearly  
 17 self-improvement, motivational, or avocational in intent  
 18 (including instruction in dance, music, or self-defense, and  
 19 private tutoring); or  
 20 (D) is a Montessori or nursery school.
- 21 (6) A privately endowed two (2) or four (4) year degree granting  
 22 institution that is regionally accredited and whose principal  
 23 campus is located in Indiana.
- 24 (7) All educational institutions offering programs requiring  
 25 approval by the Indiana state board of nursing under  
 26 IC 25-23-1-7.
- 27 SECTION 275. IC 22-8-1.1-1, AS AMENDED BY P.L.32-2008,  
 28 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 1. As used in this chapter, unless otherwise  
 30 provided:
- 31 "Board" means the board of safety review created by this chapter.  
 32 ~~"Commission" means the occupational safety standards commission~~  
 33 ~~created by this chapter.~~
- 34 "Commissioner" means the commissioner of labor or the  
 35 commissioner's duly designated representative.
- 36 "Department" means the department of labor.
- 37 "Employee" means a person permitted to work by an employer in  
 38 employment.
- 39 "Employer" means any individual or type of organization, including  
 40 the state and all its political subdivisions, that has in its employ one (1)  
 41 or more individuals.
- 42 "INSafe" means the division of the department created by section 40



1 of this chapter.

2 "Safety order" refers to a notice issued to employers by the  
3 commissioner of labor for alleged violations of this chapter, including  
4 any health and safety standards.

5 "Standard" refers to both health and safety standards.

6 "Voluntary protection program" means a program offered by the  
7 United States Occupational Safety and Health Administration to  
8 employers subject to this chapter that exempts the employers from  
9 general scheduled inspections.

10 SECTION 276. IC 22-8-1.1-7 IS REPEALED [EFFECTIVE JULY  
11 1, 2027]. Sec. 7: An occupational safety standards commission is  
12 created within the department to promulgate, modify, or revoke safety  
13 and health standards in Indiana and to hear and determine applications  
14 for temporary and permanent variances from those standards.

15 SECTION 277. IC 22-8-1.1-8 IS REPEALED [EFFECTIVE JULY  
16 1, 2027]. Sec. 8: Commission: Membership: The commission shall be  
17 composed of nine (9) members; all of whom shall be selected by the  
18 governor as follows: three (3) shall represent the management of  
19 principal industries in the state; one (1) of which shall represent  
20 agricultural industry; three (3) shall represent labor and three (3) shall  
21 represent the public all of whom shall be recognized as experienced in  
22 the field of occupational health and safety. The commissioner shall  
23 serve as secretary of the commission. No member of the commission  
24 having an economic interest in any application for a temporary or  
25 permanent variance, shall be allowed to participate in the decision.

26 SECTION 278. IC 22-8-1.1-9 IS REPEALED [EFFECTIVE JULY  
27 1, 2027]. Sec. 9: Commission: Terms: Members of the commission  
28 shall serve terms of three (3) years and until their successors are  
29 appointed except that of the members first appointed; three (3)  
30 members representing management, labor and the public shall be  
31 appointed for three (3) years and three (3) members representing  
32 management, labor and the public for two (2) years and three (3)  
33 members representing management, labor and the public for one (1)  
34 year. Vacancies shall be filled by appointment for an unexpired term  
35 by the governor in the same manner as the original appointments.

36 SECTION 279. IC 22-8-1.1-10 IS REPEALED [EFFECTIVE JULY  
37 1, 2027]. Sec. 10: The commission shall meet annually at the call of the  
38 commissioner and elect a chairman and such other officers as they  
39 deem appropriate.

40 SECTION 280. IC 22-8-1.1-11 IS REPEALED [EFFECTIVE JULY  
41 1, 2027]. Sec. 11: (Commission: Quorum) A majority of the  
42 commission constitutes a quorum for the transaction of business.



1 SECTION 281. IC 22-8-1.1-12 IS REPEALED [EFFECTIVE JULY  
2 1, 2027]. Sec. 12: (a) Each member of the commission who is not a  
3 state employee is entitled to the minimum salary per diem provided by  
4 IC 4-10-11-2.1(b). Such a member is also entitled to reimbursement for  
5 traveling expenses and other expenses actually incurred in connection  
6 with the member's duties; as provided in the state travel policies and  
7 procedures established by the department of administration and  
8 approved by the budget agency.

9 (b) Each member of the commission who is a state employee is  
10 entitled to reimbursement for traveling expenses and other expenses  
11 actually incurred in connection with the member's duties; as provided  
12 in the state travel policies and procedures established by the  
13 department of administration and approved by the budget agency.

14 SECTION 282. IC 22-8-1.1-13 IS REPEALED [EFFECTIVE JULY  
15 1, 2027]. Sec. 13: The commission shall meet at the call of the  
16 commissioner or the chairman or upon the written request of any four  
17 (4) members. However, the commission shall meet at least one (1) time  
18 per year at the call of the commissioner to conduct the business that  
19 comes before the commission.

20 SECTION 283. IC 22-8-1.1-15 IS AMENDED TO READ AS  
21 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (Standards:  
22 Incorporation by reference) The **commission board** may adopt by  
23 reference any standards, code, manuals or portions thereof, published  
24 by any nationally recognized organizations or associations organized  
25 or conducted in whole or in part for the purpose of developing  
26 standards for the protection of the life, health or safety of employees.

27 SECTION 284. IC 22-8-1.1-15.1, AS AMENDED BY  
28 P.L.123-2006, SECTION 33, IS AMENDED TO READ AS  
29 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15.1. Any interested  
30 person, including representatives of employers and representatives of  
31 employees may propose a standard to the ~~commission~~, **board**, or the  
32 **commission board** may do so on its own motion. Such proposals shall  
33 be in writing. In the development or adoption of each standard  
34 proposed in this manner, the **commission board** shall appoint and  
35 consult with an advisory committee. The advisory committee shall  
36 include equal number of persons qualified to present the viewpoint of  
37 employers involved and of persons similarly qualified to present the  
38 viewpoint of the workers involved. All members of the advisory  
39 committee shall be experienced in the field to which the proposed  
40 standard will apply. The number of members of any advisory  
41 committee shall be at the discretion of the ~~commission~~, **board**. Any  
42 standard developed shall not unduly burden interstate commerce. Any



1 such standard must be adopted by the **commission board** in accordance  
 2 with IC 4-22-2. The said standard shall be published in a newspaper of  
 3 general circulation published in Marion County, Indiana, at least ten  
 4 (10) days prior to the filing of said standard with the publisher of the  
 5 Indiana Register.

6 SECTION 285. IC 22-8-1.1-16.1, AS AMENDED BY P.L.93-2024,  
 7 SECTION 160, IS AMENDED TO READ AS FOLLOWS  
 8 [EFFECTIVE JULY 1, 2027]: Sec. 16.1. The **commission board** may  
 9 adopt emergency temporary standards under IC 4-22-2. The emergency  
 10 temporary standard shall be published in a newspaper of general  
 11 circulation published in Marion County, Indiana, at least ten (10) days  
 12 before the filing with the publisher of the Indiana Register. In the  
 13 exercise of this power, the **commission board** shall first expressly  
 14 determine:

15 (1) that employees are exposed to grave danger from exposure to  
 16 substances or agents determined to be toxic or physically harmful  
 17 or from new hazards; and

18 (2) that such emergency temporary standard is necessary to  
 19 protect employees from such danger.

20 SECTION 286. IC 22-8-1.1-16.2 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16.2. (a) A United  
 22 States Occupational Safety and Health Administration (OSHA)  
 23 standard lawfully adopted by OSHA under federal law may be enforced  
 24 by the department without any further action by the **commission  
 25 board**.

26 (b) The commissioner or the commissioner's designee shall enforce  
 27 the federal standards described in subsection (a) not earlier than sixty  
 28 (60) days after the final standard by federal OSHA becomes effective.

29 (c) The **commission board** may adopt an alternate standard which  
 30 it finds is at least as effective in providing safe and healthful  
 31 employment as the federal standard under the procedures set forth in  
 32 IC 22-8-1.1-15, IC 22-8-1.1-15.1, and IC 22-8-1.1-16.1.

33 (d) Notwithstanding IC 4-22-7-7(a), the **commission board** shall  
 34 publish a statement describing a standard enforceable under this  
 35 section. The statement must make reference to the federal regulation.  
 36 The statement must be published under IC 4-22-7-7(b).

37 SECTION 287. IC 22-8-1.1-17.1 IS AMENDED TO READ AS  
 38 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 17.1. (a) Any standard  
 39 promulgated under this chapter shall prescribe the use of labels or other  
 40 appropriate forms of warning as are necessary to insure that employees  
 41 are apprised of all hazards to which they are exposed, relevant  
 42 symptoms and appropriate emergency treatment, and proper conditions



1 and precautions of safe use or exposure. Where appropriate, such a  
2 standard shall also prescribe suitable protective equipment and control  
3 or technological procedures to be used in connection with the hazards  
4 and shall provide for monitoring or measuring employee exposure at  
5 such locations and intervals and in such manner as may be necessary  
6 for the protection of employees. In addition where appropriate, any  
7 standard shall prescribe the type or frequency of medical examinations  
8 or other tests which shall be made available by the employer, at  
9 employer's cost, to employees exposed to hazards in order to most  
10 effectively determine whether the health of the employees is adversely  
11 affected by the exposure. Upon request, the results of examinations or  
12 tests shall be furnished to the department and shall remain confidential  
13 within the department. At the request of the employee, results shall be  
14 furnished to his physician.

15 (b) The ~~commission~~, **board**, in promulgating standards dealing with  
16 toxic materials or harmful physical agents, shall set the standard which  
17 most adequately assures, to the extent feasible, on the basis of the best  
18 available evidence, that no employee will suffer material impairment  
19 of health or functional capacity even if the employee has regular  
20 exposure to the hazard dealt with by the standard for the period of his  
21 working life. Development of standards shall be based upon research,  
22 demonstrations, experiments, and such other information as may be  
23 appropriate. In addition to the attainment of the highest degree of  
24 health and safety protection for the employee, other considerations  
25 shall be the latest available scientific data in the field, the feasibility of  
26 the standards, and experience gained under this and other health and  
27 safety laws. Whenever practicable, the standard promulgated shall be  
28 expressed in terms of objective criteria and of the performance desired.

29 (c) The ~~commission~~, **board**, in promulgating standards, shall adopt  
30 rules requiring employers to maintain accurate records of employee  
31 exposures to potentially toxic material or harmful physical agents  
32 which are required to be monitored or measured under the standards.  
33 These rules shall provide employees or their representatives with an  
34 opportunity to observe monitoring or measuring and to have access to  
35 the records thereof. These rules shall also make appropriate provisions  
36 for each employee to have access to such records as will indicate his  
37 own exposure to toxic materials or harmful physical agents. Under  
38 these rules, each employer shall notify any employee who is being  
39 consistently exposed to toxic materials or harmful physical agents in  
40 concentrations or at levels which exceed those prescribed by an  
41 occupational safety and health standard and shall inform any employee  
42 who is being thus exposed of the corrective action being taken.



1 SECTION 288. IC 22-8-1.1-19 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19. Standards:  
3 Declaratory Judgment. After promulgation of a safety standard by the  
4 ~~commission~~, **board**, any question as to its applicability or legal validity  
5 may be adjudicated by an action for a declaratory judgment filed by an  
6 affected person or firm under IC 34-14-1 (or IC 34-4-10 before its  
7 repeal).

8 SECTION 289. IC 22-8-1.1-19.1 IS AMENDED TO READ AS  
9 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19.1. Temporary  
10 Variances. Any employer may apply to the ~~commission~~ **board** for a  
11 temporary order granting a variance from a standard or any provision  
12 thereof promulgated under this chapter. Such temporary order shall be  
13 granted only if the employer establishes that he is unable to comply  
14 with a standard by its effective date because of unavailability of  
15 professional or technical personnel or of materials and equipment  
16 needed to come into compliance with the standard or because necessary  
17 construction or alteration of facilities cannot be completed by the  
18 effective date; that he is taking all available steps to safeguard his  
19 employees against the hazards covered by the standard; and that he has  
20 an effective program for coming into compliance with a standard as  
21 quickly as practicable. Any temporary order issued under this section  
22 shall prescribe the practices, means, methods, operations and processes  
23 which the employer must adopt and use while the order is in effect and  
24 state in detail his program for coming into compliance with the  
25 standard. Such a temporary order may be granted only after notice to  
26 employees and an opportunity for a hearing. Said notice shall be given  
27 to the authorized representative of the employees and be posted at or  
28 near the location for which the variance is sought. No order for a  
29 temporary variance may be in effect for longer than the period needed  
30 by the employer to achieve compliance with the standard or one (1)  
31 year, whichever is shorter, except that such an order may be renewed  
32 not more than twice, so long as the requirements of this paragraph are  
33 met and if an application for renewal is filed at least ninety (90) days  
34 prior to the expiration date of the order.

35 SECTION 290. IC 22-8-1.1-20.1 IS AMENDED TO READ AS  
36 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 20.1. Any affected  
37 employer may apply to the ~~commission~~ **board** for a permanent variance  
38 from a standard promulgated under this chapter. Affected employees  
39 shall be given notice of each such application by posting it at or near  
40 the location for which the variance is sought, and an opportunity to  
41 participate in a hearing. The ~~commission~~ **board** shall issue such rule  
42 or order if it determines, after a hearing, including an inspection, if



1 appropriate, that the proponent of the variance has demonstrated by a  
 2 preponderance of the evidence that the conditions, practices, means,  
 3 methods, operations, or processes used or proposed to be used by the  
 4 employer will provide employment and places of employment to his  
 5 employees which are as safe and healthful as those which would  
 6 prevail if he complied with the standard. The rule or order so issued  
 7 shall prescribe the conditions the employer must maintain, and the  
 8 practices, means, methods, operations, and processes which he must  
 9 adopt and utilize to the extent they differ from the standard in question.  
 10 Such a rule or order may be modified or revoked upon application by  
 11 an employer, employees, the commissioner of labor, or the ~~commission~~  
 12 **board** on its own motion, in the manner prescribed for its issuance  
 13 under this section at any time after six (6) months from its issuance,  
 14 provided that the moving party gives thirty (30) days notice to the other  
 15 parties, and a hearing is held at the request of any of the parties.

16 SECTION 291. IC 22-8-1.1-21.1 IS REPEALED [EFFECTIVE  
 17 JULY 1, 2027]. ~~Sec. 21.1. The commissioner and the department shall~~  
 18 ~~provide such administrative services, including docketing,~~  
 19 ~~stenographic, and recordkeeping services, as the commission may~~  
 20 ~~require in discharging its function under this chapter.~~

21 SECTION 292. IC 22-8-1.1-22.1 IS AMENDED TO READ AS  
 22 FOLLOWS [EFFECTIVE JULY 1, 2027]: ~~Sec. 22.1. Commissioner to~~  
 23 ~~Administer = Other Agencies.~~ The commissioner and ~~such~~  
 24 ~~representatives as he may designate~~ **the commissioner's designees**  
 25 shall administer and enforce the provisions of this chapter and the  
 26 safety standards adopted by the ~~commission.~~ **board.** The commissioner  
 27 may utilize other agencies of the state government and its political  
 28 subdivisions in carrying out ~~his~~ **the commissioner's** functions under  
 29 this chapter.

30 SECTION 293. IC 22-8-1.1-30.1 IS AMENDED TO READ AS  
 31 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 30.1. (a) A board of  
 32 safety review is created within the department.

33 (b) The board shall conduct hearings on contests involving safety  
 34 orders, penalties, and notices of failure to correct a violation issued  
 35 under this chapter and may affirm, modify, or dismiss the action of the  
 36 commissioner in respect to the violation, the penalty, and the abatement  
 37 period. All enforcement action on a properly contested safety order  
 38 shall be suspended until a final decision has been rendered by the board  
 39 of safety review. If a petition for judicial review is filed under  
 40 IC 4-21.5-5, the person seeking review may seek a stay under  
 41 IC 4-21.5-5-9. If compliance with the safety order is a final decision,  
 42 the full abatement period shall commence from the date of the issuance



1 of the final decision of the board of safety review or of a court if a stay  
2 has been granted.

3 **(c) The board may promulgate, modify, or revoke safety and**  
4 **health standards in Indiana and shall hear and determine**  
5 **applications for temporary and permanent variances from those**  
6 **standards.**

7 SECTION 294. IC 22-8-1.1-48.1, AS AMENDED BY P.L.32-2008,  
8 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
9 JULY 1, 2027]: Sec. 48.1. The commissioner of labor, ~~the occupational~~  
10 ~~safety standards commission~~, the board of safety review, and INSafe  
11 shall have the power to make rules governing functions under this  
12 chapter, provided such rules shall not be inconsistent with this chapter  
13 or other applicable statutes.

14 SECTION 295. IC 22-8-1.1-48.4, AS AMENDED BY P.L.32-2008,  
15 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2027]: Sec. 48.4. (a) All information reported to or otherwise  
17 obtained by the commissioner, the designated representatives of the  
18 commissioner, the department of labor, ~~the occupational safety~~  
19 ~~standards commission~~, the board of safety review, INSafe, and the  
20 agents and employees of any of them that contains or might reveal a  
21 trade secret, shall be considered confidential and shall be disclosed  
22 only to such other officers or employees concerned with the functions  
23 set forth in this chapter as may be necessary for them to discharge their  
24 duties under this chapter. In any proceeding, the commissioner, ~~the~~  
25 ~~commission~~, the board, or a court shall issue such orders as may be  
26 appropriate, including the impoundment of files, or portions of files, to  
27 protect the confidentiality of trade secrets.

28 (b) No person may violate the confidentiality of trade secrets.

29 SECTION 296. IC 22-9-1-19 IS ADDED TO THE INDIANA  
30 CODE AS A NEW SECTION TO READ AS FOLLOWS  
31 [EFFECTIVE JULY 1, 2027]: **Sec. 19. (a) The commission shall**  
32 **commemorate the birthday of Dr. Martin Luther King Jr. with**  
33 **programs or activities that:**

- 34 (1) honor Dr. King's life and works; and
- 35 (2) reflect Dr. King's philosophy and dream of freedom,
- 36 justice, and racial equality through nonviolent social change.

37 (b) The commission may do the following:

- 38 (1) Sponsor, promote, or engage in activities on dates other
- 39 than the Dr. King holiday that honor Dr. Martin Luther King
- 40 Jr. or that relate to the philosophy and principles advocated
- 41 by Dr. King.
- 42 (2) Coordinate the commission's activities and projects with



1           **the Dr. Martin Luther King Jr. federal holiday commission,**  
 2           **community organizations, local municipalities, and other**  
 3           **entities that the commission determines to be appropriate.**

4           SECTION 297. IC 22-9.5-5-5 IS AMENDED TO READ AS  
 5           FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) A person may not  
 6           discriminate in the sale or rental or otherwise make unavailable or deny  
 7           a dwelling to any buyer or renter because of a disability of:

- 8           (1) the buyer or renter;  
 9           (2) a person residing in or intending to reside in the dwelling after  
 10          the dwelling is sold, rented, or made available; or  
 11          (3) any person associated with the buyer or renter.

12          (b) A person may not discriminate against any person in the terms,  
 13          conditions, or privileges of sale or rental of a dwelling or in the  
 14          provision of services or facilities in connection with the dwelling  
 15          because of a disability of:

- 16          (1) the person;  
 17          (2) a person residing in or intending to reside in the dwelling after  
 18          the dwelling is sold, rented, or made available; or  
 19          (3) any person associated with the person.

20          (c) For purposes of this section only, discrimination includes the  
 21          following:

- 22          (1) A refusal to permit, at the expense of the person with a  
 23          disability, reasonable modifications of existing premises occupied  
 24          or to be occupied by the person if the modifications may be  
 25          necessary to afford the person full enjoyment of the premises.  
 26          (2) A refusal to make reasonable accommodations in rules,  
 27          policies, practices, or services, when the accommodations may be  
 28          necessary to afford the person equal opportunity to use and enjoy  
 29          a dwelling.  
 30          (3) In connection with the design and construction of covered  
 31          multifamily dwellings for first occupancy after March 13, 1991,  
 32          a failure to design and construct those dwellings in a manner that:  
 33                  (A) the public use and common use parts of the dwellings are  
 34                  readily accessible to and usable by persons with disabilities;  
 35                  (B) all the doors are designed to allow passage into and within  
 36                  all premises within the dwellings and are sufficiently wide to  
 37                  allow passage by persons with disabilities in wheelchairs; and  
 38                  (C) all premises within the dwellings contain the following  
 39                  features of adaptive design:  
 40                          (i) An accessible route into and through the dwelling.  
 41                          (ii) Light switches, electrical outlets, thermostats, and other  
 42                          environmental controls in accessible locations.



- 1 (iii) Reinforcements in bathroom walls to allow later
- 2 installation of grab bars.
- 3 (iv) Usable kitchens and bathrooms so that an individual in
- 4 a wheelchair can maneuver about the space.
- 5 (d) As used in subsection (c), "covered multifamily dwellings"
- 6 means:
- 7 (1) buildings consisting of four (4) or more units if the buildings
- 8 have one (1) or more elevators; and
- 9 (2) ground floor units in other buildings consisting of four (4) or
- 10 more units.
- 11 (e) Compliance with the rules of the ~~fire prevention and building~~
- 12 ~~safety commission~~ **department of homeland security** that incorporate
- 13 by reference the appropriate requirements of the American National
- 14 Standard for buildings and facilities providing accessibility and
- 15 usability for people with physical disabilities (ANSI A117.1) satisfies
- 16 the requirements of subsection (c)(3)(C).
- 17 (f) This section does not require that a dwelling be made available
- 18 to an individual whose tenancy would constitute a direct threat to the
- 19 health or safety of other individuals or whose tenancy would result in
- 20 substantial physical damage to the property of others.
- 21 SECTION 298. IC 22-11-14-2, AS AMENDED BY P.L.187-2021,
- 22 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2027]: Sec. 2. (a) The ~~fire prevention and building safety~~
- 24 ~~commission~~ **department of homeland security** shall:
- 25 (1) adopt rules under IC 4-22-2 for the granting of permits for
- 26 supervised public displays of fireworks by municipalities, fair
- 27 associations, amusement parks, and other organizations or groups
- 28 of individuals; and
- 29 (2) establish by rule the fee for the permit, which shall be paid
- 30 into the fire and building services fund created under
- 31 IC 22-12-6-1.
- 32 (b) The application for a permit required under subsection (a) must:
- 33 (1) name a competent operator who is to officiate at the display;
- 34 (2) set forth a brief resume of the operator's experience;
- 35 (3) be made in writing or an electronic format; and
- 36 (4) be received with the applicable fee by the department of
- 37 homeland security at least five (5) business days before the
- 38 display.
- 39 No operator who has a prior conviction for violating this chapter may
- 40 operate any display for one (1) year after the conviction.
- 41 (c) Every display shall be handled by a qualified operator approved
- 42 by the chief of the fire department of the municipality in which the



- 1 display is to be held. A display shall be located, discharged, or fired as,  
 2 in the opinion of:
- 3 (1) the chief of the fire department of the city or town in which
  - 4 the display is to be held; or
  - 5 (2) the township fire chief or the fire chief of the municipality
  - 6 nearest the site proposed, in the case of a display to be held
  - 7 outside of the corporate limits of any city or town;
  - 8 after proper inspection, is not hazardous to property or person.
  - 9 (d) A permit granted under this section is not transferable.
  - 10 (e) A denial of a permit by a municipality shall be issued in writing
  - 11 before the date of the display.
  - 12 (f) A person may not possess, transport, or deliver special fireworks,
  - 13 except as authorized under this section.
- 14 SECTION 299. IC 22-11-14-3.5, AS ADDED BY P.L.187-2006,  
 15 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 3.5. The ~~fire prevention and building safety~~  
 17 ~~commission~~ **department of homeland security** may adopt rules under  
 18 IC 4-22-2 that specify the conditions under which the chief of a  
 19 municipal or township fire department may grant a permit to a person  
 20 to sponsor a special discharge location in the municipality or township.
- 21 SECTION 300. IC 22-11-14-4.5, AS AMENDED BY P.L.187-2021,  
 22 SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 4.5. (a) A retailer may sell consumer fireworks  
 24 and items referenced in section 8(a) of this chapter from a tent under  
 25 the following conditions:
- 26 (1) The tent may not be larger than one thousand five hundred
  - 27 (1,500) square feet.
  - 28 (2) There may be only one (1) tent for each registration granted
  - 29 under section 11(a) of this chapter.
  - 30 (3) The tent may not be located closer than one hundred (100) feet
  - 31 from a permanent structure.
  - 32 (4) A vehicle may not be parked closer than twenty (20) feet from
  - 33 the edge of the tent.
  - 34 (5) The tent must be fire retardant.
  - 35 (6) The sales site must comply with all applicable local zoning
  - 36 and land use rules.
  - 37 (7) Sales of fireworks may be made from the tent for not more
  - 38 than forty-five (45) days in a year.
  - 39 (8) The weight of consumer fireworks in a tent may not exceed
  - 40 three thousand (3,000) gross pounds of consumer fireworks.
  - 41 (9) A retailer that legally operated a tent with a registration in
  - 42 2005 may continue operation in a tent in 2006 and the following



1 years. A registration under section 11(a) of this chapter is  
 2 required for operation in 2006 and following years. For purposes  
 3 of this subdivision, a retailer includes a resident wholesaler who  
 4 supplied consumer fireworks to an applicant for a tent registration  
 5 in 2005.

6 (10) The retailer holds a valid registration under section 11(a) of  
 7 this chapter.

8 (b) A retailer may sell consumer fireworks and items referenced in  
 9 section 8(a) of this chapter from a Class 1 structure (as defined in  
 10 IC 22-12-1-4) if the Class 1 structure meets the requirements of any of  
 11 the following subdivisions:

12 (1) The structure complied with the rules for a B-2 or M building  
 13 occupancy classification before July 4, 2003, under the Indiana  
 14 building code adopted by the fire prevention and building safety  
 15 commission established under IC 22-12-2-1 **(before its repeal):**

16 (A) in which consumer fireworks were sold or stored on or  
 17 before July 4, 2003; and

18 (B) in which no subsequent intervening nonfireworks sales or  
 19 storage use has occurred.

20 (2) The structure complied with the rules for a B-2 or M building  
 21 occupancy classification before July 4, 2003, under the Indiana  
 22 building code adopted by the fire prevention and building safety  
 23 commission established under IC 22-12-2-1 **(before its repeal):**

24 (A) in which consumer fireworks were sold or stored on or  
 25 before July 4, 2003;

26 (B) in a location at which the retailer was registered as a  
 27 resident wholesaler in 2005; and

28 (C) in which the retailer's primary business is not the sale of  
 29 consumer fireworks.

30 (3) The structure complies with the rules for an H-3 building  
 31 occupancy classification under the Indiana building code adopted  
 32 by the ~~fire prevention and building safety commission established~~  
 33 ~~under IC 22-12-2-1; or the equivalent occupancy classification~~  
 34 ~~adopted by subsequent rules of the fire prevention and building~~  
 35 ~~safety commission.~~ **department of homeland security.**

36 (4) The structure complies with the rules adopted after July 3,  
 37 2003, by the ~~fire prevention and building safety commission~~  
 38 ~~established under IC 22-12-2-1~~ **department of homeland**  
 39 **security** for an M building occupancy classification under the  
 40 Indiana building code.

41 A registration under section 11(a) of this chapter is required for  
 42 operation in 2006 and following years.



1 (c) This subsection does not apply to a structure identified in  
2 subsection (b)(1), (b)(2), (b)(3), or (b)(4). A retailer may sell consumer  
3 fireworks and items referenced in section 8(a) of this chapter from a  
4 structure under the following conditions:

5 (1) The structure must be a Class 1 structure in which consumer  
6 fireworks are sold and stored.

7 (2) The sales site must comply with all applicable local zoning  
8 and land use rules.

9 (3) The weight of consumer fireworks in the structure may not  
10 exceed three thousand (3,000) gross pounds of consumer  
11 fireworks.

12 (4) The retailer holds a valid registration under section 11(a) of  
13 this chapter.

14 (5) A retailer that sold consumer fireworks and operated from a  
15 structure with a registration in 2005 may continue in operation in  
16 the structure in 2006 and the following years. A registration under  
17 section 11(a) of this chapter is required for operation in 2006 and  
18 following years.

19 (d) The state fire marshal or a member of the department of  
20 homeland security staff shall, under section 9 of this chapter, inspect  
21 tents and structures in which fireworks are sold. The state fire marshal  
22 may delegate this responsibility to a responding fire department with  
23 jurisdiction over the tent or structure, subject to the policies and  
24 procedures of the state fire marshal.

25 (e) A retailer shall file an application for each retail location on a  
26 form to be provided by the state fire marshal.

27 (f) This chapter does not limit the quantity of items referenced in  
28 section 8(a) of this chapter that may be sold from any Class 1 structure  
29 that complied with the rules of the fire prevention and building safety  
30 commission (**before its repeal**) in effect before May 21, 2003.

31 SECTION 301. IC 22-11-14-8, AS AMENDED BY P.L.187-2006,  
32 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 8. (a) A person shall not sell at retail, offer for sale  
34 at retail, or deliver the following items to a person less than eighteen  
35 (18) years of age:

36 (1) Dipped sticks or wire sparklers. However, total pyrotechnic  
37 composition may not exceed one hundred (100) grams per item.  
38 Devices containing chlorate or perchlorate salts may not exceed  
39 five (5) grams in total composition per item.

40 (2) Cylindrical fountains.

41 (3) Cone fountains.

42 (4) Illuminating torches.



- 1 (5) Wheels.  
 2 (6) Ground spinners.  
 3 (7) Flitter sparklers.  
 4 (8) Snakes or glow worms.  
 5 (9) Smoke devices.  
 6 (10) Trick noisemakers, which include:  
 7 (A) Party poppers.  
 8 (B) Booby traps.  
 9 (C) Snappers.  
 10 (D) Trick matches.  
 11 (E) Cigarette loads.  
 12 (F) Auto burglar alarms.
- 13 (b) A retailer or wholesaler of consumer fireworks may sell  
 14 consumer fireworks to a person at least eighteen (18) years of age.
- 15 (c) An individual who sells consumer fireworks must be at least  
 16 eighteen (18) years of age.
- 17 (d) An individual who sells an item set forth in subsection (a) must  
 18 be at least sixteen (16) years of age.
- 19 (e) The ~~fire prevention and building safety commission~~ **department**  
 20 **of homeland security** may adopt rules under IC 4-22-2 establishing  
 21 procedures to ensure compliance with the age limitations set forth in  
 22 this section.
- 23 SECTION 302. IC 22-11-14-15, AS ADDED BY P.L.187-2006,  
 24 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 25 JULY 1, 2027]: Sec. 15. The ~~fire prevention and building safety~~  
 26 **commission department of homeland security** and the department of  
 27 state revenue shall adopt rules under IC 4-22-2 to carry out this  
 28 chapter.
- 29 SECTION 303. IC 22-11-14.5-3, AS AMENDED BY P.L.101-2006,  
 30 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2027]: Sec. 3. The ~~fire prevention and building safety~~  
 32 **commission department of homeland security** shall adopt rules under  
 33 IC 4-22-2 to implement a statewide code concerning displays of indoor  
 34 pyrotechnics. The rules:  
 35 (1) must require that a certificate of insurance be issued that  
 36 provides general liability coverage of at least five hundred  
 37 thousand dollars (\$500,000) for the injury or death of any number  
 38 of persons in any one (1) occurrence and five hundred thousand  
 39 dollars (\$500,000) for property damage in any one (1) occurrence  
 40 by an intended display of indoor pyrotechnics arising from any  
 41 acts of the operator of the display or the operator's agents,  
 42 employees, or subcontractors;



- 1 (2) must require the person intending to present the display to
- 2 give, at least twenty four (24) hours before the time of the display,
- 3 written notice of the intended display to the chief of the
- 4 responding fire department of the location proposed for the
- 5 display of the indoor pyrotechnics and to include with the written
- 6 notice a certification from the person intending to display the
- 7 indoor pyrotechnics that the display will be made in accordance
- 8 with:
- 9 (A) the rules adopted under this section; and
- 10 (B) any ordinance or resolution adopted under section 4 of this
- 11 chapter;
- 12 (3) must include and adopt NFPA 1126, Standard for the Use of
- 13 Pyrotechnics before a Proximate Audience, 2001 Edition,
- 14 published by the National Fire Protection Association, 1
- 15 Batterymarch Park, Quincy, Massachusetts 02169;
- 16 (4) must be amended to adopt any subsequent edition of NFPA
- 17 Standard 1126, including addenda, within eighteen (18) months
- 18 after the effective date of the subsequent edition; and
- 19 (5) may provide for amendments to NFPA Standard 1126 as a
- 20 condition of the adoption under subdivisions (3) and (4).
- 21 SECTION 304. IC 22-11-16-2 IS AMENDED TO READ AS
- 22 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The ~~fire~~
- 23 ~~prevention and building safety commission~~ **department of homeland**
- 24 **security** shall adopt rules under IC 4-22-2 governing fire safety in
- 25 certain buildings as specified in subsection (b).
- 26 (b) Except as provided in subsection (c) and subsection (d), this
- 27 chapter and the rules adopted under it apply to:
- 28 (1) all hotels, motels, apartments (in buildings containing three
- 29 (3) or more apartments), and buildings containing three (3) or
- 30 more sleeping rooms that rent for a fee; and
- 31 (2) all buildings occupied after September 14, 1982, as hotels,
- 32 motels, apartments (in buildings containing three (3) or more
- 33 apartments), and buildings containing three (3) or more sleeping
- 34 rooms that rent for a fee.
- 35 (c) This chapter does not apply to hotels and motels that have no
- 36 interior corridors and whose individual rooms have only exterior exits.
- 37 (d) This chapter does not apply to an apartment in an apartment
- 38 building from which apartment there is immediate ground level access
- 39 to the outside.
- 40 (e) Compliance with this chapter and the rules adopted under it does
- 41 not relieve the owner of a building covered by this chapter from the
- 42 requirements of any other applicable law, rule, regulation, or ordinance.



1 SECTION 305. IC 22-11-17-1, AS AMENDED BY P.L.187-2021,  
 2 SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2027]: Sec. 1. As used in this chapter:

4 (1) "~~Commission~~" refers to the Indiana fire prevention and  
 5 building safety ~~commission~~. "**Department**" refers to the  
 6 **department of homeland security**.

7 (2) "Exit" means a continuous and unobstructed means of egress  
 8 to a public way designated as an exit pursuant to the rules of the  
 9 ~~commission~~. **department**. The term includes doorways, corridors,  
 10 exterior exit balconies, ramps, stairways, smokeproof enclosures,  
 11 horizontal exits, exit passageways, exit courts, and yards.

12 (3) "Owner" means a person having control or custody of any  
 13 building covered by this chapter.

14 (4) "Public building" means any structure used in whole or in part  
 15 as a place of resort, assemblage, lodging, trade, traffic,  
 16 occupancy, or use by the public, or by three (3) or more tenants.  
 17 It also means all educational buildings, day care centers,  
 18 hospitals, institutions, health facilities, residential-custodial care  
 19 facilities, mercantile occupancies, and office occupancies.

20 (5) "Special egress control device" means an electronically  
 21 controlled exit locking system that:

22 (A) allows a delay in exiting through an exit in a  
 23 nonemergency situation; and

24 (B) complies with rules adopted by the ~~commission~~.  
 25 **department**.

26 SECTION 306. IC 22-11-17-2, AS AMENDED BY P.L.187-2021,  
 27 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2027]: Sec. 2. (a) Except as provided in subsections (b) and  
 29 (d) and section 2.5 of this chapter, an owner of a public building shall  
 30 not permit an exit to be locked or obstructed in any manner that denies  
 31 the public a continuous and unobstructed means of egress while  
 32 lawfully occupied by anyone who is not an officer or an employee.

33 (b) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 34 that:

35 (1) allow the owner of a public building to equip an exit with a  
 36 special egress control device;

37 (2) limit the circumstances under which a special egress control  
 38 device may be used; and

39 (3) allow an exit that was in compliance with the rules of the  
 40 ~~commission~~ **department** when the exit was constructed to be  
 41 equipped with a special egress control device.

42 (c) An owner of a public building shall not permit a fire alarm to be



- 1 disconnected or otherwise rendered inoperative, except in cases of
- 2 routine maintenance or for repair.
- 3 (d) A school that has one (1) or more employees shall develop a
- 4 plan to address unplanned fire alarm activation as part of its emergency
- 5 operations plan.
- 6 (e) A school's emergency operations plan for unplanned fire alarm
- 7 activation shall include procedures for the following:
- 8 (1) Evacuation of the building when the fire alarm is heard. A
- 9 school with a fire alarm panel that allows for a positive fire alarm
- 10 sequence may:
  - 11 (A) develop a plan to investigate an unplanned fire alarm
  - 12 activation before activating the audible and visual alarms
  - 13 requiring evacuation;
  - 14 (B) designate school officials to acknowledge that an alarm
  - 15 has been activated and initiate an investigation within fifteen
  - 16 (15) seconds;
  - 17 (C) secure-in-place for up to three (3) minutes in order for a
  - 18 designated school official to determine, by investigation, if an
  - 19 active shooter is on the property; and
  - 20 (D) following the three (3) minute period under clause (C), the
  - 21 school must evacuate, unless an active shooter has been
  - 22 verified to be on the school's property.
- 23 (2) Compliance with all provisions of 675 IAC 28-1-28.
- 24 SECTION 307. IC 22-12-1-4, AS AMENDED BY P.L.142-2013,
- 25 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 26 JULY 1, 2027]: Sec. 4. (a) "Class 1 structure" means any part of the
- 27 following:
  - 28 (1) A building or structure that is intended to be or is occupied or
  - 29 otherwise used in any part by any of the following:
    - 30 (A) The public.
    - 31 (B) Three (3) or more tenants.
    - 32 (C) One (1) or more persons who act as the employees of
    - 33 another.
  - 34 (2) A site improvement affecting access by persons with physical
  - 35 disabilities to a building or structure described in subdivision (1).
  - 36 (3) Outdoor event equipment.
  - 37 (4) Any class of buildings or structures that the ~~commission~~
  - 38 **department** determines by rules to affect a building or structure
  - 39 described in subdivision (1), except buildings or structures
  - 40 described in subsections (c) through (f).
  - 41 (b) Subsection (a)(1) includes a structure that contains three (3) or
  - 42 more condominium units (as defined in IC 32-25-2-9) or other units



- 1 that:
- 2 (1) are intended to be or are used or leased by the owner of the
- 3 unit; and
- 4 (2) are not completely separated from each other by an
- 5 unimproved space.
- 6 (c) Subsection (a)(1) does not include a building or structure that:
- 7 (1) is intended to be or is used only for an agricultural purpose on
- 8 the land where it is located; and
- 9 (2) is not used for retail trade or is a stand used for retail sales of
- 10 farm produce for eight (8) or less consecutive months in a
- 11 calendar year.
- 12 (d) Subsection (a)(1) does not include a Class 2 structure.
- 13 (e) Subsection (a)(1) does not include a vehicular bridge.
- 14 (f) Subsection (a)(1) does not include a structure that is intended to
- 15 be or is occupied solely to provide periodic maintenance or repair of:
- 16 (1) the structure; or
- 17 (2) mechanical or electrical equipment located within and affixed
- 18 to the structure.

19 SECTION 308. IC 22-12-1-6 IS REPEALED [EFFECTIVE JULY  
 20 1, 2027]. ~~Sec. 6. "Commission" refers to the fire prevention and~~  
 21 ~~building safety commission.~~

22 SECTION 309. IC 22-12-1-8 IS AMENDED TO READ AS  
 23 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) "Control" means  
 24 authority to create, change, or eliminate a condition or to initiate,  
 25 regulate, or terminate conduct that is based on any of the following:

- 26 (1) An agency, employment, or contractual relationship.
- 27 (2) A possessory or nonpossessory ownership or leasehold interest
- 28 in property.
- 29 (3) A contractual right to possess or use property.

30 **(b) The term does not apply to IC 22-12-2.1-1.**

31 SECTION 310. IC 22-12-2 IS REPEALED [EFFECTIVE JULY 1,  
 32 2027]. (Fire Prevention and Building Safety Commission).

33 SECTION 311. IC 22-12-2.1 IS ADDED TO THE INDIANA  
 34 CODE AS A NEW CHAPTER TO READ AS FOLLOWS  
 35 [EFFECTIVE JULY 1, 2027]:

36 **Chapter 2.1. Transition of Responsibilities for Fire Prevention**  
 37 **and Building Safety**

38 **Sec. 1. (a) On July 1, 2027, all powers, duties, agreements, and**  
 39 **liabilities of the fire prevention and building safety commission are**  
 40 **transferred to the department.**

41 **(b) On July 1, 2027, all records and property of the fire**  
 42 **prevention and building safety commission, including**



1 appropriations and other funds under the control or supervision of  
 2 the fire prevention and building safety commission, are transferred  
 3 to the department.

4 (c) After June 30, 2027, any amounts owed to the fire prevention  
 5 and building safety commission before July 1, 2026, are considered  
 6 to be owed to the department as the successor agency.

7 (d) After June 30, 2027, a reference to the fire prevention and  
 8 building safety commission in a statute, rule, or other document is  
 9 considered a reference to the department.

10 (e) Proceedings pending before the fire prevention and building  
 11 safety commission on July 1, 2027, shall be transferred from the  
 12 fire prevention and building safety commission to the department  
 13 and treated as if initiated by the department.

14 (f) A license or permit issued by the fire prevention and building  
 15 safety commission before July 1, 2027, shall be treated after June  
 16 30, 2027, as a certification issued by the department.

17 (g) The rules adopted by the fire prevention and building safety  
 18 commission before July 1, 2027, are considered, after June 30,  
 19 2027, rules of the department. For purposes of applying IC 4-22-2.6  
 20 to the readoption of rules transferred by this subsection, the rules  
 21 shall be treated as not expiring. In the interim, except as permitted  
 22 under IC 4-22-2-38 to make nonsubstantive technical corrections,  
 23 the department may not revise or repeal the transferred rules,  
 24 including matters incorporated by reference, unless authorized by  
 25 act of the general assembly.

26 (h) Not later than July 1, 2028, and each year thereafter, the  
 27 department shall submit a report to the legislative council in an  
 28 electronic format under IC 5-14-6 making recommendations for  
 29 amendment of the rules of the fire prevention and building safety  
 30 commission transferred to the department under this section. The  
 31 legislative council shall assign the report to be reviewed by an  
 32 interim study committee established under IC 2-5-1.3. In preparing  
 33 the report required by this subsection, the department shall consult  
 34 with industry experts, professionals, and interested stakeholders  
 35 who have indicated an interest in the subject matter of the  
 36 recommendations contained in the report.

37 SECTION 312. IC 22-12-2.5 IS REPEALED [EFFECTIVE JULY  
 38 1, 2027]. (Building Codes and Standards; Review and Implementation  
 39 of Rules; Taking Effect of Rules).

40 SECTION 313. IC 22-12-6-1, AS AMENDED BY P.L.187-2021,  
 41 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2027]: Sec. 1. (a) The fire and building services fund is



1 established for the purpose of defraying the personal services, other  
2 operating expense, and capital outlay of the following:

- 3 (1) The department.  
4 (2) The education board.  
5 ~~(3) The commission.~~

6 (b) The fund shall be administered by the department. Money  
7 collected for deposit in the fund shall be deposited at least monthly  
8 with the treasurer of state.

9 (c) The treasurer of state shall deposit the following collected  
10 amounts in the fund:

- 11 (1) Fire insurance policy premium taxes assessed under section 5  
12 of this chapter.  
13 (2) Except as provided in section 6(d) of this chapter, all fees  
14 collected under this chapter.  
15 (3) Any money not otherwise described in this subsection but  
16 collected by the department ~~commission~~, or education board and  
17 designated for distribution to the fund by statute or the executive  
18 director of the department.  
19 (4) A fee collected by the education board for the issuance of a  
20 certification under IC 22-14-2-7.

21 (d) The treasurer of state shall invest the money in the fund not  
22 currently needed to meet the obligations of the fund in the same  
23 manner as other public funds may be invested.

24 (e) Money in the fund at the end of a fiscal year does not revert to  
25 the state general fund.

26 SECTION 314. IC 22-12-6-3, AS AMENDED BY P.L.187-2021,  
27 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
28 JULY 1, 2027]: Sec. 3. (a) The statewide fire and building safety  
29 education fund is established to provide money to:

- 30 (1) local fire and building inspection departments for enrollment  
31 in education and training programs approved by the department;  
32 and  
33 (2) the department for:  
34 (A) enrollment in education and training programs approved  
35 by the department; and  
36 (B) the sponsoring of training conferences.

37 (b) The department shall administer the fund. The department shall  
38 distribute money from the fund in accordance with the rules adopted  
39 under IC 4-22-2 by the ~~commission~~. **department.**

40 (c) The fund consists of:

- 41 (1) money allocated under section 6(d) of this chapter; and  
42 (2) fees collected under subsection (e).



1 (d) Money in the fund at the end of a fiscal year does not revert to  
2 the state general fund.

3 (e) The department may charge a fee for a person's participation in  
4 a training conference. The department shall deposit the fees collected  
5 under this subsection in the fund. The department shall pay all  
6 expenses associated with training conferences out of the fund.

7 SECTION 315. IC 22-12-6-6, AS AMENDED BY P.L.230-2019,  
8 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
9 JULY 1, 2027]: Sec. 6. (a) The **commission department** may adopt  
10 rules under IC 4-22-2 setting a fee schedule for the following:

- 11 (1) Fireworks display permits issued under IC 22-11-14-2.
- 12 (2) Explosives magazine permits issued under IC 35-47.5-4.
- 13 (3) Design releases issued under IC 22-15-3 and IC 22-15-3.2.
- 14 (4) Certification of industrialized building systems and mobile  
15 structures under IC 22-15-4.
- 16 (5) Inspection of regulated amusement devices under IC 22-15-7.
- 17 (6) Application fees for variance requests under IC 22-13-2-11  
18 and inspection fees for exemptions under IC 22-13-4-5.
- 19 (7) Except as provided in section 6.5 of this chapter, permitting  
20 and inspection of regulated lifting devices under IC 22-15-5.
- 21 (8) Permitting and inspection of regulated boiler and pressure  
22 vessels under IC 22-15-6.
- 23 (9) Licensing of boiler and pressure vessel inspectors under  
24 IC 22-15-6-5.
- 25 (10) Licensing of elevator contractors, elevator inspectors, and  
26 elevator mechanics under IC 22-15-5-6 through IC 22-15-5-16.

27 (b) Fee schedules set under this section must be sufficient to pay all  
28 of the costs, direct and indirect, that are payable from the fund into  
29 which the fee must be deposited, after deducting other money deposited  
30 in the fund. In setting these fee schedules, the **commission department**  
31 may consider differences in the degree or complexity of the activity  
32 being performed for each fee.

33 (c) The fee schedule set for design releases issued under subsection  
34 (a)(3) may not be changed more than one (1) time each year. The  
35 **commission department** may include in this fee schedule a fee for the  
36 review of plans and specifications and, if a political subdivision does  
37 not have a program to periodically inspect the construction covered by  
38 the design release, a fee for inspecting the construction.

39 (d) The fee schedule set under subsection (a) for design releases  
40 may provide that a portion of the fees collected shall be deposited in  
41 the statewide fire and building safety education fund established under  
42 section 3 of this chapter.



1 SECTION 316. IC 22-12-6-6.5, AS ADDED BY P.L.230-2019,  
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2027]: Sec. 6.5. (a) The ~~commission~~ **department** may adopt  
4 rules under IC 4-22-2 to set fees for a permit issued under  
5 IC 22-15-5-4(c) if the acceptance inspection of the regulated lifting  
6 device required by IC 22-15-5-4(c)(1)(A) is conducted by an inspector  
7 who is not employed by the department.

8 (b) A fee under subsection (a) must be a lesser fee than that set  
9 under section 6(a)(7) of this chapter.

10 (c) When determining a fee under subsection (a), the ~~commission~~  
11 **department** shall consider any savings the department will experience  
12 as a result of a permit applicant using an inspector who is not employed  
13 by the department, including savings related to department inspector  
14 salaries, travel, and administrative costs.

15 SECTION 317. IC 22-12-6-7, AS AMENDED BY P.L.187-2021,  
16 SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
17 JULY 1, 2027]: Sec. 7. (a) This section does not apply to a nonpublic  
18 school (as defined in IC 20-18-2-12) or a school operated by a school  
19 corporation (as defined in IC 20-18-2-16).

20 (b) The department shall charge an application fee set by rules  
21 adopted by the ~~commission~~ **department** under IC 4-22-2 for  
22 amusement and entertainment permits issued under IC 22-14-3.

23 (c) The department shall collect an inspection fee set by rules  
24 adopted by the ~~commission~~ **department** under IC 4-22-2 whenever the  
25 department conducts an inspection for a special event endorsement  
26 under IC 22-14-3.

27 (d) Halls, gymnasiums, or places of assembly in which contests,  
28 drills, exhibitions, plays, displays, dances, concerts, or other types of  
29 amusement are held by colleges, universities, social or fraternal  
30 organizations, lodges, farmers organizations, societies, labor unions,  
31 trade associations, or churches are exempt from the fees charged or  
32 collected under subsections (b) and (c), unless rental fees are charged  
33 or collected.

34 (e) The fees set for applications or inspections under this section  
35 must be sufficient to pay all the direct and indirect costs of processing  
36 an application or performing an inspection for which the fee is set. In  
37 setting the fees, the ~~commission~~ **department** may consider differences  
38 in the degree or complexity of the activity being performed for each  
39 fee.

40 SECTION 318. IC 22-12-6-8 IS AMENDED TO READ AS  
41 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) The application  
42 fee for a fireworks manufacturer, distributor, wholesaler, or importer



1 permit issued under IC 22-11-14-5 shall be set by rules adopted by the  
2 ~~commission department~~ under IC 4-22-2.

3 (b) The application fee for a fireworks retail stand permit issued  
4 under IC 22-11-14-7 shall be set by rules adopted by the ~~commission~~  
5 ~~department~~ under IC 4-22-2. The rules must exempt a nonprofit  
6 corporation incorporated under IC 23-7-1.1 (before its repeal on  
7 August 1, 1991) or IC 23-17 from the fee.

8 (c) The fees set for applications under this section must be sufficient  
9 to pay all the direct and indirect costs of processing an application for  
10 which the fee is set. In setting the fees, the ~~commission department~~  
11 may consider differences in the degree or complexity of the activity  
12 being performed for each fee.

13 SECTION 319. IC 22-12-6-15, AS AMENDED BY P.L.1-2025,  
14 SECTION 205, IS AMENDED TO READ AS FOLLOWS  
15 [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) As used in this section,  
16 "credit card" means a bank card, debit card, charge card, prepaid card,  
17 or other similar device used for payment.

18 (b) In addition to other methods of payment allowed by law, the  
19 department may accept payment by credit card for certifications,  
20 licenses, and fees, and other amounts payable to the following:

21 (1) The department.

22 (2) The fire prevention and building safety commission (**before**  
23 **its repeal**).

24 (3) The Indiana homeland security foundation (before its repeal).

25 (c) The department may enter into appropriate agreements with  
26 banks or other organizations authorized to do business in Indiana to  
27 enable the department to accept payment by credit card.

28 (d) The department may recognize net amounts remitted by the bank  
29 or other organization as payment in full of amounts due the department.

30 (e) The department may pay any applicable credit card service  
31 charge or fee.

32 SECTION 320. IC 22-12-7-1, AS AMENDED BY P.L.238-2025,  
33 SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2027]: Sec. 1. This chapter applies to ~~the commission~~, the  
35 education board and every officer, employee, and agent of an office or  
36 division within the department whenever the person has authority to  
37 administer or enforce a law under IC 22-11 through IC 22-15,  
38 IC 35-47.5, or IC 36-8-10.5.

39 SECTION 321. IC 22-12-7-12, AS AMENDED BY P.L.238-2025,  
40 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 12. (a) This section applies to an order issued by  
42 an officer, employee, or agent of an office or division within the



1 department.

2 (b) The office or division issuing an order shall give a person who:

3 (1) is aggrieved by the order; and

4 (2) requests review of the order in verbal or written form;

5 an opportunity to informally discuss the order with the office or  
6 division. Review under this subsection does not suspend the running of  
7 the time period in which a person must petition under IC 4-21.5-3-7 to  
8 appeal the order.

9 (c) The office or division issuing the order may, on its own initiative  
10 or at the request of any person, modify its order or reverse the order.

11 (d) An order issued by an office or a division may be appealed to the  
12 **commission department** under IC 4-21.5-3-7. A decision to deny a  
13 request to modify or reverse an order under subsection (c) is not  
14 appealable. However, orders issued under IC 22-14-2-7,  
15 IC 22-14-2-7.5, or IC 36-8-10.5 are appealed to the education board.

16 (e) If an order is appealed, the agency that is responsible for  
17 reviewing the order under subsection (d) or its designee shall conduct  
18 all administrative proceedings under IC 4-21.5. In its proceedings, the  
19 agency conducting the proceeding may modify the order to impose any  
20 requirement authorized under this article or reverse the order.

21 SECTION 322. IC 22-12-7-15, AS ADDED BY P.L.160-2025,  
22 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
23 JULY 1, 2027]: Sec. 15. (a) Except as provided by subsection (c), if a  
24 property is inspected by the department or plans were reviewed by the  
25 department, neither the department nor a political subdivision may  
26 require compliance with a new or different set of building, fire safety,  
27 or equipment laws than were originally enforced by the department:

28 (1) before July 1, 2025; or

29 (2) two (2) years after the earlier of the date of the:

30 (A) initial inspection; or

31 (B) plan review.

32 (b) A child care home (as defined in IC 12-7-2-28.6) that was  
33 licensed to operate in a Class 2 structure by the office of the secretary  
34 of family and social services before July 1, 2025, may continue to  
35 operate in the structure notwithstanding the provisions of this article  
36 and 675 IAC 13.

37 (c) Subsection (a) does not apply to any of the following:

38 (1) Any:

39 (A) fraud;

40 (B) material misrepresentation; or

41 (C) other act of bad faith;

42 that results in misapplication of the appropriate requirements.



- 1 (2) A change of use or occupancy of the structure or equipment.
- 2 (3) A condition imposed in a variance issued by the:
- 3 (A) department; or
- 4 (B) ~~commission~~; **state building commissioner**.
- 5 (4) Any new construction, addition, or alteration of the structure
- 6 or equipment.
- 7 (5) A violation that would qualify for an emergency order under
- 8 section 6(a)(1) of this chapter.
- 9 (6) Any maintenance requirements.
- 10 SECTION 323. IC 22-13-1-2 IS AMENDED TO READ AS
- 11 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. "Building rule"
- 12 means a rule that:
- 13 (1) is adopted by the ~~commission~~; **department**; and
- 14 (2) qualifies as a building law under IC 22-12-1-3.
- 15 SECTION 324. IC 22-13-1-3 IS AMENDED TO READ AS
- 16 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. "Fire safety rule"
- 17 means a rule that:
- 18 (1) is adopted by the ~~commission~~; **department**; and
- 19 (2) qualifies as a fire safety law under IC 22-12-1-13.
- 20 SECTION 325. IC 22-13-2-2, AS AMENDED BY P.L.230-2019,
- 21 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 22 JULY 1, 2027]: Sec. 2. (a) Except as provided in section 3.5 of this
- 23 chapter, the ~~commission~~ **department** shall adopt rules under IC 4-22-2
- 24 to adopt a statewide code of fire safety laws and building laws.
- 25 (b) ~~The commission~~ **The department** shall adopt the following
- 26 national codes or their equivalent by rules under IC 4-22-2 and
- 27 IC 22-13-2.5 (before its repeal):
- 28 (1) ANSI A10.4 (Safety Requirements for Personnel Hoists).
- 29 (2) ASME A17.1 (Safety Code for Elevators and Escalators, an
- 30 American National Standard).
- 31 (3) ASME A18.1 (Safety Standard for Platform Lifts and Stairway
- 32 Chairlifts, American National Standard).
- 33 (4) ASME QEI-1 (Standard for the Qualification of Elevator
- 34 Inspectors, an American National Standard).
- 35 (5) The American Society of Civil Engineers (ASCE) Automated
- 36 People Mover Standard 21.
- 37 (6) ANSI A90.1 Safety Code for Manlifts.
- 38 (7) ASME A17.3 (Safety Code for Existing Elevators and
- 39 Escalators, an American National Standard).
- 40 (8) ASME A17.6 (Standard for Elevator Suspension,
- 41 Compensation, and Governor Systems).
- 42 (c) ~~The commission shall review the subsequent edition of each~~



1 code adopted under subsection (b) within twenty-four (24) months after  
2 the effective date of the subsequent edition:

3 (d) Except as provided in subsection (e), the commission may  
4 amend the national codes as a condition of the adoption under  
5 subsections (b) and (c):

6 (e) An amendment to the national code under subsection (d) may  
7 not unreasonably impair public safety:

8 SECTION 326. IC 22-13-2-2.5 IS REPEALED [EFFECTIVE JULY  
9 1, 2027]. Sec. 2.5: (a) Before January 1, 2020, the commission shall  
10 adopt rules under IC 4-22-2 to replace the statewide residential code  
11 for Class 2 structures that is included within the statewide code of fire  
12 safety laws and building laws adopted under section 2 of this chapter:

13 (b) If the commission uses a national code as part of the adoption of  
14 a replacement statewide residential code under subsection (a), the  
15 commission shall amend the national code as a condition of the  
16 adoption under subsection (a):

17 (c) The commission shall submit a report to the general assembly  
18 not later than January 1, 2019, regarding the commission's work during  
19 the previous year related to adoption of a replacement statewide  
20 residential code under subsection (a). The report to the general  
21 assembly must be submitted in an electronic format under IC 5-14-6:

22 SECTION 327. IC 22-13-2-2.6 IS REPEALED [EFFECTIVE JULY  
23 1, 2027]. Sec. 2.6: Before January 1, 2021, the commission may adopt  
24 rules under IC 4-22-2 to exempt a bunkhouse from being required to be  
25 equipped with an automatic fire sprinkler system:

26 SECTION 328. IC 22-13-2-3, AS AMENDED BY P.L.155-2023,  
27 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
28 JULY 1, 2027]: Sec. 3. (a) The rules adopted under section 2 of this  
29 chapter take precedence over:

30 (1) any rule adopted by a state agency that conflicts with the  
31 ~~commission's~~ **department's** fire safety rules or building rules; and

32 (2) any ordinance or other regulation adopted by a political  
33 subdivision that covers the same subject matter as the  
34 ~~commission's~~ **department's** fire safety rules or building rules.

35 (b) State agencies and political subdivisions may incorporate the  
36 rules adopted by the ~~commission~~ **department** by reference into a rule,  
37 ordinance, or other regulation. Notwithstanding IC 4-22-9-6, a  
38 reference to the rules adopted by the ~~commission~~, **department**, by  
39 citation to the Indiana Administrative Code (IAC), shall be construed  
40 to include all amendments as of the date that the reference is written  
41 and any later amendments to that provision, unless accompanied by a  
42 reference to a specific edition or supplement to the Indiana



1 Administrative Code.

2 (c) A city, town, or county may not adopt an ordinance that conflicts  
3 with or includes more stringent or detailed requirements than the  
4 ~~commission's~~ **department's** rules.

5 SECTION 329. IC 22-13-2-3.5, AS ADDED BY P.L.104-2018,  
6 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 2027]: Sec. 3.5. (a) The following may not adopt rules  
8 requiring the installation of an automatic fire sprinkler system in a  
9 Class 2 structure:

10 (1) The ~~commission~~ **department**.

11 (2) Another state agency.

12 (b) A political subdivision may not adopt an ordinance or other  
13 regulation requiring the installation of an automatic fire sprinkler  
14 system in a Class 2 structure.

15 SECTION 330. IC 22-13-2-4 IS AMENDED TO READ AS  
16 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. If the ~~commission~~  
17 **department** finds duplication, conflict, or overlapping of responsibility  
18 between:

19 (1) this article, IC 22-12, IC 22-14, IC 22-15, a fire safety rule, or  
20 a building rule; and

21 (2) the rules adopted by another state agency;

22 the ~~commission~~ **department** shall notify the state agency, and the state  
23 agency shall revise its rules to eliminate the duplication, conflict, or  
24 overlap.

25 SECTION 331. IC 22-13-2-4.1, AS AMENDED BY P.L.187-2021,  
26 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
27 JULY 1, 2027]: Sec. 4.1. (a) This section applies only to a plan review  
28 for a design release performed:

29 (1) before construction of a Class 1 structure; and

30 (2) to determine compliance with the rules of the ~~commission~~  
31 **department**.

32 (b) This section does not apply to a plan review for the issuance of  
33 a building permit, an improvement permit, a fire protection system  
34 permit, or any other permit issued by a state agency or a city, town, or  
35 county.

36 (c) A plan review for a design release must be:

37 (1) authorized under IC 22-15-3; and

38 (2) performed in compliance with the rules and objective criteria  
39 adopted by the ~~commission~~ **department** under IC 22-15-3-1.

40 (d) If the ~~commission~~ **department** has certified that a city, town, or  
41 county is qualified to perform a plan review for a design release under  
42 IC 22-15-3, both of the following may perform the plan review for a



1 design release:

2 (1) The department.

3 (2) The city, town, or county.

4 However, only the entity described in subdivision (1) or (2) that  
5 performs the initial plan review for a design release may charge a fee  
6 for the plan review for a design release. The other entity shall not  
7 charge a fee for the plan review for a design release.

8 SECTION 332. IC 22-13-2-5.6, AS ADDED BY P.L.155-2023,  
9 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
10 JULY 1, 2027]: Sec. 5.6. (a) As used in this section, "building code"  
11 means a building code and includes the standards related to a building  
12 code.

13 (b) As used in this section, "unit" means a county, city, or town.

14 (c) ~~Beginning January 1, 2024,~~ A unit may submit a proposal to the  
15 ~~commission department~~ to amend any building code. ~~that the~~  
16 ~~commission adopts or updates after December 31, 2023.~~ A unit may  
17 submit the proposal in hard copy or in an electronic form that is  
18 acceptable to the ~~commission.~~ **department.** A proposal must include  
19 the following:

20 (1) A resolution adopted by the unit to request an amendment to  
21 the building code that:

22 (A) specifies the building code language to be amended; and

23 (B) states the safety issue that is the basis for the proposed  
24 amendment.

25 (2) A fiscal analysis of the estimated cost or savings resulting  
26 from the proposed building code amendment.

27 (d) The ~~commission department~~ shall ~~hold one (1) meeting each~~  
28 ~~year to review and consider all proposals submitted by units at least~~  
29 **annually.** ~~A unit may submit a proposal at any time. However, the~~  
30 ~~commission shall review and consider only complete proposal~~  
31 ~~submissions that are received not later than sixty (60) days before the~~  
32 ~~date of a meeting in which proposals are considered.~~

33 (e) The ~~commission~~ shall:

34 (1) ~~place a proposal on the meeting agenda not later than thirty~~  
35 ~~(30) days before the date of the meeting in which the proposal is~~  
36 ~~considered; and~~

37 (2) ~~take public testimony at the meeting.~~

38 (f) The ~~commission~~ may only adopt a proposed amendment upon an  
39 affirmative vote of not less than two-thirds (2/3) of the members of the  
40 ~~commission present and voting as provided in IC 22-12-2-6.~~

41 (g) A building code amendment adopted by the ~~commission~~ under  
42 this section is subject to IC 22-12-2.5-2.



1 SECTION 333. IC 22-13-2-7 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The ~~commission~~  
 3 **department** may review and modify or reverse any variance or other  
 4 order that:

5 (1) is issued by a state agency or political subdivision; and

6 (2) covers a subject governed by this article, IC 22-12, IC 22-14,  
 7 IC 22-15, a fire safety rule, or a building rule.

8 (b) The ~~commission~~ **department** shall review variances granted by  
 9 a political subdivision to the fire safety laws and building laws adopted  
 10 in its ordinances. The variance is not effective until it is approved by  
 11 the ~~commission~~. **department**.

12 (c) The ~~commission~~ **department** shall review orders under this  
 13 section that:

14 (1) are issued by a political subdivision; and

15 (2) concern a Class 2 structure;

16 if a person aggrieved by the order petitions for review under  
 17 IC 4-21.5-3-7 within thirty (30) days after the political subdivision has  
 18 issued the order.

19 (d) A copy of the petition under subsection (c) shall be delivered to  
 20 the political subdivision issuing the order.

21 (e) Review of an order under this section does not suspend the  
 22 running of the time period under any statute in which a person must  
 23 petition a court for judicial review of the order.

24 SECTION 334. IC 22-13-2-8, AS AMENDED BY P.L.93-2024,  
 25 SECTION 161, IS AMENDED TO READ AS FOLLOWS  
 26 [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) The ~~commission~~ **department**  
 27 shall adopt rules under IC 4-22-2 to create equipment laws applicable  
 28 to regulated lifting devices.

29 (b) The ~~commission~~ **department** shall adopt rules under IC 4-22-2  
 30 to create equipment laws applicable to regulated boilers and pressure  
 31 vessels.

32 (c) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 33 to adopt by reference all or part of the following national boiler and  
 34 pressure vessel codes:

35 (1) The American Society of Mechanical Engineers Boiler and  
 36 Pressure Vessel Code.

37 (2) The National Board of Boiler and Pressure Vessel Inspectors  
 38 Inspection Code.

39 (3) The American Petroleum Institute 510 Pressure Vessel  
 40 Inspection Code.

41 (4) Any subsequent editions of the codes listed in subdivisions (1)  
 42 through (3).



1 (d) The ~~commission~~ **department** shall adopt rules under IC 4-22-2  
2 to create equipment laws applicable to regulated amusement devices.

3 SECTION 335. IC 22-13-2-8.5, AS AMENDED BY P.L.93-2024,  
4 SECTION 162, IS AMENDED TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2027]: Sec. 8.5. (a) The ~~commission~~  
6 **department** shall adopt rules under IC 4-22-2 for outdoor event  
7 equipment at outdoor performances to protect the safety of persons at  
8 the outdoor performances. The ~~commission~~ **department** may:

9 (1) exempt small assemblies of outdoor event equipment, as  
10 defined by the ~~commission~~, **department**, from some or all fees or  
11 other requirements that otherwise would apply to outdoor event  
12 equipment under a rule adopted under this section or another  
13 building law; or

14 (2) establish alternative procedures, fees, or other requirements,  
15 or any combination, for small assemblies of outdoor event  
16 equipment, as defined by the ~~commission~~. **department**.

17 (b) Subject to this section, a city, town, or county that regulated  
18 outdoor event equipment before March 15, 2012, under an ordinance  
19 adopted before March 15, 2012, may, if the ordinance is in effect on  
20 March 15, 2012, continue to regulate outdoor event equipment under  
21 the ordinance after March 14, 2012, in the same manner that the city,  
22 town, or county applied the ordinance before March 15, 2012.  
23 However, a statewide code of fire safety laws or building laws  
24 governing outdoor event equipment that is adopted by the ~~commission~~  
25 **department** under this section after March 14, 2012, takes precedence  
26 over any part of a city, town, or county ordinance that is in conflict with  
27 the ~~commission's~~ **department's** adopted code. The ordinances to which  
28 this section applies include Chapter 536 of the Revised Code of the  
29 Consolidated City and County Indianapolis/Marion, Indiana Codified  
30 through Ordinance No. 36, 2011, passed August 15, 2011. (Supp. No.  
31 27). A city, town, or county to which this subsection applies need not  
32 be certified or approved under IC 22-15-3-1 or another law to continue  
33 to regulate outdoor event equipment after March 14, 2012.

34 (c) This subsection applies to cities, towns, and counties described  
35 in subsection (b) and any other city, town, or county that, after March  
36 14, 2012, adopts an ordinance governing outdoor event equipment that  
37 is approved by the ~~commission~~ **department** or the state building  
38 commissioner. The city, town, or county shall require compliance with:

39 (1) the rules adopted under this section;

40 (2) orders issued under IC 22-13-2-11 that grant a variance to the  
41 rules adopted under this section;

42 (3) orders issued under IC 22-12-7 that apply the rules adopted



1 under this section; and

2 (4) a written interpretation of the rules adopted under this section  
 3 binding on the unit under IC 22-13-5-3 or IC 22-13-5-4;  
 4 on both private and public property located within the boundaries of  
 5 the city, town, or county, including, in the case of a consolidated city,  
 6 the state fairgrounds. This subsection does not limit the authority of a  
 7 unit (as defined in IC 36-1-2-23) under IC 36-7-2-9 to enforce building  
 8 laws and orders and written interpretations related to building laws.

9 SECTION 336. IC 22-13-2-10, AS AMENDED BY P.L.187-2021,  
 10 SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 JULY 1, 2027]: Sec. 10. (a) A county, city, or town may regulate  
 12 regulated lifting devices if the unit's regulatory program is approved by  
 13 the ~~commission~~ **department**.

14 (b) A unit must submit its ordinances and other regulations that  
 15 regulate lifting devices to the ~~commission~~ **department** for approval.  
 16 The ordinance or other regulation is not effective until it is approved by  
 17 the ~~commission~~ **department**. If any of these ordinances or regulations  
 18 conflict with the ~~commission's~~ **department's** rules, the ~~commission's~~  
 19 **department's** rules supersede the local ordinance or other regulation.

20 (c) A unit may issue permits only to applicants who qualify under  
 21 IC 22-15-5. However, the unit may specify a lesser fee than that set  
 22 under IC 22-12-6-6(a)(7).

23 (d) A unit must inspect regulated lifting devices with inspectors who  
 24 possess the qualifications necessary to be employed by the department  
 25 of homeland security as a regulated lifting device inspector.

26 SECTION 337. IC 22-13-2-11, AS AMENDED BY P.L.93-2024,  
 27 SECTION 163, IS AMENDED TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The department ~~or the~~  
 29 ~~commission~~ may grant a variance to any rule adopted by the  
 30 ~~commission~~ **department**. However, the ~~commission~~ may grant a  
 31 ~~variance under this section only if the department places the~~  
 32 ~~application for the variance on the commission's agenda.~~

33 (b) To qualify for a variance, an applicant must pay the fee set under  
 34 IC 22-12-6-6 and file an application, on a form approved by the  
 35 department, that contains facts demonstrating that:

36 (1) compliance with the rule will impose an undue hardship upon  
 37 the applicant or prevent the preservation of an architecturally  
 38 significant or historically significant part of a building or other  
 39 structure; and

40 (2) either:

41 (A) noncompliance with the rule; or

42 (B) compliance with an alternative requirement approved by



- 1           the body considering the variance application;  
 2           will not be adverse to the public health, safety, or welfare.
- 3           (c) A variance granted under this section is conditioned upon  
 4 compliance with an alternative standard approved under subsection  
 5 (b)(2)(B).
- 6           (d) A variance granted under this section takes precedence over  
 7 conflicting rules adopted by a state agency and conflicting ordinances  
 8 and other regulations adopted by a political subdivision.
- 9           (e) Variances granted by the boiler and pressure vessel rules board  
 10 and the regulated amusement device safety board prior to July 1, 2019,  
 11 are valid and remain in full force and effect.
- 12           (f) The department shall make all variance applications available for  
 13 review on a public portal.
- 14           (g) Local fire and building officials shall receive notice of variance  
 15 applications filed under this section within their respective  
 16 jurisdictions.
- 17           (h) A local fire official, local building official, or other interested  
 18 party may submit documentation regarding a variance application to  
 19 the department ~~or commission~~ for review and consideration prior to an  
 20 initial determination being made on the application by the department.  
 21 ~~or the commission.~~
- 22           (i) The department ~~or commission~~ shall wait at least five (5)  
 23 business days after a variance application is filed before making an  
 24 initial determination on the application.
- 25           (j) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 26 to implement this section.
- 27           SECTION 338. IC 22-13-2-11.5, AS AMENDED BY P.L.93-2024,  
 28 SECTION 164, IS AMENDED TO READ AS FOLLOWS  
 29 [EFFECTIVE JULY 1, 2027]: Sec. 11.5. (a) As used in this section,  
 30 "NFPA 72" refers to NFPA 72, National Fire Alarm and Signaling  
 31 Code, 2010 Edition, published by the National Fire Protection  
 32 Association, 1 Batterymarch Park, Quincy, Massachusetts 02169-7471.
- 33           (b) It is the intent of the general assembly that NFPA 72, as may be  
 34 amended by the ~~commission~~ **department** under subsection (c), be  
 35 incorporated into the Indiana Administrative Code. Not later than July  
 36 1, 2014, the ~~commission~~ **department** shall adopt rules under IC 4-22-2  
 37 to amend 675 IAC 28-1-28 to incorporate NFPA 72 into the Indiana  
 38 Administrative Code, subject to subsection (c)(1) and (c)(2).
- 39           (c) In adopting rules to incorporate NFPA 72 into the Indiana  
 40 Administrative Code, as required by subsection (b), the ~~commission~~  
 41 **department** may amend NFPA 72 as the ~~commission~~ **department**  
 42 considers appropriate. However, the rules finally adopted by the



- 1 **commission department** to comply with this section must do the
- 2 following:
- 3 (1) Incorporate the definition of, and associated requirements for:
- 4 (A) a managed facilities-based voice network (MFVN); and
- 5 (B) a public switched telephone network (PSTN);
- 6 as set forth in NFPA 72.
- 7 (2) Allow digital alarm communicator systems that make use of
- 8 a managed facilities-based voice network (MFVN) to transmit
- 9 signals from a fire alarm system to an offsite monitoring facility,
- 10 subject to the requirements for those systems set forth in NFPA
- 11 72.
- 12 (d) If the **commission department** does not comply with subsection
- 13 (b), the following apply: ~~on July 1, 2014:~~
- 14 (1) The definition of, and associated requirements for:
- 15 (A) a managed facilities-based voice network (MFVN); and
- 16 (B) a public switched telephone network (PSTN);
- 17 as set forth in NFPA 72, are considered incorporated into the
- 18 Indiana Administrative Code. Any provisions of 675 IAC 28-1-28
- 19 (or any rules adopted by a state agency, or any ordinances or other
- 20 regulations adopted by a political subdivision) that conflict with
- 21 the definitions and requirements described in this subdivision are
- 22 superseded by the definitions and requirements described in this
- 23 subdivision. This subdivision continues to apply until the
- 24 **commission department** adopts rules that amend 675
- 25 IAC 28-1-28 to incorporate NFPA 72 into the Indiana
- 26 Administrative Code and that comply with subsection (c)(1) and
- 27 (c)(2).
- 28 (2) A person that after June 30, 2014, installs or uses a digital
- 29 alarm communicator system that:
- 30 (A) makes use of a managed facilities-based voice network
- 31 (MFVN) to transmit signals from a fire alarm system to an
- 32 offsite monitoring facility; and
- 33 (B) meets the requirements for such a system set forth in
- 34 NFPA 72;
- 35 is not required to obtain a variance under section 11 of this
- 36 chapter for the installation or use.
- 37 SECTION 339. IC 22-13-2-12 IS AMENDED TO READ AS
- 38 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) This section
- 39 applies if the **commission department** is authorized by statute to enter
- 40 into agreements with the federal government, another state, or foreign
- 41 country.
- 42 (b) An agreement under this section must be submitted to the



1 attorney general for approval. The attorney general shall approve the  
 2 agreement unless the attorney general finds that it does not comply  
 3 with the statutes. If the attorney general disapproves the agreement, the  
 4 attorney general shall give the ~~commission~~ **department** a detailed  
 5 statement indicating the basis for the disapproval. If the attorney  
 6 general fails to approve or disapprove the agreement within sixty (60)  
 7 days after it is submitted, it is considered approved.

8 SECTION 340. IC 22-13-2-13, AS AMENDED BY P.L.187-2021,  
 9 SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 JULY 1, 2027]: Sec. 13. (a) The ~~commission~~ **department** may adopt  
 11 rules under IC 4-22-2 to implement this article, IC 22-12, IC 22-14, and  
 12 IC 22-15.

13 (b) Any power of the state fire marshal or the department to adopt  
 14 rules to implement this article, IC 22-12, IC 22-14, and IC 22-15 shall  
 15 be exercised by the ~~commission~~ **department**.

16 SECTION 341. IC 22-13-2-14, AS AMENDED BY P.L.249-2019,  
 17 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 18 JULY 1, 2027]: Sec. 14. The ~~commission~~ **or** department may engage  
 19 in studies and consult with any person to implement this article,  
 20 IC 22-12, IC 22-14, and IC 22-15.

21 SECTION 342. IC 22-13-2-14.1, AS AMENDED BY P.L.187-2021,  
 22 SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 14.1. (a) The ~~commission~~ **or** department shall  
 24 consult with an industry expert to discuss a variance application or an  
 25 update to a rule or safety standard concerning:

- 26 (1) a boiler or pressure vessel; or
- 27 (2) a regulated amusement device.

28 (b) An industry expert for the purposes of consulting under  
 29 subsection (a)(1) must be:

- 30 (1) a professional engineer registered under ~~IC 25-3-1~~; **IC 25-4-3**;
- 31 and
- 32 (2) knowledgeable in and have experience with boiler and  
 33 pressure vessels.

34 SECTION 343. IC 22-13-2-15 IS ADDED TO THE INDIANA  
 35 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
 36 [EFFECTIVE JULY 1, 2027]: **Sec. 15. (a) This section applies to any  
 37 property regulated by IC 22-12, this article, IC 22-14, IC 22-15, or  
 38 a rule of the department.**

39 (b) **The department shall authorize compliance with a more  
 40 recent version of a model code than that which is currently  
 41 incorporated into the rules of the department, as amended from  
 42 time to time under IC 22-12-2.1.**



1 (c) To make an authorization under subsection (b), the  
2 department must:

3 (1) specifically identify, by name and version, the model code  
4 that is being authorized;

5 (2) include a finding that compliance with the more recent  
6 version of the model code is not adverse to the health, safety,  
7 or welfare of the public;

8 (3) identify any other associated model codes that must also be  
9 complied with in lieu of the Indiana version; and

10 (4) file a notice in the Indiana Register containing the  
11 information described in subdivisions (1) through (3).

12 (d) The department may impose conditions on an authorization  
13 issued under this section necessary to ensure that the following are  
14 maintained:

15 (1) The health, safety, or welfare of the public.

16 (2) The integrity of Indiana's regulatory program.

17 (e) The department may modify or eliminate any authorization  
18 made under this section by filing an updated notice in the Indiana  
19 Register. The modification or elimination of an authorization may  
20 not take effect sooner than one hundred eighty (180) days after the  
21 date of posting in the Indiana Register. The modification or  
22 elimination of an authorization is subject to IC 4-21.5.

23 (f) Compliance with an authorization made under this section is  
24 voluntary. However, if a person elects to comply with an  
25 authorization, the failure to comply with any provision of the  
26 authorization is a violation of the building, fire safety, or  
27 equipment laws of Indiana.

28 SECTION 344. IC 22-13-3-1 IS AMENDED TO READ AS  
29 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. The ~~commission~~  
30 ~~department~~ shall adopt fire safety rules that prohibit the following:

31 (1) The storage of regulated explosives (as defined in  
32 IC 35-47.5-2-13) in quantities exceeding the maximum quantity  
33 specified by the ~~commission~~ **department**.

34 (2) The storage of regulated explosives (as defined in  
35 IC 35-47.5-2-13) at a site that is located less than the minimum  
36 distance specified by the ~~commission~~ **department** from a  
37 railroad, highway, or other place of habitation or assembly.

38 (3) The use of a receptacle, burning fixture or equipment, heating  
39 fixture or equipment, or structure for an explosive, flammable, or  
40 other combustible matter that does not meet the design and  
41 composition standards specified by the ~~commission~~ **department**.

42 (4) The keeping, storage, use, manufacture, sale, handling,



1 transportation, or disposition of an explosive, flammable, or other  
 2 combustible matter in violation of any other requirements  
 3 specified by the ~~commission~~ **department**.

4 SECTION 345. IC 22-13-3-2, AS AMENDED BY P.L.187-2021,  
 5 SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2027]: Sec. 2. (a) This section applies to the following  
 7 laboratories:

8 (1) Analytical laboratories approved by the department under the  
 9 alternative criteria established by the ~~commission~~ **department** in  
 10 its rules.

11 (2) Laboratories that are:

12 (A) operated by a college, university, school, or other  
 13 educational entity for the purpose of instruction or research;  
 14 and

15 (B) approved by the department under the alternative criteria  
 16 established by the ~~commission~~ **department** in the rules.

17 (b) The ~~commission~~ **department** may:

18 (1) apply different rules to the manufacture of regulated  
 19 explosives (as defined in IC 35-47.5-2-13) in a laboratory  
 20 described in subsection (a) than apply to other places where  
 21 regulated explosives (as defined in IC 35-47.5-2-13) are  
 22 manufactured; and

23 (2) adopt rules under IC 4-22-2 to exempt laboratories described  
 24 in subsection (a) from the regulated explosive magazines permit  
 25 requirement under IC 35-47.5-4.

26 SECTION 346. IC 22-13-3-3 IS AMENDED TO READ AS  
 27 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. The ~~commission~~  
 28 **department** shall adopt fire safety rules that prohibit the occupancy or  
 29 use of Class 1 structures that do not comply with the ~~commission's~~  
 30 **department's** rules governing the number, type, location,  
 31 identification, repair, and maintenance of emergency exits, smoke  
 32 detection devices, and other emergency communication devices.

33 SECTION 347. IC 22-13-4 IS REPEALED [EFFECTIVE JULY 1,  
 34 2027]. (Standards for Building Rules; Exemption From Design Release  
 35 Requirement).

36 SECTION 348. IC 22-13-5-2, AS AMENDED BY P.L.187-2021,  
 37 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2027]: Sec. 2. (a) Except as provided under subsection (c),  
 39 upon the written request of an interested person, the state building  
 40 commissioner of the department shall issue a written interpretation of  
 41 a building law or a fire safety law not later than ten (10) business days  
 42 after the date of receiving a request. An interpretation issued by the



1 state building commissioner must be consistent with building laws and  
 2 fire safety laws enacted by the general assembly or adopted by the  
 3 ~~commission.~~ **department.**

4 (b) The state building commissioner shall issue a written  
 5 interpretation of a building law or fire safety law under subsection (a)  
 6 whether or not the county or municipality has taken any action to  
 7 enforce the building law or fire safety law.

8 (c) If:

9 (1) an interested person submits a written or electronic request to  
 10 the **state** building commissioner for a written interpretation of a  
 11 building law or fire safety law applicable to a Class 2 structure;  
 12 and

13 (2) the **state** building commissioner is absent and unable to issue  
 14 a written interpretation within the time specified under subsection

15 (a);

16 the ~~chair of the commission, or, if the chair is absent, the vice chair of~~  
 17 ~~the commission,~~ **department** shall issue the written interpretation not  
 18 later than ten (10) business days after the date of receiving the request.

19 SECTION 349. IC 22-13-5-3 IS AMENDED TO READ AS  
 20 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) A written  
 21 interpretation issued under section 2 of this chapter binds the interested  
 22 person and the county or municipality with whom the interested person  
 23 has the dispute until the written interpretation is overruled in a  
 24 proceeding under IC 4-21.5.

25 (b) For purposes of IC 4-21.5, the ~~commission~~ **department** is the  
 26 ultimate authority regarding a written interpretation issued under  
 27 section 2 of this chapter.

28 SECTION 350. IC 22-13-5-4, AS AMENDED BY THE  
 29 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL  
 30 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2027]: Sec. 4. (a) A written interpretation of a building law or  
 32 fire safety law binds all counties and municipalities if the state building  
 33 commissioner publishes the written interpretation of the building law  
 34 or fire safety law in the Indiana Register under IC 4-22-7-7(b). For  
 35 purposes of IC 4-22-7-7, a written interpretation of a building law or  
 36 fire safety law published by the state building commissioner is  
 37 considered adopted by an agency.

38 (b) A written interpretation of a building law or fire safety law  
 39 published under subsection (a) binds all counties and municipalities  
 40 until the earlier of the following:

41 (1) The general assembly enacts a statute that substantively  
 42 changes the building law or fire safety law interpreted or voids the



- 1 written interpretation.
- 2 (2) The ~~commission~~ **department** adopts a rule under IC 4-22-2 to
- 3 state a different interpretation of the building law or fire safety
- 4 law.
- 5 (3) The written interpretation is found to be an erroneous
- 6 interpretation of the building law or fire safety law in a judicial
- 7 proceeding.
- 8 (4) The state building commissioner publishes a different written
- 9 interpretation of the building law or fire safety law.
- 10 (c) The department or the state building commissioner shall create
- 11 an electronic data base for the purpose of cataloging all available
- 12 variance rulings by ~~the commission~~ or the department for the purpose
- 13 of making the information available to the public on the ~~Internet web~~
- 14 ~~site~~ **website** of the department or the state building commissioner.
- 15 SECTION 351. IC 22-14-2-5, AS AMENDED BY P.L.187-2021,
- 16 SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 17 JULY 1, 2027]: Sec. 5. (a) The department shall carry out a program to
- 18 provide public information concerning fire prevention and maintain
- 19 data and statistics concerning fires and fire prevention activities.
- 20 (b) The department shall provide a copy of the fire safety rules
- 21 adopted by the ~~commission~~ **department** to the chief of each fire
- 22 department. The department may exclude, from the rules distributed
- 23 under this subsection, any text that is incorporated by reference into the
- 24 rules published in the Indiana Administrative Code.
- 25 SECTION 352. IC 22-14-3-4, AS AMENDED BY P.L.187-2021,
- 26 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 27 JULY 1, 2027]: Sec. 4. (a) The department may modify an amusement
- 28 and entertainment permit with a special event endorsement that covers
- 29 one (1) or more events not specified in the initial permit.
- 30 (b) To qualify for a special event endorsement, an applicant must:
- 31 (1) provide the information required by the ~~commission;~~
- 32 **department;**
- 33 (2) demonstrate through an inspection that the special events
- 34 covered by the application will be conducted in compliance with
- 35 applicable fire safety laws; and
- 36 (3) pay the inspection fee set under IC 22-12-6-7.
- 37 SECTION 353. IC 22-14-7-17, AS ADDED BY P.L.82-2008,
- 38 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 39 JULY 1, 2027]: Sec. 17. The ~~commission~~ **department** may adopt a
- 40 subsequent ASTM Standard Test Method for Measuring the Ignition
- 41 Strength of Cigarettes upon a finding that the subsequent method does
- 42 not result in a change in the percentage of full length burns exhibited



1 by any tested cigarette when compared to the percentage of full length  
 2 burns the same cigarette would exhibit when tested in accordance with  
 3 ASTM Standard E2187-04 and the performance standard in section  
 4 13(c) of this chapter.

5 SECTION 354. IC 22-14-7-21, AS ADDED BY P.L.82-2008,  
 6 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 2027]: Sec. 21. (a) Except as provided in subsection (d), each  
 8 manufacturer shall submit to the state fire marshal a written  
 9 certification attesting that:

- 10 (1) each cigarette listed in the certification has been tested as  
 11 required under section 13 or 15 of this chapter; and  
 12 (2) each cigarette listed in the certification meets the performance  
 13 standard in section 13(c) or 15 of this chapter.

14 (b) Each cigarette listed in the certification must include the  
 15 following information:

- 16 (1) Brand, or trade name on the package.  
 17 (2) Style, such as light or ultra light.  
 18 (3) Length in millimeters.  
 19 (4) Circumference in millimeters.  
 20 (5) Flavor, such as menthol, if applicable.  
 21 (6) Filter or nonfilter.  
 22 (7) Package description, such as soft pack or box.  
 23 (8) Marking under section 23 of this chapter.  
 24 (9) The name, address, and telephone number of the laboratory,  
 25 if different than the manufacturer that conducted the test.  
 26 (10) The date that the testing occurred.

27 (c) The certifications must be made available to the attorney general  
 28 for purposes consistent with this chapter and the department of state  
 29 revenue and the alcohol and tobacco commission for the purposes of  
 30 ensuring compliance with this section.

31 (d) Notwithstanding subsection (a), the state fire marshal may  
 32 accept as evidence of compliance with this chapter a certification  
 33 issued to:

- 34 (1) the New York State Department of State's Office of Fire  
 35 Prevention and Control; or  
 36 (2) the responsible entity of another state that has:  
 37 (A) substantially equivalent certification requirements relating  
 38 to reduced ignition propensity cigarettes; and  
 39 (B) the same test method and performance standard  
 40 requirements as provided in sections 13 and 15 of this chapter.

41 (e) Each cigarette listed in a certification submitted under this  
 42 section must be recertified every three (3) years.



1 (f) For each brand family listed in a certification submitted under  
 2 subsection (a) or (d), a manufacturer shall pay a fee to the state fire  
 3 marshal of eight hundred dollars (\$800). The state fire marshal may  
 4 adjust the fee every three (3) years to ensure that the fee defrays the  
 5 actual costs of the processing, testing, enforcement, and oversight  
 6 activities required by this chapter under rules adopted by the ~~fire~~  
 7 ~~prevention and building safety commission~~ **department**. However, the  
 8 fee for each brand family may not exceed one thousand dollars  
 9 (\$1,000).

10 (g) If a manufacturer has certified a cigarette under this section, and  
 11 after submitting the certification, makes a change to the cigarette that  
 12 is likely to alter the cigarette's compliance with the reduced cigarette  
 13 ignition propensity standards required by this chapter, that cigarette  
 14 may not be sold or offered for sale in Indiana until the manufacturer  
 15 retests the cigarette under the testing standards in section 13 or 15 of  
 16 this chapter and maintains records of that retesting as required by  
 17 section 16 of this chapter. An altered cigarette that does not meet the  
 18 performance standard in section 13 or 15 of this chapter may not be  
 19 sold in Indiana.

20 SECTION 355. IC 22-14-7-29, AS ADDED BY P.L.82-2008,  
 21 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2027]: Sec. 29. The ~~commission~~ **department** may adopt rules  
 23 under IC 4-22-2 to implement this chapter.

24 SECTION 356. IC 22-14-8-2, AS ADDED BY P.L.217-2023,  
 25 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2027]: Sec. 2. As used in this chapter, "NFPA 855" refers to:

- 27 (1) the 2023 edition of NFPA 855, Standard for the Installation of  
 28 Stationary Energy Storage Systems, as adopted by the National  
 29 Fire Protection Association; or  
 30 (2) if the ~~commission~~ **department** adopts a rule under IC 4-22-2  
 31 to amend:

32 (A) the 2023 edition; or

33 (B) any subsequent edition;

34 of NFPA 855, the version of NFPA 855 as amended by the  
 35 ~~commission~~ **department**.

36 SECTION 357. IC 22-14-8-7, AS ADDED BY P.L.217-2023,  
 37 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2027]: Sec. 7. The total capacity of the batteries contained  
 39 within a single enclosure in:

- 40 (1) a utility scale battery energy storage system installation of  
 41 which is subject to department approval under section 4(a)(1) of  
 42 this chapter; or



1 (2) an installation added to an existing utility scale battery energy  
 2 storage system in an expansion for which department approval is  
 3 required under section 4(a)(2) of this chapter;  
 4 may not exceed ten (10) megawatt hours unless authorized under rules  
 5 adopted by the ~~commission~~ **department** under this chapter.

6 SECTION 358. IC 22-14-8-10, AS AMENDED BY P.L.93-2024,  
 7 SECTION 166, IS AMENDED TO READ AS FOLLOWS  
 8 [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) The ~~commission~~  
 9 **department** may adopt rules under IC 4-22-2 to implement this chapter  
 10 and to specify standards for the installation and operation of utility  
 11 scale battery energy storage systems consistent with:

- 12 (1) this chapter; and  
 13 (2) NFPA 855.

14 (b) Rules adopted by the ~~commission~~ **department** under subsection  
 15 (a) must include standards for:

- 16 (1) chemical spill prevention and control; and  
 17 (2) appropriate setbacks from surface water resources;

18 for the installation and expansion of utility scale battery energy storage  
 19 systems, as necessary to protect soil and surface water resources from  
 20 chemicals contained in or produced by utility scale battery energy  
 21 storage systems. In establishing the standards described in this  
 22 subsection, the ~~commission~~ **department** shall consult with the  
 23 department of environmental management or the department of natural  
 24 resources, as appropriate.

25 SECTION 359. IC 22-15-1-2, AS AMENDED BY P.L.22-2005,  
 26 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2027]: Sec. 2. (a) This section applies to a provision of this  
 28 article, **IC 22-12, IC 22-13, IC 22-14, or a rule of the department**  
 29 that requires an applicant for a **release**, certification, registration,  
 30 permit, approval, or other license to:

- 31 (1) demonstrate that the person is in compliance with all building  
 32 laws, fire safety laws, or equipment laws; or  
 33 (2) submit proof **or certify** that a person is acting or will act in  
 34 conformity with all building laws, fire safety laws, or equipment  
 35 laws.

36 (b) Compliance with **either**:

- 37 (1) the conditions of a variance issued under IC 22-13-2-11; **or**  
 38 (2) **an authorization made under IC 22-13-2-15;**

39 shall be treated under this article as compliance with the building law,  
 40 fire safety law, or equipment law from which the variance **or**  
 41 **authorization** is granted.

42 SECTION 360. IC 22-15-2-5.5, AS AMENDED BY P.L.187-2021,



1 SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]: Sec. 5.5. (a) The governor shall appoint a state  
3 building commissioner. The state building commissioner shall serve:

- 4 (1) at the pleasure of the governor; and  
5 (2) as a full-time employee of the department of homeland  
6 security established by IC 10-19-2-1.

7 (b) The state building commissioner must be a registered or licensed  
8 design professional under IC 25-4 or ~~IC 25-3~~, **IC 25-4-3**, as  
9 appropriate, with at least ten (10) years of experience in the building  
10 trades industry.

11 SECTION 361. IC 22-15-2-6, AS AMENDED BY P.L.187-2021,  
12 SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13 JULY 1, 2027]: Sec. 6. (a) To carry out the department's  
14 responsibilities, the department or an employee or another agent of the  
15 department may:

- 16 (1) exercise any program of supervision that is approved by the  
17 ~~commission~~, **department**, if the responsibility involves the  
18 administration or enforcement of a building law;  
19 (2) enter and inspect any property, at a reasonable hour;  
20 (3) issue and enforce administrative orders under IC 22-12-7 and  
21 apply for judicial orders under IC 22-12-7-13; and  
22 (4) cooperate with law enforcement officers and political  
23 subdivisions that have jurisdiction over a matter.

24 (b) To carry out the state building commissioner's responsibilities,  
25 the state building commissioner shall issue a written interpretation of  
26 any building law under IC 22-13-5.

27 SECTION 362. IC 22-15-3-1, AS AMENDED BY P.L.187-2021,  
28 SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 JULY 1, 2027]: Sec. 1. (a) The state building commissioner or a city,  
30 town, or county certified under subsection (d) shall issue a design  
31 release for the construction of a Class 1 structure to an applicant who  
32 qualifies under section 2 or 3 of this chapter.

33 (b) The state building commissioner shall issue a design release for  
34 the fabrication of an industrial building system or mobile structure  
35 under section 4 of this chapter.

36 (c) A design release issued under this chapter expires on the date  
37 specified in the rules adopted by the ~~commission~~, **department**.

38 (d) The ~~commission~~ **department** may certify a city, town, or county  
39 as qualified to issue design releases, if the city, town, or county:

- 40 (1) is competent under the ~~commission's~~ **department's** objective  
41 criteria; and  
42 (2) has adopted the rules of the ~~commission~~ **department** under



1 IC 22-13-2-3.

2 (e) A city, town, or county that is certified by the ~~commission~~  
3 **department** under subsection (d) may issue design releases. A design  
4 release issued by a certified city, town, or county must be:

5 (1) in accordance with the ~~commission's department's~~ objective  
6 criteria; and

7 (2) for a construction type for which the city, town, or county is  
8 certified.

9 All records held by a certified city, town, or county that pertain to the  
10 design release must be submitted to the department to be held in a  
11 central repository.

12 SECTION 363. IC 22-15-3-2, AS AMENDED BY P.L.187-2021,  
13 SECTION 100, IS AMENDED TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 2027]: Sec. 2. To qualify for a design release  
15 under this section, an applicant must:

16 (1) demonstrate, through the submission of plans and  
17 specifications for the construction covered by the application, that  
18 the construction will comply with all applicable building laws and  
19 fire safety laws;

20 (2) pay the fees set under IC 22-12-6-6;

21 (3) have the plans and specifications:

22 (A) prepared by a registered architect or professional engineer  
23 who is:

24 (i) competent to design the construction covered by the  
25 application as determined by the department; and

26 (ii) registered under ~~IC 25-4 or IC 25-31~~; **IC 25-4-1 or**  
27 **IC 25-4-3**;

28 (B) include on each page of all drawings and the title page of  
29 all specifications the seal of the registered architect or  
30 professional engineer described by clause (A) or the person's  
31 technical or professional staff; and

32 (C) filed by the registered architect or professional engineer  
33 described by clause (A) or the person's technical or  
34 professional staff; and

35 (4) submit a certificate prepared on a form provided by the  
36 department and sworn or affirmed under penalty of perjury by the  
37 registered architect or professional engineer described in  
38 subdivision (3)(A):

39 (A) providing an estimate of the cost of the construction  
40 covered by the application, its square footage, and any other  
41 information required under the rules of the ~~commission~~;  
42 **department**;



- 1 (B) stating that the plans and specifications submitted for the  
 2 application were prepared either by or under the immediate  
 3 supervision of the person making the statement;  
 4 (C) stating that the plans and specifications submitted for the  
 5 application provide for construction that will meet all building  
 6 laws; and  
 7 (D) stating that the construction covered by the application  
 8 will be subject to inspection at intervals appropriate to the  
 9 stage of the construction by a registered architect or  
 10 professional engineer identified in the statement for the  
 11 purpose of determining in general if work is proceeding in  
 12 accordance with the released plans and specifications.

13 SECTION 364. IC 22-15-3-3, AS AMENDED BY P.L.87-2020,  
 14 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 15 JULY 1, 2027]: Sec. 3. (a) This section applies only to an application  
 16 for a design release to construct:

- 17 (1) a Class 1 structure with thirty thousand (30,000) or fewer  
 18 cubic feet of space;  
 19 (2) an addition to a Class 1 structure, if the addition adds thirty  
 20 thousand (30,000) or fewer cubic feet of space;  
 21 (3) an alteration to a Class 1 structure, if the alteration does not  
 22 involve changes affecting the structural safety of the Class 1  
 23 structure; or  
 24 (4) an installation or alteration of an automatic fire sprinkler  
 25 system in a Class 1 structure by persons qualified pursuant to  
 26 rules set forth by the ~~fire prevention and building safety~~  
 27 ~~commission~~ **department**.

28 (b) The design release requirements under subsection (c) do not  
 29 apply for any construction that is otherwise exempted under 675  
 30 IAC 12-6-4(b), even if the construction is:

- 31 (1) a part of;  
 32 (2) supplemental to; or  
 33 (3) an accessory of;

34 any other construction that would otherwise require a design release.

35 (c) To qualify for a design release under this section, an applicant  
 36 must do the following:

- 37 (1) Demonstrate, through the submission of plans and  
 38 specifications for the construction covered by the application, that  
 39 the construction will comply with all applicable building laws and  
 40 fire safety laws.  
 41 (2) Pay the fees set under IC 22-12-6-6.

42 SECTION 365. IC 22-15-3-4, AS AMENDED BY P.L.22-2005,



1 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]: Sec. 4. (a) This section applies to a design release for  
3 the fabrication of a model or other series of similar industrialized  
4 building systems or mobile structures.

5 (b) To qualify for a design release under this section, an applicant  
6 must:

7 (1) demonstrate, through the submission of plans and  
8 specifications for the construction covered by the application, that  
9 the construction will comply with all applicable building laws and  
10 fire safety laws;

11 (2) have the submitted plans and specifications prepared by an  
12 architect registered under IC 25-4 or a professional engineer  
13 registered under ~~IC 25-31~~, **IC 25-4-3**, if required under the rules  
14 adopted by the ~~commission~~; **department**; and

15 (3) pay the fees set under IC 22-12-6-6.

16 SECTION 366. IC 22-15-3-5, AS AMENDED BY P.L.187-2021,  
17 SECTION 101, IS AMENDED TO READ AS FOLLOWS  
18 [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) This section does not  
19 authorize a variance from any rule adopted by the ~~commission~~:  
20 **department**.

21 (b) The rules adopted by the ~~commission~~ **department** do not  
22 prevent the use of:

23 (1) materials;

24 (2) methods of construction; or

25 (3) design procedures;

26 if they are not specifically prohibited in the rules and if they are  
27 approved under subsection (c).

28 (c) The state fire marshal and the department may, in the review of  
29 an application for a design release, consider as evidence of compliance  
30 with the rules adopted by the ~~commission~~ **department** any evaluation  
31 report that:

32 (1) contains limitations, conditions, or standards for alternative  
33 materials, methods of construction, or design procedures; and

34 (2) is published by an independent, nationally recognized testing  
35 laboratory or other organization that is approved under the rules  
36 adopted by the ~~commission~~: **department**.

37 SECTION 367. IC 22-15-3-7 IS AMENDED TO READ AS  
38 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) This section does  
39 not apply to construction that is exempted from this section in the rules  
40 adopted by the ~~commission~~ **under IC 22-13-4**: **department**.

41 (b) This section applies to the following:

42 (1) Each person who engages in the construction.



- 1 (2) Each person who has control over the construction.
- 2 (3) Each person who has control over the Class 1 structure
- 3 industrialized building system or mobile home that is constructed.
- 4 (c) A person described in subsection (b) commits a Class C
- 5 infraction if:
- 6 (1) a Class 1 structure is constructed, or construction is begun, at
- 7 the site where it is to be used; and
- 8 (2) no design release issued under section 2 or 3 of this chapter
- 9 covers the construction.
- 10 (d) A person described in subsection (b) commits a Class C
- 11 infraction if:
- 12 (1) an industrialized building system or a mobile structure is
- 13 fabricated; and
- 14 (2) no design release issued under section 4 of this chapter covers
- 15 the fabrication.
- 16 SECTION 368. IC 22-15-3.2-3, AS ADDED BY P.L.218-2014,
- 17 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 18 JULY 1, 2027]: Sec. 3. As used in this chapter, "design professional"
- 19 means:
- 20 (1) an architect registered under IC 25-4-1; or
- 21 (2) a professional engineer registered under ~~IC 25-3-1~~ **IC 25-4-3**.
- 22 SECTION 369. IC 22-15-3.2-7, AS AMENDED BY P.L.238-2025,
- 23 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 24 JULY 1, 2027]: Sec. 7. (a) A design release shall be issued to an
- 25 applicant without a plan review if:
- 26 (1) the applicant submits a complete application and ~~(2)~~ the
- 27 department does not select the application for a plan review under
- 28 this section; **or**
- 29 **(2) the applicant self-certifies as provided in IC 22-15-3.5.**
- 30 (b) The department may select any application for design release to
- 31 be subject to a plan review. The department has complete discretion in
- 32 the criteria used by the department to select a design release
- 33 application for a plan review. A criterion used by the department may
- 34 be whether the design professional has received disciplinary sanctions
- 35 under IC 25-1-11-12 within the preceding five (5) years.
- 36 (c) Not later than July 1, ~~2025~~, **2027**, the department shall identify
- 37 and publish a **complete** list of ~~projects~~ **the types of plans** that qualify
- 38 under subsection ~~(a)(2)~~ **(a)(1)** for release without a plan review.
- 39 SECTION 370. IC 22-15-3.2-11, AS AMENDED BY P.L.187-2021,
- 40 SECTION 109, IS AMENDED TO READ AS FOLLOWS
- 41 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) This section applies if the
- 42 results of a plan review reveal that a design professional knowingly or



1 recklessly submitted plans or specifications containing one (1) or more  
 2 violations of the rules of the ~~commission~~ **department** that are  
 3 determined by the department ~~and the commission~~ to pose a wanton  
 4 and willful disregard for the public health, safety, or welfare.

5 (b) The provisions regarding the time limitations for review and  
 6 notice under this chapter do not apply, and the department is not  
 7 required to issue a design release and confirmation number for  
 8 providing notice. The department shall send written notice of its  
 9 determination to:

10 (1) the design professional's licensing or registration authority  
 11 under IC 25-4-1 or ~~IC 25-3-1~~, **IC 25-4-3**, as appropriate, for the  
 12 purpose of conducting a hearing under IC 4-21.5 to determine if  
 13 action under IC 4-21.5-3-8 is appropriate;

14 (2) the design professional; and

15 (3) the project owner or general contractor on whose behalf the  
 16 application was submitted.

17 (c) An applicant that receives notice under subsection (b) may  
 18 withdraw the application and submit a new application and plans to the  
 19 department that are prepared by a different design professional.  
 20 Withdrawal of an application does not affect any disciplinary action  
 21 against the professional of record that prepared the plans described in  
 22 subsection (a).

23 SECTION 371. IC 22-15-3.5 IS ADDED TO THE INDIANA  
 24 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS  
 25 [EFFECTIVE JULY 1, 2027]:

26 **Chapter 3.5. Self-certification by Design Professional**

27 **Sec. 1. The definitions in IC 22-15-3.2 apply throughout this**  
 28 **chapter.**

29 **Sec. 2. (a) Notwithstanding any other law, an applicant for a**  
 30 **construction project requiring a design release for a Class 1**  
 31 **structure under IC 22-15-3 may satisfy the design release**  
 32 **requirement through self-certification.**

33 **(b) Self-certification may be used only for projects that are**  
 34 **required to be signed and sealed by an Indiana registered design**  
 35 **professional. The department may exclude projects from**  
 36 **self-certification that involve high-hazard occupancies, essential**  
 37 **facilities, or other structures determined to pose an elevated risk**  
 38 **to life safety.**

39 **Sec. 3. To self-certify a project, an applicant for a design release**  
 40 **must:**

41 **(1) be an Indiana registered design professional in good**  
 42 **standing with the applicable registration board;**



- 1           (2) be a registered design professional for at least five (5)
- 2           years;
- 3           (3) have completed at least five (5) projects in Indiana as the
- 4           registered design professional of record or as the registered
- 5           design professional responsible for the production of the
- 6           construction documents; and
- 7           (4) maintain professional liability insurance of at least five
- 8           hundred thousand dollars (\$500,000) per claim and one
- 9           million dollars (\$1,000,000) aggregate.
- 10          **Sec. 4.** The department shall develop an electronic application
- 11          form for self-certifying applicants.
- 12          **Sec. 5.** The certifying design professional shall:
- 13               (1) perform a comprehensive review of the construction
- 14               documents; and
- 15               (2) submit to the department a signed certification, under
- 16               penalty of perjury, affirming that the plans comply with all
- 17               applicable state building codes and rules.
- 18          **Sec. 6. (a)** Upon receipt of a complete certification and required
- 19          documentation, the department shall, not later than the next
- 20          business day, provide to the applicant:
- 21               (1) a copy of the design release; or
- 22               (2) a confirmation number that serves as a temporary design
- 23               release until the applicant receives a copy of the design
- 24               release.
- 25          **(b)** A design release or a temporary design release provided
- 26          under subsection (a) is subject to a technical plan review. The
- 27          department must provide notice of any design deficiencies
- 28          identified through the technical plan review not later than thirty
- 29          (30) days after the department responds to the applicant under
- 30          subsection (a).
- 31          **Sec. 7.** The department shall:
- 32               (1) require corrective action for noncompliance;
- 33               (2) revoke or suspend a professional's authority to provide
- 34               certifications for a failure to take corrective action; and
- 35               (3) refer violations to the appropriate licensing board or
- 36               impose civil penalties as authorized by law.
- 37          **Sec. 8.** The department may collect plan review fees for projects
- 38          that are released without a plan review.
- 39          **Sec. 9.** Nothing in this chapter limits the authority of state or
- 40          local inspection officials to conduct inspections or enforce
- 41          compliance during construction.
- 42          **Sec. 10.** An applicant who is qualified to self-certify may apply



1 **for a design release under:**

2 **(1) this chapter; or**

3 **(2) IC 22-15-3.**

4 SECTION 372. IC 22-15-4-1, AS AMENDED BY P.L.187-2021,  
5 SECTION 112, IS AMENDED TO READ AS FOLLOWS  
6 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The department shall certify  
7 an industrialized building system for use in Indiana to an applicant who  
8 qualifies under this section. If an applicant qualifies for certification  
9 under this section, the department shall provide the applicant with a  
10 seal for the certified industrial building system.

11 (b) To qualify for a certification under this section, an applicant  
12 must:

13 (1) submit proof that the department has issued a design release  
14 under IC 22-15-3 for the model or series of industrialized building  
15 systems being constructed;

16 (2) demonstrate, in an in-plant inspection, that the industrialized  
17 building system covered by the application has been constructed  
18 in conformity with all applicable building laws and fire safety  
19 laws; and

20 (3) pay the fee set by the ~~commission~~ **department** under  
21 IC 22-12-6-6.

22 (c) The exemption under IC 22-13-4-2 applies to an industrialized  
23 building system certified under this section.

24 SECTION 373. IC 22-15-4-2, AS AMENDED BY P.L.187-2021,  
25 SECTION 113, IS AMENDED TO READ AS FOLLOWS  
26 [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department shall certify  
27 a mobile structure for sale and use in Indiana for an applicant who  
28 qualifies under this section. If an applicant qualifies for certification  
29 under this section, the department shall provide the applicant with a  
30 seal for the certified mobile structure.

31 (b) To qualify for certification under this section, an applicant must:

32 (1) submit proof that the department has issued a design release  
33 under IC 22-15-3 for the model or series of mobile structures  
34 being constructed;

35 (2) demonstrate, in an in-plant inspection, that the mobile  
36 structure covered by the application has been constructed in  
37 conformity with all applicable building laws and fire safety laws;

38 (3) certify in an affidavit that a seal provided by the department  
39 will not be attached to a mobile structure that does not conform  
40 to the requirements adopted by the ~~commission~~ **department** in its  
41 rules; and

42 (4) pay the fee set by the ~~commission~~ **department** under



1 IC 22-12-6-6.

2 (c) The exemption under IC 22-13-4-2 applies to a mobile structure  
3 certified under this chapter.

4 SECTION 374. IC 22-15-4-3 IS AMENDED TO READ AS  
5 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. The ~~commission~~  
6 **department** may authorize any qualified person to conduct inspections  
7 and issue certifications under this chapter.

8 SECTION 375. IC 22-15-4-5 IS AMENDED TO READ AS  
9 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. A person who offers  
10 to sell or sells for money or other consideration a mobile structure that:

11 (1) is manufactured after:

12 (A) January 1, 1972, if the mobile structure is designed to be  
13 a dwelling; or

14 (B) June 30, 1987, if the mobile structure is not designed to be  
15 a dwelling; and

16 (2) is kept or transported without:

17 (A) a seal issued under IC 9-8-1.5 (before its repeal on July 1,  
18 1987) or section 2 or 4 of this chapter; and

19 (B) an affidavit from the manufacturer (if the mobile structure  
20 was manufactured in Indiana or the mobile structure was  
21 manufactured outside Indiana and has not been used by its  
22 owner) or a dealer who has sold at least three (3) mobile  
23 structures in the previous twelve (12) month period (if the  
24 mobile structure was manufactured outside Indiana and the  
25 mobile structure has been used by its owner) that states that  
26 the mobile structure meets or exceeds the applicable  
27 requirements adopted by the ~~commission~~ **department** in its  
28 rules or an agreement under IC 22-13-2-12;

29 commits a Class C infraction.

30 SECTION 376. IC 22-15-4-6, AS AMENDED BY P.L.187-2021,  
31 SECTION 114, IS AMENDED TO READ AS FOLLOWS  
32 [EFFECTIVE JULY 1, 2027]: Sec. 6. A person who offers to sell or  
33 sells a mobile structure that:

34 (1) was certified under IC 9-8-1.5 (before its repeal on July 1,  
35 1987) or certified by the department under section 2 or 4 of this  
36 chapter; and

37 (2) has been altered or converted in violation of a rule adopted by  
38 the ~~commission~~; **department**;

39 commits a Class C infraction.

40 SECTION 377. IC 22-15-5-1, AS AMENDED BY P.L.187-2021,  
41 SECTION 115, IS AMENDED TO READ AS FOLLOWS  
42 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The department shall issue a



1 regulated lifting device installation or alteration permit to an applicant  
2 who qualifies under this section.

3 (b) To qualify for a permit under this section, an applicant must  
4 meet the following requirements:

5 (1) Demonstrate through the submission of complete plans,  
6 including:

7 (A) copies of specifications and accurately scaled and fully  
8 dimensioned plans showing the location of the installation in  
9 relation to the plans and elevation of the building;

10 (B) plans showing the location of the machine room and the  
11 equipment to be installed, relocated, or altered;

12 (C) plans showing the structural supporting members,  
13 including foundations; and

14 (D) a specification of all materials employed and loads to be  
15 supported or conveyed;

16 that the installation or alteration covered by the application will  
17 comply with all applicable equipment laws. All plans and  
18 specifications must be sufficiently complete to illustrate all details  
19 of construction and design.

20 (2) Pay the fee set under IC 22-12-6-6(a)(7).

21 (3) Be the holder of a current elevator contractor license, if  
22 applicable, as set forth under IC 22-15-5-7.

23 (c) A copy of the permit shall be kept at the construction site at all  
24 times while the work is in progress.

25 (d) The regulated lifting device must be installed or altered in  
26 compliance with:

27 (1) applicable codes; and

28 (2) the details of the application, plans, specifications, and  
29 conditions of the permit.

30 (e) The regulated lifting device must be installed or altered under  
31 the direction and control of a licensed contractor. The elevator  
32 contractor does not have to be present at the site.

33 (f) The responsibilities of the department under this section may be  
34 carried out by a political subdivision that is approved by the  
35 ~~commission~~ **department** under IC 22-13-2-10.

36 SECTION 378. IC 22-15-5-3, AS AMENDED BY P.L.187-2021,  
37 SECTION 116, IS AMENDED TO READ AS FOLLOWS  
38 [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) All regulated lifting devices  
39 shall be registered under this section.

40 (b) The department shall issue a registration for a regulated lifting  
41 device to an applicant who qualifies under this section.

42 (c) To register a regulated lifting device under this section, an



1 applicant must submit, on a form approved by the department, the  
2 following information:

3 (1) Type, rated load and speed, name of manufacturer, location,  
4 and the nature of the use of the regulated lifting device.

5 (2) Any information required under the rules adopted by the  
6 ~~commission~~ **department**.

7 SECTION 379. IC 22-15-5-4, AS AMENDED BY P.L.187-2021,  
8 SECTION 117, IS AMENDED TO READ AS FOLLOWS  
9 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall carry  
10 out a program for the periodic inspection of regulated lifting devices  
11 being operated in Indiana. A regulated lifting device may not be  
12 operated without an operating certificate that covers the operation of  
13 the regulated lifting device.

14 (b) A permit issued under this section expires on the earlier of:

15 (1) one (1) year after issuance; or

16 (2) when the regulated lifting device is altered.

17 (c) After a regulated lifting device has been installed or altered, an  
18 applicant shall apply for an initial operating certificate. The department  
19 shall issue an initial operating certificate for a regulated lifting device  
20 if:

21 (1) the applicant demonstrates:

22 (A) through an acceptance inspection made by an elevator  
23 inspector licensed under section 11 of this chapter that the  
24 regulated lifting device covered by the application complies  
25 with the laws governing its construction, repair, maintenance,  
26 and operation; and

27 (B) that the applicant has paid the fee set under  
28 IC 22-12-6-6(a)(7); and

29 (2) the department verifies, through an inspection, that the  
30 regulated lifting device complies with the laws governing the  
31 construction, repair, maintenance, and operation of the regulated  
32 lifting device.

33 (d) The department shall issue a renewal operating certificate if the  
34 applicant:

35 (1) demonstrates through the completion of applicable safety tests  
36 that the regulated lifting device complies with the laws governing  
37 the construction, repair, maintenance, and operation of the  
38 regulated lifting device;

39 (2) submits results of all applicable safety tests, including failed  
40 safety tests for the regulated lifting device; and

41 (3) has paid the fee set under IC 22-12-6-6(a)(7).

42 (e) The department may issue a temporary operating permit to an



1 applicant under this section who does not comply with subsection  
 2 (c)(1)(A) for a new or altered regulated lifting device or subsection  
 3 (d)(1) for an existing unaltered regulated lifting device. The applicant  
 4 must pay the fee set under IC 22-12-6-6(a)(7) to qualify for the  
 5 temporary operating permit. Except as provided in subsection (f), the  
 6 permit, including all renewal periods, is limited to sixty (60) days.

7 (f) The department may renew a temporary operating permit issued  
 8 under subsection (e) for thirty (30) day periods during the construction  
 9 of a building if the regulated lifting device is used for the transportation  
 10 of construction personnel, tools, and materials.

11 (g) The responsibilities of the department under this section may be  
 12 carried out by a political subdivision that is approved by the  
 13 **commission department** under IC 22-13-2-10.

14 (h) A copy of the operating certificate shall be displayed in or on  
 15 each regulated lifting device or in an associated machine room. In  
 16 addition to the requirements of this subsection, the two-dimensional bar  
 17 code assigned to an elevator shall be displayed in or on each elevator  
 18 in a location that is easily viewed and scanned by a person riding on the  
 19 elevator.

20 (i) A licensed elevator mechanic shall perform the maintenance on  
 21 a regulated lifting device.

22 SECTION 380. IC 22-15-5-6, AS AMENDED BY P.L.2-2007,  
 23 SECTION 309, IS AMENDED TO READ AS FOLLOWS  
 24 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The following definitions  
 25 apply to sections 7 through 16 of this chapter:

26 (1) "Competency examination" means an examination that  
 27 thoroughly tests the scope of the knowledge and skill of the  
 28 applicant for the license.

29 (2) "Elevator apprentice" means an individual who works under  
 30 the direct supervision of a licensed elevator mechanic. The term  
 31 includes an individual commonly known as an elevator helper  
 32 while working under the direct supervision of a licensed elevator  
 33 mechanic.

34 (3) "Elevator contractor" means a person who alone or with other  
 35 persons, constructs, repairs, alters, remodels, adds to, subtracts  
 36 from, or improves a regulated lifting device and who is  
 37 responsible for substantially all the regulated lifting devices  
 38 within the entire project, or who fabricates elevator lifting devices  
 39 substantially completed and ready for installation.

40 (4) "Elevator inspector" means an individual who conducts the  
 41 acceptance inspection of a regulated lifting device required by  
 42 section 4(c)(1)(A) of this chapter.



- 1 (5) "Elevator mechanic" means an individual who engages in the  
 2 construction, reconstruction, alteration, maintenance, mechanical,  
 3 or electrical work or adjustments of a regulated lifting device.  
 4 (6) "License" means a certificate issued by the department that  
 5 confers upon the holder the privilege to act as an elevator  
 6 contractor, elevator inspector, or elevator mechanic.  
 7 (7) "Licensing program" means the program for licensing elevator  
 8 contractors, elevator inspectors, and elevator mechanics  
 9 established under this section and sections 7 through 16 of this  
 10 chapter.  
 11 (8) "Municipality" has the meaning set forth in IC 36-1-2-11.  
 12 (9) "Person" means:  
 13 (A) a natural person;  
 14 (B) the partners or members of a partnership or a limited  
 15 partnership;  
 16 (C) a state educational institution; or  
 17 (D) a corporation or the officers, directors, and employees of  
 18 the corporation.  
 19 (10) "Practitioner" means a person that holds:  
 20 (A) an unlimited license;  
 21 (B) a limited or probationary license;  
 22 (C) a temporary license;  
 23 (D) an emergency license; or  
 24 (E) an inactive license.  
 25 (b) The ~~commission and the~~ department shall establish a program  
 26 to license elevator contractors, elevator mechanics, and elevator  
 27 inspectors.  
 28 (c) The department shall issue a license as an elevator contractor, an  
 29 elevator mechanic, or an elevator inspector to a person who qualifies  
 30 and complies with the provisions of the licensing program. A person  
 31 who receives a license under this chapter is subject to the supervision  
 32 and control of the department.  
 33 (d) The department may contract with public and private  
 34 institutions, agencies, businesses, and organizations to implement all  
 35 or part of its duties established under this chapter.  
 36 (e) The ~~commission department~~ may adopt rules under IC 4-22-2  
 37 to implement the licensing program.  
 38 SECTION 381. IC 22-15-5-7, AS AMENDED BY P.L.230-2019,  
 39 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 7. (a) An individual may not act as an elevator  
 41 contractor unless the individual:  
 42 (1) holds an elevator contractor license issued under this chapter;



- 1 or  
 2 (2) is an employee of a partnership, a limited partnership, a  
 3 corporation, or a state educational institution that holds an  
 4 elevator contractor license issued under this chapter.  
 5 (b) A partnership, a limited partnership, a corporation, or a state  
 6 educational institution may not act as an elevator contractor unless it  
 7 holds an elevator contractor license issued under this chapter.  
 8 (c) An individual who is an applicant for an elevator contractor  
 9 license shall:  
 10 (1) hold a valid elevator contractor license issued by another state  
 11 that has a licensing program that, as determined by the  
 12 department, ~~or the commission~~, is equivalent to the elevator  
 13 contractor licensing program established under this chapter; or  
 14 (2) except as otherwise provided, satisfy both of the following  
 15 requirements:  
 16 (A) Have at least five (5) years of documented work  
 17 experience in the elevator industry in construction,  
 18 maintenance, and service or repair in Indiana.  
 19 (B) Successfully complete a written competency examination  
 20 approved by the ~~commission~~ **department**.  
 21 (d) A corporation or a state educational institution that is an  
 22 applicant for an elevator contractor license must have at least one (1)  
 23 officer or employee of the corporation or a state educational institution  
 24 that holds a valid elevator contractor license issued under this chapter.  
 25 A license granted to a corporation or a state educational institution to  
 26 act as an elevator contractor under this chapter becomes invalid when  
 27 an officer or employee of the corporation or state educational  
 28 institution no longer holds a valid elevator contractor license issued  
 29 under this chapter.  
 30 (e) A partnership or limited partnership that is an applicant for an  
 31 elevator contractor license must have at least one (1) partner or general  
 32 partner that holds a valid elevator contractor license issued under this  
 33 chapter. A license granted to a partnership or limited partnership to act  
 34 as an elevator contractor under this chapter becomes invalid when the  
 35 partner of a partnership or general partner of a limited partnership  
 36 named in the application no longer holds a valid elevator contractor  
 37 license as provided by this chapter.  
 38 SECTION 382. IC 22-15-5-11, AS AMENDED BY P.L.230-2019,  
 39 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 11. (a) An individual may not act as an elevator  
 41 inspector unless the individual holds an elevator inspector license  
 42 issued under this chapter.



1 (b) An individual who is an applicant for an elevator inspector  
 2 license shall meet the standards set forth in American Society of  
 3 Mechanical Engineers (ASME) American National Standard QEI-1  
 4 (Standard for the Qualification of Elevator Inspectors) or other  
 5 nationally accepted standard qualifying authority that the ~~commission~~  
 6 **department** has determined has equivalent requirements as ASME  
 7 QEI-1 for obtaining and retaining certification.

8 (c) An applicant for an initial elevator inspector license must do the  
 9 following:

10 (1) Submit to the department an application provided by the  
 11 department that contains the following information:

12 (A) The name, address, telephone number, and electronic mail  
 13 address of the applicant.

14 (B) Any other information the department requires.

15 (2) Submit to the department any proof of eligibility the  
 16 department requires.

17 (3) Demonstrate proof of insurance as required by section 14 of  
 18 this chapter.

19 (4) Pay the license fee established under IC 22-12-6-6. The  
 20 license fee is nonrefundable and must be paid each time an  
 21 applicant submits an application.

22 (5) Affirm under penalty of perjury that all information provided  
 23 to the department is true to the best of the applicant's knowledge  
 24 and belief.

25 (d) An applicant for a renewal elevator inspector license shall:

26 (1) Submit to the department an application provided by the  
 27 department that contains the following information:

28 (A) The name, address, telephone number, and electronic mail  
 29 address of the applicant.

30 (B) Any other information the department requires.

31 (2) Submit proof of completion of the continuing education  
 32 required by section 15 of this chapter.

33 (3) Demonstrate proof of insurance as required by section 14 of  
 34 this chapter.

35 (4) Pay the license fee established under IC 22-12-6-6. The  
 36 license fee is nonrefundable and must be paid each time an  
 37 applicant submits an application.

38 (5) Affirm under penalty of perjury that all information provided  
 39 to the department is true to the best of the applicant's knowledge  
 40 and belief.

41 (e) An initial elevator inspector license issued under this chapter  
 42 expires on December 31 of the second year after the license was issued.



- 1 (f) A renewal of an elevator inspector license is valid for two (2)  
 2 years.
- 3 (g) An individual who engages in the business of an elevator  
 4 inspector shall carry the individual's license and present the license for  
 5 inspection by a representative of the department upon request.
- 6 (h) If the QEI-1 certification or other certification standard approved  
 7 by the ~~commission~~ **department** that made the individual eligible for an  
 8 inspector license under subsection (b):
- 9 (1) is terminated;  
 10 (2) expires; or  
 11 (3) becomes invalid for any other reason;  
 12 the elevator inspector's license immediately becomes invalid.
- 13 SECTION 383. IC 22-15-5-12, AS AMENDED BY P.L.230-2019,  
 14 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 15 JULY 1, 2027]: Sec. 12. (a) An individual may not act as an elevator  
 16 mechanic unless the individual holds an elevator mechanic license  
 17 issued under this chapter. A license is not required for an elevator  
 18 apprentice.
- 19 (b) An individual who is an applicant for an elevator mechanic  
 20 license must meet one (1) of the following eligibility criteria:
- 21 (1) Hold an active elevator mechanic license issued by a state that  
 22 the ~~commission~~ **department** has determined has a licensing  
 23 program that is at least equivalent to the elevator mechanic  
 24 licensing program established under this chapter.
- 25 (2) Satisfy both of the following:
- 26 (A) Have at least one (1) of the following types of work  
 27 experience or training:
- 28 (i) Have at least three (3) years of documented work  
 29 experience in the elevator industry in construction,  
 30 maintenance, and service or repair.
- 31 (ii) Have at least eighteen (18) months experience in the  
 32 elevator industry in construction, maintenance, and service  
 33 or repair and have at least three (3) years experience in a  
 34 related field that is certified by a licensed elevator  
 35 contractor.
- 36 (iii) Complete an apprenticeship program that is registered  
 37 with the Bureau of Apprenticeship and Training of the  
 38 United States Department of Labor or a state apprenticeship  
 39 program and that the ~~commission~~ **department** determines  
 40 is at least equivalent to three (3) years of work experience in  
 41 the elevator industry in construction, maintenance, and  
 42 service or repair.



- 1 (B) Successfully complete a written competency examination  
 2 approved by the ~~commission~~ **department**.
- 3 (3) Successfully complete an elevator mechanic's program that  
 4 consists of a combination of extensive training and a  
 5 comprehensive examination that the ~~commission~~ **department** has  
 6 determined is at least equivalent to both the work experience  
 7 required under subdivision (2)(A)(i) and the competency  
 8 examination established under subdivision (2)(B).
- 9 (c) An applicant for an initial elevator mechanic license must do the  
 10 following:
- 11 (1) Submit to the department an application provided by the  
 12 department that contains the following information:
- 13 (A) The name, business address, telephone number, and  
 14 electronic mail address of the applicant.
- 15 (B) Any other information the department requires.
- 16 (2) Submit to the department any proof of eligibility the  
 17 department requires.
- 18 (3) Pay the nonrefundable and nontransferable license fee  
 19 established under IC 22-12-6-6.
- 20 (4) Affirm under penalty of perjury that all information provided  
 21 to the department is true to the best of the applicant's knowledge  
 22 and belief.
- 23 (d) An applicant for a renewal elevator mechanic license must do  
 24 the following:
- 25 (1) Submit to the department an application provided by the  
 26 department that contains the following information:
- 27 (A) The name, business address, telephone number, and  
 28 electronic mail address of the applicant.
- 29 (B) Any other information the department requires.
- 30 (2) Submit proof of completion of the continuing education  
 31 required by section 15 of this chapter.
- 32 (3) Pay the nonrefundable and nontransferable license fee  
 33 established under IC 22-12-6-6.
- 34 (4) Affirm under penalty of perjury that all information provided  
 35 to the department is true to the best of the applicant's knowledge  
 36 and belief.
- 37 (e) An initial elevator mechanic license issued under this chapter  
 38 expires on December 31 of the second year after the license was issued.
- 39 (f) A renewal of an elevator mechanic license is valid for two (2)  
 40 years.
- 41 (g) An individual engaged in the business of an elevator mechanic  
 42 shall carry the individual's license and present the license for inspection



1 by a representative of the department upon request.

2 SECTION 384. IC 22-15-5-15 IS AMENDED TO READ AS  
3 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) This section  
4 does not apply to a licensed elevator contractor that is not an  
5 individual.

6 (b) To renew a license issued under this licensing program, the  
7 license holder must satisfy the continuing education requirement and  
8 submit a proof of completion of training to the department.

9 (c) The continuing education requirement is at least eight (8) hours  
10 of instruction that must be attended and completed within one (1) year  
11 before a license renewal.

12 (d) The continuing education courses designed to ensure the  
13 continuing education of an individual holding a license regarding new  
14 and existing provisions of the rules of the ~~commission~~ **department**  
15 may include:

- 16 (1) programs sponsored by the ~~commission;~~ **department;**  
17 (2) trade association seminars;  
18 (3) labor training programs; or  
19 (4) joint labor management apprenticeship and journeyman  
20 upgrade training programs.

21 For an individual's completion of a continuing education course to  
22 satisfy the individual's continuing education requirement under this  
23 chapter, the continuing education provider, instructor and the  
24 curriculum must have been approved by the department.

25 (e) All instructors of continuing education courses must be approved  
26 by the department. If an instructor is approved by the department, has  
27 worked as an instructor teaching a curriculum approved by the  
28 department at any time within the year preceding the expiration date of  
29 the license, and submits proof of this work to the department, the  
30 instructor is exempt from the requirements of subsection (c).

31 (f) Continuing education providers shall keep uniform records of  
32 attendance at approved continuing education courses for at least ten  
33 (10) years on forms designed and distributed by the department.

34 (g) A license holder who is unable to complete the continuing  
35 education required under this chapter before the expiration of the  
36 individual's license due to temporary physical or mental disability may  
37 apply for a waiver from the department in accordance with the  
38 following:

- 39 (1) A waiver application must be submitted to the department on  
40 a form established by the department.  
41 (2) A waiver application must be signed and accompanied by an  
42 affidavit signed by the physician of the applicant attesting to the



- 1 applicant's temporary disability.
- 2 (h) After the cessation of the temporary disability, the applicant  
3 must submit to the department a certification from the same physician,  
4 if the physician is still the treating physician of the applicant, or from  
5 a subsequent treating physician attesting to the termination of the  
6 temporary disability.
- 7 (i) Upon the submission of the certification under subsection (h), the  
8 department shall issue a temporary waiver of the continuing education  
9 requirement. A temporary waiver is valid for ninety (90) days after the  
10 date of issue and allows the individual to work as an elevator  
11 contractor, elevator inspector, or elevator mechanic without the  
12 completion of the continuing education requirement for ninety (90)  
13 days.
- 14 (j) A temporary waiver of the continuing education requirement may  
15 not be renewed.
- 16 SECTION 385. IC 22-15-5-16, AS AMENDED BY P.L.186-2025,  
17 SECTION 123, IS AMENDED TO READ AS FOLLOWS  
18 [EFFECTIVE JULY 1, 2027]: Sec. 16. (a) A practitioner shall comply  
19 with the standards established under this licensing program. A  
20 practitioner is subject to the exercise of the disciplinary sanctions under  
21 IC 22-12-7-7 if the department finds that a practitioner has:
- 22 (1) engaged in or knowingly cooperated in fraud or material  
23 deception in order to obtain a license to practice, including  
24 cheating on a licensing examination;
  - 25 (2) engaged in fraud or material deception in the course of  
26 professional services or activities;
  - 27 (3) advertised services or goods in a false or misleading manner;
  - 28 (4) falsified or knowingly allowed another person to falsify  
29 attendance records or certificates of completion of continuing  
30 education courses provided under this chapter;
  - 31 (5) been convicted of a crime that has a direct bearing on the  
32 practitioner's ability to continue to practice competently;
  - 33 (6) knowingly violated a state statute or rule or federal statute or  
34 regulation regulating the profession for which the practitioner is  
35 licensed;
  - 36 (7) continued to practice although the practitioner has become  
37 unfit to practice due to:
    - 38 (A) professional incompetence;
    - 39 (B) failure to keep abreast of current professional theory or  
40 practice;
    - 41 (C) physical or mental disability; or
    - 42 (D) addiction to, abuse of, or severe dependency on alcohol or



- 1 other drugs that endanger the public by impairing a  
 2 practitioner's ability to practice safely;
- 3 (8) engaged in a course of lewd or immoral conduct in connection  
 4 with the delivery of services to the public;
- 5 (9) allowed the practitioner's name or a license issued under this  
 6 chapter to be used in connection with an individual or business  
 7 who renders services beyond the scope of that individual's or  
 8 business's training, experience, or competence;
- 9 (10) had disciplinary action taken against the practitioner or the  
 10 practitioner's license to practice in another state or jurisdiction on  
 11 grounds similar to those under this chapter;
- 12 (11) assisted another person in committing an act that would  
 13 constitute a ground for disciplinary sanction under this chapter;  
 14 or
- 15 (12) allowed a license issued by the department to be:  
 16 (A) used by another person; or  
 17 (B) displayed to the public when the license has expired, is  
 18 inactive, is invalid, or has been revoked or suspended.
- 19 For purposes of subdivision (10), a certified copy of a record of  
 20 disciplinary action constitutes prima facie evidence of a disciplinary  
 21 action in another jurisdiction.
- 22 (b) If an applicant or a practitioner has engaged in or knowingly  
 23 cooperated in fraud or material deception to obtain a license to  
 24 practice, including cheating on the licensing examination, the  
 25 department may rescind the license if it has been granted, void the  
 26 examination or other fraudulent or deceptive material, and prohibit the  
 27 applicant from reapplying for the license for a length of time  
 28 established by the department.
- 29 (c) The department may deny licensure to an applicant who has had  
 30 disciplinary action taken against the applicant or the applicant's license  
 31 to practice in another state or jurisdiction or who has practiced without  
 32 a license in violation of the law. A certified copy of the record of  
 33 disciplinary action is conclusive evidence of the other jurisdiction's  
 34 disciplinary action.
- 35 (d) The department may order a practitioner to submit to a  
 36 reasonable physical or mental examination if the practitioner's physical  
 37 or mental capacity to practice safely and competently is at issue in a  
 38 disciplinary proceeding. Failure to comply with a department order to  
 39 submit to a physical or mental examination makes a practitioner liable  
 40 to temporary suspension under subsection (h).
- 41 (e) Except as provided under subsection (f) or (g), a license may not  
 42 be denied, revoked, or suspended because the applicant or holder has



1 been convicted of an offense. The acts from which the applicant's or  
 2 holder's conviction resulted may, however, be considered as to whether  
 3 the applicant or holder should be entrusted to serve the public in a  
 4 specific capacity.

5 (f) The department may deny, suspend, or revoke a license issued  
 6 under this chapter if the individual who holds the license is convicted  
 7 of any of the following:

8 (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.

9 (2) Possession of methamphetamine under IC 35-48-4-6.1.

10 (3) Possession of a controlled substance under IC 35-48-4-7(a).

11 (4) Fraudulently obtaining a controlled substance under  
 12 IC 35-48-4-7(b) (for a crime committed before July 1, 2014) or  
 13 IC 35-48-4-7(c) (for a crime committed after June 30, 2014).

14 (5) Manufacture of paraphernalia as a Class D felony (for a crime  
 15 committed before July 1, 2014) or a Level 6 felony (for a crime  
 16 committed after June 30, 2014) under IC 35-48-4-8.1(c).

17 (6) Dealing in paraphernalia as a Class D felony (for a crime  
 18 committed before July 1, 2014) or a Level 6 felony (for a crime  
 19 committed after June 30, 2014) under IC 35-48-4-8.5(b).

20 (7) Possession of paraphernalia as a Class D felony (for a crime  
 21 committed before July 1, 2014) or a Level 6 felony (for a crime  
 22 committed after June 30, 2014) under IC 35-48-4-8.3(b) (before  
 23 its amendment on July 1, 2015).

24 (8) Possession of marijuana, hash oil, hashish, or salvia as a Class  
 25 D felony (for a crime committed before July 1, 2014) or a Level  
 26 6 felony (for a crime committed after June 30, 2014) under  
 27 IC 35-48-4-11.

28 (9) A felony offense under IC 35-48-4 involving possession of a  
 29 synthetic drug (as defined in IC 35-31.5-2-321), possession of a  
 30 controlled substance analog (as defined in IC 35-48-1.1-8), or  
 31 possession of a synthetic drug lookalike substance (as defined in  
 32 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) as a:

33 (A) Class D felony for a crime committed before July 1, 2014;  
 34 or

35 (B) Level 6 felony for a crime committed after June 30, 2014;  
 36 under IC 35-48-4-11.5 (before its repeal on July 1, 2019).

37 (10) Maintaining a common nuisance under IC 35-48-4-13  
 38 (repealed) or IC 35-45-1-5, if the common nuisance involves a  
 39 controlled substance.

40 (11) An offense relating to registration, labeling, and prescription  
 41 forms under IC 35-48-4-14.

42 (g) The department shall deny, revoke, or suspend a license issued



1 under this chapter if the individual who holds the license is convicted  
2 of any of the following:

3 (1) Dealing in a controlled substance resulting in death under  
4 IC 35-42-1-1.5.

5 (2) Dealing in cocaine or a narcotic drug under IC 35-48-4-1.

6 (3) Dealing in methamphetamine under IC 35-48-4-1.1.

7 (4) Manufacturing methamphetamine under IC 35-48-4-1.2.

8 (5) Dealing in a schedule I, II, or III controlled substance under  
9 IC 35-48-4-2.

10 (6) Dealing in a schedule IV controlled substance under  
11 IC 35-48-4-3.

12 (7) Dealing in a schedule V controlled substance under  
13 IC 35-48-4-4.

14 (8) Dealing in a substance represented to be a controlled  
15 substance under IC 35-48-4-4.5 (repealed).

16 (9) Knowingly or intentionally manufacturing, advertising,  
17 distributing, or possessing with intent to manufacture, advertise,  
18 or distribute a substance represented to be a controlled substance  
19 under IC 35-48-4-4.6.

20 (10) Dealing in a counterfeit substance under IC 35-48-4-5.

21 (11) Dealing in marijuana, hash oil, hashish, or salvia as a felony  
22 under IC 35-48-4-10.

23 (12) An offense under IC 35-48-4 involving the manufacture or  
24 sale of a synthetic drug (as defined in IC 35-31.5-2-321), a  
25 synthetic drug lookalike substance (as defined in  
26 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) under  
27 IC 35-48-4-10.5 (before its repeal on July 1, 2019), a controlled  
28 substance analog (as defined in IC 35-48-1.1-8), or a substance  
29 represented to be a controlled substance (as described in  
30 IC 35-48-4-4.6).

31 (13) A violation of any federal or state drug law or rule related to  
32 wholesale legend drug distributors licensed under IC 25-26-14.

33 (h) The department may temporarily suspend a practitioner's license  
34 under IC 4-21.5-4 before a final adjudication or during the appeals  
35 process if the department finds that a practitioner represents a clear and  
36 immediate danger to the public's health, safety, or property if the  
37 practitioner is allowed to continue to practice.

38 (i) On receipt of a complaint or an information alleging that a person  
39 licensed under this chapter has engaged in or is engaging in a practice  
40 that jeopardizes the public health, safety, or welfare, the department  
41 shall initiate an investigation against the person.

42 (j) Any complaint filed with the office of the attorney general



1 alleging a violation of this licensing program shall be referred to the  
2 department for summary review and for its general information and any  
3 authorized action at the time of the filing.

4 (k) The department shall conduct a fact finding investigation as the  
5 department considers proper in relation to the complaint.

6 (l) A practitioner may petition the department to accept the  
7 surrender of the practitioner's license. The practitioner may not  
8 surrender the practitioner's license without the written approval of the  
9 department, and the department may impose any conditions appropriate  
10 to the surrender or reinstatement of a surrendered license.

11 (m) A practitioner who has been subjected to disciplinary sanctions  
12 may be required by the ~~commission~~ **department** to pay the costs of the  
13 proceeding. The practitioner's ability to pay shall be considered when  
14 costs are assessed. If the practitioner fails to pay the costs, a suspension  
15 may not be imposed solely upon the practitioner's inability to pay the  
16 amount assessed. The costs are limited to costs for the following:

- 17 (1) Court reporters.
- 18 (2) Transcripts.
- 19 (3) Certification of documents.
- 20 (4) Photo duplication.
- 21 (5) Witness attendance and mileage fees.
- 22 (6) Postage.
- 23 (7) Expert witnesses.
- 24 (8) Depositions.
- 25 (9) Notarizations.

26 SECTION 386. IC 22-15-6-0.5, AS AMENDED BY P.L.249-2019,  
27 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
28 JULY 1, 2027]: Sec. 0.5. This chapter applies to a regulated boiler and  
29 pressure vessel as set forth in rules adopted by the ~~commission~~  
30 **department** under IC 4-22-2.

31 SECTION 387. IC 22-15-6-1, AS AMENDED BY P.L.249-2019,  
32 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 1. Sections 2 through 3 of this chapter do not  
34 apply to any regulated boiler or pressure vessel exempted by a rule  
35 adopted by the ~~commission~~ **department** under IC 4-22-2.

36 SECTION 388. IC 22-15-6-2, AS AMENDED BY P.L.93-2024,  
37 SECTION 167, IS AMENDED TO READ AS FOLLOWS  
38 [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department may conduct  
39 a program of inspections of regulated boilers and pressure vessels.

40 (b) The department shall do the following:

- 41 (1) Issue a regulated boiler and pressure vessel operating permit  
42 to an applicant who qualifies under this section.



- 1 (2) Perform an operating permit inspection of a boiler or pressure
- 2 vessel owned by the state.
- 3 (3) Conduct a program to audit boiler and pressure vessel
- 4 inspectors licensed under section 5 of this chapter.
- 5 (4) Conduct a program to audit inspections completed by a boiler
- 6 and pressure vessel inspector licensed under section 5 of this
- 7 chapter.
- 8 (c) Except as provided in subsection (e), an operating permit issued
- 9 under this section expires one (1) year after it is issued.
- 10 (d) To qualify for an operating permit or to renew an operating
- 11 permit under this section, an applicant must do the following:
- 12 (1) Apply for an operating permit on a form approved by the
- 13 department.
- 14 (2) Demonstrate through an inspection, performed by an inspector
- 15 licensed under section 5 of this chapter, that the regulated boiler
- 16 or pressure vessel covered by the application complies with the
- 17 rules adopted by the ~~commission~~ **department**.
- 18 (3) Submit a report of the inspection conducted under subdivision
- 19 (2) to the department.
- 20 (4) Pay the fee set under IC 22-12-6-6(a)(8).
- 21 (e) The ~~commission~~ **department** may, by rule adopted under
- 22 IC 4-22-2, specify:
- 23 (1) a period between inspections of more than one (1) year; and
- 24 (2) an expiration date for an operating permit longer than one (1)
- 25 year from the date of issuance.
- 26 However, the ~~commission~~ **department** may not set an inspection
- 27 period of greater than five (5) years or issue an operating permit valid
- 28 for a period of more than five (5) years for regulated pressure vessels
- 29 or steam generating equipment that is an integral part of a continuous
- 30 processing unit.
- 31 (f) For any inspection conducted by the department under this
- 32 section, the department may designate an inspector licensed under
- 33 section 5 of this chapter to act as the department's agent for purposes
- 34 of the inspection.
- 35 (g) The ~~commission~~ **department** may adopt rules under IC 4-22-2
- 36 to implement this chapter.
- 37 SECTION 389. IC 22-15-6-5, AS AMENDED BY P.L.187-2021,
- 38 SECTION 120, IS AMENDED TO READ AS FOLLOWS
- 39 [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The department shall issue a
- 40 boiler and pressure vessel inspector license to an applicant who
- 41 qualifies under this section.
- 42 (b) To qualify for a license under this section an applicant must:



- 1 (1) meet the qualifications set by the ~~commission~~ **department** in
- 2 its rules;
- 3 (2) pass an examination approved by the ~~commission~~ **department**
- 4 and conducted, supervised, and graded as prescribed by the
- 5 ~~commission;~~ **department;** and
- 6 (3) pay the fee set under IC 22-12-6-6(a)(9).

7 (c) The ~~commission~~ **department** may exempt an applicant from any  
 8 part of the examination required by subsection (b) if the applicant has:

- 9 (1) a boiler and pressure vessel inspector's license issued by
- 10 another state with qualifications substantially equal to the
- 11 qualifications for a license under this section; or
- 12 (2) a commission as a boiler and pressure vessel inspector issued
- 13 by the National Board of Boiler and Pressure Vessel Inspectors.

14 (d) The ~~commission~~ **department** may sanction a boiler and pressure  
 15 vessel inspector under IC 22-12-7 if the boiler and pressure vessel  
 16 inspector violates this chapter or rules adopted by the ~~commission~~  
 17 **department.**

18 SECTION 390. IC 22-15-7-0.6, AS ADDED BY P.L.80-2024,  
 19 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2027]: Sec. 0.6. (a) Except as provided in subsection (c), the  
 21 department shall not inspect, and operating permits are not required  
 22 for, the following regulated amusement devices:

- 23 (1) A barrel train pulled by a garden tractor or a rubber tired farm
- 24 tractor propelled by a motor of not more than forty (40)
- 25 horsepower.
- 26 (2) A regulated amusement device exempt from the operating
- 27 permit and inspection requirements by a rule of the ~~commission~~  
 28 **department.**

29 (b) A regulated amusement device covered by this section shall  
 30 comply with all other requirements applicable to regulated amusement  
 31 devices under this chapter.

32 (c) The department may perform an inspection of a regulated  
 33 amusement device covered by this section only if a valid complaint or  
 34 incident is reported to the department concerning the regulated  
 35 amusement device.

36 SECTION 391. IC 22-15-7-2, AS AMENDED BY P.L.187-2021,  
 37 SECTION 122, IS AMENDED TO READ AS FOLLOWS  
 38 [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department shall issue a  
 39 regulated amusement device operating permit to an applicant who  
 40 qualifies under this section. If an applicant qualifies for a permit under  
 41 this section, an inspector shall place an inspection seal on the device  
 42 that is covered by the permit.



- 1 (b) A permit issued under this section:  
 2 (1) expires one (1) year from the date the permit was issued; and  
 3 (2) may be renewed if the applicant continues to qualify for a  
 4 permit under this section.
- 5 (c) To qualify for a permit under this section, an applicant or an  
 6 authorized officer of the applicant shall pay the inspection fee set under  
 7 IC 22-12-6-6 and execute an application form affirming under penalties  
 8 for perjury the following:
- 9 (1) That all information provided in the application is true to the  
 10 best of the applicant's or officer's knowledge and belief after  
 11 reasonable investigation.
- 12 (2) That all personnel employed by the applicant having  
 13 maintenance responsibility for the amusement devices have or  
 14 will have sufficient background, knowledge, skills, and training  
 15 to adequately maintain the amusement devices under the rules of  
 16 the ~~commission~~ **department**.
- 17 (3) That all persons employed by the applicant having operational  
 18 responsibility for the amusement devices have or will have  
 19 sufficient background, knowledge, skills, and training to  
 20 adequately operate the amusement devices under the rules of the  
 21 ~~commission~~ **department**.
- 22 (4) That adequate training will be provided or otherwise made  
 23 available on an ongoing basis to maintenance and operational  
 24 personnel to ensure the continuous compliance of the personnel  
 25 with the standards set forth in subdivisions (2) and (3).
- 26 (5) That all maintenance and operational personnel will be trained  
 27 to recognize and report any condition that would prohibit the safe  
 28 operation of the amusement device.
- 29 (6) That, upon discovering a condition that would prohibit the  
 30 safe operation of an amusement device, both operational and  
 31 maintenance personnel must possess the requisite authority to  
 32 immediately shut down the amusement device and report the  
 33 condition of the amusement device to supervisory personnel. An  
 34 amusement device that is shut down under this subdivision may  
 35 not be returned to operation until the amusement device complies  
 36 with ASTM standards for operation.
- 37 (7) That the applicant assumes full financial responsibility for:  
 38 (A) any condition or circumstance occasioned by, caused by,  
 39 or resulting from noncompliance with the maintenance and  
 40 operational standards set forth in subdivisions (2) through (6);  
 41 and  
 42 (B) any death, injury, or other loss occasioned by, caused by,



1 or resulting from noncompliance with the maintenance and  
2 operational standards set forth in subdivisions (2) through (6).

3 (d) The execution of an application under subsection (c) by an  
4 officer of an applicant corporation does not create individual financial  
5 liability for the officer.

6 (e) The applicant must satisfy an inspector for the department that  
7 the regulated amusement device meets the safety requirements set by  
8 the ~~commission~~. **department**.

9 SECTION 392. IC 22-15-7-4, AS AMENDED BY P.L.187-2021,  
10 SECTION 124, IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The ~~commission~~ **department**  
12 shall adopt rules under IC 4-22-2 to define appropriate training for a  
13 person who inspects regulated amusement devices.

14 (b) The rules required under this section must, at a minimum,  
15 provide the following:

16 (1) The adoption by reference of:

17 (A) ASTM F 698 (1994 edition) ("Specification for Physical  
18 Information to be Provided to Amusement Rides and  
19 Devices");

20 (B) ASTM F 770 (1993 edition) ("Practice for Operation  
21 Procedures for Amusement Rides and Devices");

22 (C) ASTM F 846 (1992 edition) ("Guide for Testing  
23 Performance of Amusement Rides and Devices");

24 (D) ASTM F 853 (1993 edition) ("Practice for Maintenance  
25 Procedures for Amusement Rides and Devices");

26 (E) ASTM F 893 (1987 edition) ("Guide for Inspection of  
27 Amusement Rides and Devices");

28 (F) ASTM F 1305 (1994 edition) ("Standard Guides for the  
29 Classification of Amusement Ride and Device Related Injuries  
30 and Illnesses"); or

31 (G) any subsequent published editions of the ASTM standards  
32 described in clauses (A) through (F).

33 (2) A requirement that inspectors employed or contracted by the  
34 department:

35 (A) have and maintain at least:

36 (i) a Level 1 certification from the National Association of  
37 Amusement Ride Safety Officials or an equivalent  
38 organization approved by the ~~commission~~; **department**; or

39 (ii) an equivalent certification under a process or system  
40 approved by the ~~commission~~; **department**; and

41 (B) conduct inspections that conform to the rules of the  
42 ~~commission~~. **department**.



1 (3) A requirement that regulated amusement devices be operated  
 2 and maintained in accordance with the rules of the ~~commission;~~  
 3 **department.**

4 (4) The ~~commission's~~ **department's** chief inspector or supervisor  
 5 of regulated amusement device inspectors must have and  
 6 maintain a Level I certification.

7 SECTION 393. IC 22-15-7-7 IS AMENDED TO READ AS  
 8 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. In addition to a  
 9 regularly scheduled inspection of a regulated amusement device, the  
 10 ~~commission~~ **department** may, upon demand by the ~~commission;~~  
 11 **department**, inspect a regulated amusement device at any time  
 12 following:

13 (1) the report of an accident involving the regulated amusement  
 14 device; or

15 (2) a complaint concerning the regulated amusement device.

16 SECTION 394. IC 23-1.5-1-3, AS AMENDED BY P.L.57-2013,  
 17 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 18 JULY 1, 2027]: Sec. 3. "Architectural or engineering professional"  
 19 means an individual who is registered as:

20 (1) an architect under IC 25-4-1;

21 (2) a landscape architect under IC 25-4-2;

22 (3) a professional engineer under ~~IC 25-31-1;~~ **IC 25-4-3;** or

23 (4) a professional surveyor under IC 25-21.5.

24 SECTION 395. IC 23-1.5-1-9, AS AMENDED BY P.L.48-2022,  
 25 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2027]: Sec. 9. "Licensing authority" means the following:

27 (1) In the case of an accounting professional, the Indiana state  
 28 board of public accountancy.

29 (2) In the case of an architectural professional, the ~~board of~~  
 30 ~~registration for architects and landscape architects;~~ **Indiana**  
 31 **board of registration for design professionals.**

32 (3) In the case of an engineering professional, the state board of  
 33 registration for professional engineers.

34 (4) In the case of an attorney, the Indiana supreme court.

35 (5) In the case of a health care professional, the board (as defined  
 36 in IC 25-1-9-1) that issues the individual's license, certification,  
 37 or registration.

38 (6) In the case of a veterinarian, the Indiana board of veterinary  
 39 medicine.

40 (7) In the case of a professional surveyor, the state board of  
 41 registration for professional surveyors.

42 (8) In the case of a real estate professional, the Indiana real estate



1 commission.

2 SECTION 396. IC 25-0.5-3-5, AS ADDED BY P.L.3-2014,  
 3 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 4 JULY 1, 2027]: Sec. 5. IC 25-1-2-6(b) applies to the ~~board of~~  
 5 ~~registration for architects and landscape architects.~~ **Indiana board of**  
 6 **registration for design professionals.**

7 SECTION 397. IC 25-0.5-3-20 IS REPEALED [EFFECTIVE JULY  
 8 1, 2027]. ~~Sec. 20: IC 25-1-2-6(b) applies to the state board of~~  
 9 ~~registration for professional engineers.~~

10 SECTION 398. IC 25-0.5-4-3, AS ADDED BY P.L.3-2014,  
 11 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 2027]: Sec. 3. The ~~board of registration for architects and~~  
 13 ~~landscape architects~~ **Indiana board of registration for design**  
 14 **professionals (IC 25-4-1-2)** is a board under IC 25-1-4.

15 SECTION 399. IC 25-0.5-4-10 IS REPEALED [EFFECTIVE JULY  
 16 1, 2027]. ~~Sec. 10: The state board of registration for professional~~  
 17 ~~engineers (IC 25-31-1-3) is a board under IC 25-1-4.~~

18 SECTION 400. IC 25-0.5-7-3, AS ADDED BY P.L.3-2014,  
 19 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2027]: Sec. 3. The Indiana professional licensing agency shall  
 21 perform administrative functions, duties, and responsibilities for the  
 22 ~~board of registration for architects and landscape architects~~ **Indiana**  
 23 **board of registration for design professionals (IC 25-4-1-2)** under  
 24 IC 25-1-6-3(a).

25 SECTION 401. IC 25-0.5-7-7 IS REPEALED [EFFECTIVE JULY  
 26 1, 2027]. ~~Sec. 7: The Indiana professional licensing agency shall~~  
 27 ~~perform administrative functions, duties, and responsibilities for the~~  
 28 ~~state board of registration for professional engineers (IC 25-31-1-3)~~  
 29 ~~under IC 25-1-6-3(a).~~

30 SECTION 402. IC 25-0.5-8-3, AS ADDED BY P.L.3-2014,  
 31 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 JULY 1, 2027]: Sec. 3. An occupation for which a person is licensed,  
 33 certified, or registered by the ~~board of registration for architects and~~  
 34 ~~landscape architects~~ **Indiana board of registration for design**  
 35 **professionals (IC 25-4-1-2)** is a regulated occupation under IC 25-1-7.

36 SECTION 403. IC 25-0.5-8-9 IS REPEALED [EFFECTIVE JULY  
 37 1, 2027]. ~~Sec. 9: An occupation for which a person is licensed;~~  
 38 ~~certified; or registered by the state board of registration for professional~~  
 39 ~~engineers (IC 25-31-1-3) is a regulated occupation under IC 25-1-7.~~

40 SECTION 404. IC 25-0.5-9-3, AS ADDED BY P.L.3-2014,  
 41 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2027]: Sec. 3. The board of registration for architects and



1 ~~landscape architects Indiana board of registration for design~~  
2 ~~professionals (IC 25-4-1-2) is a board under IC 25-1-8.~~

3 SECTION 405. IC 25-0.5-9-9 IS REPEALED [EFFECTIVE JULY  
4 1, 2027]. ~~Sec. 9: The state board of registration for professional~~  
5 ~~engineers (IC 25-31-1-3) is a board under IC 25-1-8.~~

6 SECTION 406. IC 25-0.5-10-3, AS ADDED BY P.L.3-2014,  
7 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2027]: Sec. 3. ~~The board of registration for architects and~~  
9 ~~landscape architects Indiana board of registration for design~~  
10 ~~professionals (IC 25-4-1-2) is a board under IC 25-1-8-6.~~

11 SECTION 407. IC 25-0.5-10-10 IS REPEALED [EFFECTIVE  
12 JULY 1, 2027]. ~~Sec. 10: The state board of registration for professional~~  
13 ~~engineers (IC 25-31-1-3) is a board under IC 25-1-8-6.~~

14 SECTION 408. IC 25-0.5-12-3, AS ADDED BY P.L.3-2014,  
15 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2027]: Sec. 3. ~~The board of registration for architects and~~  
17 ~~landscape architects Indiana board of registration for design~~  
18 ~~professionals (IC 25-4-1-2) is a board under IC 25-1-11.~~

19 SECTION 409. IC 25-0.5-12-8 IS REPEALED [EFFECTIVE JULY  
20 1, 2027]. ~~Sec. 8: The state board of registration for professional~~  
21 ~~engineers (IC 25-31-1-3) is a board under IC 25-1-11.~~

22 SECTION 410. IC 25-1-5-4, AS AMENDED BY P.L.249-2023,  
23 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
24 JULY 1, 2027]: Sec. 4. (a) The agency shall employ necessary staff,  
25 including specialists and professionals, to carry out the administrative  
26 duties and functions of the boards, including but not limited to:

- 27 (1) notice of board meetings and other communication services;
- 28 (2) recordkeeping of board meetings, proceedings, and actions;
- 29 (3) recordkeeping of all persons licensed, regulated, or certified  
30 by a board;
- 31 (4) administration of examinations; and
- 32 (5) administration of license or certificate issuance or renewal.

33 (b) In addition, the agency:

- 34 (1) shall prepare a consolidated statement of the budget requests  
35 of all the boards described in IC 25-0.5-5;
- 36 (2) may coordinate licensing or certification renewal cycles,  
37 examination schedules, or other routine activities to efficiently  
38 utilize agency staff, facilities, and transportation resources, and to  
39 improve accessibility of board functions to the public;
- 40 (3) may consolidate, where feasible, office space, recordkeeping,  
41 and data processing services;
- 42 (4) shall operate and maintain the electronic registry of



- 1 professions established under IC 25-1-5.5;
- 2 (5) shall post each board's public meeting agenda on the
- 3 applicable board's website not less than seventy-two (72) hours
- 4 before a board's public meeting;
- 5 (6) shall post each board's public meeting minutes on the
- 6 applicable board's website not more than fourteen (14) calendar
- 7 days after adoption of the minutes by the board;
- 8 (7) shall post any vacancy on a board on the applicable board's
- 9 website within fourteen (14) calendar days of the vacancy;
- 10 (8) notwithstanding any other law:
- 11 (A) shall prescribe the application form and manner for each
- 12 board; and
- 13 (B) shall make any new application form publicly available on
- 14 the applicable board's website for sixty (60) calendar days
- 15 before being adopted by the agency; ~~and~~
- 16 (9) shall send notification of incomplete items in an application
- 17 to the applicant every fourteen (14) calendar days after the
- 18 applicant initiates the application until the earlier of the
- 19 following:
- 20 (A) The date the application is completed.
- 21 (B) One (1) calendar year after the applicant initiates the
- 22 application; **and**
- 23 **(10) may adopt and enforce procedural rules under**
- 24 **IC 25-1-6-3.**
- 25 (c) In administering the renewal of licenses or certificates under this
- 26 chapter, the agency shall send a notice of the upcoming expiration of
- 27 a license or certificate to each holder of a license or certificate at least
- 28 ninety (90) days before the expiration of the license or certificate. The
- 29 notice must inform the holder of the license or certificate of the need
- 30 to renew and the requirement of payment of the renewal fee. If this
- 31 notice of expiration is not sent by the agency, the holder of the license
- 32 or certificate is not subject to a sanction for failure to renew if, once
- 33 notice is received from the agency, the license or certificate is renewed
- 34 within forty-five (45) days after receipt of the notice.
- 35 (d) In administering an examination for licensure or certification,
- 36 the agency shall make the appropriate application forms available at
- 37 least thirty (30) days before the deadline for submitting an application
- 38 to all persons wishing to take the examination.
- 39 (e) The agency may require an applicant for license renewal to
- 40 submit evidence proving that:
- 41 (1) the applicant continues to meet the minimum requirements for
- 42 licensure; and



1 (2) the applicant is not in violation of:

2 (A) the statute regulating the applicant's profession; or

3 (B) rules adopted by the board regulating the applicant's  
4 profession.

5 (f) The agency shall process an application for renewal of a license  
6 or certificate:

7 (1) not later than ten (10) days after the agency receives all  
8 required forms and evidence; or

9 (2) within twenty-four (24) hours after the time that an applicant  
10 for renewal appears in person at the agency with all required  
11 forms and evidence.

12 This subsection does not require the agency to issue a renewal license  
13 or certificate to an applicant if subsection (g) applies.

14 (g) The agency may delay issuing a license renewal for up to one  
15 hundred twenty (120) days after the renewal date for the purpose of  
16 permitting the board to investigate information received by the agency  
17 that the applicant for renewal may have committed an act for which the  
18 applicant may be disciplined. If the agency delays issuing a license  
19 renewal, the agency shall notify the applicant that the applicant is being  
20 investigated. Except as provided in subsection (h), before the end of the  
21 one hundred twenty (120) day period, the board shall do one (1) of the  
22 following:

23 (1) Deny the license renewal following a personal appearance by  
24 the applicant before the board.

25 (2) Issue the license renewal upon satisfaction of all other  
26 conditions for renewal.

27 (3) Issue the license renewal and file a complaint under IC 25-1-7.

28 (4) Upon agreement of the applicant and the board and following  
29 a personal appearance by the applicant before the board, renew  
30 the license and place the applicant on probation status under  
31 IC 25-1-9-9.

32 (h) If an individual fails to appear before the board under subsection  
33 (g), the board may take action on the applicant's license allowed under  
34 subsection (g)(1), (g)(2), or (g)(3).

35 (i) The applicant's license remains valid until the final determination  
36 of the board is rendered unless the renewal is denied or the license is  
37 summarily suspended under IC 25-1-9-10.

38 (j) The license of the applicant for a license renewal remains valid  
39 during the one hundred twenty (120) day period unless the license  
40 renewal is denied following a personal appearance by the applicant  
41 before the board before the end of the one hundred twenty (120) day  
42 period. If the one hundred twenty (120) day period expires without



1 action by the board, the license shall be automatically renewed at the  
2 end of the one hundred twenty (120) day period.

3 (k) The board's renewal of a license does not preclude the board  
4 from imposing sanctions on the licensee as a result of a complaint filed  
5 by the attorney general after renewal of the license.

6 (l) Notwithstanding any other statute, the agency may stagger  
7 license or certificate renewal cycles. However, if a renewal cycle for a  
8 specific board or committee is changed, the agency must obtain the  
9 approval of the affected board or committee.

10 (m) An application for a license, certificate, registration, or permit  
11 is abandoned without an action of the board, if the applicant does not  
12 complete the requirements to complete the application within one (1)  
13 year after the date on which the application was filed. However, the  
14 board may, for good cause shown, extend the validity of the application  
15 for additional thirty (30) day periods. An application submitted after  
16 the abandonment of an application is considered a new application.

17 SECTION 411. IC 25-1-6-3, AS AMENDED BY P.L.3-2014,  
18 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2027]: Sec. 3. (a) The licensing agency shall perform all  
20 administrative functions, duties, and responsibilities assigned by law  
21 or rule to the executive director, secretary, or other statutory  
22 administrator of the entities described in IC 25-0.5-7.

23 (b) Nothing in this chapter may be construed to give the licensing  
24 agency policy making authority **for any professional standard of**  
25 **practice**, which remains with each board. **The licensing agency may**  
26 **adopt and enforce procedural rules in accordance with IC 4-22-2**  
27 **for the administration of a board if the rule:**

28 (1) will affect multiple boards; and

29 (2) is not inconsistent with any rule adopted by the affected  
30 board.

31 SECTION 412. IC 25-1-11-6 IS AMENDED TO READ AS  
32 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. A practitioner  
33 registered as an architect or a landscape architect is subject to the  
34 disciplinary sanctions under section 12 of this chapter if, after a  
35 hearing, the board finds that the practitioner has:

36 (1) permitted the practitioner's seal to be affixed to plans,  
37 specifications, or drawings that were not prepared by the  
38 practitioner or under the practitioner's personal supervision by the  
39 practitioner's regularly employed subordinates; or

40 (2) used the title "engineer" or advertised to practice engineering  
41 and is not registered under ~~IC 25-31-1~~. **IC 25-4-3.**

42 SECTION 413. IC 25-4-0.5 IS ADDED TO THE INDIANA CODE



1 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]:

3 **Chapter 0.5. Definitions**

4 **Sec. 1. The definitions in this chapter apply throughout this**  
5 **article.**

6 **Sec. 2. "Approved engineering curriculum" means an**  
7 **engineering curriculum of four (4) years or more that has been**  
8 **approved by the board. In approving the engineering curriculum,**  
9 **the board may take into consideration the standards of**  
10 **accreditation adopted by the Engineering Accreditation**  
11 **Commission of the Accreditation Board for Engineering and**  
12 **Technology.**

13 **Sec. 3. "Board" refers to the Indiana board of registration for**  
14 **design professionals established by IC 25-4-1-2.**

15 **Sec. 4. "Engineering intern" means an individual who:**

- 16 (1) is a graduate from an approved engineering curriculum of  
17 four (4) years or more or who has acquired, through  
18 engineering education and experience in engineering work,  
19 knowledge and skill approximating that obtained by  
20 graduation in an approved engineering curriculum of four (4)  
21 years or more;  
22 (2) has successfully passed an examination as prescribed in  
23 IC 25-4-3-5; and  
24 (3) has been issued by the board an appropriate certificate of  
25 enrollment as an engineering intern.

26 **Sec. 5. "Landscape architecture" means the practice of**  
27 **professional services such as consultation, investigation,**  
28 **reconnaissance, research, planning, design, or responsible**  
29 **supervision to develop land areas for the dominant purpose of**  
30 **preserving, enhancing, or determining:**

- 31 (1) proper land uses;  
32 (2) natural land features;  
33 (3) ground cover and planting;  
34 (4) naturalistic and aesthetic values;  
35 (5) the settings and approaches to structures or other  
36 improvements;  
37 (6) the natural environment of a facility, an individual  
38 building, or other structure;  
39 (7) site specific natural surface and subsoil drainage systems;  
40 (8) landscape grading, swales, curbs, and walkways; and  
41 (9) any inherent problems of the land relating to erosion,  
42 overuse, blight, or other hazards.



1       **The term includes the location and arrangement of the proposed**  
 2       **tangible objects and features that are incidental and necessary to**  
 3       **accomplish the purposes of landscape architecture.**

4       **Sec. 6. "Licensing agency" means the Indiana professional**  
 5       **licensing agency established by IC 25-1-5-3.**

6       **Sec. 7. "Practice of engineering" means any service or creative**  
 7       **work that the adequate performance of requires engineering**  
 8       **education, training, and experience in the application of special**  
 9       **knowledge of the mathematical, physical, and engineering sciences**  
 10       **to services or creative work that includes the following:**

11           **(1) Consultation.**

12           **(2) Investigation.**

13           **(3) Evaluation.**

14           **(4) Planning, including planning the use of land and water.**

15           **(5) The design of or the supervision of the design of**  
 16           **engineering works and systems.**

17           **(6) Engineering surveys and studies or the supervision of**  
 18           **engineering surveys and studies, including all surveying**  
 19           **activities required to support the sound conception, planning,**  
 20           **design, construction, maintenance, and operation of**  
 21           **engineered projects, but not including the surveying of real**  
 22           **property for the establishment of land boundaries,**  
 23           **subdivisions, rights-of-way, easements, and the dependent or**  
 24           **independent surveys or resurveys of the public land survey**  
 25           **system.**

26           **(7) Evaluation of construction for the purpose of assuring**  
 27           **compliance with specifications, plans, and designs, in**  
 28           **connection with any public or private utilities, structures,**  
 29           **buildings, machines, equipment, processes, work systems, or**  
 30           **projects.**

31       **The term "practice of engineering" does not include the work**  
 32       **ordinarily performed by persons who operate or maintain**  
 33       **machinery or equipment.**

34       **Sec. 8. "Practice or offer to practice engineering" means the act**  
 35       **of an individual or a business who by verbal claim, sign,**  
 36       **advertisement, letterhead, card, telephone listing, or in any other**  
 37       **way represents the individual or the business to be a professional**  
 38       **engineer or who performs, or offers to perform, any acts or work**  
 39       **involving the practice of engineering.**

40       **Sec. 9. "Practitioner" means an individual registered as a**  
 41       **landscape architect under this article.**

42       **Sec. 10. "Professional engineer" means an individual who, by**



1 reason of that individual's special knowledge of the mathematical  
 2 and physical sciences and the principles and methods of  
 3 engineering analysis and design which are acquired by education  
 4 and practical experience, is qualified to engage in the practice of  
 5 engineering as attested by that individual's registration as a  
 6 professional engineer.

7 SECTION 414. IC 25-4-1-2, AS AMENDED BY P.L.249-2019,  
 8 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2027]: Sec. 2. (a) There is hereby created and established a  
 10 board of registration for architects and landscape architects, which  
 11 shall consist of five (5) members; who shall be appointed by the  
 12 governor. **The Indiana board of registration for design  
 13 professionals is established.**

14 (b) All appointments:

15 (1) before July 1, 2019; shall be made for terms of three (3) years;  
 16 ending on December 31; serving the term for which the member  
 17 shall have been appointed and until the member's successor shall  
 18 have been appointed and shall have qualified; and

19 (2) after June 30, 2019; shall be made according to IC 25-1-6.5.

20 **The board consists of nine (9) members, appointed by the governor  
 21 as follows:**

22 (1) Four (4) registered professional engineers.

23 (2) Three (3) registered architects under this article.

24 (3) One (1) registered landscape architect under this article.

25 (4) One (1) member of the public who:

26 (A) is a resident of Indiana; and

27 (B) has never been associated with the engineering,  
 28 architecture, or landscape architecture professions in any  
 29 way other than as a consumer.

30 (c) A member of the board may be removed under IC 25-1-6.5-4.  
 31 **All appointments, terms, and removals are governed by  
 32 IC 25-1-6.5.**

33 (d) Each member of the board shall be entitled to receive as  
 34 compensation for the member's services a salary per diem for each and  
 35 every day the member may be engaged in attending the meetings or  
 36 transacting the business of the board; in addition thereto each member  
 37 shall be entitled to receive as reimbursement all traveling and other  
 38 necessary expenses incurred in the performance of the member's duties  
 39 as a member of the board in accordance with travel policies and  
 40 procedures established by the department of administration and the  
 41 state budget agency.

42 (e) ~~Subject to 25-1-6.5-3;~~ Each member of the board **described in**



1 subsection (b)(1) through (b)(2) shall:

2 (1) be a citizen of the United States of America;

3 (2) **and have been** a resident of the state of Indiana **for at least**  
4 **five (5) years immediately before appointment;**

5 (3) **hold an active registration in the member's respective**  
6 **profession; and**

7 (4) **have at least ten (10) years of active professional practice,**  
8 **including at least five (5) years in charge of professional work**  
9 **or professional teaching.**

10 (f) ~~Three (3)~~ of the members must be registered architects under this  
11 chapter. Preferably these members would have at least ten (10) years  
12 of active architectural practice preceding the member's appointment.  
13 **To the extent possible, the governor shall appoint members who**  
14 **serve or have served in diverse areas of professional practice.**

15 (g) ~~One (1)~~ member of the board must be registered as a landscape  
16 architect under this chapter. Preferably this member would have at least  
17 ten (10) years of active landscape architectural practice preceding the  
18 member's appointment. **Each member shall receive a certificate of**  
19 **appointment from the governor and, before beginning the**  
20 **member's term, shall file with the board secretary a written oath**  
21 **or affirmation for the faithful discharge of official duties.**

22 (h) ~~One (1)~~ member of the board, to represent the general public,  
23 shall be a resident of this state who has never been associated with the  
24 architecture or landscape architecture profession in any way other than  
25 as a consumer.

26 SECTION 415. IC 25-4-1-3.3, AS ADDED BY P.L.220-2011,  
27 SECTION 406, IS AMENDED TO READ AS FOLLOWS  
28 [EFFECTIVE JULY 1, 2027]: Sec. 3.3. The rules adopted by the board  
29 of registration for architects before July 1, 2000, are considered, after  
30 June 30, 2000, to be rules of the board. ~~of registration for architects and~~  
31 ~~landscape architects.~~

32 SECTION 416. IC 25-4-1-11 IS AMENDED TO READ AS  
33 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. Any person  
34 licensed to practice architecture in this state, or registered as an  
35 architect under this chapter, shall be exempt from the provisions of any  
36 and all statutes in force in this state regulating the practice of  
37 engineering; provided further, that no provision of this chapter shall  
38 apply to or affect any individual, firm, limited liability company, or  
39 corporation registered as a professional engineer under provisions of  
40 ~~IC 25-31-1. IC 25-4-3.~~ An engineer, however, who is registered under  
41 the laws of this state, and exempted from the provisions of this chapter,  
42 shall not use the designation "architect" in any form or manner unless

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1 and until he shall be registered under the provisions of this chapter.

2 SECTION 417. IC 25-4-1-18 IS AMENDED TO READ AS  
 3 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 18. Nothing contained  
 4 in this chapter shall prevent the draftsmen, students, clerks of works,  
 5 superintendents, and other employees of those lawfully practicing as  
 6 registered architects, under the provisions of this chapter, from acting  
 7 under the instruction, control, or supervision of their employers, or to  
 8 prevent the employment of superintendents of the construction,  
 9 enlargement, or alteration of buildings, or any parts thereof, or prevent  
 10 such superintendents from acting under the immediate personal  
 11 supervision of the registered architect by whom the plans and  
 12 specifications of any building, enlargement, or alteration were  
 13 prepared. Nor shall anything contained in this chapter apply to the  
 14 making of plans or specifications or the supervision of construction,  
 15 enlargement or alteration of buildings or any parts thereof specifically  
 16 exempted from the rules of the ~~fire prevention and building safety~~  
 17 **commission department of homeland security** or specifically  
 18 exempted from the ~~fire prevention and building safety commission~~  
 19 **department of homeland security** requirements for preparation of  
 20 such plans and specifications by registered architects or registered  
 21 engineers.

22 SECTION 418. IC 25-4-1-22 IS REPEALED [EFFECTIVE JULY  
 23 1, 2027]. ~~Sec. 22. Except where the context clearly indicates a different~~  
 24 ~~meaning, the following terms, as used in this chapter, shall be~~  
 25 ~~construed to have the meaning hereinafter indicated:~~

26 The term "board" shall be construed to mean the board of  
 27 ~~registration for architects and landscape architects.~~

28 SECTION 419. IC 25-4-1-28 IS REPEALED [EFFECTIVE JULY  
 29 1, 2027]. ~~Sec. 28. This chapter shall be known and cited as "The~~  
 30 ~~Indiana Architectural and Landscape Architectural Act".~~

31 SECTION 420. IC 25-4-1-29 IS AMENDED TO READ AS  
 32 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 29. (a) Except as  
 33 hereinafter otherwise provided, the state of Indiana, nor any board,  
 34 department or agency thereof, nor any county, city, town, township,  
 35 school corporations, or other political subdivision of this state shall  
 36 engage in the construction, alteration, or maintenance of any public  
 37 building or public work involving the practice of architecture for which  
 38 plans, specifications and estimates have not been prepared, certified,  
 39 and sealed by, and the construction, alteration, or maintenance  
 40 executed under the direct supervision of an architect, which architect  
 41 shall be the holder in good standing of a certificate of registration from  
 42 the ~~board of registration for architects and landscape architects~~ **Indiana**



1 **board of registration for design professionals** entitling him to  
2 practice architecture in this state.

3 (b) No official of this state, nor of any city, town, county, township,  
4 or school corporation thereof, charged with the enforcement of any law,  
5 ordinance, or rule relating to the construction or alteration of buildings  
6 or structures, shall use or accept or approve any plans or specifications  
7 that have not been prepared by, or under the supervision of, and  
8 certified by a registered architect. This subsection shall not apply if  
9 such plans or specifications have been prepared by, or under the  
10 supervision of and certified by a professional engineer who is  
11 registered under the laws of the state of Indiana. This subsection shall  
12 not apply to the construction or alteration of any building or structures  
13 specifically exempted from the rules of the ~~fire prevention and building~~  
14 ~~safety commission~~ **department of homeland security** or specifically  
15 exempted from the ~~fire prevention and building safety commission~~  
16 **department of homeland security** requirements for preparation of  
17 such plans and specifications by registered architects or registered  
18 engineers. This section shall not be construed as to abridge, or  
19 otherwise affect, the powers of the ~~fire prevention and building safety~~  
20 ~~commission~~, **department of homeland security**, or any other state  
21 board or department, to issue rules governing the safety of buildings or  
22 structures.

23 SECTION 421. IC 25-4-1-30 IS AMENDED TO READ AS  
24 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 30. The board of  
25 ~~registration of architects~~ must grant an extension for a total time of not  
26 less than eight (8) years for an applicant to complete any section or  
27 division of a reexamination given under section 9 of this chapter if the  
28 applicant was unable to meet the original final date established by the  
29 board to take reexaminations due to a disability or medical condition  
30 that substantially interferes with the applicant's ability to take the  
31 examination.

32 SECTION 422. IC 25-4-2-1, AS AMENDED BY P.L.57-2013,  
33 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2027]: Sec. 1. (a) ~~As used in this chapter, "board" means the~~  
35 ~~board of registration for architects and landscape architects as~~  
36 ~~established under IC 25-4-1-2.~~

37 (b) ~~As used in this chapter, "landscape architecture" means the~~  
38 ~~practice of professional services such as consultation, investigation,~~  
39 ~~reconnaissance, research, planning, design, or responsible supervision~~  
40 ~~to develop land areas for the dominant purpose of preserving,~~  
41 ~~enhancing, or determining:~~

42 (1) proper land uses;

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- 1 (2) natural land features;
- 2 (3) ground cover and planting;
- 3 (4) naturalistic and aesthetic values;
- 4 (5) the settings and approaches to structures or other
- 5 improvements;
- 6 (6) the natural environment of a facility; an individual building;
- 7 or other structure;
- 8 (7) site specific natural surface and subsoil drainage systems;
- 9 (8) landscape grading, swales, curbs, and walkways; and
- 10 (9) any inherent problems of the land relating to erosion; overuse;
- 11 blight; or other hazards.

12 The term includes the location and arrangement of the proposed  
 13 tangible objects and features that are incidental and necessary to  
 14 accomplish the purposes of landscape architecture.

15 (c) As used in this chapter, "practitioner" means an individual  
 16 registered as a landscape architect under this chapter.

17 (d) (a) Except as provided in subsection (b), **IC 25-4-0.5-5**, this  
 18 chapter does not authorize a practitioner to:

- 19 (1) engage in the design of mechanical lift stations, sewage  
 20 treatment facilities, sanitary and combined sewers, storm water  
 21 management projects, public, semi-public, and private utilities, or  
 22 other structures or facilities with separate and self-contained  
 23 purposes, if the design work is ordinarily included in the practice  
 24 of architecture or engineering;
- 25 (2) engage in the design of highways or traffic control devices;
- 26 (3) engage in the scientific analysis of hazardous material  
 27 contamination;
- 28 (4) engage in topographic mapping or the certification of land  
 29 surveys or final land plats for official approval or recording;
- 30 (5) otherwise engage in the practice of architecture (as defined in  
 31 IC 25-4-1);
- 32 (6) otherwise engage in the practice of ~~professional~~ engineering  
 33 (as defined in ~~IC 25-31~~; **IC 25-4-0.5-7**);
- 34 (7) engage in the practice of surveying (as defined in IC 25-21.5);
- 35 or
- 36 (8) engage in the practice of professional geology (as defined in  
 37 IC 25-17.6).

38 (e) (b) This chapter, except section 10(a)(1) and 10(a)(2) of this  
 39 chapter, does not apply to:

- 40 (1) the practice of landscape architecture by any person who acts  
 41 under the supervision of a practitioner or by an employee of a  
 42 person lawfully engaged in the practice of landscape architecture



- 1 and who, in either event, does not assume responsible charge of  
 2 design or supervision;  
 3 (2) the practice of architecture or land planning and proper land  
 4 usage by a duly registered professional architect or the doing of  
 5 landscape architectural work by a registered architect or by an  
 6 employee under the supervision of a registered architect;  
 7 (3) the practice of engineering or land planning and proper land  
 8 usage by a duly registered professional engineer and the doing of  
 9 landscape architectural work by a registered professional engineer  
 10 or by an employee under supervision of a registered professional  
 11 engineer;  
 12 (4) the practice of surveying or land planning and proper land  
 13 usage by a professional surveyor and the doing of landscape  
 14 architectural work by a professional surveyor or by an employee  
 15 under supervision of a professional surveyor;  
 16 (5) the practice of landscape architecture by employees of the  
 17 United States government while engaged within this state in the  
 18 practice of landscape architecture for the United States  
 19 government;  
 20 (6) the practice of planning as is customarily done by regional,  
 21 park, or urban planners;  
 22 (7) the practice of arborists, foresters, gardeners, turf managers,  
 23 home builders, horticulturists, farmers, and other similar persons;  
 24 (8) the practice of any nurseryman or general or landscape  
 25 contractor, including design, planning, location, planting and  
 26 arrangements of plantings or other ornamental features; or  
 27 (9) the practice of natural resource professionals, including  
 28 biologists, geologists, or soil scientists.

29 SECTION 423. IC 25-4-3 IS ADDED TO THE INDIANA CODE  
 30 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2027]:

32 **Chapter 3. Regulation of Engineers**

33 **Sec. 1. The board shall enforce and administer the provisions of**  
 34 **this chapter, and adopt rules, not inconsistent with the Constitution**  
 35 **and laws of this state, as may be reasonably necessary for the**  
 36 **proper performance of its duties and the regulations of the**  
 37 **proceedings before it. The board shall adopt rules establishing**  
 38 **standards for the competent practice of engineering and for the**  
 39 **administration of the registered professional engineers and**  
 40 **registered engineering interns investigative fund established by**  
 41 **section 20 of this chapter. Any rulemaking by the board shall be in**  
 42 **accordance with IC 4-22-2.**

EH 1003—LS 6756/DI 92



1           **Sec. 2. (a) Except as provided in section 20 of this chapter and**  
 2 **subsection (b), the licensing agency shall receive and account for all**  
 3 **money collected under the provisions of this chapter and shall**  
 4 **deposit the money with the treasurer of state to be deposited by the**  
 5 **treasurer of state in the state general fund.**

6           **(b) In addition to the registration fee established under section**  
 7 **13 of this chapter, the board shall establish a fee of not more than**  
 8 **twenty dollars (\$20) for registered professional engineers and**  
 9 **registered engineering interns to be paid at the time of:**

10           **(1) issuance of a certificate of registration; and**

11           **(2) renewal of a certificate of registration;**

12 **under this chapter to provide funds for administering and**  
 13 **enforcing this chapter, including investigating and taking action**  
 14 **against persons violating this chapter. All funds collected under**  
 15 **this subsection shall be deposited into the registered professional**  
 16 **engineers and registered engineering interns investigative fund**  
 17 **established by section 20 of this chapter.**

18           **Sec. 3. (a) The following under either subdivision (1) or (2) shall**  
 19 **be considered as minimum evidence that the applicant is qualified**  
 20 **for registration as a professional engineer:**

21           **(1) All of the following:**

22           **(A) Graduation in an approved engineering curriculum of**  
 23 **four (4) years or more.**

24           **(B) A specific record of four (4) years or more of**  
 25 **progressive experience on engineering projects of sufficient**  
 26 **quality acquired subsequent to graduation, which**  
 27 **experience indicates that the applicant is qualified to be**  
 28 **placed in responsible charge of engineering work requiring**  
 29 **the exercise of judgment in the application of engineering**  
 30 **sciences to the sound solution of engineering problems.**

31           **(C) The successful passing of an examination as provided**  
 32 **for in section 5 of this chapter.**

33           **(2) All of the following:**

34           **(A) A specific record of eight (8) years or more of**  
 35 **engineering education and experience in engineering work,**  
 36 **which indicates that the applicant has acquired knowledge**  
 37 **and skill and practical experience in engineering work**  
 38 **approximating that required for registration as a**  
 39 **professional engineer under subdivision (1).**

40           **(B) The successful passing of an examination as provided**  
 41 **for in section 5 of this chapter.**

42           **(b) The following under either subdivision (1) or (2) shall be**



1 considered as minimum evidence that the applicant is qualified for  
2 certification as an engineering intern:

3 (1) All of the following:

4 (A) Graduation in an approved engineering curriculum of  
5 four (4) years or more.

6 (B) The successful passing of an engineering intern  
7 examination as provided in section 5 of this chapter.

8 (2) All of the following:

9 (A) A specific record of four (4) years or more of  
10 engineering education and experience in engineering work  
11 indicating that the applicant has acquired knowledge and  
12 skill approximating that acquired through graduation in  
13 an approved engineering curriculum of four (4) years or  
14 more.

15 (B) The successful passing of an engineering intern  
16 examination as provided in section 5 of this chapter.

17 (c) The board may waive the examination under section 5 of this  
18 chapter to any applicant who has been granted a certificate of  
19 registration under section 13 of this chapter.

20 (d) An individual is not eligible for registration as a professional  
21 engineer or certification as an engineering intern if the individual  
22 has been convicted of:

23 (1) an act which would constitute grounds for disciplinary  
24 sanction under IC 25-1-11; or

25 (2) a felony that has a direct bearing on the individual's ability  
26 to practice competently.

27 (e) In considering the qualifications of applicants, responsible  
28 charge of engineering teaching shall be construed as responsible  
29 charge of engineering work. An applicant who holds a degree of  
30 master of science of engineering or the equivalent thereof from a  
31 curriculum in engineering approved by the board may be given a  
32 maximum credit of one (1) year of experience in addition to the  
33 credit of four (4) years of education. An applicant who holds a  
34 degree of doctor of philosophy or the equivalent thereof from a  
35 curriculum in engineering approved by the board may be given a  
36 maximum of credit of two (2) years of experience in addition to a  
37 credit of four (4) years of education. Graduation in a course other  
38 than engineering from a college or university acceptable to the  
39 board may be considered as equivalent to two (2) years engineering  
40 experience and education. The mere execution, as a contractor of  
41 work designed by a professional engineer, or the supervision of the  
42 construction of such work as a foreman or superintendent shall not



1 be deemed to be engineering experience.

2 (f) Any person having the necessary qualifications to be  
3 registered under this chapter is eligible for registration although  
4 the individual may not be engaged in the practice of engineering at  
5 the time the application is made.

6 Sec. 4. (a) An individual applying for registration as a  
7 professional engineer or for certification as an engineering intern  
8 shall apply for registration or certification on a form prescribed  
9 and provided by the board. Each application for registration shall  
10 contain statements showing the education and qualifications of the  
11 applicant and a detailed summary of the technical work performed  
12 by the applicant. An application for registration as a professional  
13 engineer shall be accompanied by the names of five (5) persons to  
14 be used as references, at least three (3) of whom are professional  
15 engineers who have a personal knowledge of the experience of the  
16 applicant. Each application for a certification as an engineering  
17 intern must contain statements showing the education of the  
18 applicant, and except for an application for an examination to be  
19 given during the applicant's senior year, the application shall be  
20 accompanied by the names of three (3) persons to be used as  
21 references. All applications shall be certified to by the applicant as  
22 to the correctness of the statements contained in the application.

23 (b) A person who knowingly makes a false statement in the  
24 application commits a Class A misdemeanor.

25 (c) The amount of registration fees for a professional engineer  
26 and for an engineering intern shall be fixed and determined by the  
27 board under IC 25-1-8-2. The board shall also in its rules prescribe  
28 the manner and the time for the paying of registration fees.

29 (d) In the event the board refuses to issue a certificate of  
30 registration to any person who has made proper application for  
31 registration as a professional engineer, any initial fee prescribed by  
32 the board and deposited with the board by an applicant shall be  
33 retained by the board as an application fee.

34 (e) In the event the board refuses to issue a certificate to any  
35 person who has made proper application for certification as an  
36 engineering intern, the fee prescribed by the board and deposited  
37 by the applicant with the board shall be retained as an application  
38 fee.

39 Sec. 5. (a) The examination required of all applicants for  
40 registration as a professional engineer shall be a written or  
41 computer based examination which shall be divided into the  
42 following two (2) parts:



1           **(1) Engineering fundamentals.**

2           **(2) Principles and practice of engineering.**

3           **The board may adopt rules under IC 4-22-2 establishing additional**  
4           **examination requirements.**

5           **(b) The engineering fundamentals portion of the examination**  
6           **shall be designed to test the applicant's knowledge of mathematics**  
7           **and the physical and engineering sciences. The standards of**  
8           **proficiency required shall approximate that attained by graduation**  
9           **in an approved four (4) year engineering curriculum.**

10          **(c) The principles and practice of the engineering portion of the**  
11          **examination shall be designed primarily to test the applicant's**  
12          **understanding of, and judgment and ability to apply correctly, the**  
13          **principles of:**

14           **(1) mathematics;**

15           **(2) the physical sciences;**

16           **(3) the engineering sciences; and**

17           **(4) engineering design analysis and synthesis;**

18          **to the practice of professional engineering. A part of the**  
19          **examination may be designed to test the applicant's knowledge and**  
20          **understanding of the ethical, economic, and legal principles**  
21          **relating to the practices of professional engineering.**

22          **(d) An applicant for registration as a professional engineer who**  
23          **holds an engineering intern certificate issued in Indiana or in any**  
24          **other state or territory having equivalent standards may be**  
25          **exempted from the engineering fundamentals portion of the**  
26          **examination.**

27          **(e) An applicant must successfully pass the engineering**  
28          **fundamentals portion of the examination before taking the**  
29          **principles and practice portion of the examination.**

30          **(f) Examinations shall be held at times and places as determined**  
31          **by the board at least two (2) times each year. Examinations for**  
32          **certification as an engineering intern may be held separately from**  
33          **the examinations for registration as a professional engineer.**

34          **(g) An applicant for registration as a professional engineer who**  
35          **is presently registered in another state or territory may be assigned**  
36          **a written or computer based examination as the board deems**  
37          **necessary to meet the requirements of this chapter.**

38          **(h) An applicant shall have three (3) attempts to pass each part**  
39          **of the examination within a time period established by the board**  
40          **by rule. The board may specify by rule the time required between**  
41          **examinations and the opportunity for future examination attempts**  
42          **for an applicant who fails to appear at an examination. The**



1 amount of the fee to be paid for each examination shall be  
2 determined by the board under IC 25-1-8-2.

3 (i) If an applicant who has failed a part of the examination three  
4 (3) times reapplies and submits evidence of acquiring additional  
5 knowledge for the examination, the board may give the applicant  
6 approval to take subsequent examinations or partial examinations.

7 Sec. 6. (a) The board shall issue a certificate of registration,  
8 upon the payment of the fee prescribed by the board under  
9 IC 25-1-8-2 and the fee established by section 2(b) of this chapter,  
10 to any applicant who, in the opinion of the board, has satisfactorily  
11 met all requirements of this chapter. In the case of a professional  
12 engineer, the certificate shall authorize the practice of  
13 "professional engineering". The certificate of registration shall:

- 14 (1) show the full name of the registrant;
- 15 (2) bear a serial number and date; and
- 16 (3) be signed by a designee of the board.

17 The issuance of any certificate of registration by the board under  
18 this chapter is evidence that the individual named on the certificate  
19 is entitled to all the rights and privileges of a registered  
20 professional engineer from the date on the certificate until it  
21 expires or is revoked.

22 (b) The board shall issue a certificate of enrollment upon the  
23 payment of the certificate fee prescribed by the board under  
24 IC 25-1-8-2 to any applicant who, in the opinion of the board, has  
25 satisfactorily met all of the requirements of this chapter. In the  
26 case of an engineering intern, the certificate shall state that the  
27 applicant has successfully passed the examination in engineering  
28 fundamentals and has been enrolled as an engineering intern. The  
29 certificate of enrollment shall:

- 30 (1) show the full name of the enrollee;
- 31 (2) bear a serial number and date; and
- 32 (3) be signed by the director of the licensing agency.

33 The issuance of a certificate of enrollment by the board is evidence  
34 that the individual named on the certificate is entitled to all the  
35 rights and privileges of an engineering intern while the certificate  
36 remains unrevoked or until it expires.

37 Sec. 7. (a) The granting of registration extends to the registrant  
38 the authority to use a seal of a design approved by the board  
39 bearing the registrant's name, registration number, and the legend  
40 "professional engineer".

41 (b) During the period of time that a registrant's certificate is  
42 valid, the registrant is authorized to apply the registrant's seal to



1 plans, specifications, studies, drawings, and reports. Applying the  
2 registrant's seal attests that:

- 3 (1) the work embodies the engineering work of the registrant;  
4 (2) the registrant or an employed subordinate supervised by  
5 the registrant prepared the documents, and in the context of  
6 engineered plans "prepared" refers to the registrant's control  
7 and direction of the engineering work and design process;  
8 (3) the registrant assumes full professional responsibility for  
9 the documents; and  
10 (4) the work meets standards of acceptable engineering  
11 practice.

12 (c) It is unlawful for any person to stamp or seal any document  
13 with a seal after the certificate of the registrant named on the seal  
14 has expired or has been revoked.

15 Sec. 8. (a) Subject to IC 25-1-2-6(e), unless renewed, a certificate  
16 issued under this chapter expires on a date specified by the  
17 licensing agency under IC 25-1-6-4 and expires biennially after the  
18 initial expiration date. An applicant for renewal shall submit an  
19 application in the manner prescribed by the board and pay the  
20 renewal fee established by the board under IC 25-1-8-2 on or  
21 before the renewal date specified by the licensing agency.

22 (b) Subject to IC 25-1-2-6(e), if the holder of a certificate does  
23 not renew the certificate by the date specified by the licensing  
24 agency, the certificate expires and becomes invalid without the  
25 board taking any action.

26 (c) The failure on the part of a registrant to renew a certificate  
27 does not deprive the registrant of the right of renewal.

28 (d) If a certificate has been expired for not more than three (3)  
29 years, the certificate may be reinstated by the board if the holder  
30 of the certificate meets the requirements for reinstatement under  
31 IC 25-1-8-6(c).

32 (e) If a certificate has been expired for more than three (3)  
33 years, the certificate may be reinstated by the board if the holder  
34 of the certificate meets the requirements for reinstatement under  
35 IC 25-1-8-6(d).

36 Sec. 9. (a) The board may adopt rules requiring a professional  
37 engineer to obtain continuing education for renewal of a certificate  
38 under section 8 of this chapter.

39 (b) If the board adopts rules under this section, the rules must  
40 do the following:

- 41 (1) Establish an inactive certificate of registration that:  
42 (A) does not require the holder of an inactive certificate to



- 1           **obtain continuing education; and**  
2           **(B) prohibits the holder of an inactive certificate from**  
3           **practicing engineering.**  
4           **(2) Establish requirements for reactivation of an inactive**  
5           **certificate.**  
6           **Sec. 10. (a) A registration certificate for a professional engineer**  
7           **may be issued only to a natural person.**  
8           **(b) A business, including a proprietorship, partnership, or**  
9           **corporation, doing business in Indiana may not practice or offer to**  
10           **practice engineering unless that practice is carried on under the**  
11           **responsible direction and supervision of a registered professional**  
12           **engineer who is a full-time employee of the business. All plans,**  
13           **sheets of designs, specifications, reports, studies, or other**  
14           **engineering documents that require certification and are prepared**  
15           **by the personnel of a business must carry the signature and seal of**  
16           **the registered professional engineer who is in responsible charge**  
17           **of the professional engineering work.**  
18           **Sec. 11. (a) A county, city, town, township, school corporation,**  
19           **or other political subdivision of this state may not engage in the**  
20           **construction or maintenance of any public work involving the**  
21           **practice of engineering for which plans, specifications, and**  
22           **estimates have not been prepared, certified, and sealed by, and the**  
23           **construction and maintenance executed under the direct**  
24           **supervision of, a professional engineer. Any contract executed in**  
25           **violation of this section is void.**  
26           **(b) An official of this state, or of any city, town, county,**  
27           **township, or school corporation, charged with the enforcement of**  
28           **any law, ordinance, or rule relating to the design, construction, or**  
29           **alteration of buildings or structures may not use or accept or**  
30           **approve any plans or specifications that have not been prepared**  
31           **by, or under the supervision of and certified by, a registered**  
32           **professional engineer. This subsection does not apply:**  
33           **(1) to plans or specifications prepared by, or under the**  
34           **supervision of and certified by, an architect who is registered**  
35           **under IC 25-4-1;**  
36           **(2) to structures and construction listed in IC 22-15-3-3(a); or**  
37           **(3) to plans or specifications contained in a registration,**  
38           **license, or permit application, including an application for an**  
39           **initial permit, the renewal of a permit, the modification of a**  
40           **permit, or a variance from a permit submitted to the**  
41           **commissioner of the department of environmental**  
42           **management under IC 13, unless the permit is for the**



1 approval of plans or specifications for construction for which  
2 a professional engineer's seal is required by operation of  
3 either state or federal law, rule, or regulation. This subsection  
4 does not require a professional engineer's seal for an  
5 application for an air quality construction permit under 326  
6 IAC 2-1-3.

7 This section shall not be construed as to abridge or otherwise affect  
8 the powers of any state board or department to issue rules  
9 governing the safety of buildings or structures.

10 (c) All maps required to show the underground workings of any  
11 mine in Indiana must be prepared, certified, and sealed by a  
12 professional engineer or professional surveyor.

13 Sec. 12. (a) An employee or a subordinate of any person who  
14 holds a certificate of registration under the provisions of this  
15 chapter is exempt from the provisions of this chapter if the practice  
16 of the employee or subordinate does not include responsible charge  
17 of design or supervision.

18 (b) This chapter does not require registration for the purpose of  
19 practicing engineering by an individual or a business:

20 (1) on property owned or leased by that individual or business  
21 unless the engineering practice involves the public health or  
22 safety, or the health or safety of the employees of that  
23 individual or business;

24 (2) for the performance of engineering which relates solely to  
25 the design or fabrication of manufactured products; or

26 (3) that is registered as a landscape architect under IC 25-4-2  
27 and while the individual or business is engaged in the practice  
28 of landscape architecture planning the use of land or water.

29 Sec. 13. The board may, upon application and payment of a fee  
30 established by the board in the board's rules, issue a certificate of  
31 registration as a professional engineer to an individual who holds  
32 a valid certificate of registration as a professional engineer, issued  
33 to the applicant by the proper authority of any state or territory or  
34 possession of the United States if the requirements for registration  
35 of professional engineers that the certificate of registration was  
36 issued under do not conflict with the provisions of this chapter. In  
37 determining the qualifications of an applicant, the board may  
38 accept the verified professional record of the applicant that is  
39 certified by the National Council of Examiners for Engineers and  
40 Surveyors. However, an applicant meets the experience  
41 requirement under section 3 of this chapter if the applicant:

42 (1) has at least three (3) years of engineering work experience



1 after the applicant graduates from an approved engineering  
 2 curriculum but before the applicant successfully passes an  
 3 examination required under section 5 of this chapter; and  
 4 (2) has been registered or licensed as a professional engineer  
 5 in another state for at least ten (10) years.

6 Sec. 14. A certificate of registration, or a certification as an  
 7 engineering intern to replace a certificate which has been lost,  
 8 destroyed, or mutilated, may be issued subject to the rules of the  
 9 board and the fee established under IC 25-1-8-2.

10 Sec. 15. A person who:

- 11 (1) practices or offers to practice engineering without being  
 12 registered or exempted under the laws of this state;  
 13 (2) presents as the person's own the certificate of registration  
 14 or the seal of another;  
 15 (3) gives any false or forged evidence of any kind to the board  
 16 or to any member of the board in obtaining a certificate of  
 17 registration;  
 18 (4) impersonates any other registrant;  
 19 (5) uses an expired, suspended, or revoked certificate of  
 20 registration; or  
 21 (6) otherwise violates this chapter;

22 commits a Class B misdemeanor.

23 Sec. 16. (a) It is the duty of all law enforcement officers of this  
 24 state, or any political subdivision, to enforce the provisions of this  
 25 chapter and to apprehend and prosecute any person who violates  
 26 any of the provisions of this chapter.

27 (b) The attorney general shall act as the legal advisor of the  
 28 board and render any legal assistance as may be necessary in  
 29 carrying out the provisions of this chapter.

30 (c) The attorney general and the licensing agency may use the  
 31 registered professional engineers and registered engineering  
 32 interns investigative fund established by section 20 of this chapter  
 33 to hire investigators and other employees to enforce the provisions  
 34 of this chapter and to investigate and prosecute violations of this  
 35 chapter.

36 Sec. 17. (a) The attorney general, the prosecuting attorney of  
 37 any county, the board, or a citizen of any county where a person  
 38 who is not exempted engages in the practice of engineering without  
 39 first having obtained a certificate of registration or without first  
 40 having renewed an expired certificate of registration may, in  
 41 accordance with the provisions of the laws of this state governing  
 42 injunctions, file an action in the name of the state of Indiana to



1       enjoin that person from engaging in the practice of engineering  
2       until a certificate of registration is secured or renewed.

3       (b) Any person who has been enjoined and violates an injunction  
4       shall be punished for contempt of court. An injunction does not  
5       relieve a person engaged in the practice of engineering without a  
6       certificate of registration or without first having renewed an  
7       expired certificate of registration from a criminal prosecution.

8       (c) The remedy by injunction is in addition to any remedy  
9       provided for herein for the criminal prosecution of the offender. In  
10      charging any person in a complaint for violation of the provisions  
11      of this chapter by engaging in the practice of engineering without  
12      a certificate of registration or without having renewed an expired  
13      certificate of registration, it is sufficient to charge that the  
14      offender:

15           (1) on a certain day in a certain county practiced or offered to  
16           practice engineering; and

17           (2) was not registered or exempted under this chapter.

18      Sec. 18. (a) Except as provided in IC 25-4-1-11, a person  
19      registered as a professional engineer under this chapter is exempt  
20      from the provisions of any and all statutes in force in this state  
21      regulating the practice of architecture.

22      (b) This chapter does not apply to an individual registered as an  
23      architect under IC 25-4-1. An architect, however, who is registered  
24      under IC 25-4-1 and exempted from this chapter may not use the  
25      designation "engineer" in any form or manner unless the architect  
26      is registered under this chapter.

27      Sec. 19. (a) This section does not apply to a job position filled by  
28      the department of environmental management.

29      (b) Unless a job position is filled by a professional engineer, the  
30      state or a political subdivision (as defined in IC 36-1-2-13) may not  
31      use the word "engineer" in the position's job title.

32      Sec. 20. (a) The registered professional engineers and registered  
33      engineering interns investigative fund is established to provide  
34      funds for administering and enforcing the provisions of this  
35      chapter, including investigating and taking enforcement action  
36      against violators of this chapter. The fund shall be administered by  
37      the attorney general and the licensing agency.

38      (b) The expenses of administering the fund shall be paid from  
39      the money in the fund. The fund consists of money from the fee  
40      imposed upon registered professional engineers and registered  
41      engineering interns under section 9(b) of this chapter.

42      (c) The treasurer of state shall invest the money in the fund not



1 currently needed to meet the obligations of the fund in the same  
2 manner as other public money may be invested.

3 (d) Money in the fund is continually appropriated for use by the  
4 attorney general and the licensing agency to administer and  
5 enforce the provisions of this chapter and to conduct investigations  
6 and take enforcement action against persons violating the  
7 provisions of this chapter.

8 Sec. 21. The board shall send written notice to the department  
9 of homeland security established by IC 10-19-2-1 of the  
10 determination of the board in a disciplinary action against an  
11 engineer under IC 25-1-11. The board shall send the notice not  
12 later than three (3) business days after the date of the board's  
13 determination.

14 SECTION 424. IC 25-17.6-7-1 IS AMENDED TO READ AS  
15 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. The following  
16 persons are exempt from the requirements of licensure under this  
17 article:

- 18 (1) An officer or employee of the United States government, state  
19 government, or local government while engaged in providing  
20 geological services for the officer's or employee's employers.
- 21 (2) A person engaged solely in geological research or the  
22 instruction of geology.
- 23 (3) A person not engaged in the public practice of geology.
- 24 (4) A professional engineer registered under ~~IC 25-31~~ **IC 25-4-3**  
25 who applies geology to the practice of engineering.
- 26 (5) A soil scientist who is certified as a soil classifier or soil  
27 scientist by the American Registry of Certified Professionals in  
28 Agronomy, Crops and Soils (ARCPACS) and the Indiana  
29 Association of Professional Soil Classifiers (IAPSC) and who  
30 applies geology in the practice of soil science.

31 SECTION 425. IC 25-20-1-1.5, AS AMENDED BY P.L.249-2019,  
32 SECTION 87, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 1.5. (a) Subject to IC 25-1-6.5-3, there is  
34 established the committee of hearing aid dealer examiners which  
35 consists of ~~five (5)~~ **four (4)** members all appointed by the governor to  
36 a term under IC 25-1-6.5. Three (3) members must be hearing aid  
37 dealers licensed under this chapter, who are residents of this state and  
38 who have been practicing as hearing aid dealers for at least one (1) year  
39 prior to their appointment. ~~One (1) member must be an~~  
40 ~~otolaryngologist in this state, who is a resident of this state and who has~~  
41 ~~been engaged in the practice of otolaryngology for at least one (1) year~~  
42 ~~prior to appointment to the committee.~~ One (1) member must be a



1 resident of this state who is in no way associated with the business of  
 2 hearing aid dealers, audiology, or speech-language pathology other  
 3 than as a consumer. Whenever a vacancy occurs on the committee, the  
 4 governor shall appoint a successor under IC 25-1-6.5.

5 (b) Three (3) members present constitute a quorum. **The**  
 6 **chairperson of the committee is not allowed to cast a vote on any**  
 7 **matter before the committee unless the chairperson's vote is**  
 8 **necessary to break a tie.**

9 (c) The members serve without compensation, except that each  
 10 member is entitled to the salary per diem as provided by IC 4-10-11-2.1  
 11 and to reimbursement for travel, lodging, meals, and other expenses as  
 12 provided in the state travel policies and procedures established by the  
 13 department of administration and approved by the state budget agency.

14 (d) A member may be removed under IC 25-1-6.5-4.

15 SECTION 426. IC 25-20.2-1-1, AS AMENDED BY P.L.127-2012,  
 16 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2027]: Sec. 1. (a) This article applies to an individual who  
 18 conducts home inspections for compensation.

19 (b) This article does not apply to the following:

20 (1) An individual who is acting within the scope of the  
 21 individual's employment as:

22 (A) a code enforcement official for the state or a political  
 23 subdivision of the state; or

24 (B) a representative of a state or local housing agency or  
 25 authority acting under the authority of the United States  
 26 Department of Housing and Urban Development.

27 (2) An individual who is:

28 (A) either:

29 (i) registered as an architect under IC 25-4;

30 (ii) registered as a professional engineer under ~~IC 25-31;~~  
 31 **IC 25-4-3;** or

32 (iii) licensed as a plumbing contractor or journeyman  
 33 plumber under IC 25-28.5; and

34 (B) acting within the scope of the individual's registration or  
 35 license.

36 (3) An individual who is licensed under IC 25-34.1 as a real estate  
 37 broker and is acting within the scope of the individual's license.

38 (4) An individual who is licensed or certified under IC 25-34.1 as  
 39 a real estate appraiser and is acting within the scope of the  
 40 individual's license or certificate.

41 (5) An individual who holds a certificate of authority under  
 42 IC 27-1-27-2 as a public adjuster and is acting within the scope of



1 the individual's certificate.

2 (6) An individual who holds a permit, certificate, or license to:

3 (A) use and apply pesticides; or

4 (B) make diagnostic inspections and reports for wood  
5 destroying pests;

6 under IC 15-16-5 and is acting within the scope of the individual's  
7 certificate or license.

8 (7) An individual who holds a license from a political subdivision  
9 as a tradesperson or home builder and is acting within the scope  
10 of the individual's license.

11 SECTION 427. IC 25-20.7-2-3, AS ADDED BY P.L.177-2009,  
12 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13 JULY 1, 2027]: Sec. 3. This article does not apply to a person who:

14 (1) does not profess to be a registered interior designer; and

15 (2) is:

16 (A) an architect registered under IC 25-4; or

17 (B) a professional engineer registered under ~~IC 25-31-~~

18 **IC 25-4-3.**

19 SECTION 428. IC 25-21.5-2-13 IS AMENDED TO READ AS  
20 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. The state shall  
21 provide the board suitable office quarters in Indianapolis. The office  
22 may be shared with the ~~state board of registration for professional~~  
23 ~~engineers.~~ **Indiana board of registration for design professionals.**

24 SECTION 429. IC 25-21.5-3-3 IS AMENDED TO READ AS  
25 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. The licensing agency  
26 may assign joint personnel to work for both the board and the ~~state~~  
27 ~~board of registration for professional engineers.~~ **Indiana board of**  
28 **registration for design professionals.**

29 SECTION 430. IC 25-23-1-7.2, AS ADDED BY P.L.148-2023,  
30 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
31 JULY 1, 2027]: Sec. 7.2. (a) As used in this section, "nursing education  
32 program" means a nursing education program that is required to be  
33 authorized by the ~~board for proprietary education (established by~~  
34 ~~IC 21-18.5-5-1).~~ **commission for higher education established by**  
35 **IC 21-18-2-1.**

36 (b) The board may not prohibit a nursing education program from  
37 submitting an application for accreditation to the board before being  
38 authorized by the ~~board for proprietary education (established by~~  
39 ~~IC 21-18.5-5-1).~~ **commission for higher education established by**  
40 **IC 21-18-2-1.**

41 (c) The board shall review and approve or deny a nursing education  
42 program's application for accreditation within ninety (90) days of being



1 authorized by the board for proprietary education (established by  
 2 ~~IC 21-18.5-5-1~~) **commission for higher education established by**  
 3 **IC 21-18-2-1** unless the nursing education program, after receiving  
 4 authorization from the ~~board of proprietary education~~, **commission for**  
 5 **higher education**, requests additional time from the board before the  
 6 board's review of the application.

7 SECTION 431. IC 25-28.5-1-2, AS AMENDED BY P.L.1-2006,  
 8 SECTION 469, IS AMENDED TO READ AS FOLLOWS  
 9 [EFFECTIVE JULY 1, 2027]: Sec. 2. As used in this chapter:

10 (1) "Plumbing" means the practice of and the materials and fixtures  
 11 used in the installation, maintenance, extension, and alteration of all  
 12 piping, fixtures, appliances, and appurtenances in connection with any  
 13 of the following:

14 (A) Sanitary drainage or storm drainage facilities, the venting  
 15 system, and the public or private water supply systems, within or  
 16 adjacent to any building or structure.

17 (B) The practice and materials used in the installation,  
 18 maintenance, extension, or alteration of the stormwater, liquid  
 19 waste, or sewerage, and water supply systems of any premises to  
 20 the private property line or to their connection with any point of  
 21 public disposal or other acceptable terminal.

22 The term does not include the planning, designing, and installation of  
 23 sanitation and water systems in vehicles commonly known as mobile  
 24 homes, the drilling of wells, the installation of pumps, pressure tanks,  
 25 and piping incidental to the drilling or repair of a well system, the sale  
 26 or installation of water softening equipment and apparatuses and  
 27 services of the same, or the business of manufacturing or selling  
 28 plumbing fixtures; appliances, equipment, or hardware; the installation  
 29 of automatic sprinklers, the overhead or underground water supplies or  
 30 standpipes when connected to an automatic sprinkler system or to their  
 31 related devices or appurtenances connecting thereto; nor does the term  
 32 include the work referred to in section 32(i) of this chapter; nor does  
 33 the term include the planning or design of water supply or sewage  
 34 systems which would ordinarily be performed as "the practice of  
 35 engineering", as defined in ~~IC 25-31-1~~, **IC 25-4-0.5-7**, or the "practice  
 36 of architecture", as defined in IC 25-4-1.

37 (2) "Plumbing contractor" means any person who, for compensation,  
 38 undertakes to, or submits a bid to, or does himself or herself or by  
 39 others, construct, repair, alter, remodel, add to, subtract from, or  
 40 improve plumbing and who is responsible for substantially all the  
 41 plumbing within the entire project, or one who fabricates units or  
 42 plumbing substantially completed and ready for installation.



1 (3) "Journeyman plumber" means a person who engages or offers to  
 2 engage in, as an occupation or trade, the construction, installation,  
 3 alteration, maintenance, repair, remodeling, or removal and  
 4 replacement of plumbing under the supervision, direction, and  
 5 responsibility of a licensed plumbing contractor.

6 (4) "Maintenance man" means a person who is employed on a  
 7 permanent basis to keep the premises of a business establishment in  
 8 good repair.

9 (5) "Contracting" means, except as exempted in this chapter,  
 10 engaging in a business as a contractor.

11 (6) "Person" means a natural person, except in the case of a  
 12 plumbing contractor, in which case it may mean the partners or  
 13 members of a partnership, limited partnership, or any form of  
 14 unincorporated enterprise, owned by two (2) or more persons, and as  
 15 applied to "corporation" in addition to the corporate entity means the  
 16 officers or directors and employees thereof.

17 (7) "Commission" means the Indiana plumbing commission created  
 18 by this chapter.

19 (8) "License" means a certificate issued by the commission  
 20 established by this chapter which confers upon the holder the privilege  
 21 to act as a plumbing contractor or a journeyman plumber as defined in  
 22 this chapter.

23 (9) "Farmstead" means a farm dwelling together with other  
 24 buildings, structures, equipment, piping, and other plumbing materials  
 25 and supplies, located upon a parcel of real estate used primarily for  
 26 agricultural purposes located outside the corporate limits of a  
 27 municipality and not connected to a public water supply.

28 (10) "Licensing agency" means the Indiana professional licensing  
 29 agency established under IC 25-1-5-3.

30 (11) "Apprentice plumber" means an individual who:

31 (A) is learning the plumbing trade; and

32 (B) is under the direction and immediate supervision of a licensed  
 33 plumbing contractor or a licensed journeyman plumber.

34 (12) "Registration" means the granting of a certificate by the  
 35 commission that authorizes an individual to act as an apprentice  
 36 plumber.

37 SECTION 432. IC 25-30-1-5, AS AMENDED BY P.L.141-2021,  
 38 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 JULY 1, 2027]: Sec. 5. This chapter does not require any of the  
 40 following persons to be a licensee:

41 (1) A law enforcement officer of the United States, a state, or a  
 42 political subdivision of a state to the extent that the officer or



- 1 employee is engaged in the performance of the officer's or  
 2 employee's official duties.
- 3 (2) Any person to the extent that the person is engaged in the  
 4 business of furnishing and obtaining information concerning the  
 5 financial rating of other persons.
- 6 (3) A collection agency licensed by the secretary of state or its  
 7 employee acting within the scope of the employee's employment,  
 8 to the extent that the person is making an investigation incidental  
 9 to the business of the agency, including an investigation of the  
 10 location of a debtor or a debtor's assets in a property that the client  
 11 has an interest in or a lien upon.
- 12 (4) An attorney or employee of an attorney to the extent that the  
 13 person is engaged in investigative matters incident to the delivery  
 14 of professional services that constitute the practice of law.
- 15 (5) An insurance adjuster to the extent that the adjuster is  
 16 employed in the investigation and settlement of claims made  
 17 against insurance companies or persons insured by insurance  
 18 companies if the adjuster is a regular employee of the insurance  
 19 company and the insurance company is authorized to do business  
 20 in Indiana and is complying with the laws regulating insurance  
 21 companies in Indiana.
- 22 (6) A person primarily engaged in the business of furnishing  
 23 information for:
- 24 (A) business decisions and transactions in connection with  
 25 credit, employment, or marketing; or  
 26 (B) insurance underwriting purposes;  
 27 including a consumer reporting agency as defined by the Fair  
 28 Credit Reporting Act (15 U.S.C. 1681 et seq.).
- 29 (7) A retail merchant or an employee of the retail merchant to the  
 30 extent that the person is hiring a private investigator for the  
 31 purposes of loss prevention investigations for the retail merchant's  
 32 retail establishment.
- 33 (8) A professional engineer registered under ~~IC 25-31~~ **IC 25-4-3**  
 34 or a person acting under a registered professional engineer's  
 35 supervision, to the extent the professional engineer is engaged in  
 36 an investigation incident to the practice of engineering.
- 37 (9) An architect with a certificate of registration under IC 25-4, to  
 38 the extent the architect is engaged in an investigation incident to  
 39 the practice of architecture.
- 40 (10) A professional surveyor with a certificate of registration  
 41 under IC 25-21.5, to the extent the professional surveyor is  
 42 engaged in an investigation incident to the practice of surveying.



1 (11) A certified public accountant with a certificate under  
 2 IC 25-2.1-3, to the extent that the person is engaged in an  
 3 investigation incident to the practice of accountancy.

4 (12) An independent consultant employed by the attorney general  
 5 under IC 32-34-1.5-60, to the extent that the independent  
 6 consultant is engaged in providing services for the attorney  
 7 general.

8 SECTION 433. IC 25-31 IS REPEALED [EFFECTIVE JULY 1,  
 9 2027]. (Professional Engineers).

10 SECTION 434. IC 25-31.5-1-1 IS AMENDED TO READ AS  
 11 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. This article does not  
 12 apply to the following individuals:

13 (1) An officer or employee of:

14 (A) the federal government;

15 (B) state government; or

16 (C) local government;

17 while providing soil science services for the officer's or  
 18 employee's employer.

19 (2) An individual engaged solely in soil science research or the  
 20 instruction of soil science.

21 (3) An individual not engaged in the public practice of soil  
 22 science.

23 (4) A professional engineer registered under ~~IC 25-31~~ **IC 25-4-3**  
 24 who applies soil science to the practice of engineering.

25 (5) A professional geologist certified under IC 25-17.6 who  
 26 applies soil science to the practice of geology.

27 (6) A person who is a certified professional erosion and sediment  
 28 control specialist (CPESC) or soil conservationist who uses soil  
 29 science in making land use decisions for the conservation of soil  
 30 and water resources.

31 (7) A professional wetlands specialist who applies soil science to  
 32 make wetland delineations or determinations.

33 SECTION 435. IC 25-35.6-2-1, AS AMENDED BY P.L.249-2019,  
 34 SECTION 135, IS AMENDED TO READ AS FOLLOWS  
 35 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) There is established the  
 36 speech-language pathology and audiology board.

37 (b) The board shall be comprised of ~~five (5)~~ **four (4)** members, who  
 38 shall be appointed by the governor. Subject to IC 25-1-6.5-3, four (4)  
 39 board members shall have been residents of this state for at least one  
 40 (1) year immediately preceding their appointment and shall have been  
 41 engaged in rendering services to the public, teaching, or research in  
 42 speech-language pathology or audiology for at least five (5) years



1 immediately preceding their appointment. At least two (2) board  
 2 members shall be speech-language pathologists and at least two (2)  
 3 shall be audiologists. ~~Subject to IC 25-1-6.5-3, the fifth member of the~~  
 4 ~~board, to represent the general public, shall be a resident of this state~~  
 5 ~~who has never been associated with speech-language pathology or~~  
 6 ~~audiology in any way other than as a consumer. Except for the member~~  
 7 ~~representing the general public,~~ All board members shall at all times be  
 8 holders of active and valid licenses for the practice of speech-language  
 9 pathology or audiology in this state.

10 (c) A member may be removed under IC 25-1-6.5-4.

11 (d) Appointments shall be:

12 (1) for members appointed before July 1, 2019, for a three year  
 13 term; and

14 (2) for members appointed after June 30, 2019, for a term under  
 15 IC 25-1-6.5.

16 (e) The governor may consider, but shall not be bound to accept,  
 17 recommendations for board membership made by a statewide  
 18 association for speech-language and hearing. A statewide association  
 19 for speech-language and hearing may submit to the governor its  
 20 recommendations for board membership not less than sixty (60) days  
 21 after a vacancy. In the event of a mid-term vacancy, such association  
 22 may make recommendations for filling such vacancy.

23 (f) At the first meeting of the board each year, members shall elect  
 24 a chairperson for the subsequent twelve (12) month period. Further  
 25 meetings may be convened at the call of the chairperson or the written  
 26 request of any two (2) board members. All meetings of the board shall  
 27 be open to the public, except that the board may hold closed sessions  
 28 to prepare, approve, grade, or administer examinations or, upon request  
 29 of an applicant who fails an examination, to prepare a response  
 30 indicating any reason for the applicant's failure. All meetings of the  
 31 board must be held in Indiana.

32 (g) A quorum of the board consists of a majority of the appointed  
 33 members. A majority of the quorum may transact business. **The**  
 34 **chairperson of the board is not allowed to cast a vote on any matter**  
 35 **before the board unless the chairperson's vote is necessary to break**  
 36 **a tie.**

37 SECTION 436. IC 27-1-15.7-4, AS AMENDED BY P.L.158-2024,  
 38 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 JULY 1, 2027]: Sec. 4. (a) The commissioner shall approve and  
 40 disapprove continuing education courses. ~~after considering~~  
 41 ~~recommendations made by the insurance producer education and~~  
 42 ~~continuing education commission established under section 6.5 of this~~



- 1 chapter.
- 2 (b) The commissioner may not approve a course under this section
- 3 if the course:
- 4 (1) is designed to prepare an individual to receive an initial
- 5 license under this chapter;
- 6 (2) concerns only routine, basic office skills, including filing,
- 7 keyboarding, and basic computer skills; or
- 8 (3) may be completed by a licensee without supervision by an
- 9 instructor, unless the course involves an examination process that
- 10 is:
- 11 (A) completed and passed by the licensee as determined by the
- 12 provider of the course; and
- 13 (B) approved by the commissioner.
- 14 (c) The commissioner shall approve a course under this section that
- 15 is submitted for approval by an insurance trade association or
- 16 professional insurance association if:
- 17 (1) the objective of the course is to educate a manager or an
- 18 owner of a business entity that is required to obtain an insurance
- 19 producer license under IC 27-1-15.6-6(d);
- 20 (2) the course teaches insurance producer management and is
- 21 designed to result in improved efficiency in insurance producer
- 22 operations, systems use, or key functions;
- 23 (3) the course is designed to benefit consumers; and
- 24 (4) the course is not described in subsection (b).
- 25 (d) Approval of a continuing education course under this section
- 26 shall be for a period of not more than two (2) years.
- 27 (e) A prospective provider of a continuing education course shall
- 28 pay:
- 29 (1) a fee of forty dollars (\$40) for each course submitted for
- 30 approval of the commissioner under this section; or
- 31 (2) an annual fee of five hundred dollars (\$500) not later than
- 32 January 1 of a calendar year, which entitles the prospective
- 33 provider to submit an unlimited number of courses for approval
- 34 of the commissioner under this section during the calendar year.
- 35 The commissioner may waive all or a portion of the fee for a course
- 36 submitted under a reciprocity agreement with another state for the
- 37 approval or disapproval of continuing education courses. Fees collected
- 38 under this subsection shall be deposited in the department of insurance
- 39 fund established under IC 27-1-3-28.
- 40 (f) A prospective provider of a continuing education course may
- 41 electronically deliver to the commissioner any supporting materials for
- 42 the course.



1 (g) The commissioner shall adopt rules under IC 4-22-2 to establish  
2 procedures for approving continuing education courses.

3 SECTION 437. IC 27-1-15.7-5, AS AMENDED BY P.L.158-2024,  
4 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2027]: Sec. 5. (a) To qualify as a certified prelicensing course  
6 of study for purposes of IC 27-1-15.6-6, an insurance producer program  
7 of study must meet all of the following criteria:

8 (1) Be conducted or developed by an:

9 (A) insurance trade association;

10 (B) accredited college or university;

11 (C) educational organization certified by the ~~insurance~~  
12 ~~producer education and continuing education commission;~~  
13 **commissioner; or**

14 (D) insurance company licensed to do business in Indiana.

15 (2) Provide for self-study or instruction provided by an approved  
16 instructor in a structured setting, as follows:

17 (A) For life insurance producers, not less than twenty (20)  
18 hours of instruction in a structured setting or comparable  
19 self-study on:

20 (i) ethical practices in the marketing and selling of  
21 insurance;

22 (ii) requirements of the insurance laws and administrative  
23 rules of Indiana; and

24 (iii) principles of life insurance.

25 (B) For health insurance producers, not less than twenty (20)  
26 hours of instruction in a structured setting or comparable  
27 self-study on:

28 (i) ethical practices in the marketing and selling of  
29 insurance;

30 (ii) requirements of the insurance laws and administrative  
31 rules of Indiana; and

32 (iii) principles of health insurance.

33 (C) For life and health insurance producers, not less than forty  
34 (40) hours of instruction in a structured setting or comparable  
35 self-study on:

36 (i) ethical practices in the marketing and selling of  
37 insurance;

38 (ii) requirements of the insurance laws and administrative  
39 rules of Indiana;

40 (iii) principles of life insurance; and

41 (iv) principles of health insurance.

42 (D) For property and casualty insurance producers, not less



- 1 than forty (40) hours of instruction in a structured setting or  
2 comparable self-study on:
- 3 (i) ethical practices in the marketing and selling of  
4 insurance;
  - 5 (ii) requirements of the insurance laws and administrative  
6 rules of Indiana;
  - 7 (iii) principles of property insurance; and
  - 8 (iv) principles of liability insurance.
- 9 (E) For personal lines producers, a minimum of twenty (20)  
10 hours of instruction in a structured setting or comparable  
11 self-study on:
- 12 (i) ethical practices in the marketing and selling of  
13 insurance;
  - 14 (ii) requirements of the insurance laws and administrative  
15 rules of Indiana; and
  - 16 (iii) principles of property and liability insurance applicable  
17 to coverages sold to individuals and families for primarily  
18 noncommercial purposes.
- 19 (F) For title insurance producers, not less than ten (10) hours  
20 of instruction in a structured setting or comparable self-study  
21 on:
- 22 (i) ethical practices in the marketing and selling of title  
23 insurance;
  - 24 (ii) requirements of the insurance laws and administrative  
25 rules of Indiana;
  - 26 (iii) principles of title insurance, including underwriting and  
27 escrow issues; and
  - 28 (iv) principles of the federal Real Estate Settlement  
29 Procedures Act (12 U.S.C. 2608).
- 30 (G) For annuity product producers, not less than four (4) hours  
31 of instruction in a structured setting or comparable self-study  
32 on:
- 33 (i) types and classifications of annuities;
  - 34 (ii) identification of the parties to an annuity;
  - 35 (iii) the manner in which fixed, variable, and indexed  
36 annuity contract provisions affect consumers;
  - 37 (iv) income taxation of qualified and non-qualified  
38 annuities;
  - 39 (v) primary uses of annuities; and
  - 40 (vi) appropriate sales practices, replacement, and disclosure  
41 requirements.
- 42 (3) Instruction provided in a structured setting must be provided



1           only by individuals who meet the qualifications established by the  
2           commissioner under subsection (b).

3           (b) The commissioner ~~after consulting with the insurance producer~~  
4 ~~education and continuing education commission~~, shall adopt rules  
5 under IC 4-22-2 prescribing the criteria that a person must meet to  
6 render instruction in a certified prelicensing course of study.

7           (c) The commissioner shall adopt rules under IC 4-22-2 prescribing  
8 the subject matter that an insurance producer program of study must  
9 cover to qualify for certification as a certified prelicensing course of  
10 study under this section.

11          (d) The commissioner may make recommendations that the  
12 commissioner considers necessary for improvements in course  
13 materials.

14          (e) The commissioner shall designate a program of study that meets  
15 the requirements of this section as a certified prelicensing course of  
16 study for purposes of IC 27-1-15.6-6.

17          (f) For each person that provides one (1) or more certified  
18 prelicensing courses of study, the commissioner shall annually  
19 determine, of all individuals who received classroom instruction in the  
20 certified prelicensing courses of study provided by the person, the  
21 percentage who passed the examination required by IC 27-1-15.6-5.  
22 The commissioner shall determine only one (1) passing percentage  
23 under this subsection for all lines of insurance described in  
24 IC 27-1-15.6-7(a) for which the person provides classroom instruction  
25 in certified prelicensing courses of study.

26          (g) The commissioner may, after notice and opportunity for a  
27 hearing, do the following:

28           (1) Withdraw the certification of a course of study that does not  
29 maintain reasonable standards, as determined by the  
30 commissioner for the protection of the public.

31           (2) Disqualify a person that is currently qualified under  
32 subsection (b) to render instruction in a certified prelicensing  
33 course of study from rendering the instruction if the passing  
34 percentage calculated under subsection (f) is less than forty-five  
35 percent (45%).

36          (h) Current course materials for a prelicensing course of study that  
37 is certified under this section must be submitted to the commissioner  
38 upon request, but not less frequently than once every three (3) years.

39          SECTION 438. IC 27-1-15.7-6.5 IS REPEALED [EFFECTIVE  
40 JULY 1, 2027]. Sec. 6.5: (a) As used in this section, "commission"  
41 refers to the insurance producer education and continuing education  
42 commission established by subsection (b):



1 (b) The insurance producer education and continuing education  
 2 commission is established within the department. The commissioner  
 3 shall appoint the following seven (7) individuals:

4 (1) One (1) individual nominated by the Professional Insurance  
 5 Agents of Indiana or its successor organization:

6 (2) One (1) individual nominated by the Independent Insurance  
 7 Agents of Indiana or its successor organization:

8 (3) One (1) individual nominated by the Indiana Association of  
 9 Insurance and Financial Advisors or its successor organization:

10 (4) One (1) individual nominated by the Indiana State Association  
 11 of Health Underwriters or its successor organization:

12 (5) One (1) individual nominated by the Association of Life  
 13 Insurance Companies or its successor organization:

14 (6) One (1) individual nominated by the Insurance Institute of  
 15 Indiana or its successor organization:

16 (7) One (1) individual nominated by the Indiana Land Title  
 17 Association or its successor organization:

18 The commissioner shall solicit nominations from the entities set forth  
 19 in this subsection. The commissioner may deny to make the  
 20 appointment of an individual nominated under this subsection only if  
 21 the commissioner determines that the individual is not in good standing  
 22 with the department or is not qualified. If the commissioner denies the  
 23 appointment of an individual nominated under this subsection, the  
 24 commissioner shall provide the nominating entity with the reason for  
 25 the denial and allow the nominating entity to submit an alternative  
 26 nomination:

27 (c) A member of the commission serves for a term of three (3) years  
 28 that expires June 30, 2027, and every third year thereafter. A member  
 29 may not serve more than two (2) consecutive terms:

30 (d) The commissioner shall appoint a member of the commission to  
 31 serve as chairperson, who serves at the will of the commissioner. The  
 32 commission shall meet:

33 (1) at the call of the chairperson; and

34 (2) at least semiannually.

35 The department shall staff the commission. Four (4) members  
 36 constitute a quorum of the commission:

37 (e) The commissioner shall fill a vacancy on the commission with  
 38 a nomination from the entity that nominated the predecessor or the  
 39 entity's successor. The individual appointed to fill the vacancy shall  
 40 serve for the remainder of the predecessor's term:

41 (f) A member of the commission is entitled to the minimum salary  
 42 per diem provided under IC 4-10-11-2.1(b). A member is also entitled



1 to reimbursement for traveling expenses and other expenses actually  
 2 incurred in connection with the member's duties, in accordance with  
 3 state travel policies and procedures established by the Indiana  
 4 department of administration and approved by the budget agency.  
 5 Money paid under this subsection shall be paid from amounts  
 6 appropriated to the department.

7 (g) The commission shall review and make recommendations to the  
 8 commissioner concerning the following:

9 (1) Course materials and curriculum and instructor credentials for  
 10 prelicensing courses of study for which certification by the  
 11 commissioner is sought under section 5 of this chapter.

12 (2) Continuing education requirements for insurance producers.

13 (3) Continuing education courses for which the approval of the  
 14 commissioner is sought under section 4 of this chapter.

15 (4) Rules proposed for adoption by the commissioner concerning  
 16 continuing education under this chapter.

17 (h) A member of the commission or a designee of the commissioner  
 18 is permitted access to any classroom while instruction is in progress to  
 19 monitor the classroom instruction.

20 SECTION 439. IC 31-9-2-10.6, AS ADDED BY P.L.145-2006,  
 21 SECTION 175, IS AMENDED TO READ AS FOLLOWS  
 22 [EFFECTIVE JULY 1, 2027]: Sec. 10.6. (a) "Board", for purposes of  
 23 IC 31-25-4, has the meaning set forth in IC 31-25-4-34(a).

24 (b) "Board", for purposes of IC 31-26-4, has the meaning set forth  
 25 in IC 31-26-4-2.

26 SECTION 440. IC 31-9-2-21.5 IS ADDED TO THE INDIANA  
 27 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2027]: **Sec. 21.5. "Commission", for purposes**  
 29 **of IC 31-26-4, has the meaning set forth in IC 31-26-4-2.1.**

30 SECTION 441. IC 31-26-4-2 IS REPEALED [EFFECTIVE JULY  
 31 1, 2027]. Sec. 2: As used in this chapter, "board" refers to the Indiana  
 32 kids first trust fund board established by section 5 of this chapter.

33 SECTION 442. IC 31-26-4-2.1 IS ADDED TO THE INDIANA  
 34 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 35 [EFFECTIVE JULY 1, 2027]: **Sec. 2.1. As used in this chapter,**  
 36 **"commission" refers to the commission on improving the status of**  
 37 **children in Indiana established by IC 2-5-36-3.**

38 SECTION 443. IC 31-26-4-2.3, AS ADDED BY P.L.220-2011,  
 39 SECTION 506, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2027]: Sec. 2.3. (a) After June 30, 2003, **and**  
 41 **before July 1, 2027**, any reference in a statute or rule referring to the  
 42 Indiana children's trust fund board is considered a reference to the



- 1 board.
- 2 (b) **This subsection does not apply after June 30, 2027.** On July  
3 1, 2003, the board becomes the owner of all the personal property and  
4 assets and assumes the obligations and liabilities of the Indiana  
5 children's trust fund board, as it existed before July 1, 2003.
- 6 (c) **After June 30, 2027, any reference in a statute or rule**  
7 **referring to the Indiana children's trust fund board is considered**  
8 **a reference to the commission.**
- 9 (d) **On July 1, 2027, the commission becomes the owner of all**  
10 **the personal property and assets and assumes the obligations and**  
11 **liabilities of the Indiana children's trust fund board, as it existed**  
12 **before July 1, 2027.**
- 13 SECTION 444. IC 31-26-4-5 IS REPEALED [EFFECTIVE JULY  
14 1, 2027]. Sec. 5: (a) The Indiana kids first trust fund board is  
15 established:
- 16 (b) The purpose of the board is to determine whether proposed  
17 projects under this chapter should be approved and to perform other  
18 duties given to the board by this chapter. The board shall approve  
19 projects and recommend to the department that the projects receive  
20 funds under sections 12 and 14 of this chapter.
- 21 (c) The board shall, before January 1 of each year, prepare a budget  
22 for expenditures from the fund for the following state fiscal year. The  
23 budget must contain priorities for expenditures from the fund to  
24 accomplish the projects that have been approved under this chapter.  
25 The budget shall be submitted to the department and the budget  
26 committee.
- 27 (d) The board may employ staff necessary to carry out the duties of  
28 the board.
- 29 (e) The board may establish a nonprofit subsidiary corporation  
30 under section 17 of this chapter.
- 31 SECTION 445. IC 31-26-4-5.5 IS ADDED TO THE INDIANA  
32 CODE AS A NEW SECTION TO READ AS FOLLOWS  
33 [EFFECTIVE JULY 1, 2027]: Sec. 5.5. (a) **After June 30, 2027, the**  
34 **commission shall determine whether proposed projects under this**  
35 **chapter should be approved and to perform other duties as**  
36 **directed by this chapter. The commission shall approve projects**  
37 **and recommend to the department that the projects receive funds**  
38 **under sections 12 and 14 of this chapter.**
- 39 (b) The commission shall annually prepare a budget for  
40 expenditures from the fund for the following state fiscal year. The  
41 budget must contain priorities for expenditures from the fund to  
42 accomplish the projects that have been approved under this



1 **chapter. The commission shall submit a budget to the department**  
 2 **and the budget committee before January 1, 2028, and each year**  
 3 **thereafter.**

4 **(c) The commission may employ staff necessary to carry out the**  
 5 **duties of the commission under this chapter.**

6 **(d) The commission may establish a nonprofit subsidiary**  
 7 **corporation under section 17 of this chapter (before its repeal).**

8 SECTION 446. IC 31-26-4-6 IS REPEALED [EFFECTIVE JULY  
 9 1, 2027]. Sec. 6: The board consists of the following ten (10) members:

10 (1) Two (2) individuals who are not members of the general  
 11 assembly; appointed by the president pro tempore of the senate  
 12 with advice from the minority leader of the senate.

13 (2) Two (2) individuals who are not members of the general  
 14 assembly; appointed by the speaker of the house of  
 15 representatives with advice from the minority leader of the house  
 16 of representatives.

17 (3) The director of the department or the director's designee.

18 (4) Four (4) individuals appointed by the governor as follows:

19 (A) One (1) individual who represents the general public.

20 (B) Two (2) individuals who represent child advocacy  
 21 organizations.

22 (C) One (1) individual who represents the medical community.

23 (5) The commissioner of the Indiana department of health or the  
 24 commissioner's designee. An individual designated by the  
 25 commissioner under this subdivision must have knowledge of or  
 26 experience in issues relating to:

27 (A) the prevention of child abuse and neglect; and

28 (B) the reduction of infant mortality.

29 SECTION 447. IC 31-26-4-7 IS REPEALED [EFFECTIVE JULY  
 30 1, 2027]. Sec. 7: (a) The members shall annually choose a chairperson  
 31 and vice chairperson from among the members of the board under this  
 32 section.

33 (b) The director of the department or the director's designee may not  
 34 serve as chairperson or vice chairperson.

35 (c) If the member chosen as chairperson was appointed as a member  
 36 by the president pro tempore of the senate or the speaker of the house  
 37 of representatives; the vice chairperson must be chosen from among the  
 38 members appointed by the governor. If the member chosen as  
 39 chairperson was appointed as a member by the governor; the vice  
 40 chairperson must be chosen from among the members appointed by the  
 41 president pro tempore of the senate or the speaker of the house of  
 42 representatives.



1 SECTION 448. IC 31-26-4-8 IS REPEALED [EFFECTIVE JULY  
2 1, 2027]. Sec. 8: (a) The board shall meet at least quarterly and at the  
3 call of the chair:

4 (b) A majority of the appointed members of the board constitutes a  
5 quorum. The board may take action only in the presence of a quorum:

6 (c) The affirmative vote of a majority of the members of the board  
7 participating in a board meeting is necessary for the board to take any  
8 action at the meeting:

9 (d) The board shall post the minutes of a meeting on the board's  
10 Internet web site not later than ten (10) days after the minutes are  
11 approved by the board:

12 SECTION 449. IC 31-26-4-9 IS REPEALED [EFFECTIVE JULY  
13 1, 2027]. Sec. 9: (a) The term of a board member begins on the later of  
14 the following:

15 (1) The day the term of the member whom the individual is  
16 appointed to succeed expires:

17 (2) The day the individual is appointed:

18 (b) The term of a member expires July 1 of the fourth year after the  
19 member is appointed. However, a member serves at the pleasure of the  
20 appointing authority:

21 (c) The appointing authority may reappoint a member for a new  
22 term:

23 (d) The appointing authority shall appoint an individual to fill a  
24 vacancy among the members:

25 SECTION 450. IC 31-26-4-10 IS REPEALED [EFFECTIVE JULY  
26 1, 2027]. Sec. 10: (a) Each member of the board who is not a state  
27 employee is entitled to the minimum salary per diem provided by  
28 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for  
29 traveling expenses as provided under IC 4-13-1-4 and other expenses  
30 actually incurred in connection with the member's duties as provided  
31 in the state policies and procedures established by the Indiana  
32 department of administration and approved by the budget agency:

33 (b) Each member of the board who is a state employee is entitled to  
34 reimbursement for traveling expenses as provided under IC 4-13-1-4  
35 and other expenses actually incurred in connection with the member's  
36 duties as provided in the state policies and procedures established by  
37 the Indiana department of administration and approved by the budget  
38 agency:

39 SECTION 451. IC 31-26-4-11, AS ADDED BY P.L.145-2006,  
40 SECTION 272, IS AMENDED TO READ AS FOLLOWS  
41 [EFFECTIVE JULY 1, 2027]: Sec. 11. The board **commission** shall  
42 adopt and make available to the public:



- 1 (1) a strategic plan to implement the purposes of this chapter; and  
 2 (2) a method for proposing projects and requesting funds from the  
 3 Indiana kids first trust fund.

4 SECTION 452. IC 31-26-4-12, AS AMENDED BY P.L.93-2021,  
 5 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2027]: Sec. 12. (a) The Indiana kids first trust fund is  
 7 established to carry out the purposes of this chapter.

8 (b) The fund consists of the following:

- 9 (1) Appropriations made by the general assembly.  
 10 (2) Interest as provided in subsection (e).  
 11 (3) Fees from kids first trust license plates issued under  
 12 IC 9-18-30 (before its expiration) or IC 9-18.5-14.  
 13 (4) Money donated to the fund, including donations from a  
 14 nonprofit subsidiary corporation established under section 17 of  
 15 this chapter **(before its repeal)**.  
 16 (5) Money transferred to the fund from other funds.

17 (c) The treasurer of state shall administer the fund.

18 (d) The expenses of administering the fund and this chapter shall be  
 19 paid from the fund.

20 (e) The treasurer of state shall invest the money in the fund not  
 21 currently needed to meet the obligations of the fund in the same  
 22 manner as other public trust funds are invested. Interest that accrues  
 23 from these investments shall be deposited in the fund.

24 (f) An appropriation made by the general assembly to the fund shall  
 25 be allotted and allocated at the beginning of the fiscal period for which  
 26 the appropriation was made.

27 (g) Money in the fund at the end of a state fiscal year does not revert  
 28 to the state general fund or any other fund.

29 (h) Subject to this chapter, there is annually appropriated to the  
 30 department all money in the fund for the purposes of this chapter.  
 31 However, the department may not request the allotment of money from  
 32 the appropriation for a project that has not been approved and  
 33 recommended by the ~~board~~ **commission**.

34 SECTION 453. IC 31-26-4-14, AS AMENDED BY P.L.156-2011,  
 35 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2027]: Sec. 14. (a) The infant mortality account is established  
 37 within the fund for the purpose of providing money for education and  
 38 programs approved by the ~~board~~ **commission** under section ~~5(b)~~ **5.5(a)**  
 39 of this chapter to reduce infant mortality in Indiana. The account shall  
 40 be administered by the treasurer of state.

41 (b) Expenses of administering the account shall be paid from money  
 42 in the account. The account consists of the following:



1 (1) Appropriations to the account.

2 (2) Money donated to the account.

3 (c) The treasurer of state shall invest the money in the account not  
4 currently needed to meet the obligations of the account in the same  
5 manner as other public money may be invested. Interest that accrues  
6 from these investments shall be deposited in the account.

7 (d) Money in the account at the end of a state fiscal year does not  
8 revert to the state general fund.

9 SECTION 454. IC 31-26-4-15, AS ADDED BY P.L.145-2006,  
10 SECTION 272, IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2027]: Sec. 15. **(a) This subsection applies to**  
12 **a calendar year ending before January 1, 2027.** Before October 1 of  
13 each year, the board shall prepare a report concerning the program  
14 established by this chapter for the public and the general assembly. A  
15 report prepared under this section for the general assembly must be in  
16 an electronic format under IC 5-14-6.

17 **(b) This subsection applies to a calendar year beginning after**  
18 **December 31, 2026. Before October 1 of each year, the commission**  
19 **shall prepare a report concerning the program established by this**  
20 **chapter for the public and the general assembly. The commission**  
21 **shall submit the report to the general assembly in an electronic**  
22 **format under IC 5-14-6.**

23 SECTION 455. IC 31-26-4-17 IS REPEALED [EFFECTIVE JULY  
24 1, 2027]. Sec. 17: (a) The board may establish a nonprofit subsidiary  
25 corporation that is exempt from federal income taxation under Section  
26 501(c)(3) of the Internal Revenue Code to solicit and accept private  
27 funding; gifts; donations; bequests; devises; and contributions.

28 (b) The board shall study the topic of establishing a nonprofit  
29 subsidiary corporation described in subsection (a). Not later than  
30 December 31, 2021, the board shall submit a report to the general  
31 assembly in an electronic format under IC 5-14-6 addressing the  
32 board's findings and determinations under this subsection. If the board  
33 determines to establish a nonprofit subsidiary corporation as described  
34 in subsection (a), the report must also include an implementation plan  
35 and estimated budget for the establishment of the nonprofit subsidiary  
36 corporation.

37 (c) A subsidiary corporation established under this section is  
38 governed by a board of directors comprised of members appointed by  
39 the Indiana kids first trust fund board. Employees of the Indiana kids  
40 first trust fund board may serve on the board of directors of the  
41 subsidiary corporation. A subsidiary corporation established under this  
42 section:



- 1 (1) shall use money received under subsection (a) to carry out, in  
 2 any manner, the purposes and programs of the board;  
 3 (2) shall report to the budget committee each year concerning:  
 4 (A) the use of money received; and  
 5 (B) the balances in any accounts or funds established by the  
 6 subsidiary corporation;  
 7 (3) may donate money received to the Indiana kids first trust fund;  
 8 and  
 9 (4) may deposit money received in an account or fund that is:  
 10 (A) administered by the subsidiary corporation; and  
 11 (B) not part of the state treasury.  
 12 (d) The board of directors of a subsidiary corporation established  
 13 under this section shall post the minutes of a meeting on the subsidiary  
 14 corporation's Internet web site not later than ten (10) days after the  
 15 minutes are approved by the board of directors.  
 16 (e) Employees of the Indiana kids first trust fund board shall provide  
 17 administrative support for a subsidiary corporation established under  
 18 this section. Employees of the board directly involved in the subsidiary  
 19 corporation may engage in fundraising activities on behalf of the  
 20 subsidiary corporation.  
 21 (f) The state board of accounts shall annually audit a subsidiary  
 22 corporation established under this section.  
 23 SECTION 456. IC 31-27-2-2, AS AMENDED BY P.L.56-2023,  
 24 SECTION 300, IS AMENDED TO READ AS FOLLOWS  
 25 [EFFECTIVE JULY 1, 2027]: Sec. 2. The department may do the  
 26 following:  
 27 (1) Prescribe forms for reports, statements, notices, and other  
 28 documents required by this article or by the rules adopted under  
 29 this article.  
 30 (2) Increase public awareness of this article and the rules adopted  
 31 under this article by preparing and publishing manuals and guides  
 32 explaining this article and the rules adopted under this article.  
 33 (3) Facilitate compliance with and enforcement of this article  
 34 through the publication of materials under subdivision (2).  
 35 (4) Prepare reports and studies to advance the purpose of this  
 36 article.  
 37 (5) Seek the advice and recommendations of state agencies whose  
 38 information and knowledge would be of assistance in writing,  
 39 revising, or monitoring rules developed under this article. These  
 40 agencies, including the office of the attorney general, Indiana  
 41 department of health, division of mental health and addiction,  
 42 division of family resources, the state police department, and fire



1 ~~prevention and building safety commission; department of~~  
 2 **homeland security**, shall upon request supply necessary  
 3 information to the department.

4 (6) Make the directory of licensees available to the public for a  
 5 charge not to exceed the cost of reproducing the directory.

6 (7) Charge a reasonable processing fee for each license  
 7 application and renewal as follows:

8 (A) For a child caring institution or group home license, a fee  
 9 not to exceed three dollars (\$3) for each licensed bed based on  
 10 total licensed bed capacity not to exceed a maximum fee of  
 11 one hundred fifty dollars (\$150).

12 (B) For a child placing agency license, a fee not to exceed fifty  
 13 dollars (\$50).

14 (8) Exercise any other regulatory and administrative powers  
 15 necessary to carry out the functions of the department.

16 SECTION 457. IC 31-27-2-4, AS AMENDED BY P.L.1-2025,  
 17 SECTION 223, IS AMENDED TO READ AS FOLLOWS  
 18 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall adopt  
 19 rules under IC 4-22-2 concerning the licensing and inspection of:

20 (1) child caring institutions, foster family homes, group homes,  
 21 and child placing agencies after consultation with the:

22 (A) Indiana department of health; and

23 (B) ~~fire prevention and building safety commission;~~  
 24 **department of homeland security;** and

25 (2) child caring institutions and group homes that are licensed for  
 26 infants and toddlers after consultation with the division of family  
 27 resources.

28 (b) The rules adopted under subsection (a) shall be applied by the  
 29 department and state fire marshal in the licensing and inspection of  
 30 applicants for a license and licensees under this article.

31 (c) The rules adopted under IC 4-22-2 must establish minimum  
 32 standards for the care and treatment of children in a secure private  
 33 facility.

34 (d) The rules described in subsection (c) must include standards  
 35 governing the following:

36 (1) Admission criteria.

37 (2) General physical and environmental conditions.

38 (3) Services and programs to be provided to confined children.

39 (4) Procedures for ongoing monitoring and discharge planning.

40 (5) Procedures for the care and control of confined persons that  
 41 are necessary to ensure the health, safety, and treatment of  
 42 confined children.



1 (e) The department shall license a facility as a secure private facility  
2 if the facility:

- 3 (1) meets the minimum standards required under subsection (c);  
4 (2) provides a continuum of care and services; and  
5 (3) is licensed under IC 31-27-3.

6 (f) A waiver of the rules may not be granted for treatment and  
7 reporting requirements.

8 SECTION 458. IC 31-27-2-7, AS ADDED BY P.L.145-2006,  
9 SECTION 273, IS AMENDED TO READ AS FOLLOWS  
10 [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Except as provided in  
11 subsections (b) and (c), the department shall exempt from licensure a  
12 child caring institution and a group home operated by a church or  
13 religious ministry that is a religious organization exempt from federal  
14 income taxation under Section 501(c)(3) of the Internal Revenue Code  
15 (as defined in IC 6-3-1-11) and that does not:

16 (1) accept for care:

17 (A) a child who is a delinquent child under IC 31-37-1-1 or  
18 IC 31-37-2-1; or

19 (B) a child who is a child in need of services under  
20 IC 31-34-1-1 through IC 31-34-1-9; or

21 (2) operate a residential facility that provides child care on a  
22 twenty-four (24) hour basis for profit.

23 (b) The department shall adopt rules under IC 4-22-2 to govern the  
24 inspection of a child caring institution and a group home operated by  
25 a church or religious ministry with regard to sanitation.

26 (c) ~~The fire prevention and building safety commission~~ **department**  
27 **of homeland security** shall adopt rules under IC 4-22-2 to govern the  
28 inspection of a child caring institution and a group home operated by  
29 a church or religious ministry under this section. The rules must  
30 provide standards for fire alarms and fire drills.

31 (d) A child caring institution and a group home operated by a  
32 church or religious ministry under this section shall comply with the  
33 rules established by the department and the ~~fire prevention and~~  
34 ~~building safety commission~~ **department of homeland security** under  
35 this section.

36 SECTION 459. IC 31-27-2-8, AS AMENDED BY P.L.183-2017,  
37 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38 JULY 1, 2027]: Sec. 8. (a) Except as provided in subsection (f), the  
39 department may grant a variance or waiver of a rule governing child  
40 caring institutions, foster family homes, group homes, or child placing  
41 agencies. A variance or waiver granted under this section must promote  
42 statewide practices and must protect the rights of persons affected by



- 1 this article.
- 2 (b) The department may grant a variance to a rule if an applicant for
- 3 a license or a licensee under this article does the following:
- 4 (1) Submits to the department a written request for the variance
- 5 in the form and manner specified by the department.
- 6 (2) Documents that compliance with an alternative method of
- 7 compliance approved by the department will not be adverse to the
- 8 health, safety, or welfare of a child receiving services from the
- 9 applicant for the variance, as determined by the department.
- 10 (c) A variance granted under subsection (b) must be conditioned
- 11 upon compliance with the alternative method approved by the
- 12 department. Noncompliance constitutes the violation of a rule of the
- 13 department and may be the basis for revoking the variance.
- 14 (d) The department may grant a waiver of a rule if an applicant for
- 15 a license or a licensee under this article does the following:
- 16 (1) Submits to the department a written request for the waiver in
- 17 the form and manner specified by the department.
- 18 (2) Documents that compliance with the rule specified in the
- 19 application for the waiver will create an undue hardship on the
- 20 applicant for the waiver, as determined by the department.
- 21 (3) Documents that the applicant for the waiver will be in
- 22 substantial compliance with the rules adopted by the department
- 23 after the waiver is granted, as determined by the department.
- 24 (4) Documents that noncompliance with the rule specified in the
- 25 application for a waiver will not be adverse to the health, safety,
- 26 or welfare of a child receiving services from the applicant for the
- 27 waiver, as determined by the department.
- 28 (e) Except for a variance or waiver of a rule governing foster family
- 29 homes, a variance or waiver of a rule under this section that conflicts
- 30 with a building rule or fire safety rule adopted by the ~~fire prevention~~
- 31 ~~and building safety commission~~ **department of homeland security** is
- 32 not effective until the variance or waiver is approved by the ~~fire~~
- 33 ~~prevention and building safety commission.~~ **department of homeland**
- 34 **security.**
- 35 (f) A waiver may not be granted for an applicant who has been
- 36 convicted of a nonwaivable offense, as defined in IC 31-9-2-84.8.
- 37 SECTION 460. IC 31-27-2-10, AS ADDED BY P.L.145-2006,
- 38 SECTION 273, IS AMENDED TO READ AS FOLLOWS
- 39 [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) If the department determines
- 40 that a waiver or variance expiring under section 9 of this chapter will
- 41 continue to serve the public interest, the department may do the
- 42 following:



- 1 (1) Renew the waiver or variance without modifications.
- 2 (2) Renew and modify the waiver or variance as needed to
- 3 promote statewide practices and to protect the rights of persons
- 4 affected by this chapter.
- 5 (b) Before taking an action under subsection (a), the department
- 6 may require a licensee under this article to do the following:
- 7 (1) Apply for the renewal of a waiver or variance on the form
- 8 specified by the department.
- 9 (2) Provide the information required by the department.
- 10 (c) Except for a variance or waiver of a rule governing foster family
- 11 homes, before taking an action under subsection (a), the department
- 12 must obtain the approval of the ~~fire prevention and building safety~~
- 13 **commission department of homeland security, or if applicable, the**
- 14 **state building commissioner**, for the action if either of the following
- 15 occurs:
- 16 (1) The ~~fire prevention and building safety commission~~
- 17 **substantially department of homeland security or state**
- 18 **building commissioner** changes a building ~~rule~~ **requirement** or
- 19 fire safety rule **adopted by the department of homeland**
- 20 **security** affected by the waiver or variance after the date the
- 21 **commission department of homeland security or state building**
- 22 **commissioner** last approved the waiver or variance.
- 23 (2) The department substantially modifies any part of a waiver or
- 24 variance that conflicts with a building rule or fire safety rule
- 25 adopted by the ~~fire prevention and building safety commission~~
- 26 **department of homeland security**.
- 27 SECTION 461. IC 31-27-3-17, AS ADDED BY P.L.145-2006,
- 28 SECTION 273, IS AMENDED TO READ AS FOLLOWS
- 29 [EFFECTIVE JULY 1, 2027]: Sec. 17. The ~~fire prevention and~~
- 30 **building safety commission department of homeland security** may
- 31 not adopt rules requiring the installation of a sprinkler system in a
- 32 living unit of a licensed child caring institution in which fewer than
- 33 sixteen (16) children reside, each of whom is:
- 34 (1) ambulatory; and
- 35 (2) at least six (6) years of age.
- 36 SECTION 462. IC 31-27-4-4, AS ADDED BY P.L.145-2006,
- 37 SECTION 273, IS AMENDED TO READ AS FOLLOWS
- 38 [EFFECTIVE JULY 1, 2027]: Sec. 4. The ~~fire prevention and building~~
- 39 **safety commission department of homeland security** shall provide
- 40 consultation regarding the licensure of foster family homes to the
- 41 department upon request.
- 42 SECTION 463. IC 32-21-2.5-8, AS AMENDED BY P.L.26-2022,



1 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]: Sec. 8. (a) As used in this section, "paper document"  
3 or "paper documents" means a tangible record that is received by a  
4 county recorder in a form that is not electronic.

5 (b) On or before July 1, 2022, a county recorder shall receive for  
6 recording, indexing, storage, archiving, access to, searching of,  
7 retrieval, and transmittal all electronic documents proper for recording.  
8 A county recorder shall also accept electronically any fee or tax that the  
9 county recorder is authorized to collect under applicable laws. A  
10 county recorder shall implement the processing of electronic  
11 documents proper for recording in compliance with:

- 12 (1) this article;
- 13 (2) IC 33-42;
- 14 (3) IC 36-2-7.5;
- 15 (4) IC 36-2-11; and
- 16 (5) IC 36-2-13; and

17 the standards adopted by the electronic recording commission created  
18 under section 9 of this chapter **(before its repeal)**.

19 (c) This section does not apply to the following documents:

- 20 (1) A military discharge under IC 10-17-2.
- 21 (2) A survey of real property.
- 22 (3) A plat of real property.

23 (d) A recorder who accepts electronic documents for recording  
24 shall:

- 25 (1) continue to accept paper documents as authorized by state  
26 law; and
- 27 (2) place entries for paper documents and electronic documents  
28 in the same index.

29 (e) A recorder who accepts electronic documents for recording may:

- 30 (1) convert paper documents accepted for recording into  
31 electronic form;
- 32 (2) convert into electronic form information recorded before the  
33 county recorder began to accept and index electronic documents;  
34 or
- 35 (3) agree with other officials of a state or a political subdivision  
36 of a state, or of the United States, on procedures or processes to  
37 facilitate the electronic satisfaction of prior approvals and  
38 conditions precedent to recording and the electronic payment of  
39 fees and taxes.

40 SECTION 464. IC 32-21-2.5-9 IS REPEALED [EFFECTIVE JULY  
41 1, 2027]. ~~Sec. 9. (a) The electronic recording commission is established  
42 to adopt standards to implement this chapter before January 1, 2018.~~

**EH 1003—LS 6756/DI 92**



1 The commission consists of the following five (5) members appointed  
 2 by the governor:

- 3 (1) Three (3) members must be county recorders.
- 4 (2) One (1) member must be employed in Indiana in the banking  
 5 or mortgage lending industry.
- 6 (3) One (1) member must be employed in Indiana in the land title  
 7 industry.

8 (b) To keep the standards and practices of county recorders in  
 9 Indiana in harmony with the standards and practices of recording  
 10 offices in other jurisdictions that enact substantially this chapter and to  
 11 keep the technology used by county recorders in Indiana compatible  
 12 with technology used by recording offices in other jurisdictions that  
 13 enact substantially this chapter, the electronic recording commission,  
 14 so far as is consistent with the purposes, policies, and provisions of this  
 15 chapter, in adopting, amending, and repealing standards shall consider:

- 16 (1) standards and practices of other jurisdictions;
- 17 (2) the most recent standards promulgated by national standard  
 18 setting bodies, such as the Property Records Industry Association  
 19 (PRIA);
- 20 (3) the views of interested persons and governmental officials and  
 21 entities;
- 22 (4) the needs of counties of varying size, population, and  
 23 resources; and
- 24 (5) standards requiring adequate information security protection  
 25 to ensure that electronic documents are accurate, authentic,  
 26 adequately preserved, and resistant to tampering.

27 SECTION 465. IC 32-21-5.2-3, AS ADDED BY P.L.157-2024,  
 28 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 3. As used in this chapter, "local building  
 30 department" means, in any county, city, or town, the department,  
 31 division, agency, section, or office that enforces the Indiana building  
 32 code adopted by the ~~fire prevention and building safety commission,~~  
 33 **department of homeland security**, as required by IC 36-7-2-9(1).

34 SECTION 466. IC 34-13-3-2, AS AMENDED BY P.L.111-2021,  
 35 SECTION 102, IS AMENDED TO READ AS FOLLOWS  
 36 [EFFECTIVE JULY 1, 2027]: Sec. 2. This chapter applies to a claim  
 37 or suit in tort against any of the following:

- 38 (1) The bureau of motor vehicles commission established by  
 39 IC 9-14-9-1.
- 40 (2) A member of the bureau of motor vehicles commission board  
 41 established under IC 9-14-9-2.
- 42 (3) An employee of the bureau of motor vehicles commission.



- 1 (4) A member of the driver education advisory board established  
 2 by IC 9-27-6-5 **(before its repeal)**.
- 3 (5) An approved postsecondary educational institution (as defined  
 4 in IC 21-7-13-6(a)(1)), or an association acting on behalf of an  
 5 approved postsecondary educational institution, that:  
 6 (A) shares data with the commission for higher education  
 7 under IC 21-12-12-1; and  
 8 (B) is named as a defendant in a claim or suit in tort based on  
 9 any breach of the confidentiality of the data that occurs after  
 10 the institution has transmitted the data in compliance with  
 11 IC 21-12-12-1.
- 12 (6) The state fair commission established by IC 15-13-2-1.
- 13 (7) A member of the state fair commission established by  
 14 IC 15-13-2-1 or an employee of the state fair commission.
- 15 (8) The state fair board established by IC 15-13-5-1.
- 16 (9) A member of the state fair board established by IC 15-13-5-1.
- 17 SECTION 467. IC 34-30-2.1-12 IS REPEALED [EFFECTIVE  
 18 JANUARY 1, 2027]. ~~Sec. 12. IC 4-23-6-6 (Concerning medical~~  
 19 ~~examiners performing certain examinations or autopsies):~~
- 20 SECTION 468. IC 34-30-2.1-30 IS REPEALED [EFFECTIVE  
 21 JULY 1, 2027]. ~~Sec. 30. IC 5-2-2-14(b) (Concerning the state for~~  
 22 ~~violations of the law enforcement academy building commission law):~~
- 23 SECTION 469. IC 34-30-2.1-106 IS REPEALED [EFFECTIVE  
 24 JULY 1, 2027]. ~~Sec. 106. IC 9-27-6-5(h) (Concerning members of the~~  
 25 ~~driver education advisory board):~~
- 26 SECTION 470. IC 34-30-2.1-107 IS REPEALED [EFFECTIVE  
 27 JULY 1, 2027]. ~~Sec. 107. IC 9-27-7-6(c) (Concerning members of the~~  
 28 ~~advisory board to the motorcycle operator safety education program):~~
- 29 SECTION 471. IC 34-30-2.1-127 IS REPEALED [EFFECTIVE  
 30 JULY 1, 2027]. ~~Sec. 127. IC 10-18-1-2 (Concerning members of the~~  
 31 ~~Indiana war memorials commission):~~
- 32 SECTION 472. IC 34-30-2.1-252 IS REPEALED [EFFECTIVE  
 33 JULY 1, 2027]. ~~Sec. 252. IC 16-41-42.2-5(k) (Concerning members of~~  
 34 ~~the spinal cord and brain injury research board):~~
- 35 SECTION 473. IC 34-30-27-1, AS AMENDED BY P.L.2-2014,  
 36 SECTION 117, IS AMENDED TO READ AS FOLLOWS  
 37 [EFFECTIVE JULY 1, 2027]: Sec. 1. An architect registered under  
 38 IC 25-4-1, a professional surveyor registered under IC 25-21.5, or a  
 39 professional engineer registered under ~~IC 25-31-1~~ **IC 25-4-3** who, after  
 40 May 31, 2013, voluntarily, without compensation (other than expense  
 41 reimbursement), provides architectural, structural, electrical,  
 42 mechanical, or professional services:



1 (1) related to a declared national, state, or local emergency caused  
 2 by an earthquake, hurricane, tornado, fire, explosion, gale, severe  
 3 storm, flood, or collapse; and

4 (2) at the request of or with the approval of a federal or state  
 5 official with executive responsibility in the jurisdiction to  
 6 coordinate:

7 (A) law enforcement;

8 (B) public safety; or

9 (C) building inspection;

10 believed by the registered architect, professional surveyor, or  
 11 professional engineer to be acting in an official capacity;  
 12 is not liable for any personal injury, wrongful death, property damage,  
 13 or other loss of any nature related to the registered architect's,  
 14 professional surveyor's, or professional engineer's acts, errors, or  
 15 omissions in the performance of the services.

16 SECTION 474. IC 35-44.2-3-3 IS REPEALED [EFFECTIVE JULY  
 17 1, 2027]. Sec. 3: A member or person employed by the law  
 18 enforcement academy building commission who has a conflict of  
 19 interest with respect to an action by the commission is subject to  
 20 criminal prosecution under IC 5-2-2-11.

21 SECTION 475. IC 35-47.5-2-3 IS REPEALED [EFFECTIVE JULY  
 22 1, 2027]. Sec. 3: "Commission" refers to the fire prevention and  
 23 building safety commission established by IC 22-12-2-1.

24 SECTION 476. IC 35-47.5-4-4, AS AMENDED BY P.L.187-2021,  
 25 SECTION 134, IS AMENDED TO READ AS FOLLOWS  
 26 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall issue a  
 27 regulated explosives magazine permit to maintain an explosives  
 28 magazine to an applicant who qualifies under section 5 of this chapter.

29 (b) A permit issued under subsection (a) expires one (1) year after  
 30 it is issued. The permit is limited to storage of the types and maximum  
 31 quantities of explosives specified in the permit in the place covered by  
 32 the permit and under the construction and location requirements  
 33 specified in the rules of the ~~commission~~ **department**.

34 SECTION 477. IC 35-47.5-4-4.5, AS AMENDED BY  
 35 P.L.187-2021, SECTION 135, IS AMENDED TO READ AS  
 36 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4.5. (a) This section  
 37 does not apply to:

38 (1) a person who is regulated under IC 14-34; or

39 (2) near surface or subsurface use of regulated explosives  
 40 associated with oil and natural gas:

41 (A) exploration;

42 (B) development;



- 1 (C) production; or
- 2 (D) abandonment activities or procedures.
- 3 (b) The ~~commission~~ **department** shall adopt rules under IC 4-22-2
- 4 to:
- 5 (1) govern the use of a regulated explosive; and
- 6 (2) establish requirements for the issuance of a license for the use
- 7 of a regulated explosive.
- 8 (c) The ~~commission~~ **department** shall include the following
- 9 requirements in the rules adopted under subsection (b):
- 10 (1) Relicensure every three (3) years after the initial issuance of
- 11 a license.
- 12 (2) Continuing education as a condition of relicensure.
- 13 (3) An application for licensure or relicensure must be submitted
- 14 to the department on forms approved by the ~~commission~~:
- 15 **department.**
- 16 (4) A fee for licensure and relicensure.
- 17 (5) Reciprocal recognition of a license for the use of a regulated
- 18 explosive issued by another state if the licensure requirements of
- 19 the other state are substantially similar to the licensure
- 20 requirements established by the ~~commission~~: **department.**
- 21 (d) A person may not use a regulated explosive unless the person
- 22 has a license issued under this section for the use of a regulated
- 23 explosive.
- 24 (e) The department shall carry out the licensing and relicensing
- 25 program under the rules adopted by the ~~commission~~: **department.**
- 26 (f) As used in this section, "regulated explosive" does not include
- 27 either of the following:
- 28 (1) Consumer fireworks (as defined in 27 CFR 555.11).
- 29 (2) Commercially manufactured black powder in quantities not to
- 30 exceed fifty (50) pounds, if the black powder is intended to be
- 31 used solely for sporting, recreational, or cultural purposes in
- 32 antique firearms or antique devices.
- 33 SECTION 478. IC 35-47.5-4-5 IS AMENDED TO READ AS
- 34 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) To qualify for a
- 35 regulated explosives permit, an applicant must:
- 36 (1) submit information on the form provided by the state fire
- 37 marshal describing:
- 38 (A) the location of the affected magazine;
- 39 (B) the types and maximum quantities of explosives that will
- 40 be kept in the place covered by the application; and
- 41 (C) the distance that the affected magazine will be located
- 42 from the nearest highway, railway, and structure that is also



- 1 used as a place of habitation or assembly other than for the
- 2 manufacture of explosives;
- 3 (2) except as provided in subdivision (3), demonstrate through an
- 4 inspection that the magazine is constructed and located in
- 5 accordance with the rules adopted by the ~~commission~~;
- 6 **department**;
- 7 (3) demonstrate through an inspection that smoking, matches,
- 8 open flames, and spark producing devices are not allowed within
- 9 a room containing an indoor magazine; and
- 10 (4) pay the fee under IC 22-12-6-6.

11 (b) To qualify for the renewal of a regulated explosives permit, the  
 12 applicant must pay the fee under IC 22-12-6-6.

13 SECTION 479. IC 35-47.5-4-6 IS AMENDED TO READ AS  
 14 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) This section does  
 15 not apply to storage that is exempted from the requirements of this  
 16 section in the rules adopted by the ~~commission~~ **department** under  
 17 IC 22-13-3.

- 18 (b) A person who:
- 19 (1) stores a regulated explosive;
- 20 (2) has control over a regulated explosive that is stored; or
- 21 (3) has control over a place where a regulated explosive is stored;
- 22 without a regulated explosives magazine permit issued under this
- 23 chapter that covers the storage commits a Class C infraction.

24 SECTION 480. IC 35-47.5-5-11, AS AMENDED BY P.L.158-2013,  
 25 SECTION 617, IS AMENDED TO READ AS FOLLOWS  
 26 [EFFECTIVE JULY 1, 2027]: Sec. 11. A person who recklessly  
 27 violates a rule regarding the use of a regulated explosive adopted by the  
 28 ~~commission~~ **department** under IC 35-47.5-4-4.5 commits a Class A  
 29 misdemeanor. However, the offense is:

- 30 (1) a Level 6 felony if the violation of the rule proximately causes
- 31 bodily injury; and
- 32 (2) a Level 5 felony if the violation of the rule proximately causes
- 33 death.

34 SECTION 481. IC 35-52-5-3 IS REPEALED [EFFECTIVE JULY  
 35 1, 2027]. ~~Sec. 3: IC 5-2-2-11 defines a crime concerning the law~~  
 36 ~~enforcement academy building commission.~~

37 SECTION 482. IC 35-52-16-93 IS REPEALED [EFFECTIVE JULY  
 38 1, 2027]. ~~Sec. 93: IC 16-46-6-12 defines a crime concerning state~~  
 39 ~~health grants and programs.~~

40 SECTION 483. IC 35-52-25-2.7 IS ADDED TO THE INDIANA  
 41 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
 42 [EFFECTIVE JULY 1, 2027]: **Sec. 2.7. IC 25-4-3-4 defines a crime**



1 **concerning engineers.**

2 SECTION 484. IC 35-52-25-2.8 IS ADDED TO THE INDIANA  
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
4 [EFFECTIVE JULY 1, 2027]: **Sec. 2.8. IC 25-4-3-15 defines a crime**  
5 **concerning engineers.**

6 SECTION 485. IC 35-52-25-53 IS REPEALED [EFFECTIVE JULY  
7 1, 2027]. ~~Sec. 53. IC 25-31-1-13 defines a crime concerning engineers.~~

8 SECTION 486. IC 35-52-25-54 IS REPEALED [EFFECTIVE JULY  
9 1, 2027]. ~~Sec. 54. IC 25-31-1-27 defines a crime concerning engineers.~~

10 SECTION 487. IC 36-1-7-5 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) Except as  
12 provided in subsection (b) and regardless of the requirements of section  
13 4 of this chapter, if an agreement under section 3 of this chapter  
14 concerns the provision of services or facilities that a state officer or  
15 state agency has power to control, the agreement must be submitted to  
16 that officer or agency for approval before it takes effect.

17 (b) If a reciprocal borrowing agreement under section 3 of this  
18 chapter concerns the provision of library services or facilities between  
19 public libraries that are of the same nature as the services provided  
20 under the statewide library card program under IC 4-23-7.1-5.1, the  
21 reciprocal borrowing agreement is not required to be submitted to the  
22 Indiana library ~~and historical~~ board for approval before the reciprocal  
23 borrowing agreement takes effect, but a copy of the reciprocal  
24 borrowing agreement shall be submitted to the state library.

25 (c) Approval or disapproval is governed by the same provisions  
26 prescribed by section 4(b) of this chapter for the attorney general.

27 SECTION 488. IC 36-1-12-7, AS AMENDED BY P.L.86-2025,  
28 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 JULY 1, 2027]: Sec. 7. (a) This section does not apply to public work  
30 that:

- 31 (1) is considered routine maintenance or upkeep; or  
32 (2) does not require a building permit issued by a city, town, or  
33 county.

34 (b) Public work performed or contracted for on a public building,  
35 the cost of which is more than one hundred thousand dollars  
36 (\$100,000), may be undertaken by the board only in accordance with  
37 plans and specifications approved by an architect or engineer licensed  
38 under ~~IC 25-4~~ or ~~IC 25-31~~ **IC 25-4-1** or **IC 25-4-3** if the scope of the  
39 public work requires a design release under IC 22-15-3.

40 SECTION 489. IC 36-1-12-11, AS AMENDED BY P.L.187-2021,  
41 SECTION 138, IS AMENDED TO READ AS FOLLOWS  
42 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The board must, within sixty



1 (60) days after the completion of the public work project, file in the  
 2 department of homeland security a complete set of final record  
 3 drawings for the public work project. However, this requirement does  
 4 not apply to a public work project constructed at a cost less than one  
 5 hundred thousand dollars (\$100,000). In addition, the filing of the  
 6 drawings is required only if the project involves a public building.

7 (b) The department of homeland security shall provide a depository  
 8 for all final record drawings filed, and retain them for inspection and  
 9 loan under regulated conditions. The ~~fire prevention and building~~  
 10 ~~safety commission~~ **department of homeland security** may designate  
 11 the librarian of Indiana as the custodian of the final record drawings.  
 12 The librarian shall preserve the final record drawings in the state  
 13 archives as public documents.

14 SECTION 490. IC 36-1-12.5-3, AS AMENDED BY P.L.168-2006,  
 15 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 3. (a) As used in this chapter, "qualified provider"  
 17 means the following:

18 (1) Before July 1, 1999, the term means a person that satisfies  
 19 both of the following:

20 (A) The person is experienced in the design, implementation,  
 21 and installation of energy conservation measures.

22 (B) The person submits to the school corporation or political  
 23 subdivision a performance bond to ensure the qualified  
 24 provider's faithful performance of the qualified provider's  
 25 obligations over the term of the guaranteed energy savings  
 26 contract.

27 (2) After June 30, 1999, the term means a person that satisfies all  
 28 of the following:

29 (A) Subject to subdivision (3), the person is experienced in the  
 30 design, implementation, and installation of energy  
 31 conservation measures.

32 (B) The person is certified and meets the requirements of  
 33 IC 4-13.6-4. The person's response to the request for proposals  
 34 must include a copy of the person's certificate of qualification  
 35 issued under IC 4-13.6-4.

36 (C) Subject to subdivision (3), the person provides energy  
 37 conservation engineering services by a professional engineer  
 38 licensed under ~~IC 25-3-1~~ **IC 25-4-3** who is under the person's  
 39 direct employment and supervision. The person's response to  
 40 the request for proposals must include the license number of  
 41 each professional engineer employed by the person to satisfy  
 42 the requirement of this clause.



- 1 (D) The person provides:  
 2 (i) monitoring for the facility performance guarantee; and  
 3 (ii) service personnel under the person's direct employment  
 4 and supervision;  
 5 for the duration of the contract's guarantee.  
 6 (E) The person performs at least twenty percent (20%) of the  
 7 work (measured in dollars of the total contract price) with its  
 8 own workforce.  
 9 (F) The person submits to the school corporation or political  
 10 subdivision a performance bond to ensure the qualified  
 11 provider's faithful performance of the qualified provider's  
 12 obligations over the term of:  
 13 (i) the guaranteed energy savings contract; or  
 14 (ii) the guaranteed savings contract.  
 15 (3) With respect to conservation measures for which a contract is  
 16 executed after June 30, 2006, the term includes a person that  
 17 satisfies the following:  
 18 (A) The person is experienced in the design, implementation,  
 19 and installation of conservation measures.  
 20 (B) The person provides engineering services with respect to  
 21 conservation measures by a professional engineer licensed  
 22 under ~~IC 25-31~~ **IC 25-4-3** who is under the person's direct  
 23 employment and supervision. The person's response to the  
 24 request for proposals must include the license number of each  
 25 professional engineer employed by the person to satisfy the  
 26 requirement of this clause.  
 27 (b) For purposes of a guaranteed energy savings contract entered  
 28 into before July 1, 1999, a person who was a qualified provider under  
 29 subsection (a)(1) at the time the contract was entered into remains a  
 30 qualified provider for that contract after June 30, 1999. If the person  
 31 enters into:  
 32 (1) a guaranteed energy savings contract after June 30, 1999, and  
 33 before July 1, 2006, the person must satisfy the requirements of  
 34 subsection (a)(2); or  
 35 (2) a guaranteed savings contract after June 30, 2006, the person  
 36 must satisfy the requirements of subsection (a)(2) and (a)(3);  
 37 to be considered a qualified provider.  
 38 SECTION 491. IC 36-1-12.5-8, AS AMENDED BY P.L.56-2023,  
 39 SECTION 328, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2027]: Sec. 8. Conservation measures installed  
 41 under a utility efficiency program or a guaranteed savings contract  
 42 must be approved by the following:



1 (1) The Indiana department of health, department of homeland  
2 security, and any other state agency designated by statute.

3 (2) An architect or engineer licensed under ~~IC 25-4~~ or ~~IC 25-31~~  
4 **IC 25-4-1 or IC 25-4-3** if the conservation measures have a cost  
5 of more than fifty thousand dollars (\$50,000).

6 SECTION 492. IC 36-2-12-13 IS AMENDED TO READ AS  
7 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. (a) A person may,  
8 for excavation, mineral extraction, or other purposes related to the  
9 person's business, temporarily remove a monument marking a corner.  
10 The person must notify in writing the county surveyor at least thirty  
11 (30) days before removing the monument. The person must replace the  
12 monument within a reasonable time at the person's expense under the  
13 supervision of the county surveyor or, if the county surveyor is not  
14 registered under IC 25-21.5 or ~~IC 25-31~~, **IC 25-4-3**, the registered  
15 person who is selected under section 11 of this chapter. The surveyor  
16 shall file a copy of the notice in the corner record book.

17 (b) Only a county surveyor or a designee may change the location  
18 of any monument. A person who wishes to have the location of a  
19 monument changed must make a request to the surveyor in writing and  
20 furnish written approval of all landowners whose property is affected  
21 by the proposed change. The surveyor may approve, reject, or modify  
22 the request and shall file a copy of the notice and the landowners'  
23 consents in the corner record book.

24 (c) When, in the construction or maintenance of a state, county, or  
25 municipal road or street, it is necessary to remove or bury a monument  
26 marking a corner, the owner of the public right-of-way shall notify the  
27 county surveyor in writing at least fifteen (15) days before commencing  
28 the work.

29 (d) A county legislative body may adopt an ordinance:

30 (1) prohibiting a person from moving, changing, or otherwise  
31 altering a monument marking a corner without complying with  
32 this section; and

33 (2) prescribing a monetary penalty for a violation of the  
34 ordinance.

35 Any money collected shall be deposited in the county surveyor's corner  
36 perpetuation fund.

37 (e) A person who damages or removes a monument marking a  
38 corner or high accuracy reference network (HARN) point shall  
39 reimburse the county for the cost of repairing or replacing the  
40 monument.

41 (f) If a person who damages or removes a monument marking a  
42 corner violates an ordinance under subsection (d), the person is liable



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for:

- (1) the amount of reimbursement under subsection (e); and
- (2) any monetary penalty prescribed by the county legislative body for violation of the ordinance under subsection (d).

SECTION 493. IC 36-2-12-15, AS AMENDED BY P.L.127-2017, SECTION 89, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) If the surveyor serves as highway supervisor or county highway engineer and is compensated for that service in an amount greater than the compensation fixed under this title, then that compensation is in lieu of the compensation fixed under this title.

- (b) When fixing the compensation of county officers under this title, the county fiscal body shall fix:
  - (1) compensation for the surveyor as if the surveyor is registered under IC 25-21.5 or ~~IC 25-31~~; **IC 25-4-3**; and
  - (2) compensation for the surveyor as if the surveyor is not registered under IC 25-21.5 or ~~IC 25-31~~; **IC 25-4-3**.
 The compensation fixed under subdivision (1) must be one and one-half (1 1/2) times that fixed under subdivision (2). The county fiscal body shall then determine whether or not the surveyor is registered under IC 25-21.5 or ~~IC 25-31~~ **IC 25-4-3** and shall fix the surveyor's compensation in the proper amount.
- (c) In addition to the compensation fixed under subsection (b), if the surveyor describes and certifies the number of miles of active regulated drains in the county to the county executive, the surveyor is entitled, with the approval of the county executive, to:
  - (1) two dollars (\$2) per mile for each mile described and certified, if the surveyor is not registered under IC 25-21.5 or ~~IC 25-31~~; **IC 25-4-3**; or
  - (2) four dollars (\$4) per mile for each mile described and certified, if the surveyor is registered under IC 25-21.5 or ~~IC 25-31~~; **IC 25-4-3**.
- (d) In addition to the compensation fixed under subsections (b) and (c), the surveyor is entitled to:
  - (1) two dollars (\$2) for each corner reference required under section 11 of this chapter, if the surveyor is not registered under IC 25-21.5 or ~~IC 25-31~~; **IC 25-4-3**; or
  - (2) four dollars (\$4) for each corner reference required under section 11 of this chapter, if the surveyor is registered under IC 25-21.5 or ~~IC 25-31~~; **IC 25-4-3**.

SECTION 494. IC 36-7-2-9, AS AMENDED BY P.L.22-2005, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2027]: Sec. 9. Each unit shall require compliance with:

- 2 (1) the code of building laws and fire safety laws that is adopted  
 3 in the rules of the ~~fire prevention and building safety commission~~  
 4 **department of homeland security** under IC 22-13;  
 5 (2) orders issued under IC 22-13-2-11 that grant a variance to the  
 6 code of building laws and fire safety laws described in  
 7 subdivision (1);  
 8 (3) orders issued under IC 22-12-7 that apply the code of building  
 9 laws described in subdivision (1);  
 10 (4) IC 22-15-3-7; and  
 11 (5) a written interpretation of a building law and fire safety law  
 12 binding on the unit under IC 22-13-5-3 or IC 22-13-5-4.

13 SECTION 495. IC 36-7-2-9.1, AS AMENDED BY THE  
 14 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL  
 15 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 9.1. (a) This section does not apply to:

- 17 (1) a manufactured housing community; or  
 18 (2) a mobile home community;

19 that is licensed, permitted, and inspected by the Indiana department of  
 20 health or a local board of health.

21 (b) This section applies only to a city, town, or county that requires  
 22 a building permit, plan review, or inspection for the construction of a  
 23 Class 2 structure.

24 (c) As used in this section, "Class 2 structure" has the meaning set  
 25 forth in IC 22-12-1-5.

26 (d) A city, town, or county shall allow the plan review or inspection  
 27 to be conducted by the following:

- 28 (1) An individual who is employed by the city, town, or county as  
 29 a building inspector.  
 30 (2) An individual who is employed by another city, town, or  
 31 county as a building inspector.  
 32 (3) A private provider who is:  
 33 (A) an architect registered under IC 25-4-1;  
 34 (B) a professional engineer registered under ~~IC 25-31-1;~~  
 35 **IC 25-4-3;** or  
 36 (C) a certified building official (as defined in ~~IC 36-7-2.5-3);~~  
 37 **IC 36-7-2.5-4).**

38 (e) An applicant for a building permit may choose to have a private  
 39 provider under subsection (d)(3) conduct the plan review or inspection  
 40 as provided in IC 36-7-2.5.

41 SECTION 496. IC 36-7-2.5-9, AS ADDED BY P.L.146-2025,  
 42 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2027]: Sec. 9. As used in this chapter, "private provider"  
2 means a person who:

3 (1) is:

4 (A) an architect registered under IC 25-4-1;

5 (B) a professional engineer registered under ~~IC 25-31-1;~~

6 **IC 25-4-3**; or

7 (C) a certified building official;

8 (2) is not:

9 (A) an employee of;

10 (B) affiliated with; or

11 (C) financially interested in;

12 the person, firm, or corporation engaged in the project to be  
13 reviewed or inspected; and

14 (3) is not an employee of a unit.

15 SECTION 497. IC 36-7-4-1108, AS AMENDED BY P.L.134-2024,  
16 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
17 JULY 1, 2027]: Sec. 1108. (a) This section applies only to a child care  
18 home that is used as the primary residence of the person who operates  
19 the child care home regardless of whether the child care home meets  
20 the definition set forth in IC 12-7-2-28.6.

21 (b) A zoning ordinance may not do any of the following:

22 (1) Exclude a child care home from a residential area solely  
23 because the child care home is a business.

24 (2) Impose limits on the number of children that may be served by  
25 a child care home at any one (1) time that vary from the limits set  
26 forth in IC 12-7-2-33.7 and IC 12-7-2-33.8.

27 (3) Impose requirements or restrictions upon child care homes  
28 that vary from the requirements and restrictions imposed upon  
29 child care homes by rules adopted by the division of family  
30 resources or the ~~fire prevention and building safety commission~~  
31 **department of homeland security**.

32 (c) Notwithstanding subsection (b), a child care home may be  
33 required to meet the same:

34 (1) zoning requirements;

35 (2) developmental standards; and

36 (3) building codes;

37 that apply to other residential structures in the same residential district  
38 or classification as the child care home.

39 SECTION 498. IC 36-7-8-3, AS AMENDED BY P.L.208-2015,  
40 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 3. (a) The legislative body of a county having a  
42 county department of buildings or joint city-county building



1 department may, by ordinance, adopt building, heating, ventilating, air  
 2 conditioning, electrical, plumbing, and sanitation standards for  
 3 unincorporated areas of the county. These standards take effect only on  
 4 the legislative body's receipt of written approval from the ~~fire~~  
 5 ~~prevention and building safety commission~~. **department of homeland**  
 6 **security**.

7 (b) An ordinance adopted under this section must be based on  
 8 occupancy, and it applies to:

9 (1) the construction, alteration, equipment, use, occupancy,  
 10 location, and maintenance of buildings, structures, and  
 11 appurtenances that are on land or over water and are:

12 (A) erected after the ordinance takes effect; and

13 (B) if expressly provided by the ordinance, existing when the  
 14 ordinance takes effect;

15 (2) conversions of buildings and structures, or parts of them, from  
 16 one occupancy classification to another; and

17 (3) the movement or demolition of buildings, structures, and  
 18 equipment for the operation of buildings and structures.

19 (c) The rules of the ~~fire prevention and building safety commission~~  
 20 **department of homeland security** are the minimum standards upon  
 21 which ordinances adopted under this section must be based.

22 (d) An ordinance adopted under this section does not apply to  
 23 private homes that are built by individuals and used for their own  
 24 occupancy. However, onsite sewage systems of a private home  
 25 described in this subsection must comply with state laws and rules.

26 SECTION 499. IC 36-7-8-4 IS AMENDED TO READ AS  
 27 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The legislative  
 28 body of a county having a county department of buildings or a joint  
 29 city-county building department may, by ordinance, adopt minimum  
 30 housing standards for unincorporated areas of the county. These  
 31 standards must be consistent with the rules of the ~~fire prevention and~~  
 32 ~~building safety commission~~. **department of homeland security**.

33 (b) An ordinance adopted under this section applies to:

34 (1) residential buildings;

35 (2) residential parts of mixed occupancy buildings; and

36 (3) conversions of buildings from nonresidential to residential or  
 37 partly residential.

38 (c) A municipality may elect, by ordinance, to make itself subject to  
 39 an ordinance adopted under this section.

40 (d) This section does not affect IC 16-41-26.

41 SECTION 500. IC 36-8-17-1 IS REPEALED [EFFECTIVE JULY  
 42 1, 2027]. Sec. 1. As used in this chapter, "commission" refers to the fire



1 ~~prevention and building safety commission:~~

2 SECTION 501. IC 36-8-17-3 IS AMENDED TO READ AS  
3 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. As used in this  
4 chapter, "fire safety law" means any law, including rules and orders of  
5 the ~~commission;~~ **department**, safeguarding life or property from the  
6 hazards of fire or explosion.

7 SECTION 502. IC 36-8-17-8, AS AMENDED BY P.L.107-2023,  
8 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
9 JULY 1, 2027]: Sec. 8. (a) A fire department serving an area that does  
10 not include a city may engage in an inspection program to promote  
11 compliance with fire safety laws. Upon the request of an owner or a  
12 primary lessee who resides in a private dwelling, the fire department  
13 may inspect the interior of the private dwelling to determine  
14 compliance with IC 22-11-18-3.5. The fire department shall maintain  
15 a written report for each inspection. These reports shall be made  
16 available to the department upon request.

17 (b) The fire department serving an area that includes a city shall  
18 inspect every place and public way within the jurisdiction of the city,  
19 except the interiors of private dwellings, for compliance with the fire  
20 safety laws. Upon the request of an owner or a primary lessee who  
21 resides in a private dwelling, the fire department may inspect the  
22 interior of the private dwelling to determine compliance with  
23 IC 22-11-18-3.5. Except as otherwise provided in the rules adopted by  
24 the ~~commission;~~ **department**, the fire chief of the fire department shall  
25 specify the schedule under which places and public ways are inspected  
26 and may exclude a class of places or public ways from inspection under  
27 this section, if the fire chief determines that the public interest will be  
28 served without inspection. The fire department shall maintain a written  
29 report for each inspection. The fire department shall submit monthly  
30 reports to the department, on forms prescribed by the department,  
31 containing the following information:

- 32 (1) The total number of inspections made.  
33 (2) The total number of defects found, classified as required by  
34 the office.  
35 (3) The total number of orders issued for correction of each class  
36 of defect.  
37 (4) The total number of orders complied with.

38 (c) Except as provided in subsection (d), an inspection may only be  
39 carried out by an individual who:

- 40 (1) is a firefighter who meets, at a minimum, the training  
41 requirements described in IC 36-8-10.5; or  
42 (2) has:



- 1 (A) obtained certification as a:
- 2 (i) fire inspector I as described in 655 IAC 1-2.1-12;
- 3 (ii) fire inspector II as described in 655 IAC 1-2.1-13; or
- 4 (iii) fire inspector I/II as described in 655 IAC 1-2.1-13.1;
- 5 and
- 6 (B) in the case of an individual who is not an employee of a
- 7 fire department, completed at least two (2) years of experience
- 8 as a fire inspector described in clause (A)(i) through (A)(iii).
- 9 (d) A volunteer fire department may carry out inspections under this
- 10 section only through an individual who is certified under
- 11 IC 22-14-2-6(c).
- 12 SECTION 503. IC 36-8-17-11 IS AMENDED TO READ AS
- 13 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) An order issued
- 14 under section 9 or 10 of this chapter may be appealed to the
- 15 **commission department** under IC 4-21.5-3-7. A decision to deny a
- 16 request to modify or reverse an order issued under section 10 of this
- 17 chapter is not appealable.
- 18 (b) If an order issued under section 9 or 10 of this chapter is
- 19 appealed, the **commission department** or its designee shall conduct all
- 20 administrative proceedings under IC 4-21.5. In its proceedings, the
- 21 **commission department** may modify or reverse the order.
- 22 SECTION 504. IC 36-8-17-13 IS AMENDED TO READ AS
- 23 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. The **commission**
- 24 **department** may adopt rules under IC 4-22-2 to implement this
- 25 chapter.
- 26 SECTION 505. IC 36-9-7-3, AS AMENDED BY P.L.127-2017,
- 27 SECTION 288, IS AMENDED TO READ AS FOLLOWS
- 28 [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) The personnel of the
- 29 department of traffic engineering consists of a city traffic engineer, the
- 30 traffic engineer's assistants, and other employees necessary to perform
- 31 the duties of the department. The city executive shall appoint the traffic
- 32 engineer.
- 33 (b) The traffic engineer must:
- 34 (1) have a thorough knowledge of modern traffic control methods;
- 35 (2) be able to supervise and coordinate diversified traffic
- 36 engineering activities and prepare engineering reports; and
- 37 (3) either:
- 38 (A) be a registered professional engineer who has practiced
- 39 traffic engineering for at least one (1) year;
- 40 (B) have a certificate of engineer-in-training under ~~IC 25-34~~
- 41 **IC 25-4-3** and have practiced traffic engineering for at least
- 42 two (2) years; or



1 (C) have practiced traffic engineering for at least ten (10)  
2 years.

3 A person must furnish evidence of the person's qualifications under this  
4 subsection before the person may be appointed by the executive.

5 SECTION 506. IC 36-9-27-30, AS AMENDED BY P.L.57-2013,  
6 SECTION 101, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2027]: Sec. 30. (a) Whenever the county  
8 surveyor is not registered under IC 25-21.5 or ~~IC 25-31~~ **IC 25-4-3** and  
9 that statute prohibits an unregistered person from performing any  
10 function that the county surveyor is directed to do under this chapter,  
11 the surveyor shall employ and fix the compensation of a person who is  
12 a professional engineer or professional surveyor in performing those  
13 functions. However, if the county surveyor does not employ a  
14 registered person within one (1) year of the acceptance of a petition for  
15 construction or reconstruction of a drain, the board may make the  
16 appointment of a registered person that this section requires.

17 (b) The person employed by the county surveyor, who shall be  
18 known as a qualified deputy, shall file with the county surveyor the  
19 original of all plans, specifications, and other documents made by the  
20 person in performing the work for which the person was employed.  
21 Those plans, specifications, and other documents become a part of the  
22 permanent file of the county surveyor's office, which the county  
23 surveyor shall maintain for the use of the board as provided in section  
24 109 of this chapter.

25 (c) The rate of compensation paid to a qualified deputy shall be  
26 assessed against the drainage project for which the deputy was  
27 employed.

28 (d) This subsection applies whenever the county surveyor is not  
29 registered under IC 25-21.5 or ~~IC 25-31~~, **IC 25-4-3**, and the county  
30 surveyor has not employed a registered person as provided in  
31 subsection (a). If the county has a full-time employee who is registered  
32 as a professional surveyor under IC 25-21.5 or as a professional  
33 engineer under ~~IC 25-31~~, **IC 25-4-3**, the board may, subject to the  
34 approval of the county executive and the county surveyor, designate  
35 that person to perform the functions of the county surveyor under this  
36 chapter that are allowed under the employee's license as a professional  
37 surveyor or professional engineer. If a designation is made and  
38 approved under this subsection, the county surveyor may not employ  
39 a registered person under subsection (a) to perform that same function.

40 SECTION 507. IC 36-9-27-31 IS AMENDED TO READ AS  
41 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 31. If for any reason  
42 there is no elected county surveyor in any county, the board shall



1 employ and fix the compensation of a part-time or full-time engineer  
 2 or surveyor. The engineer or surveyor, who must be registered under  
 3 IC 25-21.5 or ~~IC 25-31~~ **IC 25-4-3** and must be or become a resident of  
 4 Indiana, shall perform the functions required of the county surveyor in  
 5 this chapter.

6 SECTION 508. IC 36-9-27-71 IS AMENDED TO READ AS  
 7 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 71. (a) When, in the  
 8 construction or reconstruction of a regulated drain, the county surveyor  
 9 determines that the proposed drain will cross a public highway or the  
 10 right-of-way of a railroad company at a point where:

11 (1) there is no crossing; or

12 (2) the crossing will not adequately handle or will be endangered  
 13 by the flow of water from the drain when completed;

14 the county surveyor shall include in the plans the grade and cross  
 15 section requirements for a new crossing, or the requirements for  
 16 altering, enlarging, repairing, or replacing the crossing. The surveyor  
 17 shall mail a copy of the requirements addressed to the owner of the  
 18 highway or right-of-way.

19 (b) When requested by the owner of the highway or right-of-way,  
 20 the county surveyor shall meet with the owner at a time and place to be  
 21 fixed by the surveyor. The surveyor shall hear objections to the  
 22 requirements, and may then change the requirements as justice may  
 23 require.

24 (c) When the board finds that in the construction, reconstruction, or  
 25 maintenance of a regulated drain it is necessary to:

26 (1) alter, enlarge, repair, or replace a crossing; or

27 (2) construct a new crossing where none existed before;

28 the cost of the work on the crossing shall be paid by the owner of the  
 29 public highway. This cost may not be considered by the county  
 30 surveyor or by the board in determining the cost of the work on the  
 31 drain or in assessing benefits and damages. However, if it is necessary  
 32 for the owner of a public highway to construct a new crossing because  
 33 of a cut-off for the purpose of shortening or straightening a regulated  
 34 drain, the owner of the public highway shall pay one-half (1/2) of the  
 35 cost of the new crossing, and the remainder shall be included in the  
 36 cost of the work on the drain.

37 (d) A railroad company with a right-of-way that is:

38 (1) crossed by the construction of a regulated drain; or

39 (2) affected by the altering or enlarging of a crossing;

40 shall pay one-half (1/2) of the cost of the work on the crossing and the  
 41 remainder shall be included in the cost of the work on the drain.

42 (e) If the county surveyor is registered under ~~IC 25-31~~, **IC 25-4-3**,



1 the county surveyor must review and approve or disapprove the plans  
 2 and hydraulic data for an existing crossing that is to be altered,  
 3 enlarged, repaired, or replaced, or the construction of a new crossing  
 4 for a public highway or the right-of-way of a railroad company. The  
 5 county surveyor shall disapprove the plans and hydraulic data if they  
 6 do not show that the structure will meet hydraulic requirements that  
 7 will permit the drain to function properly.

8 (f) If the county surveyor is registered under IC 25-21.5, the county  
 9 surveyor must review and approve or disapprove the plans and  
 10 hydraulic data for an existing crossing that is to be altered, enlarged,  
 11 repaired, or replaced or the construction of a new crossing for a public  
 12 highway or the right-of-way of a railroad company. The county  
 13 surveyor shall disapprove the plans and hydraulic data if they do not  
 14 show that the structure will meet hydraulic requirements that will  
 15 permit the drain to function properly.

16 (g) Approval of the plans and hydraulic data by a person who is  
 17 registered under IC 25-21.5 or ~~IC 25-31~~ **IC 25-4-3** is required before  
 18 the work can take place. However, if the county surveyor is not  
 19 registered under IC 25-21.5 or ~~IC 25-31~~, **IC 25-4-3**, a registered person  
 20 who is selected under section 30 of this chapter shall:

- 21 (1) review and approve or disapprove the plans and specifications
- 22 described in this subsection;
- 23 (2) inform the county surveyor in writing of the approval or
- 24 disapproval; and
- 25 (3) submit all plans, specifications, and hydraulic data along with
- 26 the approval or disapproval.

27 SECTION 509. IC 36-12-1-2, AS ADDED BY P.L.1-2005,  
 28 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 2. "Indiana library ~~and historical~~ board" refers to  
 30 the Indiana library ~~and historical~~ board established by IC 4-23-7-2.

31 SECTION 510. IC 36-12-3-16, AS AMENDED BY P.L.84-2012,  
 32 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2027]: Sec. 16. (a) The library board may adopt a resolution  
 34 allowing money to be disbursed under this section for lawful library  
 35 purposes, including advertising and promoting the programs and  
 36 services of the library.

37 (b) With the prior written approval of the library board and if the  
 38 library board has adopted a resolution under subsection (a), claim  
 39 payments may be made in advance of library board allowance for any  
 40 of the following types of expenses:

- 41 (1) Property or services purchased or leased from the federal
- 42 government or the federal government's agencies and the state,



- 1 the state's agencies, or the state's political subdivisions.
- 2 (2) Dues, subscriptions, and publications.
- 3 (3) License or permit fees.
- 4 (4) Insurance premiums.
- 5 (5) Utility payments or connection charges.
- 6 (6) Federal grant programs where:
  - 7 (A) advance funding is not prohibited; and
  - 8 (B) the contracting party posts sufficient security to cover the
  - 9 amount advanced.
- 10 (7) Grants of state funds authorized by statute.
- 11 (8) Maintenance and service agreements.
- 12 (9) Legal retainer fees.
- 13 (10) Conference fees.
- 14 (11) Expenses related to the educational or professional
- 15 development of an individual employed by the library board,
- 16 including:
  - 17 (A) inservice training;
  - 18 (B) attending seminars or other special courses of instruction;
  - 19 and
  - 20 (C) tuition reimbursement;
- 21 if the library board determines that the expenditures under this
- 22 subdivision directly benefit the library.
- 23 (12) Leases or rental agreements.
- 24 (13) Bond or coupon payments.
- 25 (14) Payroll costs.
- 26 (15) State, federal, or county taxes.
- 27 (16) Expenses that must be paid because of emergency
- 28 circumstances.
- 29 (17) Expenses incurred to advertise and promote the programs
- 30 and services of the library.
- 31 (18) Other expenses described in a library board resolution.
- 32 The library board shall review and allow the claim at the library board's
- 33 first regular or special meeting following the payment of a claim under
- 34 this section.
  - 35 (c) Each payment of expenses lawfully incurred for library purposes
  - 36 must be supported by a fully itemized invoice or other documentation.
  - 37 The library director shall certify to the library board before payment
  - 38 that each claim for payment is true and correct. The certification must
  - 39 be on a form prescribed by the state board of accounts.
  - 40 (d) Purchases of books, magazines, pamphlets, films, filmstrips,
  - 41 microforms, microfilms, slides, transparencies, phonodiscs,
  - 42 phonotapes, models, art reproductions, and all other forms of library



1 and audiovisual materials are exempt from the restrictions imposed by  
2 IC 5-22.

3 (e) The purchase of library automation systems must meet the  
4 standards established by the Indiana library and historical board under  
5 IC 4-23-7.1-11(b).

6 SECTION 511. IC 36-12-11-2, AS ADDED BY P.L.1-2005,  
7 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2027]: Sec. 2. As used in this chapter, "board" refers to the  
9 Indiana library and historical board established by IC 4-23-7-2.

10 SECTION 512. [EFFECTIVE JULY 1, 2027] (a) **As used in this**  
11 **SECTION, "commission" means the Indiana commission for arts**  
12 **and humanities in education created by IC 4-23-12-1 (before its**  
13 **repeal by this act).**

14 (b) **As used in this SECTION, "department" means the**  
15 **department of education.**

16 (c) **On July 1, 2027, all agreements and liabilities of the**  
17 **commission are transferred to the department, as the successor**  
18 **agency.**

19 (d) **On July 1, 2027, all records and property of the commission,**  
20 **including appropriations and other funds under the control or**  
21 **supervision of the commission, are transferred to the department,**  
22 **as the successor agency.**

23 (e) **After June 30, 2027, any amounts owed to the commission**  
24 **before July 1, 2027, are considered to be owed to the department,**  
25 **as the successor agency.**

26 (f) **After June 30, 2027, a reference to the commission in a**  
27 **statute, rule, contract, lease, or other document is considered a**  
28 **reference to the department, as the successor agency.**

29 (g) **All powers, duties, agreements, and liabilities of the**  
30 **commission with respect to bonds issued by the commission in**  
31 **connection with any trust agreement or indenture securing those**  
32 **bonds are transferred to the department, as the successor agency.**  
33 **The rights of the trustee under any trust agreement or indenture**  
34 **and the rights of the bondholders of the commission remain**  
35 **unchanged, although the powers, duties, agreements, and liabilities**  
36 **of the commission have been transferred to the department, as the**  
37 **successor agency.**

38 (h) **The terms of all members serving on the commission expire**  
39 **July 1, 2027.**

40 (i) **This SECTION expires July 1, 2028.**

41 SECTION 513. [EFFECTIVE JULY 1, 2027] (a) **As used in this**  
42 **SECTION, "commission" means the law enforcement academy**



1 building commission created by IC 5-2-2-1 (before its repeal by this  
2 act).

3 (b) As used in this SECTION, "department" means the state  
4 police department.

5 (c) On July 1, 2027, all agreements and liabilities of the  
6 commission are transferred to the department, as the successor  
7 agency.

8 (d) On July 1, 2027, all records and property of the commission,  
9 including appropriations and other funds under the control or  
10 supervision of the commission, are transferred to the department,  
11 as the successor agency.

12 (e) After June 30, 2027, any amounts owed to the commission  
13 before July 1, 2027, are considered to be owed to the department,  
14 as the successor agency.

15 (f) After June 30, 2027, a reference to the commission in a  
16 statute, rule, contract, lease, or other document is considered a  
17 reference to the department, as the successor agency.

18 (g) All powers, duties, agreements, and liabilities of the  
19 commission with respect to bonds issued by the commission in  
20 connection with any trust agreement or indenture securing those  
21 bonds are transferred to the department, as the successor agency.  
22 The rights of the trustee under any trust agreement or indenture  
23 and the rights of the bondholders of the commission remain  
24 unchanged, although the powers, duties, agreements, and liabilities  
25 of the commission have been transferred to the department, as the  
26 successor agency.

27 (h) The terms of all members serving on the commission expire  
28 July 1, 2027.

29 (i) This SECTION expires July 1, 2028.

30 SECTION 514. [EFFECTIVE JULY 1, 2027] (a) As used in this  
31 SECTION, "CHLA" refers to the commission on Hispanic/Latino  
32 affairs established by IC 4-23-28-2 (before its repeal by this act).

33 (b) As used in this SECTION, "CSSBM" refers to the  
34 commission on the social status of black males established by  
35 IC 4-23-31-2 (before its repeal by this act).

36 (c) As used in this SECTION, "ICW" refers to the Indiana  
37 commission for women created by IC 4-23-25-3 (before its repeal  
38 by this act).

39 (d) As used in this SECTION, "NAIAC" refers to the Native  
40 American Indian affairs commission established by IC 4-23-32-3  
41 (before its repeal by this act).

42 (e) As used in this SECTION, "commission" refers to the



1 **Indiana cultural commission established by IC 4-23-36-3 (as added**  
 2 **by this act).**

3 **(f) On July 1, 2027, all agreements and liabilities of the:**

- 4 **(1) CHLA;**  
 5 **(2) CSSBM;**  
 6 **(3) ICW; or**  
 7 **(4) NAIAC;**

8 **are transferred to the commission as the successor entity.**

9 **(g) On July 1, 2027, all records and property, including**  
 10 **appropriations and other funds under an entity's control or**  
 11 **supervision, of the:**

- 12 **(1) CHLA;**  
 13 **(2) CSSBM;**  
 14 **(3) ICW; or**  
 15 **(4) NAIAC;**

16 **are transferred to the commission as the successor entity.**

17 **(h) After June 30, 2027, any amount owed to the:**

- 18 **(1) CHLA;**  
 19 **(2) CSSBM;**  
 20 **(3) ICW; or**  
 21 **(4) NAIAC;**

22 **is considered to be owed to the commission as the successor entity.**  
 23 **The commission shall transfer any amounts received under this**  
 24 **subsection to the state comptroller for deposit in the state general**  
 25 **fund.**

26 **(i) After June 30, 2027, any reference to the:**

- 27 **(1) CHLA;**  
 28 **(2) CSSBM;**  
 29 **(3) ICW; or**  
 30 **(4) NAIAC;**

31 **in a statute, rule, or other document is considered a reference to**  
 32 **the commission as the successor entity.**

33 **(j) All powers, duties, agreements, and liabilities of the:**

- 34 **(1) CHLA;**  
 35 **(2) CSSBM;**  
 36 **(3) ICW; or**  
 37 **(4) NAIAC;**

38 **relating to bonds issued by the board in connection with any trust**  
 39 **agreement or indenture securing those bonds are transferred to the**  
 40 **commission as the successor entity. The rights of the trustee under**  
 41 **any trust agreement or indenture and the rights of bondholders**  
 42 **described in this subsection remain unchanged although the**



1 powers, duties, agreements, and liabilities of the ICW, CHLA,  
 2 CSSBM, and NAIAC, as applicable, have been transferred to the  
 3 commission as the successor entity.

4 (k) The term of any member serving as of June 30, 2027, on the:

- 5 (1) CHLA;
- 6 (2) CSSBM;
- 7 (3) ICW; or
- 8 (4) NAIAC;

9 expires July 1, 2027.

10 (l) This SECTION expires July 1, 2028.

11 SECTION 515. [EFFECTIVE JULY 1, 2027] (a) As used in this  
 12 SECTION, "commission" means the occupational safety standards  
 13 commission created by IC 22-8-1.1-7 (before its repeal by this act).

14 (b) As used in this SECTION, "board" means the board of  
 15 safety review created by IC 22-8-1.1-30.1.

16 (c) On July 1, 2027, all agreements and liabilities of the  
 17 commission are transferred to the board, as the successor entity.

18 (d) On July 1, 2027, all records and property of the commission,  
 19 including appropriations and other funds under the control or  
 20 supervision of the commission, are transferred to the board, as the  
 21 successor entity.

22 (e) After June 30, 2027, any amounts owed to the commission  
 23 before July 1, 2027, are considered to be owed to the board, as the  
 24 successor entity.

25 (f) After June 30, 2027, a reference to the commission in a  
 26 statute, rule, contract, lease, or other document is considered a  
 27 reference to the board, as the successor entity.

28 (g) Proceedings pending before the commission on July 1, 2027,  
 29 shall be transferred from the commission to the board and treated  
 30 as if initiated by the board.

31 (h) The rules adopted by the commission before July 1, 2027, are  
 32 considered, after June 30, 2027, rules of the board.

33 (i) All powers, duties, agreements, and liabilities of the  
 34 commission with respect to bonds issued by the commission in  
 35 connection with any trust agreement or indenture securing those  
 36 bonds are transferred to the board, as the successor agency. The  
 37 rights of the trustee under any trust agreement or indenture and  
 38 the rights of the bondholders of the commission remain unchanged,  
 39 although the powers, duties, agreements, and liabilities of the  
 40 commission have been transferred to the board, as the successor  
 41 entity.

42 (j) The terms of all members serving on the commission expire



- 1 **July 1, 2027.**
- 2 (k) This SECTION expires July 1, 2028.
- 3 SECTION 516. [EFFECTIVE JULY 1, 2027] (a) As used in this
- 4 SECTION, "architect board" means the board of registration for
- 5 architects and landscape architects established by IC 25-4-1-2
- 6 (before the amendments made by this act).
- 7 (b) As used in this SECTION, "design professionals board"
- 8 means the Indiana board of registration for design professionals
- 9 established by IC 25-4-1-2.
- 10 (c) On July 1, 2027, all agreements and liabilities of the architect
- 11 board are transferred to the design professionals board, as a
- 12 successor.
- 13 (d) On July 1, 2027, all records and property of the architect
- 14 board, including appropriations and other funds under the control
- 15 or supervision of the architect board, are transferred to the design
- 16 professionals board, as a successor.
- 17 (e) After June 30, 2027, any amounts owed to the architect
- 18 board before July 1, 2027, are considered owed to the design
- 19 professionals board, as a successor. The design professionals board
- 20 shall transfer any amounts transferred under this subsection to the
- 21 state comptroller for deposit in the state general fund.
- 22 (f) After June 30, 2027, a reference to the architect board in a
- 23 statute, rule, or other document is considered a reference to the
- 24 design professionals board, as a successor.
- 25 (g) All powers, duties, agreements, and liabilities of the architect
- 26 board with respect to bonds issued by the architect board in
- 27 connection with any trust agreement or indenture securing those
- 28 bonds are transferred to the design professionals board, as a
- 29 successor. The rights of the trustee under any trust agreement or
- 30 indenture and the rights of the bondholders of the architect board
- 31 remain unchanged, although the powers, duties, agreements, and
- 32 liabilities of the architect board have been transferred to the design
- 33 professionals board, as a successor.
- 34 (h) The terms of all members serving on the architect board
- 35 expire July 1, 2027.
- 36 (i) This SECTION expires July 1, 2028.
- 37 SECTION 517. [EFFECTIVE JULY 1, 2027] (a) As used in this
- 38 SECTION, "engineers board" means the state board of
- 39 registration for professional engineers established by IC 25-31-1-3
- 40 (before its repeal by this act).
- 41 (b) As used in this SECTION, "design professionals board"
- 42 means the Indiana board of registration for design professionals



1 established by IC 25-4-1-2.

2 (c) On July 1, 2027, all agreements and liabilities of the  
3 engineers board are transferred to the design professionals board,  
4 as a successor.

5 (d) On July 1, 2027, all records and property of the engineers  
6 board, including appropriations and other funds under the control  
7 or supervision of the engineers board, are transferred to the design  
8 professionals board, as a successor.

9 (e) After June 30, 2027, any amounts owed to the engineers  
10 board before July 1, 2027, are considered owed to the design  
11 professionals board, as a successor. The design professionals board  
12 shall transfer any amounts transferred under this subsection to the  
13 state comptroller for deposit in the state general fund.

14 (f) After June 30, 2027, a reference to the engineers board in a  
15 statute, rule, or other document is considered a reference to the  
16 design professionals board, as a successor.

17 (g) All powers, duties, agreements, and liabilities of the  
18 engineers board with respect to bonds issued by the engineers  
19 board in connection with any trust agreement or indenture  
20 securing those bonds are transferred to the design professionals  
21 board, as a successor. The rights of the trustee under any trust  
22 agreement or indenture and the rights of the bondholders of the  
23 engineers board remain unchanged, although the powers, duties,  
24 agreements, and liabilities of the engineers board have been  
25 transferred to the design professionals board, as a successor.

26 (h) The terms of all members serving on the engineers board  
27 expire July 1, 2027.

28 (i) This SECTION expires July 1, 2028.

29 SECTION 518. An emergency is declared for this act.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1003, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1003 as introduced.)

MILLER D

Committee Vote: yeas 9, nays 4.

## COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1003, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 7, between lines 33 and 34, begin a new paragraph and insert:

"SECTION 3. IC 2-5-53.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 53.5. Government Reform Task Force**

**Sec. 1. As used in this chapter, "agency" has the meaning set forth in IC 4-22-2-3.**

**Sec. 2. As used in this chapter, "council" refers to the legislative council established by IC 2-5-1.1-1.**

**Sec. 3. As used in this chapter, "rule" has the meaning set forth in IC 4-22-2-3.**

**Sec. 4. As used in this chapter, "task force" refers to the government reform task force established by section 5 of this chapter.**

**Sec. 5. The government reform task force is established.**

**Sec. 6. (a) Except as provided in subsections (b), (c), (d), and (e), IC 2-5-1.2 applies to the task force.**

**(b) The task force consists of the following ten (10) members of the general assembly:**

**(1) Three (3) members appointed by the president pro**

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tempore of the senate.

(2) Two (2) members appointed by the minority leader of the senate.

(3) Three (3) members appointed by the speaker of the house of representatives.

(4) Two (2) members appointed by the minority leader of the house of representatives.

A member of the task force serves at the pleasure of the appointing authority.

(c) The task force shall meet as called by the chair. All meetings of the task force shall be open to the public in accordance with and subject to IC 5-14-1.5. All records of the task force shall be subject to the requirements of IC 5-14-3.

(d) A majority of the members of the task force constitutes a quorum. The affirmative vote of at least a majority of the members at a meeting at which a quorum is present is necessary for the task force to take official action other than to meet and take testimony.

(e) The:

(1) chairman of the council shall designate the chair; and

(2) vice chairman of the council shall designate the vice chair;

of the task force from the members of the task force. The chair and vice chair of the task force serve as chair and vice chair at the pleasure of the appointing authority.

Sec. 7. The task force shall study:

(1) the feasibility of transferring the administration of the office of the state chemist from Purdue University to the Indiana state department of agriculture;

(2) any employment issue arising from a transfer of the administration of the office of the state chemist; and

(3) any issue arising from a transfer of any property, records, funds, or accounts of the office of state chemist to the Indiana state department of agriculture.

Sec. 8. The task force may request information or testimony from department or agency heads, or the designee of a department or agency head, as determined necessary by the task force.

Sec. 9. The task force shall:

(1) develop recommendations in a report concerning the issues set forth in section 7 of this chapter; and

(2) submit the report to the council in an electronic format under IC 5-14-6 not later than November 1, 2026.

Sec. 10. The legislative services agency shall provide support staff to the task force.



**Sec. 11. This chapter expires June 30, 2027."**

Page 10, delete lines 29 through 42.

Page 11, delete lines 1 through 18.

Page 64, line 8, after "the" insert "**Indiana**".

Page 110, between lines 2 and 3, begin a new paragraph and insert:

"SECTION 195. IC 14-21-1-22.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 22.5. (a) The review board shall establish the Indiana historical marker program for marking historical sites in Indiana. As a part of this program, the review board shall fix a state format for historical markers. No person may erect a historical marker in the state format without the approval of the review board. All historical markers in the state format shall be provided by the review board using appropriated funds, local matching funds, donations, grants, or any other funds provided for that purpose according to the guidelines and rules of the historical marker program.**

**(b) The review board may appoint a historical marker advisory committee to serve without compensation. The committee may advise the review board and the director concerning the following:**

- (1) Guidelines and rules for the historical marker program.**
- (2) Appropriate sites to be marked.**
- (3) Other matters concerning the historical marker program as requested by the review board or the director.**

**(c) Historical markers approved under this section, including state format markers installed after 1945 and markers installed by the Indiana Civil War centennial commission, are the property of the state. Maintenance of state historical markers is part of the historical marker program. The review board may cooperate with individuals, local and state agencies, and private institutions and organizations for the maintenance of the historical markers. Funds made available to the historical marker program, as approved by the review board, may be used for necessary maintenance.**

**(d) No historical marker may be erected on a highway of the state highway system without the approval of the review board as to its historical accuracy. This provision is in addition to any other requirement of law."**

Page 133, delete lines 36 through 42.

Delete pages 134 through 138.

Page 139, delete lines 1 through 37.

Page 147, delete lines 15 through 42.

Delete page 148.



Page 149, delete lines 1 through 22.  
 Page 149, delete lines 27 through 42.  
 Page 150, delete lines 1 through 28.  
 Page 150, delete lines 32 through 37.  
 Page 150, delete line 42.  
 Page 151, delete lines 1 through 6.  
 Page 152, delete lines 19 through 42.  
 Delete pages 153 through 154.  
 Page 155, delete lines 1 through 16.  
 Page 162, delete lines 17 through 42.  
 Delete page 163.  
 Page 164, delete lines 1 through 13.  
 Page 166, line 41, reset in roman "credited to the office of Purdue pesticide programs. The money".  
 Page 166, line 42, reset in roman "may be used only to provide education about pesticides."  
 Page 166, line 42, delete "deposited in".  
 Page 167, delete line 1.  
 Delete page 168.  
 Page 169, delete lines 1 through 12.  
 Page 174, line 37, reset in roman "credited to the office of Purdue pesticide".  
 Page 174, reset in roman line 38.  
 Page 174, line 39, reset in roman "pesticides."  
 Page 174, line 39, delete "deposited in the pesticide use and application fund".  
 Page 174, delete line 40.  
 Page 184, delete lines 14 through 42.  
 Page 185, delete lines 1 through 5.  
 Page 197, delete lines 4 through 42.  
 Delete page 198.  
 Page 227, line 8, after "The" insert "**Indiana**".  
 Page 233, delete lines 9 through 42.  
 Delete page 234.  
 Page 235, delete lines 1 through 41.  
 Page 287, line 10, delete "IC 22-10-3-1" and insert "IC 22-10-3-1.1".  
 Page 287, line 12, delete "Sec.1." and insert "**Sec. 1.1.**".  
 Page 362, delete lines 39 through 42.  
 Page 363, delete lines 1 through 5.  
 Page 363, delete lines 32 through 34.  
 Page 364, delete lines 3 through 7.



Page 364, delete lines 19 through 24.  
 Page 365, delete lines 18 through 23.  
 Page 366, delete lines 10 through 12.  
 Page 366, delete lines 19 through 21.  
 Page 366, delete lines 33 through 42.  
 Delete page 367.  
 Page 368, delete lines 1 through 26.  
 Page 371, delete lines 36 through 42.  
 Delete page 372.  
 Page 373, delete lines 1 through 17.  
 Page 377, line 20, delete "FOLLOWS:" and insert "FOLLOWS [EFFECTIVE JANUARY 1, 2027]:".  
 Page 378, delete lines 15 through 17, begin a new paragraph and insert:  
 "SECTION 656. IC 25-4-1-28 IS REPEALED [EFFECTIVE JANUARY 1, 2027]. ~~Sec. 28. This chapter shall be known and cited as "The Indiana Architectural and Landscape Architectural Act"~~".  
 Page 392, delete lines 6 through 7.  
 Page 402, delete lines 22 through 23.  
 Page 406, delete lines 22 through 42.  
 Delete pages 407 through 420.  
 Page 421, delete lines 1 through 8.  
 Page 426, delete lines 2 through 30.  
 Page 433, delete lines 40 through 42.  
 Page 434, delete lines 1 through 31.  
 Page 436, delete lines 5 through 21.  
 Page 450, delete lines 15 through 42.  
 Delete pages 451 through 452.  
 Page 453, delete lines 1 through 12.  
 Page 496, delete lines 15 through 32.  
 Page 498, delete lines 28 through 40.  
 Page 499, delete lines 1 through 9.  
 Renumber all SECTIONS consecutively.  
 and when so amended that said bill do pass.

(Reference is to HB 1003 as printed January 22, 2026.)

THOMPSON

Committee Vote: yeas 13, nays 6.

**EH 1003—LS 6756/DI 92**



## HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

Page 183, line 39, after "(b)" insert "**The Indiana fire and EMS standards and education commission is created.**".

Page 185, between lines 6 and 7, begin a new paragraph and insert:

**"(h) After December 31, 2026, the rules of the Indiana emergency medical services commission shall be considered the rules of the Indiana fire and EMS standards and education commission."**

Page 287, line 5, delete "2026:" and insert "**2026, are considered, after June 30, 2026, rules of the department. For purposes of applying IC 4-22-2.6 to the readoption of rules transferred by this subsection, the rules shall be treated as not expiring until January 1, 2031. In the interim, except as permitted under IC 4-22-2-38 to make nonsubstantive technical corrections, the department may not revise or repeal the transferred rules, including matters incorporated by reference, until the rules are codified by the general assembly or otherwise authorized by act of the general assembly.**".

Page 287, delete lines 6 through 9.

Page 309, line 31, strike "board" and insert "**commission**".

Page 310, between line 16 and 17, begin a new paragraph and insert:

**"(f) After December 31, 2026, the rules of the board of firefighting personnel standards and education shall be considered the rules of the Indiana fire and EMS standards and education commission."**

(Reference is to HB 1003 as printed January 27, 2026.)

BARTELS

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 HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

Page 74, line 19, strike "commission's" and insert "**department's**".

Page 74, line 37, strike "commission." and insert "**department.**".

Page 75, delete lines 23 through 27.

Page 77, line 2, strike "commission" and insert "**department**".

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Page 77, line 10, strike "commission" and insert "**department**".

Page 78, line 4, strike "commission," and insert "**department,**".

Page 144, line 35, delete "IC 15-11-16-4." and insert "**IC 15-11-16.5-4.**".

Page 194, line 27, strike "board." and insert "**state department.**".

Page 194, line 33, strike "board" and insert "**state department**".

Page 194, line 40, strike "board" and insert "**state department**".

Page 198, line 23, strike "state egg".

Page 199, line 20, strike "state egg".

Page 242, between lines 5 and 6, begin a new line double block indented and insert:

**"(D) One (1) member representing the Indiana osteopathic medical association."**

Page 242, line 6, delete "(D)" and insert "(E)".

Page 242, line 8, delete "(E)" and insert "(F)".

Page 242, line 10, delete "(F)" and insert "(G)".

Page 242, line 12, delete "(G)" and insert "(H)".

Page 242, line 14, delete "(H)" and insert "(I)".

Page 242, line 17, delete "(I)" and insert "(J)".

Page 242, line 22, delete "(H)." and insert "(I).".

Page 242, line 23, delete "(J)" and insert "(K)".

Page 261, line 13, strike "Commissioner to Administer - Other Agencies."

Page 261, line 14, strike "such representatives as he may designate" and insert "**the commissioner's designees**".

Page 261, line 17, strike "his" and insert "**the commissioner's**".

Page 272, line 4, strike "of mines and mine safety".

Page 272, line 25, strike "board" and insert "**bureau**".

Page 273, line 4, strike "his duties as he is so" and insert "**the practitioner's duties as**".

Page 273, line 21, strike "he" and insert "**the practitioner**".

Page 273, line 31, strike "his name or certificate issued to him" and insert "**the practitioner's name or the practitioner's certificate issued**".

Page 273, line 33, strike "his" and insert "**the individual's**".

Page 276, line 28, strike "of mines and mine safety".

Page 305, line 4, delete "register" and insert "**Register**".

Page 305, line 13, delete "register." and insert "**Register.**".

Page 305, line 15, delete "register." and insert "**Register.**".

Page 307, line 4, after "the" insert "**state**".

Page 307, line 7, after "the" insert "**state**".

Page 319, line 33, delete "Self Certification" and insert



**"Self-certification".**

Page 320, line 42, delete "section" and insert "**chapter**".

Page 321, line 8, delete "section" and insert "**chapter**".

Page 352, line 25, delete "(a)(1) through (a)(2)" and insert "**(b)(1) through (b)(2)**".

Page 418, line 1, delete "IC 25-4-3;" and insert "**IC 25-4-3,**".

Page 426, line 4, strike "commission's" and insert "**authority's**".

Page 426, line 35, strike "commission," and insert "**authority,**".

Page 426, line 38, strike "commission." and insert "**authority.**".

Re-number all SECTIONS consecutively.

(Reference is to HB 1003 as printed January 27, 2026.)

BARTELS

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

Page 35, delete lines 22 through 28, begin a new line block indented and insert:

**"(1) Two (2) members of the house of representatives appointed as follows:**

**(A) One (1) member appointed by the speaker of the house of representatives.**

**(B) One (1) member appointed by the minority leader of the house of representatives.**

**(2) Two (2) members of the senate appointed as follows:**

**(A) One (1) member appointed by the president pro tempore of the senate.**

**(B) One (1) member appointed by the minority leader of the senate."**

(Reference is to HB 1003 as printed January 27, 2026.)

HARRIS



HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

- Page 422, delete lines 28 through 42.
- Delete pages 423 through 426.
- Page 427, delete lines 1 through 32.
- Renumber all SECTIONS consecutively.

(Reference is to HB 1003 as printed January 27, 2026.)

HARRIS

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

- Page 169, delete line 42.
- Page 170, delete lines 1 through 6, begin a new paragraph and insert:

"SECTION 280. IC 16-18-2-37.5, AS AMENDED BY P.L.3-2008, SECTION 103, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 37.5. (a) "Board", for purposes of IC 16-22-8, has the meaning set forth in IC 16-22-8-2.1.

(b) "Board", for purposes of IC 16-41-42.2, has the meaning set forth in IC 16-41-42.2-1."

- Page 195, delete lines 19 through 42.
- Delete pages 196 through 201.
- Page 202, delete lines 1 through 39.
- Renumber all SECTIONS consecutively.

(Reference is to HB 1003 as printed January 27, 2026.)

CLERE

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

- Page 37, delete lines 21 through 23, begin a new paragraph and insert:

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**"(e) A member of the public who serves on a subcommittee is entitled to receive a minimum salary per diem and to reimbursement for mileage and traveling expenses. Amounts payable under this subsection must be paid:**

- (1) from appropriations made to the civil rights commission; and**
- (2) in the same manner that a per diem, mileage, and traveling expenses are paid to a member of the commission described in section 9(a) of this chapter."**

(Reference is to HB 1003 as printed January 27, 2026.)

PRYOR

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COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred House Bill No. 1003, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 5, line 17, delete "2026]" and insert "2027]".

Page 7, delete lines 34 through 42, begin a new paragraph and insert:

"SECTION 3. IC 2-5-53.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 53.5. Agricultural Promotion and Regulation Task Force**

**Sec. 1. As used in this chapter, "task force" refers to the agricultural promotion and regulation task force established by section 2 of this chapter.**

**Sec. 2. The agricultural promotion and regulation task force is established as a temporary task force which serves the general assembly. The task force shall operate under IC 2-5-1.2.**

**Sec. 3. (a) The task force consists of the following sixteen (16) voting members and two (2) nonvoting members:**

- (1) Two (2) voting members of the senate appointed by the president pro tempore of the senate. However, one (1) member must include the chairperson of the senate agriculture committee.**
- (2) One (1) voting member of the senate appointed by the**

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minority leader of the senate.

(3) Two (2) voting members of the house appointed by the speaker of the house of representatives. However, one (1) member must include the chairperson of the house agriculture and rural affairs committee.

(4) One (1) voting member of the house of representatives appointed by the minority leader of the house of representatives.

(5) The dean of the Purdue University School of Agriculture or the dean's designee, who is a voting member.

(6) The dean of the College of Veterinary Medicine of Purdue University or the dean's designee, who is a voting member.

(7) Eight (8) voting members appointed by the governor as follows:

(A) One (1) member representing the Indiana Farm Bureau, Inc.

(B) One (1) member representing the Agribusiness Council of Indiana.

(C) One (1) member engaged in poultry production.

(D) One (1) member engaged in dairying.

(E) One (1) member engaged in swine production.

(F) One (1) member engaged in beef-type cattle production.

(G) One (1) member engaged in corn production.

(H) One (1) member engaged in soybean production.

(8) The director of the Indiana state department of agriculture who serves ex officio and is a nonvoting member.

(9) The governor's senior policy adviser, or the adviser's designee, who is a nonvoting member.

(b) The members appointed under subsection (a) serve at the pleasure of the appointing authority.

Sec. 4. The legislative council shall appoint either the chairperson of the senate agriculture committee or the chairperson of the house agriculture and rural affairs committee as the chairperson of the task force for the duration of the task force.

Sec. 5. A vacancy on the task force shall be filled by the appointing authority.

Sec. 6. Nine (9) voting members of the task force constitute a quorum.

Sec. 7. The affirmative vote of a majority of the voting members appointed to the task force is required for the task force to take action on any measure, including final reports.



**Sec. 8. The task force shall meet at least four (4) times. A meeting of the task force shall be called by the chairperson.**

**Sec. 9. (a) The task force shall study the following:**

**(1) Whether changing the Indiana state department of agriculture into a regulatory agency compromises the department's advocacy role for the agriculture industry.**

**(2) Whether changes are needed:**

**(A) to the Indiana state department of agriculture; or**

**(B) to any other state entity that:**

**(i) promotes;**

**(ii) regulates; or**

**(iii) provides advice concerning;**

**agriculture in Indiana;**

**to improve the state's future promotional and regulatory functions in the agricultural industry.**

**(3) Current and future challenges and opportunities in the agricultural industry.**

**(4) The interrelationship of all agricultural state entities, including any informational or regulatory gaps or overlaps between the state entities.**

**(b) If the task force determines that the transfer of administration and functions of a state entity from Purdue University is appropriate, the task force shall study the following:**

**(1) Whether employment issues will arise from transferring administration, employees, or functions of a state entity described in this subsection from Purdue University to another state entity.**

**(2) Whether issues will arise from the transfer of any:**

**(A) property;**

**(B) records;**

**(C) funds; or**

**(D) accounts;**

**from Purdue University to another state entity.**

**(3) The feasibility of transferring administration and functions of the state entities described in this subsection from Purdue University to another state entity.**

**Sec. 10. The task force shall request information and testimony from:**

**(1) agricultural associations, organizations, and businesses; and**

**(2) heads or designees of state entities that:**

**(A) promote;**



- (B) regulate; or
- (C) provide advice concerning;  
agriculture in Indiana.

**Sec. 11. The task force shall:**

- (1) develop recommendations in a report concerning the issues set forth in section 9 of this chapter; and
- (2) submit the report to the legislative council in an electronic format under IC 5-14-6 not later than November 1, 2026.

**Sec. 12. The legislative services agency shall staff the task force.**

**Sec. 13. (a) Each member of the task force who is not a state employee is entitled to receive the same per diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members, respectively, of interim study committees established by the legislative council.**

**(b) Each member of the task force who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.**

**(c) Each member of the task force who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.**

**(d) Per diem, mileage, and travel allowances paid under this chapter shall be paid from appropriations made to the legislative council or the legislative services agency.**

**Sec. 14. The task force's expenses shall be paid from appropriations to the legislative council or the legislative services agency.**

**Sec. 15. This chapter expires June 30, 2027."**

Delete page 8.

Page 9, delete lines 1 through 39, begin a new paragraph and insert:

"SECTION 1. IC 4-1-2-1, AS AMENDED BY P.L.13-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. It is the intent of this chapter that state offices be open and able to conduct public business at all times during an eight and one-half (8 1/2) hour working day. Each employee shall work for a full seven and one-half (7 1/2) hours each working day and provision for a one (1) hour lunch period shall be provided each employee. Lunch hours of employees shall be staggered to permit the conduct of business



at all times during a working day. Breaks shall be provided as set forth in IC 5-10-6-2. It shall be lawful for state offices to close their doors for business from the close of the working day each Friday or in the event Friday is a legal holiday, then from the close of the working day on the Thursday which immediately precedes such legal holiday, until the commencement of the working day on the next following Monday, or in the event Monday is a legal holiday, then until the commencement of the working day on the Tuesday which immediately follows such legal holiday; provided, however, that the state library may be kept open until noon Saturdays in the discretion of the Indiana library and historical board.

SECTION 2. IC 4-3-29 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 29. Governor's Workforce Cabinet**

**Sec. 1. As used in this chapter, "applicable federal program" refers to the federal human resource programs for which the cabinet has authority to make recommendations as listed in section 4 of this chapter.**

**Sec. 2. As used in this chapter, "cabinet" refers to the governor's workforce cabinet established by section 3 of this chapter.**

**Sec. 3. The governor's workforce cabinet is established under the applicable state and federal programs to do the following:**

**(1) Review the services and use of funds and resources under applicable state and federal programs and advise the governor, general assembly, commission for higher education, and state board of education on methods of coordinating the services and use of funds and resources consistent with the laws and regulations governing the particular applicable state and federal programs.**

**(2) Advise the governor, general assembly, commission for higher education, and state board of education on:**

**(A) the development and implementation of state and local standards and measures; and**

**(B) the coordination of the standards and measures; concerning the applicable federal programs.**

**(3) Perform the duties as set forth in federal law of the particular advisory bodies for applicable federal programs described in section 4 of this chapter.**

**(4) Identify the workforce needs in Indiana and recommend to the governor, general assembly, commission for higher**



education, and state board of education goals to meet the investment needs.

(5) Recommend to the governor, general assembly, commission for higher education, and state board of education goals for the development and coordination of the talent development system in Indiana.

(6) Prepare and recommend to the governor, general assembly, commission for higher education, and state board of education a strategic plan to accomplish the goals developed under subdivisions (4) and (5).

(7) Monitor and direct the implementation of and evaluate the effectiveness of the strategic plan described in subdivision (6).

(8) Advise the governor, general assembly, commission for higher education, and state board of education on the coordination of federal, state, and local education and training programs and on the allocation of state and federal funds in Indiana to promote effective services, service delivery, and innovative programs.

(9) Review and approve regional workforce development board plans, and work with regional workforce development boards to determine appropriate metrics for workforce programming at the state and local levels.

(10) Carry out other policy duties and tasks as assigned by the governor.

**Sec. 4. (a) The cabinet shall serve as the state advisory body required under the following federal laws:**

(1) The Workforce Innovation and Opportunity Act of 2014 under 29 U.S.C. 3101 et seq., including reauthorizations of WIOA.

(2) The Wagner-Peyser Act under 29 U.S.C. 49 et seq.

(3) The Carl D. Perkins Vocational and Technical Education Improvement Act of 2006 under 20 U.S.C. 2301 et seq.

(4) The Adult Education and Family Literacy Act under 20 U.S.C. 9201 et seq.

**(b) In addition, the cabinet may be designated to serve as the state advisory body required under any of the following federal laws upon approval of the particular state agency directed to administer the particular federal law:**

(1) The National and Community Service Act of 1990 under 42 U.S.C. 12501 et seq.

(2) Part A of Title IV of the Social Security Act under 42 U.S.C. 601 et seq.



**(3) The employment and training programs established under the Food Stamp Act of 1977 under 7 U.S.C. 2011 et seq.**

**Sec. 5. (a) The membership of the governor's workforce cabinet established by section 3 of this chapter consists of at least thirty-one (31) members as follows:**

- (1) A chairperson appointed by the governor.**
- (2) The secretary of career connections and talent, serving as a nonvoting member.**
- (3) The commissioner of the department of workforce development.**
- (4) The secretary of commerce or the secretary of commerce's designee, serving as a nonvoting member.**
- (5) The commissioner of the Indiana commission for higher education.**
- (6) The secretary of education.**
- (7) The president of Ivy Tech Community College.**
- (8) The president of Vincennes University.**
- (9) One (1) member representing a research university appointed by the governor.**
- (10) One (1) member representing a comprehensive university or an independent college appointed by the governor.**
- (11) A member appointed by the governor who is an apprenticeship coordinator of a joint labor-management apprenticeship program approved by the United States Department of Labor, Employment and Training Administration, Office of Apprenticeship.**
- (12) A member representing high school career and technical education educators or directors appointed by the governor in consultation with the Indiana Association of Career and Technical Education Districts.**
- (13) Either:**
  - (A) a member representing manufacturing appointed by the governor in consultation with the Indiana Manufacturers Association; or**
  - (B) an employee of the Indiana Manufacturers Association appointed by the governor.**
- (14) A member representing a minority business enterprise appointed by the governor.**
- (15) A member representing a women's business enterprise appointed by the governor.**
- (16) A member representing a veteran owned business appointed by the governor.**



(17) A member representing the nonunion and construction trades appointed by the governor in consultation with the Associated Builders and Contractors, Inc., and the Indiana Builders Association.

(18) Either:

(A) a business owner appointed by the governor in consultation with the Indiana Chamber of Commerce; or

(B) an employee of the Indiana Chamber of Commerce appointed by the governor.

(19) A small business owner appointed by the governor in consultation with the National Federation of Independent Businesses.

(20) A member of a community-based organization appointed by the governor.

(21) Three (3) at-large business owners appointed by the governor, one (1) of whom is a business owner who employs less than fifty (50) employees. One (1) member appointed under this subdivision shall be from an organization representing technology.

(22) A school principal, appointed by the governor.

(23) A school superintendent, appointed by the governor.

(24) The commissioner of the department of correction, serving as a nonvoting member.

(25) The secretary of family and social services, serving as a nonvoting member.

(26) A member of the house of representatives appointed by the speaker of the house of representatives.

(27) A member of the senate appointed by the president pro tempore of the senate.

(28) Any additional members designated and appointed by the governor.

(b) The members appointed under subsection (a)(13) through (a)(21) must be geographically diverse.

Sec. 6. The cabinet shall meet at the call of the chairperson.

Sec. 7. (a) Except as otherwise provided in this section, members appointed to the cabinet serve four (4) year terms. The terms of members who are not members of the general assembly expire as follows:

(1) For a member appointed under section 5(a)(9) through 5(a)(17) of this chapter, December 31, 2028, and every fourth year thereafter.

(2) For a member appointed under section 5(a)(18) through



5(a)(23) of this chapter or under section 5(a)(28) of this chapter, December 31, 2030, and every fourth year thereafter. The governor must rotate appointments described in section 5(a)(9) and 5(a)(10) of this chapter so that the same research university, comprehensive university, or independent college is not represented on the cabinet for two (2) consecutive terms.

(b) The members of the general assembly appointed under section 5(a)(26) or 5(a)(27) of this chapter serve two (2) year terms that expire June 30 of an odd-numbered year. The appropriate appointing authority shall fill a vacancy among the legislative members of the cabinet.

(c) The chairperson appointed under section 5 of this chapter serves at the pleasure of the governor.

(d) For members appointed by the governor, the governor shall promptly make an appointment to fill any vacancy on the cabinet, but only for the duration of the unexpired term.

Sec. 8. (a) Except as provided in subsection (b) and subject to the approval of the chairperson, the state personnel department, and the budget agency, the cabinet may employ professional, technical, and clerical personnel necessary to carry out the duties imposed by this chapter using the following:

- (1) Funds available under applicable federal and state programs.
- (2) Appropriations by the general assembly for this purpose.
- (3) Funds in the state technology advancement and retention account established by IC 4-12-12-1.
- (4) Other funds (other than federal funds) available to the cabinet for this purpose.

(b) The chairperson may contract for services necessary to implement this chapter.

(c) The cabinet is subject to:

- (1) the allotment system administered by the budget agency; and
- (2) financial oversight by the office of management and budget.

Sec. 9. (a) Any member of the cabinet who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Such a member is also entitled to reimbursement for mileage, traveling expenses under IC 4-13-1-4, and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget



agency.

(b) Any member of the cabinet who is a state employee is entitled to reimbursement for traveling expenses under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(c) Any member of the cabinet who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the legislative services agency.

(d) Expenses paid under subsections (a) and (b) shall be paid from appropriations made to the cabinet.

**Sec. 10. (a)** The cabinet shall adopt bylaws and rules governing the cabinet's organization and operation, including bylaws and rules governing the establishment of advisory committees considered necessary by the cabinet, scheduling of cabinet meetings, and other activities necessary to implement this chapter.

(b) The cabinet's meetings and advisory committee meetings are subject to IC 5-14-1.5 (open door law).

**Sec. 11.** The state shall certify to:

- (1) the United States Secretary of Labor the establishment and membership of the cabinet before the beginning of each period of two (2) program years for which a job training plan is submitted under this chapter; and
- (2) any other appropriate United States Secretary charged with administering a particular applicable federal program the establishment and membership of the cabinet."

Page 10, line 27, delete "JANUARY" and insert "JULY".

Page 11, line 3, delete "JANUARY" and insert "JULY".

Page 11, delete lines 12 through 42.

Page 12, delete lines 1 through 6, begin a new paragraph and insert:

"SECTION 9. IC 4-15-12-8 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 8: (a) There is created the affirmative action advisory committee to assist in the effective implementation of the affirmative action policy. The committee is composed of eight (8) members. The governor shall appoint the members of the committee with the advice of the affirmative action officer. The members serve at the pleasure of the governor:



(b) A member of the committee is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the department of administration and approved by the budget agency. A member who is not an officer or employee of the state is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1(b) while performing the member's duties.

(c) The committee shall select from its membership a chairperson and vice chairperson to serve for one (1) year from the date of selection. They may be reelected at the pleasure of the committee. In any instance where the chairperson or vice chairperson does not serve the chairperson's or vice chairperson's full term, the committee shall select another to serve in the chairperson's or vice chairperson's own right a full term.

(d) The affirmative action advisory committee shall:

(1) provide liaison activities with the affirmative action officer with respect to problems and suggestions concerning the affirmative action policy;

(2) advise the affirmative action officer and the governor of recommended changes in the implementation of the affirmative action policy and improved guidelines for state agency programs; and

(3) advise the governor and the affirmative action officer concerning the effectiveness and status of the total implementation of the affirmative action policy.

(e) The affirmative action advisory committee may review the affirmative action programs of state agencies for effectiveness and improvements."

Page 12, line 9, delete "2026]" and insert "2027]".

Page 12, line 14, delete "July 1, 2026," and insert "**July 1, 2027,**".

Page 12, line 16, delete "June 30, 2026." and insert "**June 30, 2027.**".

Page 12, line 19, delete "2026]" and insert "2027]".

Page 14, line 42, delete "MAY 15, 2026]" and insert "JULY 1, 2027]".

Page 15, delete lines 38 through 42.

Delete pages 16 through 21.

Page 22, delete lines 1 through 15, begin a new paragraph and insert:

"SECTION 25. IC 4-23-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Commission on Forensic Sciences)."

Page 22, line 18, delete "2026]" and insert "2027]".



Page 22, line 34, delete "2026]" and insert "2027]".

Page 23, line 29, delete "2026]" and insert "2027]".

Page 23, line 37, delete "2026]" and insert "2027]".

Page 24, line 1, delete "2026]" and insert "2027]".

Page 24, line 12, delete "2026]" and insert "2027]".

Page 24, line 31, delete "2026]" and insert "2027]".

Page 25, line 7, delete "2026]" and insert "2027]".

Page 25, line 25, delete "2026]" and insert "2027]".

Page 25, line 30, delete "2026]" and insert "2027]".

Page 25, line 39, delete "2026]" and insert "2027]".

Page 26, delete lines 4 through 36, begin a new paragraph and insert:

"SECTION 37. IC 4-23-7.1-39.1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 39.1: (a) The state library advisory council is established for the purpose of advising the board and the state librarian concerning:

- (1) general policies of the state library;
- (2) plans or programs for library development and interlibrary cooperation;
- (3) library research;
- (4) professional development for librarians;
- (5) standards and rules for library services;
- (6) administration and distribution of state and federal funds; and
- (7) other matters as requested by the board and the state librarian.

(b) The advisory council consists of not more than fifteen (15) members:

(c) The board shall appoint the members of the advisory council, with nominations for appointment from library organizations and the state librarian:

(d) Members of the advisory council shall serve two (2) year terms. However, the board shall stagger the terms of the initial appointees:

(e) Notwithstanding subsection (d), if a member misses a majority of the advisory council's meetings in a calendar year, the board may remove the member and appoint a new member to serve the remainder of the term of the member removed under this subsection:

(f) A member of the advisory council is not entitled to compensation, per diem, or reimbursement for expenses:

(g) A quorum of the members must be present for the advisory council to take any official action. A quorum of the advisory council consists of a majority of the members appointed to the advisory council. An affirmative vote by a majority of the members present is needed for the advisory council to make a recommendation or take any



official action:".

Page 26, line 39, delete "2026]" and insert "2027]".

Page 27, delete lines 14 through 42.

Delete page 28.

Page 29, delete lines 1 through 18.

Page 29, line 20, delete "2026]" and insert "2027]".

Page 29, delete lines 21 through 42, begin a new paragraph and insert:

"SECTION 42. IC 4-23-24.1 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Dr. Martin Luther King Jr. Indiana Holiday Commission).".

Delete pages 30 through 31.

Page 32, delete lines 1 through 31.

Page 32, line 33, delete "2026]" and insert "2027]".

Page 32, delete lines 34 through 40, begin a new paragraph and insert:

"SECTION 52. IC 4-23-26 IS REPEALED [EFFECTIVE JUNE 1, 2027]. (Advisory Committee for Children With Special Health Needs).

SECTION 53. IC 4-23-27 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Children's Health Policy Board).".

Page 32, line 42, delete "2026]" and insert "2027]".

Page 33, line 2, delete "2026]" and insert "2027]".

Page 33, line 4, delete "2026]" and insert "2027]".

Page 33, delete lines 5 through 42.

Delete page 34.

Page 35, delete lines 1 through 6.

Page 35, line 9, delete "2026]" and insert "2027]".

Page 37, delete lines 11 through 33, begin a new paragraph and insert:

**"(c) A subcommittee designated under this section is comprised of at least three (3) members of the commission appointed by the chairperson."**

Page 39, line 36, delete "by:" and insert **"by the legislative council."**

Page 39, delete lines 37 through 40.

Page 40, delete lines 20 through 24.

Page 40, line 35, delete "Interest on investments made".

Page 40, delete lines 36 through 38.

Page 40, line 39, delete "(g)" and insert **"(f)"**.

Page 41, line 26, delete "2026]" and insert "2027]".

Page 41, line 35, delete "2026]" and insert "2027]".

Page 42, line 28, delete "2026]" and insert "2027]".

Page 42, line 31, delete "2026]" and insert "2027]".



- Page 44, line 22, delete "2026]" and insert "2027]".
- Page 44, line 34, delete "JANUARY" and insert "JULY".
- Page 45, line 27, delete "JANUARY" and insert "JULY".
- Page 45, line 38, delete "JANUARY" and insert "JULY".
- Page 46, line 6, delete "2026]" and insert "2027]".
- Page 46, line 38, delete "2026]" and insert "2027]".
- Page 47, line 36, delete "JANUARY" and insert "JULY".
- Page 47, line 42, delete "JANUARY" and insert "JULY".
- Page 48, line 8, delete "JANUARY" and insert "JULY".
- Page 48, line 33, delete "JANUARY" and insert "JULY".
- Page 48, line 37, delete "2026]" and insert "2027]".
- Page 51, delete lines 26 through 42.
- Page 52, delete lines 1 through 30.
- Page 52, line 32, delete "2026]" and insert "2027]".
- Page 52, line 35, delete "(before its" and insert "**(before its repeal).**".
- Page 52, delete line 36.
- Page 53, delete lines 2 through 29, begin a new paragraph and insert:
- "SECTION 80. IC 8-1-1.1-7 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec: 7: (a) There is created the advisory council to the office of the utility consumer counselor. The council consists of nine (9) members. Each Indiana congressional district must be represented by at least one (1) individual appointed under this section who is a resident of that congressional district. However, the reduction in membership of the council from ten (10) members to nine (9) shall be accomplished as the terms of members end and new members are appointed. Until the expiration of the term of a member who is serving on the council on January 1, 2014, and resides in the same congressional district as another member, the council consists of ten (10) members.
- (b) Members of the council, including those filling vacancies occurring in the council membership, shall be appointed by the governor. All members shall be appointed to a term of four (4) years, except those who have been appointed to fill a vacancy in the council whose term will be the unexpired portion of the term. All members shall serve until their successor has been duly appointed and qualified.
- (c) The membership shall be representative of the various sectors of Indiana economy, including, but not limited to: agriculture, business and industry, labor, and local government.
- (d) The members shall annually elect of themselves a chairman.
- (e) Members are entitled to receive per diem and travel expense



reimbursement at the standard rates provided for state employees for expenses they incur in the performance of their duties under this chapter subject to the approval of the consumer counselor."

Page 53, line 32, delete "JANUARY" and insert "JULY".

Page 54, line 19, delete "JANUARY" and insert "JULY".

Page 54, line 40, delete "2026]" and insert "2027]".

Page 55, line 1, delete "formed," and insert "formed".

Page 55, delete lines 16 through 42.

Page 56, delete lines 1 through 15, begin a new paragraph and insert:

"SECTION 84. IC 8-14-11-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 4: As used in this chapter, "board" refers to the local bridge grant board established by section 9 of this chapter.

SECTION 85. IC 8-14-11-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: (a) The local bridge grant board is established to receive and review applications for grants under this chapter. The board consists of the following members:

- (1) The director of the department, or the director's designee.
- (2) Six (6) persons appointed by the governor; no more than three
- (3) of whom may be of the same political party; as follows:
  - (A) Two (2) members of a county executive.
  - (B) One (1) county highway engineer.
  - (C) One (1) mayor of a city.
  - (D) One (1) member of a town board of trustees.
  - (E) One (1) person with substantial experience or education in the design or construction of bridges.

A member appointed under clause (A), (B), (C), or (D) who ceases to hold the office described in that clause ceases to be a member of the board.

(b) The governor shall designate a member of the board to serve as chairman.

(c) Members of the board who are appointed by the governor serve for terms of four (4) years. The governor shall fill a vacancy on the board by appointing a new member to serve the remainder of the unexpired term.

(d) A member of the board, other than the director of the department, is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Each member of the board is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties; as provided in the state travel policies and procedures established by the department of administration and approved by the budget agency.



(e) Four (4) members of the board constitute a quorum. The affirmative votes of four (4) members of the board are required for the board to take any action.

SECTION 86. IC 8-14-11-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: The department shall provide staff support to the board."

Page 56, line 17, delete "2026]" and insert "2027]".

Page 56, between lines 24 and 25, begin a new paragraph and insert: "SECTION 2. IC 8-14-11-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) The executive of a county may apply to the **board department** for a grant from the fund to be used to pay up to eighty percent (80%) of the cost of construction or reconstruction of one (1) or more local bridges. At the time of the application, the county executive shall notify the department of local government finance that the county has made the application.

(b) The application must include the following:

- (1) A description of the construction or reconstruction projects for which the grant application is made.
- (2) The estimated cost of the projects.
- (3) The amount of funding the county will provide for the projects, which must be at least twenty percent (20%) of the estimated cost of the projects. This amount may include the value of labor and materials to be provided by the county.
- (4) Any other information that the **board or the** department considers necessary.

SECTION 3. IC 8-14-11-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. Within thirty (30) days after a county applies for a grant under section 12 of this chapter, the department of local government finance shall submit to the department a financial report that includes the following information:

- (1) The amount of money available to the county for the construction and reconstruction of local bridges.
- (2) Any other information required by the **board or the** department for the processing of grant applications.

SECTION 4. IC 8-14-11-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14. The **board department** shall use the criteria established under section 11 of this chapter and the report submitted under section 13 of this chapter to evaluate an application for a grant from the fund. The **board department** shall notify a county that makes a grant application of the **board's department's** approval or disapproval of the application within



sixty (60) days of the date of the application. The ~~board's~~ **department's** decision to approve or disapprove a grant application is final.

SECTION 5. IC 8-14-11-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. The ~~board~~ **department** and each county for which a grant has been approved under this chapter shall enter into an agreement specifying the purposes for which the grant may be used. The terms of the agreement must be consistent with the purposes of this chapter."

Page 56, line 26, delete "JANUARY" and insert "JULY".

Page 56, line 34, delete "JANUARY" and insert "JULY".

Page 57, line 3, delete "2026]" and insert "2027]".

Page 58, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 6. IC 9-18.5-14-1, AS ADDED BY P.L.198-2016, SECTION 327, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. The bureau shall design and issue a kids first trust license plate. The kids first trust license plate shall be designed and issued as a special group recognition license plate under IC 9-18.5-12. The final design of the plate must be approved by the ~~board~~ (as defined in IC 31-26-4-2): **commission on improving the status of children in Indiana.**"

Page 58, line 15, delete "2026]" and insert "2027]".

Page 58, line 22, delete "2026]" and insert "2027]".

Page 59, line 13, delete "2026]" and insert "2027]".

Page 59, delete lines 23 through 42, begin a new paragraph and insert:

"SECTION 94. IC 9-27-6-5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 5: (a) As used in this section, "advisory board" refers to the driver education advisory board established by subsection (b):

(b) The driver education advisory board is established to advise the commissioner in the administration of the policies of the commission and the bureau regarding driver education:

(c) The advisory board is composed of seven (7) individuals appointed by the commissioner as follows:

(1) Three (3) members must be driver education professionals endorsed by the bureau under section 8 of this chapter. In the selection of individuals for membership under this subdivision, consideration must be given to driver education instruction performed in urban and rural areas:

(2) One (1) member must be a traffic safety advocate:

(3) One (1) member must be a representative of the bureau:

(4) One (1) member must be a representative of higher education:

(5) One (1) member must be a representative of the insurance



industry:

(d) A member of the advisory board serves a two (2) year term. A member may not be appointed to more than two (2) consecutive full terms. Each member serves until the member's successor is appointed and qualified.

(e) A member of the advisory board may be removed for good cause:

(f) A vacancy on the advisory board shall be filled by the appointment by the commissioner of an individual to fill the position to which the vacating member was appointed under subsection (e) for the vacating member's unexpired term.

(g) The advisory board shall:

(1) consult with and advise the commissioner in the administration of the policies of the commission and the bureau regarding driver education; and

(2) suggest rules regarding the education and training of persons to operate or drive motor vehicles or to prepare a person for an examination or validation for a driver's license.

(h) A member of the advisory board is not subject to liability in a civil action for bodily injury or property damage arising from or thought to have arisen from an action taken in good faith as a member of the advisory board.

SECTION 95. IC 9-27-7-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 6: (a) The commissioner shall appoint a five (5) member advisory board consisting of at least three (3) active motorcyclists to serve in an advisory capacity to the program:

(b) A member of the advisory board serves a three (3) year term. A member may not be appointed to more than two (2) consecutive full terms. Each member serves until the member's successor is appointed and qualified.

(c) A member of the advisory board may be removed for good cause:

(d) A vacancy on the advisory board shall be filled by the appointment by the commissioner of an individual to fill the position to which the vacating member was appointed under subsection (a) for the vacating member's unexpired term.

(e) A member of the advisory board is not subject to liability in a civil action for bodily injury or property damage arising from or thought to have arisen from an action taken in good faith as a member of the advisory board:".

Delete page 60.

Page 61, line 2, delete "2026]" and insert "2027]".

**EH 1003—LS 6756/DI 92**



Page 61, delete lines 8 through 42.

Page 62, delete lines 1 through 24, begin a new paragraph and insert:

"SECTION 97. IC 10-13-2-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: (a) The criminal justice advisory committee is established:

(b) The committee consists of the following persons or their designated representatives:

(1) The superintendent, who shall act as chairman.

(2) The attorney general.

(3) The executive director of the criminal justice planning agency.

(4) The commissioner of corrections.

(5) One (1) county sheriff serving in the sheriff's second or subsequent term of office.

(6) One (1) chief of police with at least two (2) years of experience as chief.

(7) One (1) prosecuting attorney in the prosecuting attorney's second or subsequent term of office.

(8) One (1) judge of a court of general criminal jurisdiction.

(9) The executive director of the law enforcement training academy.

(10) A criminologist or forensic scientist.

(c) A member of the committee:

(1) must be appointed by the governor on a nonpartisan basis; and

(2) shall serve at the pleasure of the governor.

(d) A member of the committee serves without compensation except per diem as provided by law.

(e) The committee shall meet as often as is considered necessary by the superintendent to formulate or revise rules for the statewide operation of the criminal justice data division.

SECTION 98. IC 10-13-3-4 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 4: As used in this chapter, "council" means the security and privacy council established by section 34 of this chapter.

SECTION 99. IC 10-13-3-34 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 34: (a) There is established a security and privacy council that consists of nine (9) members selected under subsections (b) and (c):

(b) The following six (6) members shall be appointed by and shall serve at the pleasure of the governor:

(1) A prosecuting attorney.

(2) The police chief of a city.

(3) The sheriff of a county.



(4) A criminal court judge.

(5) Two (2) citizens who are not law enforcement officers.

(c) The following persons, or their designees, also are members of the council:

(1) The superintendent.

(2) The attorney general.

(3) The commissioner of the department of correction.

(d) Members of the council are not entitled to receive compensation but are entitled to receive a per diem and mileage on those days in which they are engaged in the business of the council. Per diem and mileage paid shall be that amount paid to state employees."

Page 62, line 27, delete "2026]" and insert "2027]".

Page 64, line 42, delete "JANUARY" and insert "JULY".

Page 65, line 5, delete "2026]" and insert "2027]".

Page 65, line 6, delete "veterans" and insert "veterans".

Page 65, line 10, delete "2026]" and insert "2027]".

Page 65, line 10, delete "January" and insert "July".

Page 65, line 13, delete "January" and insert "July".

Page 65, line 17, delete "December 31, 2026," and insert "June 30, 2027,".

Page 65, line 21, delete "January" and insert "July".

Page 65, line 22, delete "December 31, 2026," and insert "June 30, 2027,".

Page 65, line 25, delete "JANUARY" and insert "JULY".

Page 66, line 19, delete "JANUARY" and insert "JULY".

Page 66, line 36, delete "JANUARY" and insert "JULY".

Page 67, line 16, delete "JANUARY" and insert "JULY".

Page 67, line 25, delete "JANUARY" and insert "JULY".

Page 67, line 36, delete "JANUARY" and insert "JULY".

Page 68, line 4, delete "JANUARY" and insert "JULY".

Page 68, line 33, delete "JANUARY" and insert "JULY".

Page 68, line 40, delete "JANUARY" and insert "JULY".

Page 69, line 7, delete "JANUARY" and insert "JULY".

Page 69, line 23, delete "JANUARY" and insert "JULY".

Page 69, line 41, delete "JANUARY" and insert "JULY".

Page 70, line 14, strike "commission" and insert "department".

Page 70, line 35, delete "JANUARY" and insert "JULY".

Page 71, line 9, delete "JANUARY" and insert "JULY".

Page 71, line 10, delete "department" and insert "department".

Page 71, line 16, delete "JANUARY" and insert "JULY".

Page 72, line 19, delete "JANUARY" and insert "JULY".

Page 73, line 32, delete "JANUARY" and insert "JULY".



- Page 74, line 16, strike "commission." and insert "**department.**".
- Page 74, line 33, delete "JANUARY" and insert "JULY".
- Page 74, line 38, delete "JANUARY" and insert "JULY".
- Page 75, line 16, delete "JANUARY" and insert "JULY".
- Page 75, line 34, delete "JANUARY" and insert "JULY".
- Page 75, line 41, delete "JANUARY" and insert "JULY".
- Page 76, line 40, delete "JANUARY" and insert "JULY".
- Page 77, line 5, delete "JANUARY" and insert "JULY".
- Page 77, line 19, delete "JANUARY" and insert "JULY".
- Page 78, line 6, delete "JANUARY" and insert "JULY".
- Page 78, line 13, delete "JANUARY" and insert "JULY".
- Page 78, line 22, delete "JANUARY" and insert "JULY".
- Page 78, line 32, delete "JANUARY" and insert "JULY".
- Page 78, line 33, delete "superintendent," and insert "superintendent".
- Page 79, line 3, delete "JANUARY" and insert "JULY".
- Page 79, delete lines 11 through 29, begin a new paragraph and insert:
- "SECTION 135. IC 10-18-3-18 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 18: (a) The governor may appoint a commission known as the memorial art commission:
- (b) The commission must consist of not more than seven (7) qualified persons who serve without pay. However, members are to be paid necessary expenses as certified by the governor to the state comptroller.
- (c) The commission shall consider the artistic qualities of a plan for a proposed memorial:
- (d) A memorial consisting of a building, monument, statue, tablet, picture, arch, or work of art of any kind may not be erected without first:
- (1) submitting the plans to the memorial art commission; and
- (2) securing criticism and advice from the commission with respect to the memorial:
- If a state art commission is established by law, it is ex officio the memorial art commission."
- Page 79, line 31, delete "JANUARY" and insert "JULY".
- Page 79, delete lines 41 through 42.
- Delete pages 80 through 81.
- Page 82, delete lines 1 through 17.
- Page 82, line 20, delete "2026]" and insert "2027]".
- Page 83, line 1, delete "2026]" and insert "2027]".
- Page 83, line 36, delete "JANUARY" and insert "JULY".



Page 84, line 11, delete "JANUARY" and insert "JULY".

Page 84, line 24, delete "JANUARY" and insert "JULY".

Page 84, line 29, delete "JANUARY" and insert "JULY".

Page 84, line 36, delete "2026]" and insert "2027]".

Page 85, line 13, delete "2026]" and insert "2027]".

Page 85, line 35, after "member" insert "**appointed by the speaker of the house of representatives**".

Page 85, line 37, after "member" insert "**appointed by the president pro tempore of the senate**".

Page 87, delete lines 2 through 5.

Page 87, line 8, delete "JANUARY" and insert "JULY".

Page 88, delete lines 13 through 42, begin a new paragraph and insert:

"SECTION 149. IC 12-13-14-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3: (a) The electronic benefits transfer commission is established:

(b) The commission consists of eight (8) members appointed by the secretary of family and social services as follows:

(1) Two (2) employees of the office of the secretary of family and social services:

(2) Two (2) members of the Indiana Grocers and Convenience Store Association, nominated by the chief executive officer of the Indiana Grocers and Convenience Store Association for consideration by the secretary of family and social services:

(3) Two (2) members of the Indiana Bankers Association, nominated by the chief executive officer of the Indiana Bankers Association for consideration by the office of the secretary of family and social services:

(4) Two (2) persons representing recipients of SNAP benefits or TANF benefits: One (1) person shall be nominated by the Indiana Food and Nutrition Network, and one (1) person shall be nominated by the Indiana Coalition for Human Services for consideration by the secretary of family and social services:

(c) The terms of office shall be for three (3) years: The members serve at the will of the secretary of family and social services: A vacancy on the commission shall be filled by the secretary of family and social services in the same manner the original appointment was made:

(d) The secretary of family and social services shall appoint the initial chairperson from among the members of the commission: The commission shall meet on the call of the chairperson: When the chairperson's term expires, the commission shall elect a new



chairperson from among the membership of the commission:

(e) The division shall provide staff needed for the commission to operate under this chapter.

(f) The commission members are not eligible for per diem reimbursement or reimbursement for expenses incurred for travel to and from commission meetings.

SECTION 150. IC 12-13-16-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3: As used in this chapter, "advisory committee" refers to the 211 advisory committee established by section 9 of this chapter.

SECTION 151. IC 12-13-16-8, AS ADDED BY P.L.73-2020, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) The 211 services fund is established to make 211 services available throughout Indiana. The fund shall be administered by the office of the secretary.

(b) The fund consists of the following:

- (1) All money appropriated to the fund 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 fund.
- (4) Money from any other source, including gifts and grants.

(c) The office of the secretary ~~after consulting with the committee~~, shall annually prepare a plan for the expenditure of the money in the fund. The plan must include a strategy or plan to provide information concerning, and referrals for, human services in accordance with section 7 of this chapter.

(d) Money in the fund may be spent for the following purposes:

- (1) The creation of a structure for a statewide 211 resources data base.
- (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 provider of 211 services.
- (4) Providing grants for any of the following purposes to a provider of 211 services:
  - (A) The design, development, and implementation of 211 services in the provider's 211 service area. Funds provided under this clause 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 the provider's service area.

(C) The provision of 211 services on a twenty-four (24) hour per day, seven (7) day per week basis.

(e) The expenses of administering the fund shall be paid from money in the 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 money may be invested.

(g) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 152. IC 12-13-16-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: (a) The 211 advisory committee is established. The advisory committee includes the following members appointed by the governor or the governor's designee:

(1) Two (2) members, each of whom represents a different Indiana United Way entity.

(2) Two (2) members, each of whom represents a different local service agency that receives referrals from 211.

(3) Seven (7) members representing the types of human services provided under this chapter.

(4) One (1) individual representing the Indiana Association of Rehabilitation Facilities.

(b) The initial members of the advisory committee serve the following terms:

(1) Three (3) members serve a term of one (1) year.

(2) Five (5) members serve a term of two (2) years.

(3) Five (5) members serve a term of four (4) years.

Members appointed to the advisory committee thereafter serve terms of four (4) years.

(c) The governor or the governor's designee shall appoint the chairperson of the advisory committee.

(d) The advisory committee shall do the following:

(1) Provide input and consultation regarding implementation and administration of 211 services by the office of the secretary to ensure compliance with any requirements or obligations under this chapter.

(2) Advise the office of the secretary and make recommendations concerning the use of and goals for 211 services.

(e) The office of the secretary shall staff the advisory committee. The expenses of the advisory committee shall be paid by the office of the secretary.



(f) Each member of the advisory committee who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(g) Each member of the advisory committee who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency."

Delete pages 89 through 92.

Page 93, delete lines 1 through 22.

Page 93, line 25, delete "2026]" and insert "2027]".

Page 94, line 1, delete "the".

Page 94, line 20, delete "2026]" and insert "2027]".

Page 94, line 31, delete "2026]" and insert "2027]".

Page 95, line 12, delete "2026]" and insert "2027]".

Page 96, line 9, delete "2026]" and insert "2027]".

Page 96, line 38, delete "2026]" and insert "2027]".

Page 97, line 24, delete "2026]" and insert "2027]".

Page 98, line 15, delete "2026]" and insert "2027]".

Page 98, line 21, delete "2026]" and insert "2027]".

Page 99, line 17, delete "2026]" and insert "2027]".

Page 99, line 23, delete "2026]" and insert "2027]".

Page 100, line 26, delete "2026]" and insert "2027]".

Page 100, line 38, delete "2026]" and insert "2027]".

Page 101, line 10, delete "2026]" and insert "2027]".

Page 102, line 13, delete "2026]" and insert "2027]".

Page 102, line 25, delete "JANUARY" and insert "JULY".

Page 103, line 6, delete "JANUARY" and insert "JULY".

Page 103, line 17, delete "JANUARY" and insert "JULY".

Page 103, line 40, delete "2026]" and insert "2027]".

Page 104, delete lines 19 through 42.

Delete page 105.

Page 106, delete lines 1 through 22.

Page 106, line 24, delete "2026]" and insert "2027]".

Page 106, line 32, delete "2026]" and insert "2027]".

Page 107, delete lines 22 through 42.

Page 108, delete lines 1 through 27.



Page 108, line 30, delete "JULY 1, 2026]" and insert "UPON PASSAGE]".

Page 108, line 31, reset in roman "twelve (12)".

Page 108, line 31, delete "eleven (11)".

Page 108, reset in roman line 42.

Page 109, reset in roman line 1.

Page 109, line 2, reset in roman "(6)".

Page 109, line 2, delete "(5)".

Page 109, line 4, reset in roman "(7)".

Page 109, line 4, delete "(6)".

Page 109, line 4, delete "," and insert ".".

Page 109, line 4, strike "at least".

Page 109, strike lines 5 through 7.

Page 109, delete lines 8 through 42.

Delete pages 110 through 115.

Page 116, delete lines 1 through 18.

Page 116, line 20, delete "JANUARY" and insert "JULY".

Page 117, line 8, delete "JANUARY" and insert "JULY".

Page 118, line 6, delete "JANUARY" and insert "JULY".

Page 122, line 39, delete "JANUARY" and insert "JULY".

Page 132, line 1, delete "JANUARY" and insert "JULY".

Page 133, line 31, delete "JANUARY" and insert "JULY".

Page 134, line 27, delete "JANUARY" and insert "JULY".

Page 135, delete lines 20 through 42.

Delete pages 136 through 169.

Page 170, delete lines 1 through 5.

Page 170, line 8, delete "2026]" and insert "2027]".

Page 170, delete lines 12 through 42, begin a new paragraph and insert:

"SECTION 281. IC 16-18-2-84, AS AMENDED BY P.L.129-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 84. (a) "~~Council~~"; for purposes of IC ~~16-46-6~~, refers to the interagency state council on black and minority health:

(~~b~~) "Council", for purposes of IC 16-46-17, refers to the rare disease advisory council.

SECTION 282. IC 16-18-2-161.5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. ~~161.5~~: "~~Health care interpreter~~"; for purposes of IC ~~16-46-11.1~~, has the meaning set forth in IC ~~16-46-11.1-2~~:

SECTION 283. IC 16-18-2-163.5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. ~~163.5~~: "~~Health care translator~~"; for purposes of IC ~~16-46-11.1~~, has the meaning set forth in IC ~~16-46-11.1-3~~".

Page 171, line 3, delete "2026]" and insert "2027]".



Page 172, line 10, delete "JANUARY" and insert "JULY".

Page 176, line 20, delete "JANUARY" and insert "JULY".

Page 177, line 38, delete "2026]" and insert "2027]".

Page 178, line 3, delete "2026]" and insert "2027]".

Page 179, line 32, delete "JANUARY" and insert "JULY".

Page 181, line 9, delete "JANUARY" and insert "JULY".

Page 182, between lines 2 and 3, begin a new paragraph and insert:

"SECTION 1. IC 16-22-2-5, AS AMENDED BY P.L.104-2022, SECTION 108, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) This section applies to a county hospital in a county having a population of more than sixteen thousand seven hundred (16,700) and less than ~~nineteen thousand~~ ~~(19,000)~~: **twenty thousand (20,000)**.

(b) Subject to subsection (e), the hospital and the affairs and business of the hospital shall be under the management and control of a governing board consisting of seven (7) members as follows:

(1) Three (3) members must be members of the county executive.

(2) Two (2) members shall be appointed by the county fiscal body, one (1) of whom may be a licensed physician.

(3) Two (2) members shall be appointed by the county executive.

(c) One (1) of the members initially appointed by the county fiscal body serves for one (1) year and one (1) of the members initially appointed serves for two (2) years. After the initial appointment, the members serve for two (2) years.

(d) One (1) of the members initially appointed by the county executive serves for one (1) year and one (1) of the members initially appointed serves for two (2) years. After the initial appointment, the members serve for two (2) years.

(e) Not more than two (2) members of a governing board appointed under this section may reside in a county other than the county in which the hospital is located. A member who is not a resident of the county in which the hospital is located must:

(1) be an Indiana resident; and

(2) be appointed upon a submission made under section 11 of this chapter by the governing board of the hospital to the appointing authority."

Page 182, line 5, delete "2026]" and insert "2027]".

Page 182, line 26, delete "JANUARY" and insert "JULY".

Page 182, line 42, delete "JANUARY" and insert "JULY".

Page 183, delete lines 17 through 42.

Delete pages 184 through 185.

Page 186, delete lines 1 through 23.



Page 186, line 26, delete "JANUARY" and insert "JULY".

Page 187, line 20, delete "JANUARY" and insert "JULY".

Page 188, line 8, delete "JANUARY" and insert "JULY".

Page 189, line 22, delete "JANUARY" and insert "JULY".

Page 190, line 34, delete "2026]" and insert "2027]".

Page 191, line 21, delete "2026]" and insert "2027]".

Page 191, line 27, delete "JANUARY" and insert "JULY".

Page 192, line 6, delete "JANUARY" and insert "JULY".

Page 192, line 11, delete "JANUARY" and insert "JULY".

Page 193, line 1, delete "JANUARY" and insert "JULY".

Page 195, line 11, strike "stated in".

Page 195, line 12, strike "subsection (a)." and insert "**of administering the fund.**".

Page 195, delete lines 28 through 42, begin a new paragraph and insert:

"SECTION 309. IC 16-46-6-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 1: As used in this chapter, "council" refers to the interagency state council on black and minority health.

SECTION 310. IC 16-46-6-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3: The state department shall establish the interagency state council on black and minority health.

SECTION 311. IC 16-46-6-4 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 4: (a) The council consists of the following twenty-one (21) members:

- (1) Two (2) members of the house of representatives from different political parties appointed by the speaker of the house of representatives.
- (2) Two (2) members of the senate from different political parties appointed by the president pro tempore of the senate.
- (3) The governor or the governor's designee.
- (4) The state health commissioner or the commissioner's designee.
- (5) The director of the division of family resources established by IC 12-13-1-1 or the director's designee.
- (6) The director of the office of Medicaid policy and planning established by IC 12-8-6.5-1 or the director's designee.
- (7) The director of the division of mental health and addiction established by IC 12-21-1-1 or the director's designee.
- (8) The commissioner of the department of correction or the commissioner's designee.
- (9) One (1) representative of a local health department appointed by the governor.



(10) One (1) representative of a public health care facility appointed by the governor.

(11) One (1) psychologist appointed by the governor who:

(A) is licensed to practice psychology in Indiana; and

(B) has knowledge and experience in the special health needs of minorities.

(12) One (1) member appointed by the governor based on the recommendation of the Indiana State Medical Association.

(13) One (1) member appointed by the governor based on the recommendation of the National Medical Association.

(14) One (1) member appointed by the governor based on the recommendation of the Indiana Hospital and Health Association.

(15) One (1) member appointed by the governor based on the recommendation of the American Cancer Society.

(16) One (1) member appointed by the governor based on the recommendation of the American Heart Association.

(17) One (1) member appointed by the governor based on the recommendation of the American Diabetes Association.

(18) One (1) member appointed by the governor based on the recommendation of the Black Nurses Association.

(19) One (1) member appointed by the governor based on the recommendation of the Indiana Minority Health Coalition.

(b) At least fifty-one percent (51%) of the members of the council must be minorities."

Delete page 196.

Page 197, line 2, delete "JANUARY" and insert "JULY".

Page 197, line 15, delete "JANUARY" and insert "JULY".

Page 197, line 18, delete "JANUARY" and insert "JULY".

Page 197, line 22, delete "JANUARY" and insert "JULY".

Page 197, line 25, delete "JANUARY" and insert "JULY".

Page 197, line 28, delete "JANUARY" and insert "JULY".

Page 198, line 26, delete "JANUARY" and insert "JULY".

Page 198, line 32, delete "JANUARY" and insert "JULY".

Page 198, line 37, delete "JANUARY" and insert "JULY".

Page 199, line 20, delete "2026]" and insert "2027]".

Page 199, line 20, strike "office of minority health and".

Page 199, strike line 21.

Page 199, line 22, strike "Coalition, Inc.," and insert "**Indiana cultural commission established by IC 4-23-36**".

Page 199, line 26, delete "This subdivision expires December 31, 2026."

Page 201, delete lines 10 through 13, begin a new paragraph and



insert:

"SECTION 322. IC 16-46-11.1 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Commission on Health Care Interpreters and Translators).".

Page 201, line 16, delete "JANUARY" and insert "JULY".

Page 202, line 18, delete "JANUARY" and insert "JULY".

Page 203, delete lines 11 through 42.

Delete pages 204 through 207.

Page 208, delete lines 1 through 22.

Page 208, line 25, delete "2026]" and insert "2027]".

Page 208, line 39, delete "2026]" and insert "2027]".

Page 209, line 19, delete "JANUARY" and insert "JULY".

Page 211, line 13, delete "JANUARY" and insert "JULY".

Page 212, line 9, delete "2026]" and insert "2027]".

Page 212, line 11, strike "four (4)" and insert "**three (3)**".

Page 212, strike line 13.

Page 212, line 14, strike "(C)" and insert "**(B)**".

Page 212, line 15, strike "(D)" and insert "**(C)**".

Page 212, delete lines 23 through 24, begin a new line double block indented and insert:

**"(C) Two (2) members appointed by the speaker of the house of representatives.**

**A member appointed under clause (B) or (C) may not be a member of the general assembly."**

Page 212, line 25, strike "During a member's term of service on the board," and insert "**Except as otherwise provided in this section,**".

Page 212, line 26, delete "." and insert "**during the member's term of service on the board.**".

Page 213, line 4, delete "JANUARY" and insert "JULY".

Page 213, line 22, delete "JANUARY" and insert "JULY".

Page 214, line 6, delete "JANUARY" and insert "JULY".

Page 214, line 25, delete "JANUARY" and insert "JULY".

Page 214, line 31, delete "JANUARY" and insert "JULY".

Page 214, line 37, delete "JANUARY" and insert "JULY".

Page 215, between lines 3 and 4, begin a new paragraph and insert:

"SECTION 345. IC 21-18-1-5 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 5: "~~Nominating committee~~" refers to the nominating committee established under IC 21-18-3-4.

SECTION 346. IC 21-18-3-3 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 3: The governor shall appoint the student member and the full-time faculty member of the commission from a list that:

(1) contains at least three (3) names but not more than five (5) names for each appointment; and



(2) is submitted by a nominating committee.

SECTION 347. IC 21-18-3-4 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 4: The chairperson of the commission shall appoint a seven (7) member student member nominating committee comprised of students from state educational institutions; with not more than one (1) student from any one (1) state educational institution.

SECTION 348. IC 21-18-3-4.5 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 4.5: The chairperson of the commission shall appoint a seven (7) member faculty member nominating committee comprised of seven (7) full-time faculty members from state educational institutions; with not more than one (1) faculty member from any one (1) state educational institution."

Page 215, line 6, delete "JANUARY" and insert "JULY".

Page 215, line 21, delete "JANUARY" and insert "JULY".

Page 216, line 1, delete "JANUARY" and insert "JULY".

Page 216, line 5, delete "(before its expiration)" and insert "**(before its repeal)**".

Page 216, line 17, delete "JANUARY" and insert "JULY".

Page 216, line 36, delete "(before its expiration)." and insert "**(before its repeal)**".

Page 217, line 12, delete "JANUARY" and insert "JULY".

Page 217, line 28, delete "(before its expiration)." and insert "**(before its repeal)**".

Page 218, line 23, delete "(before its expiration)" and insert "**(before its repeal)**".

Page 218, line 32, delete "(before its expiration)" and insert "**(before its repeal)**".

Page 218, line 33, delete ";" and insert "**(before its repeal);**".

Page 218, line 41, delete "(before its expiration)" and insert "**(before its repeal)**".

Page 219, line 12, delete "JANUARY" and insert "JULY".

Page 219, line 33, delete "JANUARY" and insert "JULY".

Page 219, line 39, delete "JANUARY" and insert "JULY".

Page 220, line 4, delete "JANUARY" and insert "JULY".

Page 220, delete line 42.

Page 221, delete lines 1 through 3, begin a new paragraph and insert:

"SECTION 14. IC 21-18.5-4-11 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 11: The commission may cooperate in developing training programs concerning grant program requirements with the board for proprietary education."

Page 221, line 5, delete "JANUARY" and insert "JULY".



- Page 221, line 8, delete "JANUARY" and insert "JULY".
- Page 221, line 35, delete "JANUARY" and insert "JULY".
- Page 222, line 8, delete "JANUARY" and insert "JULY".
- Page 222, line 17, delete "JANUARY" and insert "JULY".
- Page 222, line 22, delete "2026]" and insert "2027]".
- Page 222, line 22, delete "6" and insert "6.".
- Page 222, line 22, delete "board for proprietary".
- Page 222, delete lines 23 through 24.
- Page 222, line 25, delete "(b) The".
- Page 222, line 25, delete "January" and insert "**July**".
- Page 222, run in lines 22 through 25.
- Page 222, line 33, delete "(c)" and insert "**(b)**".
- Page 222, line 34, delete "December 31, 2026," and insert "**July 1, 2027,**".
- Page 222, line 35, delete "through" and insert "**though**".
- Page 222, line 36, after "education" insert ".".
- Page 222, line 36, delete "until the commission adopts new rules or policies.".
- Page 222, line 37, delete "(d)" and insert "**(c)**".
- Page 222, line 37, delete "December 31, 2026," and insert "**June 30, 2027,**".
- Page 222, line 42, delete "JANUARY" and insert "JULY".
- Page 223, line 8, delete "JANUARY" and insert "JULY".
- Page 223, line 16, delete "JANUARY" and insert "JULY".
- Page 223, line 28, delete "JANUARY" and insert "JULY".
- Page 224, line 36, delete "JANUARY" and insert "JULY".
- Page 225, line 36, delete "JANUARY" and insert "JULY".
- Page 226, line 7, delete "JANUARY" and insert "JULY".
- Page 226, line 29, delete "JANUARY" and insert "JULY".
- Page 227, line 40, delete "JANUARY" and insert "JULY".
- Page 229, line 2, delete "JANUARY" and insert "JULY".
- Page 229, line 13, delete "JANUARY" and insert "JULY".
- Page 229, line 36, delete "JANUARY" and insert "JULY".
- Page 230, line 21, delete "JANUARY" and insert "JULY".
- Page 230, line 28, delete "JANUARY" and insert "JULY".
- Page 230, line 34, delete "JANUARY" and insert "JULY".
- Page 231, line 9, delete "JANUARY" and insert "JULY".
- Page 231, line 14, delete "2026]" and insert "2027]".
- Page 231, delete lines 17 through 31, begin a new paragraph and insert:
- "SECTION 378. IC 21-38-1-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3: "Council" refers to the Indiana excellence in teaching



council:

SECTION 379. IC 21-38-8-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 4: The Indiana excellence in teaching council is established. The council consists of nine (9) members as follows:

- (1) One (1) representative of the commission for higher education;
- (2) One (1) representative of the budget agency;
- (3) One (1) representative from each state educational institution."

Page 231, line 34, delete "2026]" and insert "2027]".

Page 232, line 7, delete "2026]" and insert "2027]".

Page 232, line 12, delete "2026]" and insert "2027]".

Page 232, line 25, delete "2026]" and insert "2027]".

Page 232, line 33, delete "2026]" and insert "2027]".

Page 232, delete lines 39 through 42.

Page 233, delete lines 1 through 8, begin a new paragraph and insert:

"SECTION 385. IC 21-38-8-8 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 8: Staff for the council shall be provided by the commission for higher education:

SECTION 386. IC 21-38-8-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: The council may:

- (1) develop guidelines; and
- (2) adopt rules under IC 4-22-2;

to administer the fund and this chapter."

Page 233, line 11, delete "JANUARY" and insert "JULY".

Page 233, line 21, delete "JANUARY" and insert "JULY".

Page 233, line 27, delete "JANUARY" and insert "JULY".

Page 233, delete lines 30 through 42.

Page 234, delete lines 1 through 22, begin a new paragraph and insert:

"SECTION 390. IC 21-44-5-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2: (a) The board consists of the following members:

- (1) The dean of the Indiana University School of Medicine, who serves as an ex officio member of the board. The dean of the Indiana University School of Medicine shall serve as the chairman of the board;
- (2) The commissioner of the Indiana department of health, who serves as an ex officio member of the board;
- (3) Five (5) members appointed by the governor as follows:
  - (A) One (1) member appointed by the governor who is a director of medical education of an Indiana hospital not owned



or operated by Indiana University:

(B) One (1) member who:

(i) is a hospital administrator in a hospital not owned or operated by Indiana University; and

(ii) is not the hospital administrator for the hospital that employs the member appointed under clause (A):

(C) One (1) member who:

(i) is a citizen of Indiana; and

(ii) is not a physician and not a hospital administrator:

(D) Two (2) members who are physicians holding unlimited licenses to practice medicine in Indiana. The two (2) physicians appointed under this subdivision may not be directors of medical education. One (1) of the members appointed under this subdivision must practice in the specialty of family practice:

(b) The terms of the five (5) members appointed to the board by the governor are for three (3) years beginning January 1 of the year of appointment and continuing until the member's successor is appointed and qualified. If a membership on the board becomes vacant before the expiration of the term, the governor shall appoint a replacement with the same representative status to fill the unexpired term:".

Page 234, line 25, delete "2026]" and insert "2027]".

Page 234, line 26, delete "December 31, 2026." and insert "**June 30, 2027.**".

Page 235, line 21, after "one" insert "**(1)**".

Page 235, line 32, delete "JANUARY" and insert "JULY".

Page 235, delete lines 34 through 38, begin a new paragraph and insert:

"SECTION 393. IC 21-44-6-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec: 1. There is established the mental health and addiction services development programs board:".

Page 235, line 41, delete "2026]" and insert "2027]".

Page 236, delete lines 2 through 42.

Page 237, delete lines 1 through 12, begin a new paragraph and insert:

"SECTION 395. IC 21-44-6-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec: 2. The board consists of the following ten (10) members:

(1) The dean of the Indiana University School of Medicine or the dean's designee. The dean of the Indiana University School of Medicine or the dean's designee shall serve as the chairperson of the board.

(2) The chairperson of the department of psychiatry of the Indiana



University School of Medicine or the chairperson's designee:

(3) The director of the division of mental health and addiction created by IC 12-21-1-1 or the director's designee:

(4) The commissioner of the Indiana department of health or the commissioner's designee:

(5) The dean of the department of family practice of the Marian University College of Osteopathic Medicine or the dean's designee:

(6) The administrator of a graduate program in an institution of higher education in Indiana engaged in training psychologists:

(7) The administrator of a program in an institution of higher education in Indiana engaged in training advanced practice psychiatric nurses:

(8) One (1) psychiatrist who practices psychiatry in Indiana:

(9) The administrator of a program in an institution of higher education in Indiana engaged in training addiction counselors:

(10) The director of the Indiana department of veterans' affairs or the director's designee:

The governor shall appoint the members of the board described in subdivisions (6) through (9):

SECTION 396. IC 21-44-6-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3: The board shall meet at least quarterly each year at the call of the chairperson:

SECTION 397. IC 21-44-6-4 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 4: (a) Each board member who is not a state employee is not entitled to a salary per diem. The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency:

(b) Each member of the board who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency:

(c) The affirmative votes of a majority of the members appointed to the board are required for the board to take action on any measure:".

Page 237, line 15, delete "2026]" and insert "2027]".

Page 238, line 26, delete "2026]" and insert "2027]".

Page 239, line 11, delete "2026]" and insert "2027]".



Page 239, line 33, delete "2026]" and insert "2027]".

Page 240, line 18, delete "addiction," and insert "**addiction established by IC 12-21-1-1,**".

Page 240, line 27, delete "JANUARY" and insert "JULY".

Page 240, line 31, delete "JANUARY" and insert "JULY".

Page 240, delete lines 38 through 42.

Delete page 241.

Page 242, delete lines 1 through 10, begin a new paragraph and insert:

"SECTION 404. IC 21-44-7-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2: The graduate medical education board is established for the following purposes:

(1) To provide funding for residents not funded by the federal Centers for Medicare and Medicaid Services:

(2) To provide technical assistance for entities that wish to establish a residency program, including the following:

(A) Entities that are not licensed hospitals:

(B) Federally qualified health centers:

(3) To provide startup funding for entities that wish to establish a residency program:

SECTION 405. IC 21-44-7-3 IS REPEALED [EFFECTIVE JUNE 1, 2027]. Sec. 3: (a) The board is comprised of ten (10) members appointed by the governor as follows:

(1) One (1) member representing the Indiana University School of Medicine:

(2) One (1) member representing a regional medical school campus of the Indiana University School of Medicine:

(3) One (1) member representing the Marian University College of Osteopathic Medicine:

(4) One (1) member representing the Indiana State Medical Association:

(5) One (1) member representing the Indiana Osteopathic Medical Association:

(6) One (1) member representing the Indiana Primary Health Care Association:

(7) One (1) member representing a teaching hospital in the Indiana Hospital Association:

(8) One (1) member representing a nonteaching hospital in the Indiana Hospital Association:

(9) Two (2) members who are medical directors of residency programs:

(b) Except as provided in subsection (c); a member appointed to the



board shall serve for a term of two (2) years. Except as provided in subsection (c), the term of a member appointed under subsection (a)(1) through (a)(4) begins on January 1 of an odd-numbered year. The term of a member appointed under subsection (a)(5) through (a)(9) begins on January 1 of an even-numbered year.

(c) This subsection applies to a member appointed under subsection (a)(1) through (a)(4) before January 1, 2016. A member to whom this subsection applies serves for a term of one (1) year beginning January 1, 2016.

(d) The governor shall make appointments to the board at the following times:

(1) The governor shall make the initial appointments to the board before January 1, 2016.

(2) Before the end of each year after 2015, the governor shall appoint members to the board to succeed those members whose terms are scheduled to expire at the end of the year.

(3) When a member resigns or is otherwise unable to complete the member's term, the governor shall appoint a member to serve the remaining term of the member who has resigned or who is otherwise unable to complete the member's term."

Page 242, line 12, delete "JANUARY" and insert "JULY".

Page 242, line 24, delete "JANUARY" and insert "JULY".

Page 242, delete lines 26 through 42.

Delete pages 243 through 246.

Page 247, delete lines 1 through 10.

Page 247, line 13, delete "JANUARY" and insert "JULY".

Page 248, line 9, delete "JANUARY" and insert "JULY".

Page 248, line 33, delete "JANUARY" and insert "JULY".

Page 248, line 39, delete "JANUARY" and insert "JULY".

Page 249, line 9, delete "JANUARY" and insert "JULY".

Page 249, line 19, delete "JANUARY" and insert "JULY".

Page 249, line 23, delete "JANUARY" and insert "JULY".

Page 249, line 26, delete "JANUARY" and insert "JULY".

Page 249, line 39, delete "JANUARY" and insert "JULY".

Page 250, line 3, delete "JANUARY" and insert "JULY".

Page 250, line 11, delete "JANUARY" and insert "JULY".

Page 250, line 32, delete "JANUARY" and insert "JULY".

Page 251, line 3, delete "JANUARY" and insert "JULY".

Page 251, line 20, delete "JANUARY" and insert "JULY".

Page 252, line 26, delete "JANUARY" and insert "JULY".

Page 252, line 33, delete "JANUARY" and insert "JULY".

Page 253, line 18, delete "JANUARY" and insert "JULY".



Page 253, line 42, delete "JANUARY" and insert "JULY".

Page 254, line 5, delete "JANUARY" and insert "JULY".

Page 254, line 14, delete "JANUARY" and insert "JULY".

Page 254, line 34, delete "JANUARY" and insert "JULY".

Page 254, line 41, delete "JANUARY" and insert "JULY".

Page 255, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 434. IC 22-9-1-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 19. (a) The commission shall commemorate the birthday of Dr. Martin Luther King Jr. with programs or activities that:**

**(1) honor Dr. King's life and works; and**

**(2) reflect Dr. King's philosophy and dream of freedom, justice, and racial equality through nonviolent social change.**

**(b) The commission may do the following:**

**(1) Sponsor, promote, or engage in activities on dates other than the Dr. King holiday that honor Dr. Martin Luther King Jr. or that relate to the philosophy and principles advocated by Dr. King.**

**(2) Coordinate the commission's activities and projects with the Dr. Martin Luther King Jr. federal holiday commission, community organizations, local municipalities, and other entities that the commission determines to be appropriate."**

Page 255, line 13, delete "2026]" and insert "2027]".

Page 256, delete lines 29 through 42.

Delete pages 257 through 269.

Page 270, delete lines 1 through 34.

Page 270, line 37, delete "2026]" and insert "2027]".

Page 271, line 30, delete "2026]" and insert "2027]".

Page 271, line 37, delete "2026]" and insert "2027]".

Page 274, line 5, delete "2026]" and insert "2027]".

Page 274, line 39, delete "2026]" and insert "2027]".

Page 275, line 3, delete "2026]" and insert "2027]".

Page 275, line 36, delete "2026]" and insert "2027]".

Page 276, line 17, delete "2026]" and insert "2027]".

Page 276, line 42, delete "2026]" and insert "2027]".

Page 277, line 40, delete "2026]" and insert "2027]".

Page 278, line 34, delete "2026]" and insert "2027]".

Page 278, line 37, delete "2026]" and insert "2027]".

Page 279, delete lines 3 through 12.

Page 279, line 14, delete "2026]" and insert "2027]".



- Page 279, line 17, delete "[EFFECTIVE UPON PASSAGE]:" and insert "[EFFECTIVE JULY 1, 2027]:".
- Page 279, line 20, delete "2026," and insert "**2027**,".
- Page 279, line 23, delete "2026," and insert "**2027**,".
- Page 279, line 28, delete "2026," and insert "**2027**,".
- Page 279, line 31, delete "2026," and insert "**2027**,".
- Page 279, line 35, delete "2026," and insert "**2027**,".
- Page 279, line 39, delete "2026," and insert "**2027**,".
- Page 279, line 40, delete "2026," and insert "**2027**,".
- Page 279, line 42, delete "2026," and insert "**2027**,".
- Page 280, line 1, delete "2026," and insert "**2027**,".
- Page 280, line 3, delete "expiring" and insert "**expiring**,".
- Page 280, line 3, delete "until January 1, 2031.".
- Page 280, line 7, delete "until the rules are codified by the".
- Page 280, line 8, delete "general assembly or otherwise" and insert "**unless**".
- Page 280, line 10, delete "2027," and insert "**2028**,".
- Page 280, line 13, delete "codification and".
- Page 280, line 14, delete "." and insert "**transferred to the department under this section**,".
- Page 280, line 15, after "an" insert "**interim**".
- Page 280, line 21, delete "2026]" and insert "2027]".
- Page 280, delete lines 23 through 42.
- Delete page 281.
- Page 282, delete lines 1 through 32.
- Page 282, line 35, delete "2026]" and insert "2027]".
- Page 282, line 39, reset in roman "board.".
- Page 282, line 39, delete "commission.".
- Page 283, line 21, delete "2026]" and insert "2027]".
- Page 284, line 2, delete "2026]" and insert "2027]".
- Page 284, line 38, delete "2026]" and insert "2027]".
- Page 285, line 10, delete "2026]" and insert "2027]".
- Page 285, line 34, delete "2026]" and insert "2027]".
- Page 286, line 8, delete "2026]" and insert "2027]".
- Page 286, line 27, delete "2026]" and insert "2027]".
- Page 286, line 28, reset in roman "board".
- Page 286, line 28, delete "commission,".
- Page 286, line 34, delete "2026]" and insert "2027]".
- Page 287, line 8, reset in roman "board.".
- Page 287, delete line 9.
- Page 287, line 17, delete "2026]" and insert "2027]".
- Page 288, line 5, delete "2026]" and insert "2027]".



Page 288, line 10, delete "2026]" and insert "2027]".

Page 288, line 16, delete "2026]" and insert "2027]".

Page 288, line 19, delete "Subject to IC 22-12-2.6, the" and insert **"The"**.

Page 289, line 3, delete "2026]" and insert "2027]".

Page 289, line 17, delete "2026]" and insert "2027]".

Page 289, line 22, delete "2026]" and insert "2027]".

Page 290, line 1, delete "2026]" and insert "2027]".

Page 290, line 10, delete "2026]" and insert "2027]".

Page 290, line 21, delete "2026]" and insert "2027]".

Page 291, line 4, delete "2026]" and insert "2027]".

Page 291, line 38, delete "2026]" and insert "2027]".

Page 292, line 20, delete "2026]" and insert "2027]".

Page 292, line 41, delete "2026]" and insert "2027]".

Page 294, line 5, delete "2026]" and insert "2027]".

Page 294, line 22, delete "2026]" and insert "2027]".

Page 295, line 23, delete "2026]" and insert "2027]".

Page 296, line 32, delete "2026]" and insert "2027]".

Page 297, line 4, delete "2026]" and insert "2027]".

Page 297, line 12, delete "2026]" and insert "2027]".

Page 297, line 17, delete "2026]" and insert "2027]".

Page 297, line 30, delete "2026]" and insert "2027]".

Page 297, line 31, delete "IC 22-13," and insert **"this article,"**.

Page 297, line 35, delete "int the building, fire safety, or equipment laws of" and insert **"into the rules of the department, as amended from time to time under IC 22-12-2.1."**

Page 297, delete line 36.

Page 298, line 23, delete "2026]" and insert "2027]".

Page 298, line 42, delete "2026]" and insert "2027]".

Page 299, line 21, delete "2026]" and insert "2027]".

Page 299, line 28, delete "2026]" and insert "2027]".

Page 299, line 32, delete "2026]" and insert "2027]".

Page 300, line 14, delete "2026]" and insert "2027]".

Page 300, line 25, delete "2026]" and insert "2027]".

Page 301, line 11, delete "2026]" and insert "2027]".

Page 301, delete lines 19 through 42.

Delete page 302.

Page 303, delete lines 1 through 27.

Page 303, line 30, delete "2026]" and insert "2027]".

Page 303, line 42, delete "2026]" and insert "2027]".

Page 304, line 10, delete "2026]" and insert "2027]".

Page 305, line 25, delete "2026]" and insert "2027]".



- Page 305, line 29, delete "2026]" and insert "2027]".
- Page 305, line 41, delete "2026]" and insert "2027]".
- Page 306, line 11, delete "2026]" and insert "2027]".
- Page 306, line 30, delete "2026]" and insert "2027]".
- Page 307, line 5, delete "JANUARY" and insert "JULY".
- Page 307, line 16, delete "2026]" and insert "2027]".
- Page 307, line 32, delete "2026]" and insert "2027]".
- Page 308, line 17, delete "2026]" and insert "2027]".
- Page 309, line 18, delete "2026]" and insert "2027]".
- Page 310, line 5, delete "2026]" and insert "2027]".
- Page 310, line 21, delete "2026]" and insert "2027]".
- Page 310, line 41, delete "2026]" and insert "2027]".
- Page 311, line 21, delete "JANUARY" and insert "JULY".
- Page 311, line 27, delete "UPON PASSAGE]" and insert "JULY 1, 2027]".
- Page 311, delete lines 39 through 42.
- Page 312, delete lines 1 through 5.
- Page 312, line 6, reset in roman "(c)".
- Page 312, line 6, delete "(d)".
- Page 312, line 6, delete "2026," and insert "2027,".
- Page 312, line 11, delete "2026]" and insert "2027]".
- Page 312, line 37, delete "2026]" and insert "2027]".
- Page 313, line 1, delete "IC 22-12-3" and insert "IC 22-15-3".
- Page 313, line 13, delete "two (2)" and insert "five (5)".
- Page 313, line 30, after "6." insert "(a)".
- Page 313, line 36, delete "release;" and insert "release.
- (b) A design release or a temporary design release provided under subsection (a) is subject to a technical plan review. The department must provide notice of any design deficiencies identified through the technical plan review not later than thirty (30) days after the department responds to the applicant under subsection (a)."**
- Page 313, delete line 37.
- Page 313, line 38, delete "may:" and insert "shall:".
- Page 313, delete line 39.
- Page 313, line 40, delete "(2)" and insert "(1)".
- Page 313, line 40, delete "non-compliance" and insert "noncompliance".
- Page 313, line 41, delete "(3)" and insert "(2)".
- Page 313, line 42, delete "certifications;" and insert "certifications for a failure to take corrective action;".
- Page 314, line 1, delete "(4)" and insert "(3)".



Page 314, delete lines 12 through 15.  
Page 314, line 18, delete "2026]" and insert "2027]".  
Page 314, line 38, delete "2026]" and insert "2027]".  
Page 315, line 17, delete "2026]" and insert "2027]".  
Page 315, line 21, delete "2026]" and insert "2027]".  
Page 316, line 2, delete "2026]" and insert "2027]".  
Page 316, line 12, delete "2026]" and insert "2027]".  
Page 317, line 8, delete "2026]" and insert "2027]".  
Page 317, line 21, delete "2026]" and insert "2027]".  
Page 318, line 36, delete "2026]" and insert "2027]".  
Page 320, line 10, delete "2026]" and insert "2027]".  
Page 321, line 10, delete "2026]" and insert "2027]".  
Page 322, line 27, delete "2026]" and insert "2027]".  
Page 324, line 15, delete "2026]" and insert "2027]".  
Page 325, line 30, delete "2026]" and insert "2027]".  
Page 329, line 40, delete "2026]" and insert "2027]".  
Page 330, line 3, delete "2026]" and insert "2027]".  
Page 330, line 8, delete "2026]" and insert "2027]".  
Page 331, line 9, delete "2026]" and insert "2027]".  
Page 331, line 32, delete "2026]" and insert "2027]".  
Page 332, line 8, delete "2026]" and insert "2027]".  
Page 333, line 23, delete "2026]" and insert "2027]".  
Page 334, line 20, delete "2026]" and insert "2027]".  
Page 334, line 30, delete "JANUARY" and insert "JULY".  
Page 334, line 38, delete "JANUARY" and insert "JULY".  
Page 335, delete lines 15 through 42.  
Page 336, delete lines 1 through 9.  
Page 336, line 12, delete "JANUARY" and insert "JULY".  
Page 336, delete lines 15 through 17.  
Page 336, line 19, delete "JANUARY" and insert "JULY".  
Page 336, delete lines 21 through 27.  
Page 336, line 30, delete "JANUARY" and insert "JULY".  
Page 336, line 34, delete "JANUARY" and insert "JULY".  
Page 336, delete lines 36 through 42.  
Page 337, delete lines 1 through 19.  
Page 337, line 22, delete "JANUARY" and insert "JULY".  
Page 337, line 28, delete "JANUARY" and insert "JULY".  
Page 337, line 34, delete "JANUARY" and insert "JULY".  
Page 337, line 40, delete "JANUARY" and insert "JULY".  
Page 338, delete lines 2 through 13.  
Page 338, line 16, delete "JANUARY" and insert "JULY".  
Page 338, line 20, delete "JANUARY" and insert "JULY".



Page 338, delete lines 22 through 27.  
 Page 338, line 30, delete "JANUARY" and insert "JULY".  
 Page 338, line 34, delete "JANUARY" and insert "JULY".  
 Page 338, delete lines 36 through 41.  
 Page 339, line 2, delete "JANUARY" and insert "JULY".  
 Page 339, line 6, delete "JANUARY" and insert "JULY".  
 Page 339, delete lines 8 through 10.  
 Page 339, line 13, delete "2026]" and insert "2027]".  
 Page 342, line 8, delete "2026]" and insert "2027]".  
 Page 342, line 21, delete "JANUARY" and insert "JULY".  
 Page 342, line 33, delete "JANUARY" and insert "JULY".  
 Page 344, line 40, delete "JANUARY" and insert "JULY".  
 Page 346, line 17, delete "JANUARY" and insert "JULY".  
 Page 346, line 22, delete "JANUARY" and insert "JULY".  
 Page 346, line 34, delete "2026]" and insert "2027]".  
 Page 347, line 12, delete "JANUARY" and insert "JULY".  
 Page 347, line 18, delete "JANUARY" and insert "JULY".  
 Page 347, line 21, delete "2026]" and insert "2027]".  
 Page 348, line 13, delete "JANUARY" and insert "JULY".  
 Page 348, line 23, delete "JANUARY" and insert "JULY".  
 Page 350, line 20, delete "JANUARY" and insert "JULY".  
 Page 350, line 32, delete "IC 25-31-1-35" and insert "**section 20 of this chapter**".  
 Page 350, line 36, delete "general fund of the state." and insert "**state general fund.**".  
 Page 350, line 38, delete "13(c)" and insert "**13**".  
 Page 360, delete lines 34 through 39.  
 Page 360, line 40, delete "(e)" and insert "**(d)**".  
 Page 361, line 10, delete "JANUARY" and insert "JULY".  
 Page 361, line 28, delete "2026]" and insert "2027]".  
 Page 362, line 12, delete "JANUARY" and insert "JULY".  
 Page 363, line 8, delete "JANUARY" and insert "JULY".  
 Page 363, line 16, delete "JANUARY" and insert "JULY".  
 Page 363, line 21, delete "JANUARY" and insert "JULY".  
 Page 363, delete lines 25 through 42.  
 Delete pages 364 through 368.  
 Page 369, delete lines 1 through 2.  
 Page 369, line 5, delete "JANUARY" and insert "JULY".  
 Page 369, delete lines 23 through 42.  
 Delete pages 370 through 374.  
 Page 375, delete lines 1 through 22.  
 Page 375, line 25, delete "JANUARY" and insert "JULY".



Page 377, delete lines 11 through 42.

Page 378, delete lines 1 through 19.

Page 378, line 22, delete "JANUARY" and insert "JULY".

Page 379, line 33, delete "JANUARY" and insert "JULY".

Page 379, line 36, delete "JANUARY" and insert "JULY".

Page 380, line 18, delete "2026]" and insert "2027]".

Page 381, line 22, delete "JANUARY" and insert "JULY".

Page 382, line 30, delete "JANUARY" and insert "JULY".

Page 385, delete lines 22 through 42, begin a new paragraph and insert:

"SECTION 641. IC 27-1-15.7-6.5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 6.5: (a) As used in this section, "commission" refers to the insurance producer education and continuing education commission established by subsection (b):

(b) The insurance producer education and continuing education commission is established within the department. The commissioner shall appoint the following seven (7) individuals:

(1) One (1) individual nominated by the Professional Insurance Agents of Indiana or its successor organization:

(2) One (1) individual nominated by the Independent Insurance Agents of Indiana or its successor organization:

(3) One (1) individual nominated by the Indiana Association of Insurance and Financial Advisors or its successor organization:

(4) One (1) individual nominated by the Indiana State Association of Health Underwriters or its successor organization:

(5) One (1) individual nominated by the Association of Life Insurance Companies or its successor organization:

(6) One (1) individual nominated by the Insurance Institute of Indiana or its successor organization:

(7) One (1) individual nominated by the Indiana Land Title Association or its successor organization:

The commissioner shall solicit nominations from the entities set forth in this subsection. The commissioner may deny to make the appointment of an individual nominated under this subsection only if the commissioner determines that the individual is not in good standing with the department or is not qualified. If the commissioner denies the appointment of an individual nominated under this subsection, the commissioner shall provide the nominating entity with the reason for the denial and allow the nominating entity to submit an alternative nomination:

(c) A member of the commission serves for a term of three (3) years that expires June 30, 2027, and every third year thereafter. A member



may not serve more than two (2) consecutive terms:

(d) The commissioner shall appoint a member of the commission to serve as chairperson, who serves at the will of the commissioner. The commission shall meet:

- (1) at the call of the chairperson; and
- (2) at least semiannually.

The department shall staff the commission. Four (4) members constitute a quorum of the commission:

(e) The commissioner shall fill a vacancy on the commission with a nomination from the entity that nominated the predecessor or the entity's successor. The individual appointed to fill the vacancy shall serve for the remainder of the predecessor's term:

(f) A member of the commission is entitled to the minimum salary per diem provided under IC 4-10-11-2.1(b). A member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, in accordance with state travel policies and procedures established by the Indiana department of administration and approved by the budget agency. Money paid under this subsection shall be paid from amounts appropriated to the department:

(g) The commission shall review and make recommendations to the commissioner concerning the following:

- (1) Course materials and curriculum and instructor credentials for prelicensing courses of study for which certification by the commissioner is sought under section 5 of this chapter.
- (2) Continuing education requirements for insurance producers.
- (3) Continuing education courses for which the approval of the commissioner is sought under section 4 of this chapter.
- (4) Rules proposed for adoption by the commissioner concerning continuing education under this chapter.

(h) A member of the commission or a designee of the commissioner is permitted access to any classroom while instruction is in progress to monitor the classroom instruction."

Delete page 386 through 389.

Page 390, delete lines 1 through 4.

Page 390, line 7, delete "JANUARY" and insert "JULY".

Page 390, line 13, delete "2026]" and insert "2027]".

Page 390, delete lines 15 through 20, begin a new paragraph and insert:

"SECTION 650. IC 31-26-4-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2: As used in this chapter, "board" refers to the Indiana kids first trust fund board established by section 5 of this chapter."

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Page 390, line 23, delete "2026]" and insert "2027]".

Page 390, line 28, delete "2026]" and insert "2027]".

Page 390, line 29, delete "January" and insert "**July**".

Page 390, line 32, delete "December 31, 2026." and insert "**June 30, 2027.**".

Page 390, line 36, delete "December 31, 2026," and insert "**June 30, 2027,**".

Page 390, line 39, delete "January" and insert "**July**".

Page 390, line 42, delete "January" and insert "**July**".

Page 391, delete lines 1 through 21, begin a new paragraph and insert:

"SECTION 653. IC 31-26-4-5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 5: (a) The Indiana kids first trust fund board is established:

(b) The purpose of the board is to determine whether proposed projects under this chapter should be approved and to perform other duties given to the board by this chapter. The board shall approve projects and recommend to the department that the projects receive funds under sections 12 and 14 of this chapter.

(c) The board shall, before January 1 of each year, prepare a budget for expenditures from the fund for the following state fiscal year. The budget must contain priorities for expenditures from the fund to accomplish the projects that have been approved under this chapter. The budget shall be submitted to the department and the budget committee.

(d) The board may employ staff necessary to carry out the duties of the board.

(e) The board may establish a nonprofit subsidiary corporation under section 17 of this chapter."

Page 391, line 24, delete "2026]" and insert "2027]".

Page 391, line 24, delete "The" and insert "**After June 30, 2027, the**".

Page 391, line 38, delete "board." and insert "**commission under this chapter.**".

Page 391, line 40, delete "chapter." and insert "**chapter (before its repeal).**".

Page 391, delete lines 41 through 42.

Delete page 392.

Page 393, delete lines 1 through 41, begin a new paragraph and insert:

"SECTION 655. IC 31-26-4-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 6: The board consists of the following ten (10) members:



- (1) Two (2) individuals who are not members of the general assembly; appointed by the president pro tempore of the senate with advice from the minority leader of the senate.
- (2) Two (2) individuals who are not members of the general assembly; appointed by the speaker of the house of representatives with advice from the minority leader of the house of representatives.
- (3) The director of the department or the director's designee.
- (4) Four (4) individuals appointed by the governor as follows:
  - (A) One (1) individual who represents the general public.
  - (B) Two (2) individuals who represent child advocacy organizations.
  - (C) One (1) individual who represents the medical community.
- (5) The commissioner of the Indiana department of health or the commissioner's designee. An individual designated by the commissioner under this subdivision must have knowledge of or experience in issues relating to:
  - (A) the prevention of child abuse and neglect; and
  - (B) the reduction of infant mortality.

SECTION 656. IC 31-26-4-7 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 7: (a) The members shall annually choose a chairperson and vice chairperson from among the members of the board under this section.

(b) The director of the department or the director's designee may not serve as chairperson or vice chairperson.

(c) If the member chosen as chairperson was appointed as a member by the president pro tempore of the senate or the speaker of the house of representatives; the vice chairperson must be chosen from among the members appointed by the governor. If the member chosen as chairperson was appointed as a member by the governor; the vice chairperson must be chosen from among the members appointed by the president pro tempore of the senate or the speaker of the house of representatives.

SECTION 657. IC 31-26-4-8 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 8: (a) The board shall meet at least quarterly and at the call of the chair.

(b) A majority of the appointed members of the board constitutes a quorum. The board may take action only in the presence of a quorum.

(c) The affirmative vote of a majority of the members of the board participating in a board meeting is necessary for the board to take any action at the meeting.

(d) The board shall post the minutes of a meeting on the board's



Internet web site not later than ten (10) days after the minutes are approved by the board:

SECTION 658. IC 31-26-4-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: (a) The term of a board member begins on the later of the following:

(1) The day the term of the member whom the individual is appointed to succeed expires.

(2) The day the individual is appointed.

(b) The term of a member expires July 1 of the fourth year after the member is appointed. However, a member serves at the pleasure of the appointing authority.

(c) The appointing authority may reappoint a member for a new term.

(d) The appointing authority shall appoint an individual to fill a vacancy among the members.

SECTION 659. IC 31-26-4-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: (a) Each member of the board who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the board who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency."

Page 394, line 2, delete "2026]" and insert "2027]".

Page 394, line 9, delete "2026]" and insert "2027]".

Page 394, line 18, delete "." and insert "**(before its repeal)**".

Page 394, line 39, delete "2026]" and insert "2027]".

Page 395, line 14, delete "2026]" and insert "2027]".

Page 395, delete lines 26 through 42.

Page 396, delete lines 1 through 28, begin a new paragraph and insert:

"SECTION 664. IC 31-26-4-17 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 17: (a) The board may establish a nonprofit subsidiary corporation that is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code to solicit and accept private funding, gifts, donations, bequests, devises, and contributions:

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(b) The board shall study the topic of establishing a nonprofit subsidiary corporation described in subsection (a). Not later than December 31, 2021, the board shall submit a report to the general assembly in an electronic format under IC 5-14-6 addressing the board's findings and determinations under this subsection. If the board determines to establish a nonprofit subsidiary corporation as described in subsection (a), the report must also include an implementation plan and estimated budget for the establishment of the nonprofit subsidiary corporation.

(c) A subsidiary corporation established under this section is governed by a board of directors comprised of members appointed by the Indiana kids first trust fund board. Employees of the Indiana kids first trust fund board may serve on the board of directors of the subsidiary corporation. A subsidiary corporation established under this section:

- (1) shall use money received under subsection (a) to carry out, in any manner, the purposes and programs of the board;
- (2) shall report to the budget committee each year concerning:
  - (A) the use of money received; and
  - (B) the balances in any accounts or funds established by the subsidiary corporation;
- (3) may donate money received to the Indiana kids first trust fund; and
- (4) may deposit money received in an account or fund that is:
  - (A) administered by the subsidiary corporation; and
  - (B) not part of the state treasury.

(d) The board of directors of a subsidiary corporation established under this section shall post the minutes of a meeting on the subsidiary corporation's Internet web site not later than ten (10) days after the minutes are approved by the board of directors.

(e) Employees of the Indiana kids first trust fund board shall provide administrative support for a subsidiary corporation established under this section. Employees of the board directly involved in the subsidiary corporation may engage in fundraising activities on behalf of the subsidiary corporation.

(f) The state board of accounts shall annually audit a subsidiary corporation established under this section."

Page 396, line 31, delete "2026]" and insert "2027]".

Page 397, line 24, delete "2026]" and insert "2027]".

Page 398, line 16, delete "2026]" and insert "2027]".

Page 399, line 2, delete "2026]" and insert "2027]".

Page 400, line 3, delete "2026]" and insert "2027]".



Page 400, line 35, delete "2026]" and insert "2027]".

Page 401, line 2, delete "2026]" and insert "2027]".

Page 401, line 8, delete "2026]" and insert "2027]".

Page 402, line 5, delete "2026]" and insert "2027]".

Page 402, line 35, delete "2026]" and insert "2027]".

Page 402, line 42, delete "2026]" and insert "2027]".

Page 403, line 8, delete "(before its expiration on December 31, 2026)." and insert "**(before its repeal).**".

Page 403, delete lines 23 through 39, begin a new paragraph and insert:

"SECTION 21. IC 34-30-2.1-12 IS REPEALED [EFFECTIVE JANUARY 1, 2027]. ~~Sec. 12. IC 4-23-6-6 (Concerning medical examiners performing certain examinations or autopsies):~~".

Page 403, line 41, delete "2026]" and insert "2027]".

Page 403, after line 42, begin a new paragraph and insert:

"SECTION 22. IC 34-30-2.1-106 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 106. IC 9-27-6-5(h) (Concerning members of the driver education advisory board):~~".

Page 404, line 2, delete "JANUARY" and insert "JULY".

Page 404, line 6, delete "JANUARY" and insert "JULY".

Page 404, line 9, delete "JANUARY" and insert "JULY".

Page 404, line 13, delete "JANUARY" and insert "JULY".

Page 404, delete lines 34 through 42.

Page 405, delete lines 1 through 27.

Page 405, line 29, delete "2026]" and insert "2027]".

Page 405, line 34, delete "2026]" and insert "2027]".

Page 405, line 38, delete "2026]" and insert "2027]".

Page 406, line 6, delete "2026]" and insert "2027]".

Page 407, line 4, delete "2026]" and insert "2027]".

Page 407, line 26, delete "2026]" and insert "2027]".

Page 407, between lines 35 and 36, begin a new paragraph and insert:

"SECTION 23. IC 35-47.5-5-11, AS AMENDED BY P.L.158-2013, SECTION 617, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. A person who recklessly violates a rule regarding the use of a regulated explosive adopted by the **commission department** under IC 35-47.5-4-4.5 commits a Class A misdemeanor. However, the offense is:

- (1) a Level 6 felony if the violation of the rule proximately causes bodily injury; and
- (2) a Level 5 felony if the violation of the rule proximately causes death."



Page 407, line 37, delete "2026]" and insert "2027]".  
 Page 407, line 40, delete "JANUARY" and insert "JULY".  
 Page 408, line 2, delete "JANUARY" and insert "JULY".  
 Page 408, line 6, delete "JANUARY" and insert "JULY".  
 Page 408, line 9, delete "JANUARY" and insert "JULY".  
 Page 408, line 12, delete "JANUARY" and insert "JULY".  
 Page 408, line 15, delete "2026]" and insert "2027]".  
 Page 408, line 33, delete "JANUARY" and insert "JULY".  
 Page 409, line 4, delete "2026]" and insert "2027]".  
 Page 409, line 20, delete "JANUARY" and insert "JULY".  
 Page 411, line 2, delete "JANUARY" and insert "JULY".  
 Page 411, line 11, delete "JANUARY" and insert "JULY".  
 Page 412, line 11, delete "JANUARY" and insert "JULY".  
 Page 413, line 5, delete "2026]" and insert "2027]".  
 Page 413, line 20, delete "JANUARY" and insert "JULY".  
 Page 414, line 5, delete "JANUARY" and insert "JULY".  
 Page 414, line 21, delete "2026]" and insert "2027]".  
 Page 415, line 3, delete "2026]" and insert "2027]".  
 Page 415, line 31, delete "2026]" and insert "2027]".  
 Page 416, delete lines 3 through 42.  
 Delete pages 417 through 427.  
 Page 428, delete lines 1 through 11.  
 Page 428, line 13, delete "2026]" and insert "2027]".  
 Page 428, line 16, delete "2026]" and insert "2027]".  
 Page 428, line 22, delete "2026]" and insert "2027]".  
 Page 429, line 26, delete "2026]" and insert "2027]".  
 Page 429, line 36, delete "2026]" and insert "2027]".  
 Page 429, line 41, delete "JANUARY" and insert "JULY".  
 Page 430, line 20, delete "JANUARY" and insert "JULY".  
 Page 431, line 12, delete "JANUARY" and insert "JULY".  
 Page 431, line 20, delete "JANUARY" and insert "JULY".  
 Page 432, delete lines 40 through 42.  
 Delete pages 433 through 434.  
 Page 435, delete lines 1 through 7.  
 Page 435, line 10, delete "2026]" and insert "2027]".  
 Page 435, line 14, delete "2026]" and insert "2027]".  
 Page 436, line 31, delete "2026]" and insert "2027]".  
 Page 436, delete lines 33 through 37.  
 Page 436, line 38, delete "[EFFECTIVE UPON PASSAGE]" and  
 insert "[EFFECTIVE JULY 1, 2027]".  
 Page 437, line 2, delete "2026," and insert "2027,".  
 Page 437, line 5, delete "2026," and insert "2027,".



- Page 437, line 9, delete "July 1, 2026," and insert "**June 30, 2027**,".
- Page 437, line 10, delete "2026," and insert "**2027**,".
- Page 437, line 12, delete "July 1, 2026," and insert "**June 30, 2027**,".
- Page 437, line 25, delete "June 30, 2026." and insert "**July 1, 2027**,".
- Page 437, line 26, delete "2027." and insert "**2028**,".
- Page 437, line 27, delete "[EFFECTIVE UPON PASSAGE]" and insert "[EFFECTIVE JULY 1, 2027]".
- Page 437, line 33, delete "2026," and insert "**2027**,".
- Page 437, line 36, delete "2026," and insert "**2027**,".
- Page 437, line 40, delete "July 1, 2026," and insert "**June 30, 2027**,".
- Page 437, line 41, delete "2026," and insert "**2027**,".
- Page 438, line 1, delete "July 1, 2026," and insert "**June 30, 2027**,".
- Page 438, line 14, delete "June 30, 2026." and insert "**July 1, 2027**,".
- Page 438, line 15, delete "2027." and insert "**2028**,".
- Page 438, delete lines 16 through 42.
- Page 439, delete lines 1 through 3.
- Page 439, line 4, delete "2026]" and insert "2027]".
- Page 439, line 19, delete "2026," and insert "**2027**,".
- Page 439, line 25, delete "2026," and insert "**2027**,".
- Page 439, line 33, delete "2026," and insert "**2027**,".
- Page 439, line 42, delete "2026," and insert "**2027**,".
- Page 440, line 20, delete "2026," and insert "**2027**,".
- Page 440, line 25, delete "2026." and insert "**2027**,".
- Page 440, line 26, delete "2027." and insert "**2028**,".
- Page 440, delete lines 27 through 42.
- Page 441, delete lines 1 through 35.
- Page 441, line 36, delete "[EFFECTIVE UPON PASSAGE]" and insert "[EFFECTIVE JULY 1, 2027]".
- Page 441, line 42, delete "January" and insert "**July**".
- Page 442, line 2, delete "January" and insert "**July**".
- Page 442, line 6, delete "December 31, 2026," and insert "**June 30, 2027**,".
- Page 442, line 7, delete "January" and insert "**July**".
- Page 442, line 9, delete "December 31, 2026," and insert "**June 30, 2027**,".
- Page 442, line 12, delete "January" and insert "**July**".
- Page 442, line 15, delete "January" and insert "**July**".
- Page 442, line 16, delete "December 31, 2026," and insert "**June 30,**



**2027,".**

Page 442, line 27, delete "December 31, 2026." and insert "**July 1, 2027."**

Page 442, line 28, delete "2027." and insert "**2028."**

Page 442, line 29, delete "[EFFECTIVE UPON PASSAGE]" and insert "[EFFECTIVE JULY 1, 2027]".

Page 442, line 36, delete "January" and insert "**July"**

Page 442, line 39, delete "January" and insert "**July"**

Page 443, line 1, delete "January 1," and insert "**June 30,"**

Page 443, line 2, delete "on or".

Page 443, line 2, delete "January" and insert "**July"**

Page 443, line 6, delete "January 1," and insert "**June 30,"**

Page 443, line 19, delete "December 31, 2026." and insert "**July 1, 2027."**

Page 443, line 20, delete "January 1, 2028." and insert "**July 1, 2028."**

Page 443, line 21, delete "[EFFECTIVE UPON PASSAGE]" and insert "[EFFECTIVE JULY 1, 2027]".

Page 443, line 28, delete "January" and insert "**July"**

Page 443, line 31, delete "January" and insert "**July"**

Page 443, line 35, delete "January 1," and insert "**June 30,"**

Page 443, line 36, delete "on or".

Page 443, line 36, delete "January" and insert "**July"**

Page 443, line 40, delete "January 1," and insert "**June 30,"**

Page 444, line 11, delete "December 31, 2026." and insert "**July 1, 2027."**

Page 444, line 12, delete "January 1, 2028." and insert "**July 1, 2028."**

Page 444, delete lines 13 through 20.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1003 as reprinted January 30, 2026.)

BRAY, Chairperson

Committee Vote: Yeas 11, Nays 0.

