

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.

HOUSE ENROLLED ACT No. 1003

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:

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

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

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

- (1) identify particular needs of the criminal justice system that can be addressed by legislation; and
- (2) prepare legislation to address the particular needs found by the

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committee.

(d) In each even-numbered year, in addition to the issues assigned under subsection (a), the interim study committee on courts and the judiciary shall review, consider, and make recommendations concerning all requests for new courts, new judicial officers, and changes in jurisdiction of existing courts. A request under this subsection must include at least the following information to receive full consideration by the committee:

- (1) The level of community support for the change, including support from the local fiscal body.
- (2) The results of a survey that shall be conducted by the county requesting the change, sampling members of the bar, members of the judiciary, and local officials to determine needs and concerns of existing courts.
- (3) Whether the county is already using a judge or magistrate from an overserved area of the judicial district.
- (4) The relative severity of need based on the most recent weighted caseload measurement system report published by the office of judicial administration.
- (5) Whether the county is using any problem solving court as described in IC 33-23-16-11, and, if so, the list of problem solving courts established in the county, and any evaluation of the impact of the problem solving courts on the overall judicial caseload.
- (6) A description of the:
 - (A) county's population growth in the ten (10) years before the date of the request; and
 - (B) projected population growth in the county for the ten (10) years after the date of the request, to the extent available;
 and any documentation to support the information provided under this subdivision.
- (7) A description of the county's use of pre-incarceration diversion services and post-incarceration reentry services in an effort to decrease recidivism.
- (8) If the request is a request for a new court or new courts, an acknowledgment from the county fiscal body (as defined in IC 36-1-2-6) with the funding sources and estimated costs the county intends to pay toward the county's part of the operating costs associated with the new court or new courts.

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

(e) In each even-numbered year, in addition to the issues assigned under subsection (a), the interim study committee on courts and the



judiciary shall review the most recent weighted caseload measurement system report published by the office of judicial administration and do the following:

- (1) Identify each county in which the number of courts or judicial officers exceeds the number used by the county in that report year.
- (2) Determine the number of previous report years in which the number of courts or judicial officers in a county identified in subdivision (1) exceeded the number used by the county in that particular report year.
- (3) Make a recommendation on whether the number of courts or judicial officers in the county should be decreased.

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

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

- (1) review the annual reports submitted by:
 - (A) each local child fatality review team under IC 16-49-3-7;
 - (B) the statewide child fatality review committee under IC 16-49-4-11; and
 - (C) the department of child services under IC 31-25-2-24; during the immediately preceding twelve (12) month period, and may make recommendations regarding changes in policies or statutes to improve child safety; and
- (2) report to the legislative council before November 1 of each interim, in an electronic format under IC 5-14-6, the results of:
 - (A) the committee's review under subdivision (1); and
 - (B) the committee's study of any issue assigned to the committee under subsection (a).

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

- (1) Determine whether a group has met in the immediately preceding two (2) years.
- (2) Review reports submitted to the committee in accordance with IC 1-1-15.5-4.
- (3) Identify all interstate compacts that have been fully operational for at least two (2) years to which the state is a party.
- (4) Consider whether to:



- (A) remain a party to; or
 - (B) withdraw from;
- each interstate compact.
- (5) If the committee determines that the state should withdraw from an interstate compact, identify the steps needed to withdraw.
- (6) Report before November 1 to the legislative council, in an electronic format under IC 5-14-6 the committee's:
- (A) recommendations for proposed legislation to repeal groups:
 - (i) **after determining that the groups** have not met during the immediately preceding two (2) years; ~~and or~~
 - (ii) after reviewing a group's report under subdivision (2); and
 - (B) findings and recommendations regarding the interstate compacts.

As used in this subsection, "group" refers to an authority, a board, a commission, a committee, a council, a delegate, a foundation, a panel, or a task force that is established by statute, has at least one (1) legislator assigned to it, and is not staffed by the legislative services agency.

(h) In each odd-numbered year, in addition to the issues assigned under subsection (a), the interim study committee on government shall:

- (1) identify each group that has been operational for at least two (2) state fiscal years;**
- (2) review the statutory duties and recent activities of each group identified under subdivision (1);**
- (3) for each group identified under subdivision (1), determine whether the group should be:**
 - (A) retained because the group has ongoing statutory duties and it remains the most appropriate group to fulfill those duties;**
 - (B) repealed because the group has fulfilled its statutory duties;**
 - (C) repealed because the group's statutory duties could be more efficiently fulfilled after transferring them to another group or state agency; or**
 - (D) repealed because the group's statutory duties are redundant because the duties also belong to another group or state agency; and**
- (4) report before November 1 to the legislative council, in an electronic format under IC 5-14-6, the committee's findings**



and recommendations regarding the groups evaluated under this subsection.

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

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

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

- (1) Study and evaluate the following:
 - (A) Access to services for vulnerable youth.
 - (B) Availability of services for vulnerable youth.
 - (C) Duplication of services for vulnerable youth.
 - (D) Funding of services available for vulnerable youth.
 - (E) Barriers to service for vulnerable youth.
 - (F) Communication and cooperation by agencies concerning vulnerable youth.
 - (G) Implementation of programs or laws concerning vulnerable youth.
 - (H) The consolidation of existing entities that serve vulnerable youth.
 - (I) Data from state agencies relevant to evaluating progress, targeting efforts, and demonstrating outcomes.
 - (J) Crimes of sexual violence against children.
 - (K) The impact of social networking websites, cellular telephones and wireless communications devices, digital media, and new technology on crimes against children.
- (2) Review and make recommendations concerning pending legislation.
- (3) Promote information sharing concerning vulnerable youth across the state.
- (4) Promote best practices, policies, and programs.
- (5) Cooperate with:
 - (A) other child focused commissions;
 - (B) the judicial branch of government;
 - (C) the executive branch of government;
 - (D) stakeholders; and
 - (E) members of the community.



(6) Create and provide staff support to a statewide juvenile justice oversight body to carry out the following duties described in section 9.3 of this chapter:

(A) Develop a plan to collect and report statewide juvenile justice data.

(B) Establish procedures and policies related to the use of:

(i) a validated risk screening tool and a validated risk and needs assessment tool;

(ii) a detention tool to inform the use of secure detention;

(iii) a plan to determine how information from the tools described in this clause is compiled and shared and with whom the information will be shared; and

(iv) a plan to provide training to judicial officers on the implementation of the tools described in this clause.

(C) Develop criteria for the use of diagnostic assessments as described in IC 31-37-19-11.7.

(D) Develop a statewide plan to address the provision of broader behavioral health services to children in the juvenile justice system.

(E) Develop a plan for the provision of transitional services for a child who is a ward of the department of correction as described in IC 31-37-19-11.5.

(F) Develop a plan for grant programs described in section 9.3 of this chapter.

The initial appointments and designations to the statewide juvenile justice oversight body described in this subdivision shall be made not later than May 31, 2022. The chief justice of the supreme court shall designate the chair of the statewide juvenile justice oversight body and shall make the initial appointments and designations to the statewide juvenile justice oversight body, which may incorporate members of an existing committee or subcommittee formed under the commission. The initial meeting of the oversight body shall be held not later than July 1, 2022.

(7) Create and provide staff support to a statewide youth, family, and caregiver engagement initiative to carry out the following duties:

(A) Provide staff support and funding for commission activities provided by a:

(i) youth member of the commission appointed under section 4 of this chapter; or

(ii) youth, family, or caregiver member of a commission committee, task force, or subcommittee who has been



appointed as a community member.

(B) Develop a statewide plan to support, encourage, and expand the engagement of youth, families, and caregivers in state policymaking impacting youth and children.

(C) Provide and support educational:

- (i) opportunities;
- (ii) convenings; and
- (iii) experiences;

that facilitate increased youth, family, and caregiver participation.

(D) Support the efforts of other state agencies and community organizations that seek to support, encourage, and expand the engagement of youth, families, and caregivers in policy decisions impacting youth and children.

(E) Solicit direct feedback from youth, families, and caregivers to inform commission recommendations concerning:

- (i) points of complexity and inefficiency in child serving systems;
- (ii) duplication of services and potential points of consolidation; and
- (iii) improving time to permanency and reducing the trauma of systems involvement.

(8) Submit a report not later than September 1 of each year regarding the commission's work during the previous year. The report shall be submitted to the legislative council, the governor, and the chief justice of Indiana. The report to the legislative council must be in an electronic format under IC 5-14-6.

(9) Perform the duties of the commission set forth in IC 31-26-4.

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 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.

SECTION 4. 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 5. IC 4-4-16-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2: (a) ~~The Indiana main street council is established. The council consists of:~~

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

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

~~(c) The council shall:~~

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

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

~~(d) Each member of the council who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Each member 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 state budget agency.~~

SECTION 6. IC 4-4-16-3, AS AMENDED BY P.L.83-2005, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) To carry out the purposes described in



section 1 of this chapter, the office of rural affairs ~~acting for and on behalf of the Indiana main street council and the Indiana main street program~~, may:

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

(b) The office of rural affairs shall:

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

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

SECTION 7. 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.

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

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

SECTION 9. IC 4-22-2.6-4, AS AMENDED BY P.L.213-2025, SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) To readopt a rule, an agency must conduct a review of the rule to consider the continued need for the rule and whether the rule, if readopted, will meet each of the standards in IC 4-22-2-19.5 and (if applicable) the requirements for fees, fines, and civil penalties in IC 4-22-2-19.6.

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

- (1) The nature of any complaints or comments received from the public, including small businesses (as defined in IC 4-22-2.1-4), concerning the rule or the rule's implementation by the agency.
- (2) The complexity of the rule, including any difficulties encountered by:
 - (A) the agency in administering the rule; or



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

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

(c) In the review, the agency shall compare the requirements within the rule to similar requirements in Illinois, Kentucky, Michigan, Ohio, and any additional states designated by the office of management and budget for comparison.

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

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

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

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

(4) Either of the following:

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

- (i) IC 4-3-22-13;**
- (ii) IC 4-22-2-22.7;**
- (iii) IC 4-22-2-22.8;**
- (iv) IC 4-22-2-28; or**
- (v) IC 4-22-2.1-5;**

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

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

- (i) IC 4-3-22-13;**
- (ii) IC 4-22-2-22.7;**
- (iii) IC 4-22-2-22.8;**
- (iv) IC 4-22-2-28; or**
- (v) IC 4-22-2.1-5;**

published in the Indiana Register, a copy of an updated regulatory burden statement that meets the requirements



of IC 4-22-2-22.7.

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

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

(7) Any difficulties encountered by:

(A) the agency in administering the rule; or

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

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

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

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

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

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



SECTION 10. IC 4-22-2.6-5, AS AMENDED BY P.L.93-2024, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. **(a) If an agency elects to readopt a rule under this chapter, the agency shall submit a copy of the written findings under section 4 of this chapter to the office of management and budget and the legislative council not later than the first regular business day in July of the year preceding the year in which the rule expires under this chapter.**

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

~~(b)~~ **(c)** The notice must include the following:

- (1) A general description of the subject matter of all rules proposed to be readopted.
- (2) A listing of rules that are proposed to be readopted, listed by their titles and subtitles only.
- (3) A written public comment period of thirty (30) days and instructions on how to submit written comments to the agency.
- (4) A request for comments on whether specific rules should be reviewed through the regular rulemaking process under IC 4-22-2-23 through IC 4-22-2-36 (as modified by IC 13-14-9, when applicable).
- (5) ~~A summary of~~ The agency's **written** findings under section 4 of this chapter.
- (6) Any other information required by the publisher.

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

- (1) establishing the intended publication date; and
- (2) receiving the material as required by this section;

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

SECTION 11. IC 4-23-5.5-2.5, AS ADDED BY P.L.42-2024, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2026]: Sec. 2.5. (a) ~~Each~~ **A** member of the board who is not a state employee is **not** entitled to:

(1) the minimum salary per diem provided by IC 4-10-11-2.1(b);
or

(2) ~~The member is also entitled to reimbursement for mileage, 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) Each member of the board 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 subsection (b)~~ shall be paid from appropriations made to the department of environmental management.

SECTION 12. IC 4-23-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Commission on Forensic Sciences).

SECTION 13. IC 4-23-6.5-4, AS AMENDED BY P.L.56-2023, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The board consists of ~~seven (7)~~ **six (6)** members. The board must include the following:

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

(2) ~~The chairman of the commission on forensic sciences or the chairman's designee.~~

(3) ~~(2)~~ The superintendent of the state police department or the superintendent's designee.

(4) ~~(3)~~ Four (4) county coroners appointed by the governor, who shall consider appointing coroners who are women or members of minority groups.

(b) Not more than two (2) of the county coroner members of the



board may be from the same political party.

SECTION 14. IC 4-23-6.5-5, AS AMENDED BY P.L.56-2023, SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The commissioner of the Indiana department of health or the commissioner's designee shall serve as ~~chairman~~ **chairperson** of the board.

(b) The board shall annually elect a vice ~~chairman~~ **chairperson** from among the members of the board.

(c) The chairperson may only vote to break a tie.

SECTION 15. IC 4-23-7-2, AS AMENDED BY P.L.84-2012, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The management and control of the Indiana library and historical department is hereby vested in a board which shall be known as the Indiana library ~~and historical~~ board, and which shall consist of five (5) members, who shall be appointed by the governor.

(b) All members shall be appointed for terms of four (4) years. A person may not be appointed as a member of the Indiana library ~~and historical~~ board unless the person is a citizen of high standing and probity and has a known and active interest in library or historical work. The members of the board shall be appointed as follows:

(1) One (1) member of the library ~~and historical~~ board shall be appointed on recommendation of the state board of education.

(2) One (1) member must be appointed on the recommendation of the Indiana Library Federation.

(3) At least one (1) member shall be appointed on recommendation of the Indiana historical society.

(4) At least one (1) member must be a public library trustee appointed on the recommendation of the Indiana Library Trustee Association.

(c) The members of the board shall serve without compensation, but shall be entitled to receive their actual expenses necessarily incurred in attending the meetings and transacting the business of the board, and in participating in such other activities as may be in the interest of the department.

(d) Any vacancy which may occur in the membership of the board for any cause shall be filled by appointment by the governor for the unexpired term.

(e) The board may prepare plans subject to the approval of the governor and advise with the proper officials in the construction of alterations and additions to the building and provide necessary equipment and furnishings within the appropriations of funds for these



purposes.

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

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

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

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

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

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

- (1) IC 5-22-21; or
- (2) IC 5-22-22.

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

(c) The Indiana library ~~and historical~~ board may, on the



recommendation of the director of the state library, adopt policies and procedures for evaluating a proposal to:

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

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

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

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

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

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

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

- (1) "Agency" means any state administration, agency, authority, board, bureau, commission, committee, council, department, division, institution, office, service, or other similar body of state government.
- (2) "Board" means the Indiana library ~~and historical~~ board established by IC 4-23-7-2.
- (3) "Department" means the Indiana library and historical department established by IC 4-23-7-1.
- (4) "Director" means director of the Indiana state library.
- (5) "Historical bureau" means the Indiana historical bureau established by IC 4-23-7.2-2.
- (6) "Public library" has the meaning set forth in IC 36-12-1-5.
- (7) "State library" means the Indiana state library established by IC 4-23-7-3.
- (8) "Statewide library card program" refers to the program



established by section 5.1 of this chapter.

SECTION 22. IC 4-23-7.1-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. The state library shall initiate or participate in plans or programs for historical or library development in Indiana that are considered appropriate by the Indiana library ~~and historical~~ board.

SECTION 23. IC 4-23-7.1-23 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 23. The enumeration of the specific powers and duties in this chapter does not exclude the state library from engaging in any other activity, not contrary to law, that the Indiana library ~~and historical~~ board may consider appropriate in the development of library service to state government, to the libraries and library profession of Indiana, and to the citizens of the state.

SECTION 24. IC 4-23-7.1-32, AS AMENDED BY P.L.84-2012, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 32. Any book or other library material, unless restricted because of its value, physical condition, historical importance, demand, requirement for research, or legal or contractual restriction, belonging to or in custody of the state library may be borrowed for use outside of the library by any resident of the state or any library in accordance with policies adopted by the Indiana library ~~and historical~~ board.

SECTION 25. 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:

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

- (1) "Agency" means any state administration, agency, authority, board, bureau, commission, committee, council, department, division, institution, office, service, or other similar body of state government.
- (2) "Board" means the Indiana library ~~and historical~~ board established by IC 4-23-7-2.
- (3) "Department" means the Indiana library and historical department established by IC 4-23-7-1.
- (4) "Deputy director" means the deputy director of the Indiana historical bureau.
- (5) "Director" means director of the library.
- (6) "Historical bureau" means the Indiana historical bureau established by section 2 of this chapter.
- (7) "Library" means the Indiana state library established by IC 4-23-7-3.

SECTION 27. IC 4-23-7.2-21 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 21. (a) An advisory committee is established to advise the historical bureau in establishing an oral history of the general assembly under section 20 of this chapter: The committee consists of the following eight (8) members:

- (1) One (1) member of the general assembly appointed by the speaker of the house of representatives:
- (2) One (1) member of the general assembly appointed by the minority leader of the house of representatives:
- (3) One (1) member of the general assembly appointed by the president pro tempore of the senate:
- (4) One (1) member of the general assembly appointed by the



minority leader of the senate:

(5) Four (4) members appointed by the governor as follows:

(A) One (1) member nominated by the Indiana library and historical board:

(B) One (1) member nominated by the Indiana Historical Society:

(C) One (1) member nominated by the Center for the Study of History and Memory at Indiana University:

(D) One (1) member nominated by the board of trustees of The History Museum in South Bend:

(b) The following apply to the governor's appointments under subsection (a)(5):

(1) Not more than two (2) members appointed by the governor may be members of the same political party:

(2) The appointments must be made so that the northern, central, and southern regions of Indiana are represented on the committee:

(c) Members of the committee serve at the pleasure of the appointing authority. If a vacancy occurs on the committee, the appointing authority that appointed the member whose position is vacant shall appoint an individual to fill the vacancy. An individual appointed to fill a vacancy must have the qualifications that a member appointed by the appointing authority must have:

(d) The:

(1) chairman of the legislative council; with the advice of the vice-chairman, shall designate the chair; and

(2) vice-chairman of the legislative council; with the advice of the chairman, shall designate a vice-chair;

of the committee from among the legislative members of the committee. The chair and vice-chair of the committee serve at the pleasure of the appointing authority:

(e) Each member of the committee 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:

(f) The historical bureau shall provide staff support to the committee:

(g) Expenses incurred by the committee to carry out its functions must be paid from appropriations to the Indiana library and historical board:

(h) On or before July 1, 2027, and July 1 biennially thereafter, the committee shall submit a report to the executive director of the legislative services agency, in an electronic format under IC 5-14-6, for



review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:

- (1) official action taken; and
- (2) actionable items considered;

by the committee during the preceding two (2) years:

SECTION 28. IC 4-23-12 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Indiana Commission for Arts and Humanities in Education).

SECTION 29. IC 4-23-24.1 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Dr. Martin Luther King Jr. Indiana Holiday Commission).

SECTION 30. IC 4-23-25 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Indiana Commission for Women).

SECTION 31. IC 4-23-26 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Advisory Committee for Children With Special Health Needs).

SECTION 32. IC 4-23-27 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Children's Health Policy Board).

SECTION 33. IC 4-23-28 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Commission on Hispanic/Latino Affairs).

SECTION 34. IC 4-23-31 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Commission on the Social Status of Black Males).

SECTION 35. IC 4-23-32 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Native American Indian Affairs Commission).

SECTION 36. IC 4-23-36 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

Chapter 36. Indiana Cultural Commission

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

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

- (1) An Alaska native as defined in 43 U.S.C. 1602(b).
- (2) An Indian as defined in 25 U.S.C. 450b(d).
- (3) A native Hawaiian as defined in 20 U.S.C. 7517(1).

Sec. 3. The Indiana cultural commission is established.

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

- (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.**
- (3) One (1) individual who is not a member of the general assembly appointed by the speaker of the house of representatives.**
- (4) One (1) individual who is not a member of the general assembly appointed by the president pro tempore of the senate.**
- (5) The secretary of the family and social services administration, or the secretary's designee.**
- (6) The commissioner of the Indiana department of health, or the commissioner's designee.**
- (7) The secretary of education, or the secretary's designee.**
- (8) The commissioner of the department of correction, or the commissioner's designee.**
- (9) The director of the civil rights commission, or the director's designee.**
- (10) Four (4) individuals appointed by the governor in accordance with subsection (b).**
- (b) The following apply to members of the commission appointed by the governor under subsection (a)(10):**
 - (1) The appointed individuals may not be members of the general assembly or state employees.**
 - (2) The appointed individuals must represent the following:**
 - (A) The Black community.**
 - (B) The Hispanic/Latino community.**
 - (C) Women.**
 - (D) The Native American Indians.**
 - (c) If a legislative member of the commission ceases to be a member of the legislative chamber from which the member was appointed, the member ceases to be a member of the commission.**
 - (d) A member of the commission:**
 - (1) serves at the pleasure of the member's appointing authority; and**
 - (2) may be removed at any time by the appointing authority.**
 - (e) If a vacancy on the commission occurs, the appointing authority who appointed the former member whose position has become vacant shall appoint an individual to fill the vacancy. An individual appointed to fill a vacancy serves on the commission for**



the remainder of the unexpired term of the individual's predecessor.

Sec. 5. (a) A member of the commission may be reappointed for successive terms.

(b) The following members serve a two (2) year term that expires June 30 of an odd-numbered year:

(1) A member of the general assembly appointed to the commission under section 4 of this chapter.

(2) A member appointed to the commission under section 4(a)(3) or 4(a)(4) of this chapter.

(c) A member appointed to the commission under section 4(a)(10) of this chapter serves a term that expires December 31, 2028, and each fourth year thereafter.

Sec. 6. (a) The commission shall meet:

(1) at the call of the chairperson as necessary to fulfill its duties under this chapter; and

(2) at least once quarterly in each calendar year.

(b) The chairperson shall designate the following subcommittees to meet at least two (2) times each year:

(A) Black Hoosier affairs.

(B) The Hispanic/Latino affairs.

(C) Hoosier women concerns.

(D) The Native American Indian affairs.

Each subcommittee shall submit an annual report on its activities to the full commission.

(c) A subcommittee designated under this section is comprised of at least three (3) members of the commission appointed by the chairperson who represent the community that is the concern of the subcommittee.

Sec. 7. (a) At the first official meeting of the commission each year, the members shall elect:

(1) a member to serve as the chairperson of the commission; and

(2) a member to serve as the vice chairperson of the commission.

(b) A member elected to serve as chairperson or vice chairperson of the commission shall serve for a term of one (1) year. The term of office expires at the first commission meeting held in the following year.

(c) A vacancy in the office of chairperson or vice chairperson must be filled by a member of the commission selected by vote of the remaining members of the commission.



Sec. 8. Eight (8) members of the commission constitute a quorum for conducting commission business. The affirmative vote of at least eight (8) members is required for the commission to take official action on any measure. A member of the commission may participate in a meeting by electronic means in accordance with IC 5-14-1.5-3.6 as long as at least five (5) members of the commission are physically present at the meeting.

Sec. 9. (a) Each member of the commission 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 mileage and 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 commission 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 commission 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 civil rights commission.

Sec. 10. The commission shall do the following:

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

- (A) Health care.**
- (B) Economic and business development.**
- (C) Employment.**
- (D) Education.**
- (E) Social and family development.**
- (F) Housing.**
- (G) Civil rights.**



(H) The justice system.

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

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

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

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

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

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

(7) Make recommendations to appropriate governmental agencies regarding issues of preservation and excavation of Native American Indian historical and archeological sites, including the reburial of remains of Native American Indians, that are consistent with IC 14-21-1-25.5.

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

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

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

(A) the governor; and

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

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

Sec. 12. The commission may do the following:

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

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

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

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

(5) Assign duties to the commission's officers under the



commission's bylaws.

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

- (1) Negotiations between a Native American Indian tribe and the state or federal government concerning tribal sovereignty.
- (2) Gaming on tribal land.

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

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

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

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

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

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

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

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

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

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

- (1) advocate for the Native American Indians residing in Indiana; and
- (2) promote events, programming, and services for the benefit of Native American Indians residing in Indiana.

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

- (1) nonprofit corporation described in subsection (b) has been established; and
- (2) officers of the corporation are in place and prepared to fulfill their official duties;

the executive director shall inform the bureau of motor vehicles



that the nonprofit corporation has been established and is prepared to receive revenue under IC 9-18.5-22-4 in the ensuing calendar year.

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

SECTION 37. IC 4-31-11-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. A member of a development committee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b) ~~However, a member is entitled to or 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.~~

SECTION 38. IC 5-1.5-2-2, AS AMENDED BY P.L.259-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) There is established a board of directors to govern the bank. The powers of the bank are vested in this board.

(b) The board is composed of:

- (1) the treasurer of state, who shall be the chairman ex officio, or the treasurer of state's designee;
- (2) the public finance director appointed under IC 5-1.2-3-6, who shall be the director ex officio, or the public finance director's designee; ~~and~~
- ~~(3) five (5) directors~~ **one (1) director** appointed by the governor;
- ~~(4) two (2) directors~~ **appointed by the president pro tempore of the senate; and**
- ~~(5) two (2) directors~~ **appointed by the speaker of the house of representatives.**

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

- (1) must be a resident of Indiana;
- (2) must have substantial expertise in the buying, selling, and trading of municipal securities, in municipal administration or in public facilities management;
- (3) serves for a term of three (3) years and until the director's successor is appointed and qualified;
- (4) is eligible for reappointment;
- (5) is entitled to receive the same minimum salary per diem as is provided in IC 4-10-11-2.1(b) while performing the director's



duties. Such a director is also entitled to the same reimbursement for traveling expenses and other expenses, actually incurred in connection with the director's duties as is provided in the state travel policies and procedures, established by the department of administration and approved by the budget agency; and

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

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

SECTION 39. IC 5-2-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Law Enforcement Academy Building Commission).

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

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

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

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

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

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

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

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

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

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



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

(g) ~~The governor shall designate one (1) of the members as chairperson.~~ **The members of the board shall elect a chairperson at the first meeting each year. The member elected chairperson serves a one (1) year term as chairperson.** The chairperson has one (1) vote on all matters voted on by the members.

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

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

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

(k) 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) for each day that the member is engaged in the official business of the board. The member is also entitled to reimbursement for mileage, 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 Indiana department of administration and approved by the budget agency.

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

(m) The board shall establish policies regarding how the treasurer of state shall administer and invest the funds in the investment pool. The policies must provide the following:

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

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

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

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

(n) The board may select and direct the treasurer of state to contract with accountants, attorneys, regulated investment advisors, money



managers, and other finance and investment professionals to make investments and provide for the public accounting and legal compliance necessary to ensure and maintain the safety, liquidity, and yield of the investment pool.

SECTION 41. IC 5-16-3-2, AS AMENDED BY P.L.187-2021, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The department of homeland security shall provide a safe depository for all blueprints and specifications filed as provided in section 1 of this chapter and retain them for inspection and loan under the conditions and restrictions as the ~~fire prevention and building safety commission~~ **department of homeland security** shall determine by rule. The ~~fire prevention and building safety commission~~ **department of homeland security** may designate the librarian of the state of Indiana as the custodian of any blueprints and specifications filed with it, at any time, and it shall be the duty of the state librarian to safely preserve the same in the state archives as public documents.

SECTION 42. IC 5-16-13-16, AS ADDED BY P.L.70-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16. (a) As used in this section, "adequate welding standards" means specifications, guidelines, tests, and other methods used to ensure that all structural steel welds meet, at minimum, the codes and standards for such welds established in the welding code and under rules adopted by the ~~fire prevention and building safety commission under IC 22-13-2-2~~ **department of homeland security**.

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

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

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

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

- (1) The workers performing the structural steel welding have been tested by, and hold a valid certification from, a facility that, or an individual who, has been accredited by the American Welding



Society to test and certify welders and welding inspectors.

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

(3) All structural steel welding inspections listed in the project's job specifications are completed by a certified welding inspector.

SECTION 43. IC 5-26-1-1 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 1: As used in this article, "commission" refers to the integrated public safety commission established under IC 5-26-2-1.~~

SECTION 44. IC 5-26-1-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. As used in this article, "department" means the department of homeland security established by IC 10-19-2-1.**

SECTION 45. IC 5-26-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: ~~Sec. 2. As used in this article, "fund" refers to the integrated public safety emergency communications fund established under by IC 5-26-4-1.~~

SECTION 46. IC 5-26-1-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 3: As used in IC 5-26-2, "member" refers to a member of the integrated public safety commission.~~

SECTION 47. IC 5-26-1-6, AS AMENDED BY P.L.66-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: ~~Sec. 6. As used in this article, "user agency" means a public safety agency or other entity that enters into an agreement with the commission~~ **department** to use the system.

SECTION 48. IC 5-26-2-1 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 1: The integrated public safety commission is established for the purpose of promoting the efficient use of public safety agency resources through improved coordination and cooperation to enhance the safety of Indiana residents.~~

SECTION 49. IC 5-26-2-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: ~~Sec. 2. The commission~~ **department** shall publish its policies within a standardized operations procedures manual.

SECTION 50. IC 5-26-2-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 3: (a) The commission is comprised of twelve (12) members as follows:~~

- ~~(1) A sheriff appointed by the governor.~~
- ~~(2) A chief of police appointed by the governor.~~
- ~~(3) A fire chief appointed by the governor.~~
- ~~(4) A head of an emergency medical services provider appointed by the governor.~~



- (5) A mayor appointed by the governor.
- (6) A county commissioner appointed by the governor.
- (7) A representative of campus law enforcement appointed by the governor.
- (8) A representative of the private sector appointed by the governor.
- (9) The superintendent of the state police department.
- (10) The special agent in charge of the Indiana office of the Federal Bureau of Investigation or designee.
- (11) An individual appointed by the speaker of the house of representatives.
- (12) An individual appointed by the president pro tempore of the senate.

(b) Not more than four (4) members appointed under subsection (a)(1) through (a)(8) may be members of the same political party.

(c) The terms of the members appointed under subsection (a)(1) through (a)(8) are four (4) years in length and expire as follows:

(1) For a member described in subsection (a)(1) through (a)(4); December 31, 2025; and each fourth year thereafter.

(2) For a member described in subsection (a)(5) through (a)(8); December 31, 2027; and each fourth year thereafter.

(d) A member appointed under subsection (a)(11) or (a)(12) serves a term of two (2) years. The term expires June 30 of an odd-numbered year.

(e) A member of the commission may be reappointed to successive terms. A vacancy on the commission shall be filled by the appropriate appointing authority. An individual appointed to fill a vacancy serves for the unexpired term of the individual's predecessor.

SECTION 51. IC 5-26-2-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 4: (a) Seven (7) members of the commission constitute a quorum.

(b) An affirmative vote of at least seven (7) members of the commission is required for the commission to take action.

SECTION 52. IC 5-26-2-5, AS AMENDED BY P.L.136-2018, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. The ~~commission's~~ **department's** powers include the following:

- (1) Planning for voluntary coordination of resources by public safety agencies.
- (2) Developing coordinated, integrated responses to significant public safety events by those public safety agencies that choose to take part.



(3) Developing means of sharing information operationally and technologically to improve public safety.

(4) Contracting with consultants to assist in the planning and development under this article.

(5) Contracting with others to provide services under this article.

(6) Accepting gifts, devises, bequests, grants, loans, appropriations, revenue sharing, other financing and assistance, and any other aid from any source and agreeing to and complying with conditions attached thereto as necessary or appropriate to the purposes of the ~~commission~~ **department**.

(7) Acquiring real property, or any interest in real property, by lease, conveyance (including purchase) instead of foreclosure, or foreclosure as necessary or appropriate to the purposes of the ~~commission~~ **department**.

(8) Owning, managing, operating, holding, clearing, improving, and constructing facilities on real property as necessary or appropriate to the purposes of the ~~commission~~ **department**.

(9) Selling, assigning, exchanging, transferring, conveying, leasing, mortgaging, or otherwise disposing of or encumbering real property, or interests in real property or facilities on real property as necessary or appropriate to the purposes of the ~~commission~~ **department**.

(10) Acquiring personal property by lease or conveyance as necessary or appropriate to the purposes of the ~~commission~~ **department**.

(11) Selling, assigning, exchanging, transferring, conveying, leasing, mortgaging, or otherwise disposing of or encumbering personal property, or interests in personal property as necessary or appropriate to the purposes of the ~~commission~~ **department**.

(12) The powers enumerated in IC 5-26-3-6.

(13) Any other power necessary, proper, or convenient to carry out this article.

SECTION 53. IC 5-26-2-6 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 6: (a) ~~The governor shall select a chair and vice chair of the commission. The chair and vice chair serve at the pleasure of the governor.~~

(b) ~~The chair may appoint staff needed to carry out this chapter from the existing staff of participating agencies.~~

(c) ~~The commission shall meet quarterly at the call of the chair.~~

SECTION 54. IC 5-26-2-7 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 7: ~~Each member of the commission 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 mileage; 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:

SECTION 55. IC 5-26-2-8 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 8: Each member of the commission 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:

SECTION 56. IC 5-26-2-8.5, AS ADDED BY P.L.42-2024, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8.5. Expenses incurred under sections 7 and 8 of this chapter shall be paid from amounts appropriated to the ~~commission~~ **department**.

SECTION 57. IC 5-26-2-9 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 9: The legislative members of the ~~commission~~ are entitled to receive the same per diem; mileage; and travel allowances paid to persons who serve as legislative members of interim study committees established by the legislative council. Per diem; mileage; and travel allowances paid under this section shall be paid from appropriations made to the legislative council or the legislative services agency:

SECTION 58. IC 5-26-2-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. The ~~commission~~ **department** is subject to the procurement procedures under IC 5-22.

SECTION 59. IC 5-26-2-11 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 11: On or before July 1, 2027; and July 1 biennially thereafter, the commission shall submit a report to the executive director of the legislative services agency; in an electronic format under IC 5-14-6; for review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:

- (1) official action taken; and
- (2) actionable items considered;

by the commission during the preceding two (2) years:

SECTION 60. IC 5-26-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The ~~commission~~ **department** may contract for the establishment of a statewide wireless public safety voice and data communications system.

(b) The system must:



- (1) be efficient;
- (2) provide modern two (2) way voice or data communication to user agencies without a duplication of efforts; and
- (3) allow user agencies with compatible equipment to communicate with one another, resulting in the efficient handling of emergencies and cooperation between agencies.

SECTION 61. IC 5-26-3-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. If a public safety agency or other entity decides to use the system, the agency or other entity must enter into a user's agreement with the ~~commission~~ **department**.

SECTION 62. IC 5-26-3-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The ~~commission~~ **department** is responsible for the supervision of the statewide wireless public safety voice and data communications systems as follows:

- (1) Maintenance of the main wide area transmitter sites and interconnection links of the system.
- (2) Management of the system's Federal Communications Commission licensing.
- (3) Frequency planning for the system.
- (4) Management of the system.

(b) The Indiana statewide wireless public safety voice and data communications system may use the facilities of commercial mobile radio service providers (as defined in 47 ~~USC~~ **U.S.C.** 332). If the ~~commission~~ **department** chooses to contract with one or more commercial mobile radio service providers to provide the system, the ~~commission~~ **department** may delegate the responsibilities in subsection (a) to the commercial mobile radio service providers.

SECTION 63. IC 5-26-3-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. The ~~commission~~ **department** shall develop criteria for determining whether a public safety agency or other entity may use the system. The ~~commission~~ **department** may not prohibit a public safety agency from using the public safety agency's own public safety voice and data communications system.

SECTION 64. IC 5-26-3-5, AS AMENDED BY P.L.66-2017, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. A public safety agency or other entity may join the system with the approval of the ~~commission~~ **department**.

SECTION 65. IC 5-26-3-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) In addition to the powers enumerated in IC 5-26-2-5, the ~~commission~~ **department** has



the following powers related to the system:

- (1) Ensuring that federal and state communications requirements are followed.
- (2) Providing system planning, including mutual aid planning and compatibility planning with other public safety agency communications systems.
- (3) Creating a standard user agreement.
- (4) Providing **technical** assistance to local public safety agencies in making equipment purchases.
- (5) Assessing charges for using the system.
- (6) Entering into and performing use and occupancy agreements concerning the system under IC 4-13.5.
- (7) Exercising any power necessary to carry out this chapter.

(b) The Indiana statewide wireless public safety voice and data communications system may use the facilities of commercial mobile radio service providers (as defined in 47 ~~USE~~ U.S.C. 332). If the ~~commission~~ **department** chooses to contract with one (1) or more commercial mobile radio service providers to provide the system, the ~~commission~~ **department** may delegate the responsibilities in subsection (a) to the commercial mobile radio service providers.

SECTION 66. IC 5-26-3-7 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 7. The following subcommittees are created:~~

- ~~(1) A user's subcommittee.~~
- ~~(2) A technical subcommittee.~~
- ~~(3) A finance subcommittee.~~
- ~~(4) Any other subcommittee as determined by the commission.~~

SECTION 67. IC 5-26-3-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 8. (a) The department shall issue a request for proposals (RFP) (as defined in IC 5-22-2-28) for the purchase, or before issuing a change order, of any communications systems and equipment by the department that may be made available to public safety agencies. The communications equipment must be compatible with existing communications equipment used by public safety agencies.**

(b) Notwithstanding IC 5-22-9-10, proposals shall be evaluated and awarded on a competitive basis using a scoring rubric established by the department. The rubric must include specific criteria developed by the department to ensure a transparent selection process.

(c) Notwithstanding IC 5-22-9-7, all proposed contracts must be approved by the budget agency before the department may enter



into a contract under this section.

(d) The department may provide reasonable notice to, and coordinate procurement with, public safety agencies as circumstances allow.

SECTION 68. IC 5-26-4-1, AS AMENDED BY P.L.198-2016, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The ~~integrated public safety emergency~~ communications fund is established to be used only to carry out the purposes of this article. The fund shall be administered by the ~~commission~~ **department**.

(b) The fund consists of:

- (1) appropriations from the general assembly;
- (2) gifts;
- (3) federal grants;
- (4) fees and contributions from user agencies that the ~~commission~~ **department** considers necessary to maintain and operate the system;
- (5) amounts distributed to the fund under IC 9; and
- (6) money from any other source permitted by law.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund.

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

(e) If federal funds are not sufficient to pay for the system, the ~~commission~~ **department** shall transfer money from the fund to the communications system infrastructure fund established by IC 5-26-5-4 in amounts sufficient to pay rentals and other obligations under use and occupancy agreements or other contracts or leases relating to the financing of the system under IC 4-13.5.

SECTION 69. IC 5-26-4-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The money in the fund is annually appropriated as follows:

- (1) To the ~~commission~~ **department**, for its use, subject to the approval of the budget agency, in the acquisition, construction, equipping, operation, maintenance, and financing of the system and state user equipment for the system, including the payment of rentals and other obligations under use and occupancy agreements or other contracts or leases relating to the financing of the system under IC 4-13.5.
- (2) To the state police department, such amounts as determined



by the budget agency that are sufficient to enable the state police crime laboratory to address any backlog of cases to be processed by the laboratory. The appropriations under this subdivision are subject to the payment of rentals and other obligations under use and occupancy agreements or other contracts or leases relating to the financing of the system under IC 4-13.5.

SECTION 70. IC 5-26-5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. The infrastructure fund shall be administered by the ~~commission~~ **department**. The treasurer of state shall invest the money in the infrastructure fund not currently needed to meet the obligations of the infrastructure fund in the same manner as other public funds may be invested.

SECTION 71. IC 5-26-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. The ~~commission~~ **department** may use the money in the infrastructure fund only to pay the following:

- (1) The cost of construction of communications system infrastructure.
- (2) The cost of acquisition or leasing of all real or personal property required for the construction of communications system infrastructure.
- (3) The cost of operation and maintenance of communications system infrastructure.
- (4) The cost of demolishing or removing any buildings, structures, or improvements on property acquired by the ~~commission~~ **department** for the construction of communications system infrastructure.
- (5) Engineering and legal expenses, other professional services, and the costs of plans, specifications, surveys, estimates, and any necessary feasibility studies.
- (6) Payment of rentals and other obligations and performance of other obligations under use and occupancy agreements or other contracts or leases relating to the financing of communications system infrastructure under IC 4-13.5.

SECTION 72. IC 5-26-5-8, AS AMENDED BY P.L.235-2005, SECTION 92, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. The ~~commission~~ **department** shall pay its obligations under any use and occupancy agreement or any other contract or lease with the Indiana finance authority from money deposited in the infrastructure fund before making any other disbursement or expenditure of the money.

SECTION 73. IC 5-26-5-9 IS AMENDED TO READ AS



FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. There is annually appropriated to the ~~commission~~ **department** the money in the infrastructure fund for its use, subject to the approval of the budget agency, in carrying out the purposes described in section 7 of this chapter.

SECTION 74. 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%).

(K) For distributions after calendar year 2032, zero percent (0%).

The department of natural resources is not required to provide additional state resources to the state park described in this subdivision as a result of the reduction of revenue set forth in this subdivision.

(6) The following amounts shall be distributed to the county fiscal body for the purposes set forth in subsection (c):

(A) For distributions in calendar year 2023, zero percent (0%).

(B) For distributions in calendar year 2024, one percent (1%).

(C) For distributions in calendar year 2025, two percent (2%).

(D) For distributions in calendar year 2026, three percent (3%).

(E) For distributions in calendar year 2027, four percent (4%).

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

(G) For distributions in calendar year 2029, six percent (6%).

(H) For distributions in calendar year 2030, seven percent (7%).

(I) For distributions in calendar year 2031, eight percent (8%).

(J) For distributions in calendar year 2032, nine percent (9%).

(K) For distributions after calendar year 2032, ten percent (10%).

(7) Twenty percent (20%) shall be distributed as determined by the county fiscal body.

(c) Amounts distributed to the county fiscal body under subsection (b)(6) may only be used for tourism or quality of life purposes, including:

(1) mixed use development projects;

(2) quality public spaces;

(3) multiple transportation options;

(4) multiple housing options;

(5) revitalization of historic, blighted, or vacant properties;

(6) arts, culture, and creativity; and

(7) recreation and green spaces.

(d) An advisory commission consisting of the following members is established:

(1) The director of the department of natural resources or the director's designee.



- (2) The public finance director or the public finance director's designee.
 - (3) A member appointed by the ~~Native American Indian affairs~~ **Indiana cultural** commission.
 - (4) A member appointed by Historic Prophetstown.
 - (5) A member appointed by the community development corporation described in subsection (b)(2).
 - (6) A member appointed by the Wabash River Enhancement Corporation.
 - (7) A member appointed by the commission.
 - (8) A member appointed by the county fiscal body.
 - (9) A member appointed by the town board of the town of Battleground.
 - (10) A member appointed by the mayor of the city of Lafayette.
 - (11) A member appointed by the mayor of the city of West Lafayette.
 - (e) The following apply to the advisory commission:
 - (1) The governor shall appoint a member of the advisory commission as chairman of the advisory commission.
 - (2) Six (6) members of the advisory commission constitute a quorum. The affirmative votes of at least six (6) advisory commission members are necessary for the advisory commission to take official action other than to adjourn or to meet to hear reports or testimony.
 - (3) The advisory commission shall make recommendations concerning the use of any proceeds of bonds issued to finance the development of Prophetstown State Park.
 - (4) Members of the advisory commission who are state employees:
 - (A) are not entitled to any salary per diem; and
 - (B) are entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and to reimbursement for 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.
 - (f) The Indiana finance authority may issue bonds for the development of Prophetstown State Park under IC 5-1.2-6.
- SECTION 75. IC 8-1-1.1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. As used in this chapter:
- "Council" means the advisory council to the office of utility



consumer counselor created under section 7 of this chapter **(before its repeal)**.

"Counselor" means the consumer counselor established under section 2 of this chapter.

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

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

SECTION 76. 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.

SECTION 77. IC 8-14-11-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 1: As used in this chapter, "board" refers to the local bridge grant board established by section 9 of this chapter.

SECTION 78. 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 79. IC 8-14-11-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: The department shall provide staff support to the board.

SECTION 80. IC 8-14-11-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. The **board department** shall establish criteria to be used in evaluating applications for grants from the fund. These criteria:

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

SECTION 81. 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 82. 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 83. 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 84. 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.

SECTION 85. IC 8-23-9-60, AS ADDED BY P.L.70-2023, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2027]: Sec. 60. (a) As used in this section, "adequate welding standards" means specifications, guidelines, tests, and other methods used to ensure that all structural steel welds meet, at minimum, the codes and standards for such welds established in the welding code and under rules adopted by the ~~fire prevention and building safety commission under IC 22-13-2-2.~~ **department of homeland security.**

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

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

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

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

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

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

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

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

(g) In making the determination of the length of time a contractor is



not responsible under subsection (f), the department shall consider the severity of the violation. The period during which a contractor is considered not responsible:

- (1) may not exceed forty-eight (48) months; and
- (2) begins on the date of substantial completion of the project.

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

SECTION 86. IC 9-13-2-49.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 49.8. "Emergency communications fund" refers to the emergency communications fund established by IC 5-26-4-1.**

SECTION 87. IC 9-13-2-82.5 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 82.5: "Integrated public safety communications fund" refers to the integrated public safety communications fund established by IC 5-26-4-1.~~

SECTION 88. IC 9-17-2-14.5, AS AMENDED BY P.L.141-2024, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14.5. (a) The bureau may:

- (1) make investigations or require additional information; and
- (2) reject an application or request;

if the bureau is not satisfied of the genuineness, regularity, or legality of an application or the truth of a statement in an application, or for any other reason.

(b) If the bureau is satisfied that the person applying for a certificate of title for a vehicle is the owner of the vehicle, the bureau shall issue a certificate of title for the vehicle after the person pays the applicable fee under subsection (c) or (d).

(c) The fee for a certificate of title for a vehicle other than a watercraft is fifteen dollars (\$15). Except as provided in subsection (e), the fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) To the motor vehicle highway account as follows:
 - (A) For a title issued before January 1, 2017, one dollar (\$1).
 - (B) For a title issued after December 31, 2016, three dollars and twenty-five cents (\$3.25).
- (3) For a title issued before January 1, 2017, three dollars (\$3) to the highway, road and street fund.
- (4) Five dollars (\$5) to the crossroads 2000 fund.



- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (6) To the commission fund as follows:
 - (A) For a title issued before January 1, 2017, four dollars and twenty-five cents (\$4.25).
 - (B) For a title issued after December 31, 2016, five dollars (\$5).
- (d) The fee for a certificate of title for a watercraft is as follows:
 - (1) For a certificate of title issued before January 1, 2017, fifteen dollars and fifty cents (\$15.50). The fee shall be distributed as follows:
 - (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (B) Two dollars (\$2) to the crossroads 2000 fund.
 - (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
 - (D) Four dollars and seventy-five cents (\$4.75) to the commission fund.
 - (E) Seven dollars (\$7) to the department of natural resources.
 - (2) For a certificate of title issued after December 31, 2016, fifteen dollars (\$15). The fee shall be distributed as follows:
 - (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (B) Three dollars and twenty-five cents (\$3.25) to the motor vehicle highway account.
 - (C) Five dollars (\$5) to the crossroads 2000 fund.
 - (D) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
 - (E) Five dollars (\$5) to the commission fund.
- (e) Fees paid by dealers under this section shall be deposited in the motor vehicle odometer fund.
- (f) Except as provided in subsection (g), the bureau shall deliver a certificate of title:
 - (1) to the person that owns the vehicle for which the certificate of title was issued, if no lien or encumbrance appears on the certificate of title; or
 - (2) if a lien or an encumbrance appears on the certificate of title, to the person that holds the lien or encumbrance as set forth in the application for the certificate of title.
- (g) If a certificate of title is maintained electronically by the bureau, the bureau is not required to physically deliver the certificate of title but shall provide notification:



(1) to the person who owns the vehicle for which the certificate of title was issued, if no lien or encumbrance appears on the certificate of title; or

(2) if a lien or an encumbrance appears on the certificate of title, to the person that holds the lien or an encumbrance as set forth in the application for the certificate of title.

SECTION 89. IC 9-17-2-14.7, AS AMENDED BY P.L.108-2019, SECTION 161, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14.7. (a) This section does not apply to a mobile home or a manufactured home.

(b) Except as provided in subsection (c), a person must apply for a certificate of title for a vehicle within forty-five (45) days after the date on which the person acquires the vehicle.

(c) A person that acquires a vehicle through a transfer on death conveyance under IC 9-17-3-9 must apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person acquires the vehicle.

(d) A person that owns a vehicle and becomes an Indiana resident must apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person becomes an Indiana resident.

(e) A person that violates this section with respect to a certificate of title for a vehicle other than a watercraft shall pay to the bureau an administrative penalty as follows:

(1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty-one dollars and fifty cents (\$21.50). The administrative penalty shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the crossroads 2000 fund.

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) Three dollars (\$3) to the highway, road and street fund.

(D) Five dollars (\$5) to the motor vehicle highway account.

(E) One dollar and fifty cents (\$1.50) to the ~~integrated public safety~~ **emergency** communications fund.

(F) Eleven dollars and twenty-five cents (\$11.25) to the commission fund.

(2) For a violation that occurs after December 31, 2016, an administrative penalty of thirty dollars (\$30). The administrative penalty shall be distributed as follows:

(A) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.

(B) Twenty-eight dollars and seventy-five cents (\$28.75) to the



commission fund.

(f) A person that violates this section with respect to a certificate of title for a watercraft shall pay to the bureau an administrative penalty as follows:

(1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty dollars (\$20). The administrative penalty shall be distributed as follows:

(A) Three dollars (\$3) to the crossroads 2000 fund.

(B) Eight dollars (\$8) to the department of natural resources.

(C) Nine dollars (\$9) to the commission fund.

(2) For a violation that occurs after December 31, 2016, an administrative penalty of thirty dollars (\$30). The administrative penalty shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the state construction fund.

(B) Two dollars and fifty cents (\$2.50) to the commission fund.

(C) Twenty-seven dollars and twenty-five cents (\$27.25) to the department of natural resources.

SECTION 90. IC 9-17-3-2, AS AMENDED BY P.L.205-2025, SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) If a certificate of title:

(1) is lost or stolen;

(2) is mutilated;

(3) is destroyed; or

(4) becomes illegible;

the person that owns the vehicle or the legal representative or legal successor in interest of the person that owns the vehicle for which the certificate of title was issued, as shown by the records of the bureau, shall apply for and may obtain a duplicate certificate of title.

(b) To obtain a duplicate certificate of title under subsection (a), a person must:

(1) furnish information satisfactory to the bureau concerning the loss, theft, mutilation, destruction, or illegibility of the certificate of title; and

(2) pay the applicable fee under subsection (e) or (f).

(c) The word "duplicate" shall be notated on the certificate of title issued under this section.

(d) When a duplicate certificate of title is issued, the previous certificate of title becomes void.

(e) The fee for a duplicate certificate of title issued before January 1, 2017, for a vehicle other than a watercraft is eight dollars (\$8). The fee shall be distributed as follows:



(1) One dollar (\$1) to the motor vehicle highway account.

(2) One dollar (\$1) to the highway, road and street fund.

(3) Six dollars (\$6) to the commission fund.

(f) The fee for a duplicate certificate of title issued before January 1, 2017, for a watercraft is fifteen dollars and fifty cents (\$15.50). The fee shall be distributed as follows:

(1) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(2) Two dollars (\$2) to the crossroads 2000 fund.

(3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.

(4) Four dollars and seventy-five cents (\$4.75) to the commission fund.

(5) Seven dollars (\$7) to the department of natural resources.

(g) The fee for a duplicate certificate of title issued after December 31, 2016, is fifteen dollars (\$15). Except as provided in subsection (h), the fee shall be distributed as follows:

(1) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(2) One dollar and twenty-five cents (\$1.25) to the department of natural resources.

(3) Three dollars and twenty-five cents (\$3.25) to the motor vehicle highway account.

(4) Five dollars (\$5) to the crossroads 2000 fund.

(5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.

(6) Three dollars and seventy-five cents (\$3.75) to the commission fund.

(h) After June 30, 2024, when a fee imposed under subsection (g) is collected by the department, instead of depositing three dollars and seventy-five cents (\$3.75) into the commission fund as required by subsection (g)(6), the department shall instead deposit one dollar and eighty-eight cents (\$1.88) of that amount into the motor carrier regulation fund established by IC 8-2.1-23-1, and the remainder shall be deposited in the commission fund.

SECTION 91. IC 9-17-4-7, AS AMENDED BY P.L.256-2017, SECTION 107, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) Not more than twenty (20) days after a person becomes the owner, custodian, or possessor of a vehicle that:

(1) does not have a manufacturer's identification number installed on the vehicle; or

(2) has an original manufacturer's identification number that is altered, destroyed, obliterated, or defaced;



the person shall apply to the bureau for permission to make or stamp a special identification number on the vehicle.

(b) The bureau shall prescribe the form and manner of an application under subsection (a). The application must contain the following:

- (1) A description of the vehicle, including the make, style, and year of model of the vehicle.
- (2) A description of:
 - (A) the original manufacturer's identification number, if possible; or
 - (B) any distinguishing marks on the engine or body of the vehicle.
- (3) The name and address of the applicant.
- (4) The date on which the applicant purchased or took possession of the vehicle.
- (5) The name and address of the person from whom the applicant purchased or acquired the vehicle.
- (6) An application fee in an amount under subsection (c) or (d), as applicable.
- (7) Any other information the bureau requires.

(c) The fee for an application for an identification number other than a hull identification number that is submitted before January 1, 2017, is thirteen dollars (\$13). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar (\$1) to the highway, road and street fund.
- (3) One dollar (\$1) to the motor vehicle highway account.
- (4) One dollar and fifty cents (\$1.50) to the ~~integrated public~~ **safety emergency** communications fund.
- (5) Four dollars (\$4) to the crossroads 2000 fund.
- (6) Five dollars (\$5) to the commission fund.

(d) The fee for an application for a hull identification number that is submitted before January 1, 2017, is ten dollars and fifty cents (\$10.50). The fee shall be distributed as follows:

- (1) Two dollars and fifty cents (\$2.50) to the department of natural resources.
- (2) Four dollars (\$4) to the crossroads 2000 fund.
- (3) Four dollars (\$4) to the commission fund.

(e) The fee for an application for an identification number that is submitted after December 31, 2016, is ten dollars (\$10). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology account.



(2) Three dollars and twenty-five cents (\$3.25) to the motor vehicle highway account.

(3) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.

(4) Five dollars (\$5) to the commission fund.

(f) A person that owns or possesses a vehicle described in subsection (a) and fails to comply with this section commits a Class B infraction.

SECTION 92. IC 9-18.1-5-2, AS AMENDED BY P.L.108-2019, SECTION 162, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The bureau shall classify the following as a passenger motor vehicle, regardless of the vehicle's gross vehicle weight rating:

(1) A low speed vehicle.

(2) A hearse.

(3) A motor vehicle that is funeral equipment and used in the operation of funeral services (as defined in IC 25-15-2-17).

(4) A medical services vehicle.

(b) The fee to register a passenger motor vehicle is twenty-one dollars and thirty-five cents (\$21.35). The fee shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state construction fund.

(2) Thirty cents (\$0.30) to the spinal cord and brain injury fund.

(3) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

(5) Three dollars (\$3) to the crossroads 2000 fund.

(6) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.

(7) Three dollars and ten cents (\$3.10) to the commission fund.

(8) Any remaining amount to the motor vehicle highway account.

SECTION 93. IC 9-18.1-5-3, AS AMENDED BY P.L.108-2019, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. The fee to register a motorcycle or motor driven cycle is twenty-six dollars and thirty-five cents (\$26.35). The fee shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state construction fund.

(2) Thirty cents (\$0.30) to the spinal cord and brain injury fund.

(3) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

(5) Four dollars (\$4) to the crossroads 2000 fund.



(6) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.

(7) Three dollars and ten cents (\$3.10) to the commission fund.

(8) Seven dollars (\$7) to the motorcycle operator safety education fund.

(9) Any remaining amount to the motor vehicle highway account.

SECTION 94. IC 9-18.1-5-4, AS AMENDED BY P.L.108-2019, SECTION 164, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The fee to register a not-for-hire bus is sixteen dollars and thirty-five cents (\$16.35).

(b) Except as provided in subsection (c), a fee imposed and collected under subsection (a) shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state construction fund.

(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

(4) Four dollars (\$4) to the crossroads 2000 fund.

(5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.

(6) Three dollars and ten cents (\$3.10) to the commission fund.

(7) Any remaining amount to the motor vehicle highway account.

(c) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

SECTION 95. IC 9-18.1-5-5, AS AMENDED BY P.L.156-2020, SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. The fee to register a collector vehicle is sixteen dollars and thirty-five cents (\$16.35). The fee shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state construction fund.

(2) Fifty cents (\$0.50) to the state motor vehicle technology account.

(3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

(4) Four dollars (\$4) to the crossroads 2000 fund.

(5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.

(6) Three dollars and ten cents (\$3.10) to the commission fund.

(7) Any remaining amount to the motor vehicle highway account.

SECTION 96. IC 9-18.1-5-6, AS AMENDED BY P.L.108-2019, SECTION 165, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. The fee to register a recreational



vehicle is twenty-nine dollars and thirty-five cents (\$29.35). The fee shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 97. IC 9-18.1-5-7, AS AMENDED BY P.L.108-2019, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. The fee to register special machinery is sixteen dollars and thirty-five cents (\$16.35). The fee shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 98. IC 9-18.1-5-8, AS AMENDED BY P.L.159-2021, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) Except as provided in sections 11 and 13 of this chapter, the fee to register a trailer is as follows:

Declared Gross	Weight (Pounds)	Fee (\$)
Greater than	Equal to	
	or less than	
0	3,000	\$ 16.35
3,000	9,000	25.35
9,000	12,000	72
12,000	16,000	108
16,000	22,000	168
22,000		228

(b) A fee described in subsection (a) that is collected by the department from a person registering under the International Registration Plan shall be prorated based on the Indiana mileage percentage of the trucks and tractors registered by the person under the



International Registration Plan pursuant to section 9 of this chapter. The prorated amount shall be distributed as set forth in section 10.5 of this chapter.

(c) A fee described in subsection (a) that is not required to be distributed under subsection (b) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 99. IC 9-18.1-5-9, AS AMENDED BY P.L.108-2019, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) Except as provided in section 11 of this chapter, the fee to register a truck, a tractor used with a semitrailer, or a for-hire bus is determined as follows:

Declared Gross Greater than	Weight (Pounds) Equal to or less than	Fee (\$)
0	11,000	\$ 30.35
11,000	16,000	144
16,000	26,000	180
26,000	36,000	372
36,000	48,000	624
48,000	66,000	900
66,000	78,000	1,200
78,000		1,692

(b) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

(c) A fee described in subsection (a) that is not required to be distributed under subsection (b) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) For a truck with a declared gross weight of eleven thousand (11,000) pounds or less, thirty cents (\$0.30) to the spinal cord and brain injury fund.
- (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.



- (5) Four dollars (\$4) to the crossroads 2000 fund.
- (6) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (7) Three dollars and ten cents (\$3.10) to the commission fund.
- (8) Any remaining amount to the motor vehicle highway account.

(d) A trailer that is towed by a truck must be registered separately, and the appropriate fee must be paid under this chapter.

SECTION 100. IC 9-18.1-5-10, AS AMENDED BY P.L.11-2023, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The following vehicles shall be registered as semitrailers:

- (1) A semitrailer converted to a full trailer through the use of a converter dolly.
- (2) A trailer drawn behind a semitrailer.
- (3) A trailer drawn by a vehicle registered under the International Registration Plan.

(b) The fee for a permanent registration of a semitrailer is eighty-two dollars (\$82).

(c) A fee described in subsection (b) that is collected for a registration issued through an Indiana based International Registration Plan account shall be distributed as set forth in section 10.5 of this chapter.

(d) The fee described in subsection (b) that is not required to be distributed under subsection (c) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Twelve dollars (\$12) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

(e) A permanent registration under subsection (b) must be renewed on an annual basis to pay all applicable excise taxes. There is no fee to renew a permanent registration under subsection (b).

(f) A permanent registration under subsection (b) may be transferred under IC 9-18.1-11.

SECTION 101. IC 9-18.1-6-4, AS AMENDED BY P.L.205-2025, SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) Except as provided in subsection (e), the fee to register a recovery vehicle with a gross vehicle weight rating greater



than sixteen thousand (16,000) pounds is five hundred four dollars (\$504).

(b) Except as provided in subsection (e), the fee to register a recovery vehicle with a gross vehicle weight rating equal to or less than sixteen thousand (16,000) pounds is seventy-two dollars (\$72).

(c) Except as provided in subsection (d), a fee imposed and collected under subsection (a) or (b) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund (except as provided in subsection (f)).
- (7) Any remaining amount to the motor vehicle highway account.

(d) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in IC 9-18.1-5-10.5.

(e) The fee to register a recovery vehicle for a period other than twelve (12) months is the amount determined under the following formula:

STEP ONE: Determine the number of months remaining until the vehicle's next registration date under IC 9-18.1-11. A partial month shall be rounded to one (1) month.

STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

STEP THREE: Multiply the STEP TWO product by the applicable registration fee under subsection (a) or (b) for the vehicle.

A fee imposed and collected under this subsection that is not collected under the International Registration Plan shall be distributed under subsection (c). A fee imposed and collected under this subsection that is collected under the International Registration Plan shall be distributed under subsection (d).

(f) Beginning after June 30, 2024, when a fee imposed under subsection (a) or (b) is collected by the department of state revenue, instead of depositing three dollars and ten cents (\$3.10) into the commission fund as required by subsection (c)(6), the department shall instead deposit ninety percent (90%) of that amount into the motor carrier regulation fund established by IC 8-2.1-23-1, and the remainder



shall be deposited in the commission fund.

SECTION 102. IC 9-18.1-7-5, AS AMENDED BY P.L.108-2019, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. A fee to register a farm vehicle under section 3 or 4 of this chapter shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars (\$2) to the crossroads 2000 fund.
- (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 103. IC 9-18.1-7-6, AS AMENDED BY P.L.108-2019, SECTION 173, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The fee for permanent registration of a farm vehicle that is a semitrailer is forty-one dollars (\$41). The fee shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (5) Three dollars and ten cents (\$3.10) to the commission fund.
- (6) Six dollars (\$6) to the crossroads 2000 fund.
- (7) Any remaining amount to the motor vehicle highway account.

(b) A permanent registration under subsection (a) must be renewed on an annual basis to pay all applicable excise tax. There is no fee to renew a permanent registration under subsection (a).

SECTION 104. IC 9-18.1-7-8, AS AMENDED BY P.L.108-2019, SECTION 174, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) If a person has registered a vehicle as a farm vehicle and the person:

- (1) desires to register the vehicle as a vehicle other than a farm vehicle; or
- (2) operates the vehicle in the conduct of a commercial enterprise; the person shall apply to the bureau to change the registration from registration as a farm vehicle to the applicable registration for the vehicle under IC 9-18.1-5.

(b) The bureau shall issue to a person described in subsection (a) an



amended certificate of registration and the appropriate license plate after the person pays the following:

(1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the state construction fund.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar (\$1) to the crossroads 2000 fund.
- (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (E) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (F) Five dollars (\$5) to the commission fund.

(2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.

(3) If the vehicle was registered as a farm semitrailer, a fee of forty-one dollars (\$41). The fee shall be distributed to the motor vehicle highway account.

(4) If the vehicle was registered as a farm vehicle other than a farm semitrailer, the amount determined under the following formula:

STEP ONE: Determine the number of months between:

- (i) the date on which the farm vehicle is registered as a vehicle other than a farm vehicle or is operated in the conduct of a commercial enterprise; and
- (ii) the next registration date under IC 9-18.1-11 of the farm vehicle.

A partial month shall be rounded to one (1) month.

STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

STEP THREE: Determine the product of:

- (i) the STEP TWO result; multiplied by
- (ii) the applicable fee under IC 9-18.1-5 for the classification to which the vehicle's registration is changed.

The amount determined under this subdivision shall be deposited in the motor vehicle highway account.

SECTION 105. IC 9-18.1-8-4, AS AMENDED BY P.L.108-2019, SECTION 175, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. The registration of a military vehicle under this chapter is permanent. The fee for the permanent registration of a military vehicle is twelve dollars (\$12). The fee shall be distributed as follows:



- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.

SECTION 106. IC 9-18.1-11-6, AS AMENDED BY P.L.156-2020, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) A person that sells or otherwise disposes of a vehicle, including a wrecked or destroyed vehicle, owned by the person before the date on which the vehicle's registration expires may apply to the bureau to transfer the registration and license plates to a vehicle acquired or owned by the person.

(b) This subsection applies if the vehicle to which the registration and license plate are transferred is of the same type and in the same weight class as the vehicle for which the registration and license plate were originally issued. The bureau shall transfer the registration and license plate and issue an amended certificate of registration to the person applying for the transfer after the person pays the following:

- (1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:
 - (A) Twenty-five cents (\$0.25) to the state construction fund.
 - (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (C) One dollar (\$1) to the crossroads 2000 fund.
 - (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
 - (E) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
 - (F) Five dollars (\$5) to the commission fund.

- (2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.

(c) This subsection applies if a vehicle to which the registration is transferred is of a different type or in a different weight class than the vehicle for which the registration and license plate were originally issued. The bureau shall transfer the registration and license plate and issue to the person applying for the transfer an amended certificate of registration and, if necessary, a new license plate or other proof of registration under this article or IC 9-18.5 after the person pays the following:



(1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the state construction fund.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar (\$1) to the crossroads 2000 fund.
- (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (E) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (F) Five dollars (\$5) to the commission fund.

(2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.

(3) If the fee to register the vehicle to which the registration is transferred exceeds by more than ten dollars (\$10) the fee to register the vehicle for which the registration was originally issued, the amount determined under the following formula:

STEP ONE: Determine the number of months between:

- (i) the date on which the vehicle to which the registration is transferred was acquired; and
- (ii) the next registration date under this chapter for a vehicle registered by the person.

A partial month shall be rounded to one (1) month.

STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

STEP THREE: Determine the difference between:

- (i) the registration fee for the vehicle to which the registration is transferred; minus
- (ii) the registration fee for the vehicle for which the registration was originally issued.

STEP FOUR: Determine the product of:

- (i) the STEP TWO result; multiplied by
- (ii) the STEP THREE result.

A fee collected under this subdivision shall be deposited in the motor vehicle highway account.

(d) A person may register a vehicle to which a registration is transferred under this section:

- (1) individually; or
- (2) with one (1) or more other persons.

SECTION 107. IC 9-18.1-11-8, AS AMENDED BY P.L.1-2025, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) If a license plate or other



proof of registration is stolen, the person in whose name the license plate or other proof of registration was issued shall notify:

- (1) the Indiana law enforcement agency that has jurisdiction where the theft occurred; or
- (2) the law enforcement agency that has jurisdiction over the address listed on the registration for the vehicle for which the license plate or other proof of registration was issued;

that the original license plate or other proof of registration has been stolen.

(b) A person may apply to the bureau to replace a license plate or other proof of registration that is lost, stolen, destroyed, or damaged. The bureau shall issue a duplicate or replacement license plate or other proof of registration after the person does the following:

- (1) Pays a fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:
 - (A) Twenty-five cents (\$0.25) to the state construction fund.
 - (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (C) One dollar (\$1) to the crossroads 2000 fund.
 - (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
 - (E) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
 - (F) Five dollars (\$5) to the commission fund.

However, the bureau may waive the fee under this subsection for a duplicate certificate of registration that is processed on the website of the bureau.

- (2) If the proof of registration was lost or stolen, provides proof of compliance with subsection (a) in a manner and form prescribed by the bureau.

(c) A replacement proof of registration must be kept or displayed in the same manner as the original proof of registration.

SECTION 108. IC 9-18.1-11-9, AS AMENDED BY P.L.108-2019, SECTION 178, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) A person that owns a vehicle may apply to the bureau to change the ownership of the vehicle:

- (1) by adding at least one (1) other person as a joint owner; or
- (2) if the person is a joint owner of the vehicle, by transferring the person's ownership interest in a vehicle to at least one (1) remaining joint owner.

(b) The bureau shall issue an amended certificate of registration to a person that applies under subsection (a) after the person does the



following:

- (1) Complies with IC 9-17.
- (2) Pays a fee of nine dollars and fifty cents (\$9.50).
- (c) A person may apply to the bureau to amend any obsolete or incorrect information contained in a certificate of registration. The bureau shall issue an amended certificate of registration after the person pays a fee of nine dollars and fifty cents (\$9.50).
- (d) The bureau may not impose or collect a fee for a duplicate, an amended, or a replacement certificate of registration that is issued as a result of an error on the part of the bureau.
- (e) A fee described in subsection (b)(2) or (c) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) One dollar (\$1) to the crossroads 2000 fund.
- (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (6) Five dollars (\$5) to the commission fund.

SECTION 109. IC 9-18.1-11-10, AS AMENDED BY P.L. 108-2019, SECTION 179, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) A person that owns a vehicle may apply to the bureau in a manner and form prescribed by the bureau to display on the vehicle a license plate that is different from the license plate that is displayed on the vehicle at the time of application. The bureau shall issue the different license plate and an amended certificate of registration after the person pays the following:

- (1) Any fees required under IC 9-18.5 to obtain the different license plate.
- (2) If the application is not part of the person's registration or renewal process, an additional plate change fee of nine dollars and fifty cents (\$9.50).
- (b) The fee described in subsection (a)(2) shall be distributed as follows:
 - (1) Twenty-five cents (\$0.25) to the state construction fund.
 - (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (3) One dollar (\$1) to the crossroads 2000 fund.
 - (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
 - (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.



(6) Five dollars (\$5) to the commission fund.

SECTION 110. IC 9-18.1-12-2, AS AMENDED BY P.L.227-2025, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) A person may apply to the bureau for a temporary registration permit for a vehicle. The bureau shall issue the person a temporary registration permit after the person does the following:

(1) Provides proof of financial responsibility in effect with respect to the vehicle in the amounts specified under IC 9-25.

(2) Pays a fee of eighteen dollars (\$18). The fee shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the state construction fund.

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.

(D) Five dollars (\$5) to the commission fund.

(E) Any remaining amount to the motor vehicle highway account.

(b) A temporary registration permit is valid for a period of thirty (30) days from the date of issuance and authorizes the use of the vehicle on a highway if any of the following conditions exist:

(1) The person has purchased or otherwise obtained the vehicle in Indiana and will be titling or registering the vehicle in another state or foreign country.

(2) The person is an Indiana resident and is intending to move to another state and the current vehicle registration or temporary permit will expire before the person moves.

(3) The person is an Indiana resident and the vehicle registration in another state has expired and the person has applied under IC 9-17 for a title for the vehicle.

(4) The person owns and operates the vehicle and the person:

(A) does not operate the vehicle as a lessor; and

(B) moves the empty vehicle from one (1) lessee-carrier to another.

(5) The person owns a vehicle for which emissions testing is required and the vehicle will require further mechanical repairs in order to comply with the emissions testing requirements.

(c) A temporary registration permit shall be displayed on a vehicle in a manner determined by the bureau.

(d) The bureau may issue a temporary registration permit under this section at the bureau's discretion if the person complies with subsection



(a) and applies in a form and manner prescribed by the bureau.

SECTION 111. IC 9-18.1-12-3, AS AMENDED BY P.L.111-2021, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) A person that owns a vehicle may apply to the bureau for a temporary delivery permit to operate the vehicle without obtaining a certificate of title or registration for the vehicle as set forth in subsection (b). The bureau shall issue the person a temporary delivery permit after the person does the following:

(1) Provides proof of financial responsibility in effect with respect to the vehicle in the amounts specified under this article in the form required by the bureau.

(2) Pays a fee of eighteen dollars (\$18). The fee shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the state construction fund.

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.

(D) Five dollars (\$5) to the commission fund.

(E) Any remaining amount to the motor vehicle highway account.

(b) A temporary delivery permit issued under subsection (a) is valid for a period of ninety-six (96) hours beginning with the time of issuance and authorizes the person or the person's agent or employee to operate the vehicle upon a highway for the purpose of delivering, or having delivered, the vehicle to any of the following locations:

(1) A place of storage, including the person's residence or place of business.

(2) An inspection station for purposes of emissions testing under IC 13-17-5-5.1(b).

(3) A license branch or a location operated by a full service provider (as defined in IC 9-14.1-1-2) or a partial services provider (as defined in IC 9-14.1-1-3) to register the vehicle under this article.

(c) A temporary delivery permit must be displayed on a vehicle in a manner determined by the bureau.

(d) A person that uses a temporary permit:

(1) for a period greater than ninety-six (96) hours; or

(2) for a purpose not specified in subsection (b);

commits a Class C infraction.

SECTION 112. IC 9-18.1-14-7, AS AMENDED BY P.L.111-2021, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2026]: Sec. 7. (a) If a certificate of registration or decal issued for an off-road vehicle or a snowmobile that is registered under this chapter is lost, stolen, destroyed, or damaged, the owner of the off-road vehicle or snowmobile may apply to the bureau for a replacement certificate of registration or decal. If the certificate of registration or decal is stolen, the owner shall provide notice of the theft to a law enforcement agency with jurisdiction over:

- (1) the site of the theft; or
- (2) the address listed on the certificate of registration.

(b) The bureau shall issue a replacement certificate of registration or decal to the owner of an off-road vehicle or a snowmobile after the owner:

- (1) pays a fee of nine dollars and fifty cents (\$9.50); and
- (2) provides notice as required under subsection (a), if applicable.

(c) The fee imposed under subsection (b) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) One dollar (\$1) to the crossroads 2000 fund.
- (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (6) Five dollars (\$5) to the commission fund.

(d) A replacement certificate of registration or decal issued under this section must be attached and displayed in the same manner as the original certificate of registration or decal.

SECTION 113. IC 9-18.1-14-8, AS AMENDED BY P.L.108-2019, SECTION 184, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) A person that owns an off-road vehicle or a snowmobile that is registered under this chapter may apply to the bureau to change the ownership of the off-road vehicle or snowmobile:

- (1) by adding at least one (1) other person as a joint owner; or
- (2) if the person is a joint owner of the off-road vehicle or snowmobile, by transferring the person's ownership interest in the off-road vehicle or snowmobile to at least one (1) remaining joint owner.

(b) The bureau shall issue an amended certificate of registration to a person that applies under subsection (a) after the person does the following:

- (1) Complies with IC 9-17.



(2) Pays a fee of nine dollars and fifty cents (\$9.50).

(c) A person may apply to the bureau to amend any obsolete or incorrect information contained in the certificate of registration issued with respect to the off-road vehicle or snowmobile. The bureau shall issue an amended certificate of registration after the person pays a fee of nine dollars and fifty cents (\$9.50).

(d) The bureau may not impose or collect a fee for a duplicate, an amended, or a replacement certificate of registration that is issued as a result of an error on the part of the bureau.

(e) A fee described in subsection (b)(2) or (c) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) One dollar (\$1) to the crossroads 2000 fund.
- (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (6) Five dollars (\$5) to the commission fund.

SECTION 114. IC 9-18.1-14.5-11, AS AMENDED BY P.L.111-2021, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) If a certificate of registration or decal issued for a watercraft that is registered under this chapter is lost, stolen, destroyed, or damaged, the owner of the watercraft may apply to the bureau for a replacement certificate of registration or decal. If the certificate of registration or decal is stolen, the owner shall provide notice of the theft to a law enforcement agency with jurisdiction over:

- (1) the site of the theft; or
- (2) the address listed on the certificate of registration.

(b) The bureau shall issue a replacement certificate of registration or decal to the owner of a watercraft after the owner pays a fee of nine dollars and fifty cents (\$9.50).

(c) The fee imposed under subsection (b) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) One dollar (\$1) to the crossroads 2000 fund.
- (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.



(6) Five dollars (\$5) to the commission fund.

(d) A replacement certificate of registration or decal issued under this section must be attached and displayed in the same manner as the original certificate of registration or decal.

SECTION 115. IC 9-18.1-14.5-12, AS ADDED BY P.L.164-2020, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) A person that owns a watercraft that is registered under this chapter may apply to the bureau to change the ownership of the watercraft:

- (1) by adding at least one (1) other person as a joint owner; or
- (2) if the person is a joint owner of the watercraft, by transferring the person's ownership interest in the watercraft to at least one (1) remaining joint owner.

(b) The bureau shall issue an amended certificate of registration to a person that applies under subsection (a) after the person does the following:

- (1) Complies with IC 9-17.
- (2) Pays the fee of nine dollars and fifty cents (\$9.50).

(c) A person may apply to the bureau to amend any obsolete or incorrect information contained in the certificate of registration issued with respect to the watercraft. The bureau shall issue an amended certificate of registration after the person pays a fee of nine dollars and fifty cents (\$9.50).

(d) The bureau may not impose or collect a fee for a duplicate, amended, or replacement certificate of registration that is issued as a result of an error on the part of the bureau.

(e) A fee described in subsection (b)(2) or (c) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) One dollar (\$1) to the crossroads 2000 fund.
- (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (6) Five dollars (\$5) to the commission fund.

SECTION 116. IC 9-18.5-4-5, AS AMENDED BY P.L.108-2019, SECTION 185, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) A vehicle for a which a license plate is issued under section 1 of this chapter is exempt from the applicable registration fee for the vehicle under IC 9-18 (before its expiration), IC 9-29-5 (before its repeal), or IC 9-18.1-5.



(b) A vehicle described in subsection (a) is subject to a service charge as follows:

(1) For a license plate issued before January 1, 2017, five dollars and seventy-five cents (\$5.75). The service charge shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the state construction fund.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (D) Three dollars and seventy-five cents (\$3.75) to the commission fund.

(2) For a license plate issued after December 31, 2016, five dollars (\$5). The service charge shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the state construction fund.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (D) Three dollars (\$3) to the commission fund.

SECTION 117. IC 9-18.5-9-6, AS AMENDED BY P.L.108-2019, SECTION 186, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The fee for a license plate issued under this chapter is eight dollars (\$8).

(b) A fee collected under subsection (a) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state construction fund.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (4) Five dollars (\$5) to the commission fund.
- (5) Any remaining amount to the motor vehicle highway account.

SECTION 118. IC 9-18.5-12-16, AS AMENDED BY P.L.256-2017, SECTION 143, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) Except as provided in IC 9-18.5-28, the bureau shall collect an annual supplemental fee of fifteen dollars (\$15) with respect to each special group recognition license plate issued under this article. The annual supplemental fee is in addition to a fee imposed under section 14(d)(2) or 15(b) of this chapter.

(b) An annual supplemental fee collected under subsection (a) shall be distributed as follows:



- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar (\$1) to the crossroads 2000 fund.
- (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (4) Five dollars (\$5) to the commission fund.
- (5) Any remaining amount to the motor vehicle highway account.

SECTION 119. 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.**

SECTION 120. IC 9-18.5-22-1, AS ADDED BY P.L.198-2016, SECTION 327, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. The bureau shall, with the advice of the ~~Native American Indian affairs commission established under IC 4-23-32;~~ **Indiana cultural commission established under IC 4-23-36,** design and issue an Indiana Native American trust license plate as a special group recognition license plate under IC 9-18.5-12.

SECTION 121. IC 9-18.5-22-4, AS AMENDED BY P.L.118-2022, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The Indiana Native American trust fund is established.

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

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

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

- (1) Before January 1 of the calendar year following the calendar year in which a nonprofit corporation is established under IC 4-23-36-16, to the Indiana cultural commission established under IC 4-23-36.**



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

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

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

SECTION 122. IC 9-24-3-1, AS AMENDED BY P.L.111-2021, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) Except as otherwise provided in this article, the bureau shall issue a driver's license to an individual who meets the following conditions:

(1) Satisfies the age requirements set forth in section 2.5 of this chapter.

(2) Makes proper application to the bureau under IC 9-24-9 upon a form prescribed by the bureau. The form must include an attestation concerning the number of hours of supervised driving practice that the individual has completed if the individual is required under section 2.5 of this chapter to complete a certain number of hours of supervised driving practice in order to receive a driver's license. The:

(A) parent or guardian of an applicant less than eighteen (18) years of age; or

(B) applicant, if the applicant is at least eighteen (18) years of age;

shall attest in writing under penalty of perjury to the time logged in practice driving.

(3) Satisfactorily passes the examination and tests required for issuance of a driver's license under IC 9-24-10.

(4) Except as provided in subsection (e), pays the following applicable fee:

(A) For an individual who is less than seventy-five (75) years of age, seventeen dollars and fifty cents (\$17.50).

(B) For an individual who is at least seventy-five (75) years of age but less than eighty-five (85) years of age, eleven dollars (\$11).

(C) For an individual who is at least eighty-five (85) years of



age, seven dollars (\$7).

(b) A fee described in subsection (a)(4)(A) shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) Two dollars (\$2) to the crossroads 2000 fund.
- (3) Four dollars and fifty cents (\$4.50) to the motor vehicle highway account.
- (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
- (5) Nine dollars and twenty-five cents (\$9.25) to the commission fund.

(c) A fee described in subsection (a)(4)(B) shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar and fifty cents (\$1.50) to the crossroads 2000 fund.
- (3) Three dollars (\$3) to the motor vehicle highway account.
- (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
- (5) Four dollars and seventy-five cents (\$4.75) to the commission fund.

(d) A fee described in subsection (a)(4)(C) shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar (\$1) to the crossroads 2000 fund.
- (3) Two dollars (\$2) to the motor vehicle highway account.
- (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
- (5) Two dollars and twenty-five cents (\$2.25) to the commission fund.

(e) A fee described in subsection (a)(4) may not be charged to an individual who:

- (1) is under the care and supervision of the department of child services; or
- (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as defined in IC 31-36-3-4) and presents a fee and consent waiver affidavit described in IC 31-36-3-4(c);

and meets all other requirements for a driver's license under this article.

SECTION 123. IC 9-24-6.1-4, AS AMENDED BY P.L.108-2019, SECTION 187, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The fee for a commercial driver's license issued before January 1, 2017, is thirty-six dollars (\$36). The fee shall be distributed as follows:



- (1) One dollar and fifty cents (\$1.50) to the state motor vehicle technology fund.
- (2) Fifteen dollars (\$15) to the motor vehicle highway account.
- (3) Five dollars (\$5) to the ~~integrated~~ **public safety emergency** communications fund.
- (4) Fourteen dollars and fifty cents (\$14.50) to the commission fund.
- (b) The fee for a commercial driver's license issued after December 31, 2016, is thirty-five dollars (\$35). The fee shall be distributed as follows:
 - (1) Twenty-five cents (\$0.25) to the state construction fund.
 - (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (3) Two dollars (\$2) to the crossroads 2000 fund.
 - (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
 - (5) Four dollars and seventy-five cents (\$4.75) to the commission fund.
 - (6) Any remaining amount to the motor vehicle highway account.
- (c) The fee for a commercial learner's permit is seventeen dollars (\$17). The fee shall be distributed as follows:
 - (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (2) Two dollars (\$2) to the crossroads 2000 fund.
 - (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
 - (4) To the commission fund as follows:
 - (A) For a commercial learner's permit issued before January 1, 2017, twelve dollars and seventy-five cents (\$12.75).
 - (B) For a commercial learner's permit issued after December 31, 2016, five dollars (\$5).
 - (5) To the motor vehicle highway account as follows:
 - (A) For a commercial learner's permit issued before January 1, 2017, fifty cents (\$0.50).
 - (B) For a commercial learner's permit issued after December 31, 2016, eight dollars and twenty-five cents (\$8.25).
- (d) The payment of a fee imposed under this section does not relieve the holder of a commercial driver's license or commercial learner's permit of responsibility for the following fees, as applicable:
 - (1) The fee to issue an amended or a replacement license or permit under IC 9-24-14-1.
 - (2) A fee to add or remove an endorsement to a license or permit under subsection (e) or IC 9-24-8.5-3.
 - (3) The administrative penalty for the delinquent renewal of a



license under IC 9-24-12-13.

(e) The fee to add or remove an endorsement, other than a motorcycle endorsement, to a commercial driver's license or commercial learner's permit is nineteen dollars (\$19). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar and twenty-five cents (\$1.25) to the motor vehicle highway account.
- (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (4) Sixteen dollars (\$16) to the commission fund.

SECTION 124. IC 9-24-7-1, AS AMENDED BY P.L.174-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The bureau shall issue a learner's permit to an individual who satisfies the following conditions:

- (1) Makes a proper application in the form and manner prescribed by the bureau.
- (2) Except as provided in subsection (d), pays a fee under subsection (b) or (c), as applicable.
- (3) If less than eighteen (18) years of age:
 - (A) is not ineligible under IC 9-24-2-1; and
 - (B) provides the bureau with an emergency contact person (as defined by IC 9-26-2-5) who is not the individual who holds the learner's permit to be listed in the Indiana emergency contact data base described in IC 9-26-10-1 for the individual who holds the learner's permit.
- (4) Has passed a written examination as required under IC 9-24-10.
- (5) Either:
 - (A) is at least sixteen (16) years of age; or
 - (B) if at least fifteen (15) years of age but less than sixteen (16) years of age, is enrolled in an approved driver education course.

(b) The fee for a learner's permit issued before January 1, 2017, is nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the motor vehicle highway account.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars (\$2) to the crossroads 2000 fund.
- (4) One dollar and seventy-five cents (\$1.75) to the ~~integrated public safety~~ **emergency** communications fund.
- (5) Four dollars and seventy-five cents (\$4.75) to the commission



fund.

(c) The fee for a learner's permit issued after December 31, 2016, is nine dollars (\$9). The fee shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the motor vehicle highway account.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars (\$2) to the crossroads 2000 fund.
- (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
- (5) Five dollars (\$5) to the commission fund.

(d) A fee described in subsection (a) may not be charged to an individual who:

- (1) is under the care and supervision of the department of child services; or
- (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as defined in IC 31-36-3-4) and presents a fee and consent waiver affidavit described in IC 31-36-3-4(c);

and meets all other requirements for a learner's permit under IC 9-24.

SECTION 125. IC 9-24-8-3, AS AMENDED BY P.L.111-2021, SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The bureau shall issue a motorcycle learner's permit to an individual who meets the following conditions:

- (1) The individual holds a valid driver's license issued under this article.
- (2) The individual passes a written examination developed by the bureau concerning the safe operation of a motorcycle.
- (3) The individual makes a proper application in the form and manner prescribed by the bureau.
- (4) The individual pays the appropriate fee under subsection (c) or (d).

(b) A motorcycle learner's permit authorizes the holder to operate a motorcycle upon a highway under the following conditions:

- (1) The holder wears a helmet that meets the standards described in 49 CFR 571.218 as in effect January 1, 2000.
- (2) The motorcycle is operated only during the period from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset.
- (3) The motorcycle does not carry passengers other than the operator.

(c) The fee for a motorcycle learner's permit issued before January 1, 2017, is nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:



- (1) One dollar (\$1) to the state motor vehicle technology fund.
 - (2) One dollar (\$1) to the motor vehicle highway account.
 - (3) Two dollars (\$2) to the crossroads 2000 fund.
 - (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
 - (5) Four dollars and twenty-five cents (\$4.25) to the commission fund.
- (d) The fee for a motorcycle learner's permit issued after December 31, 2016, is nine dollars (\$9). The fee shall be distributed as follows:
- (1) Twenty-five cents (\$0.25) to the motor vehicle highway account.
 - (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (3) Two dollars (\$2) to the crossroads 2000 fund.
 - (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.
 - (5) Five dollars (\$5) to the commission fund.
- (e) The fee for a motorcycle operational skills test administered under this chapter is as follows:
- (1) For tests given by state employees, the fee is five dollars (\$5) and shall be deposited in the motor vehicle highway account under IC 8-14-1.
 - (2) For tests given by a contractor approved by the bureau, the fee is:
 - (A) determined under rules adopted by the bureau under IC 4-22-2 to cover the direct costs of administering the test; and
 - (B) paid to the contractor.
- SECTION 126. IC 9-24-8.5-3, AS AMENDED BY P.L.211-2023, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The bureau shall add a motorcycle endorsement to a driver's license if the holder meets the following conditions:
- (1) Is at least:
 - (A) sixteen (16) years and ninety (90) days of age and has completed a motorcycle operator safety education course approved by the bureau under IC 9-27-7; or
 - (B) sixteen (16) years and two hundred seventy (270) days of age.
 - (2) Makes a proper application in the form and manner prescribed by the bureau.
 - (3) Has passed a written examination developed by the bureau concerning the safe operation of a motorcycle.



(4) Satisfactorily completes an operational skills test at a location approved by the bureau.

(5) Pays a fee of nineteen dollars (\$19). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) One dollar and twenty-five cents (\$1.25) to the motor vehicle highway account.

(C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.

(D) Sixteen dollars (\$16) to the commission fund.

(b) The bureau may waive the testing requirements under subsection (a)(3) and (a)(4) for an individual who satisfactorily completes a motorcycle operator safety course approved by the bureau as set forth in IC 9-27-7.

(c) The bureau may waive the operational skills test under subsection (a)(4) for an individual who holds a valid motorcycle endorsement or motorcycle license from any other jurisdiction.

(d) An individual who fails the operational skills test under subsection (a)(4) three (3) consecutive times is not eligible to retake the test until two (2) months after the date of the most recent failed test.

(e) The fee for a motorcycle operational skills test administered under this chapter is as follows:

(1) For tests given by state employees, the fee is five dollars (\$5) and shall be deposited in the motor vehicle highway account under IC 8-14-1.

(2) For tests given by a contractor approved by the bureau, the fee is:

(A) determined under rules adopted by the bureau under IC 4-22-2 to cover the direct costs of administering the test; and

(B) paid to the contractor.

(f) The bureau may impose an additional fee of twenty-five dollars (\$25) if the bureau processes an application for a physical credential under this chapter in a period of time that is shorter than the normal processing period. The bureau shall deposit the fee in the commission fund.

(g) A fee imposed under this section is in addition to any other fee imposed under this chapter.

SECTION 127. IC 9-24-8.5-5, AS AMENDED BY P.L.211-2023, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The bureau shall add a for-hire endorsement



to a driver's license if the holder meets the following conditions:

- (1) Is at least eighteen (18) years of age.
- (2) Has held a valid driver's license for more than one (1) year.
- (3) Makes a proper application in a form and manner prescribed by the bureau.
- (4) Satisfactorily passes a written test approved by the bureau.
- (5) Pays a fee of nineteen dollars (\$19). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) One dollar and twenty-five cents (\$1.25) to the motor vehicle highway account.

(C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~ **public safety emergency** communications fund.

(D) Sixteen dollars (\$16) to the commission fund.

(b) The bureau may impose an additional fee of twenty-five dollars (\$25) if the bureau processes an application for a physical credential under this chapter in a period of time that is shorter than the normal processing period. The bureau shall deposit the fee in the commission fund.

(c) A fee imposed under this section is in addition to any other fee imposed under this chapter.

SECTION 128. IC 9-24-12-5, AS AMENDED BY P.L.211-2023, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) Except as provided in subsection (b), and subject to subsection (d), an individual applying for renewal of a driver's license in the form of a physical credential (issued under IC 9-24-3), or a chauffeur's or a public passenger chauffeur's license, including any endorsements in effect with respect to the license, must apply in person at a license branch and do the following:

(1) Pass an eyesight examination.

(2) Pass a written examination if:

(A) the applicant has at least six (6) active points on the applicant's driving record maintained by the bureau;

(B) the applicant has not reached the applicant's twenty-first birthday and has active points on the applicant's driving record maintained by the bureau; or

(C) the applicant is in possession of a driver's license that is expired beyond one hundred eighty (180) days.

(b) The holder of a driver's license in the form of a physical credential (issued under IC 9-24-3), a chauffeur's or a public passenger chauffeur's license, or a learner's permit issued in the form of a physical



credential under IC 9-24-7 may renew the license, including any endorsements in effect with respect to the license, by mail or by electronic service, subject to the following conditions:

(1) A valid computerized image of the individual must exist within the records of the bureau.

(2) The previous renewal of the individual's driver's license (issued under IC 9-24-3), chauffeur's or public passenger chauffeur's license, or a learner's permit issued under IC 9-24-7 must not have been by mail or by electronic service.

(3) The application for or previous renewal of the individual's license or permit must have included a test of the individual's eyesight approved by the bureau.

(4) If the individual were applying for the license or permit renewal in person at a license branch, the individual would not be required under subsection (a)(2) to submit to a written examination.

(5) The individual must be a citizen of the United States, as shown in the records of the bureau.

(6) There must not have been any change in the:

(A) address; or

(B) name;

of the individual since the issuance or previous renewal of the individual's driver's license (issued under IC 9-24-3), chauffeur's or public passenger chauffeur's license, or a learner's permit issued under IC 9-24-7.

(7) The driver's license (issued under IC 9-24-3), chauffeur's or public passenger chauffeur's license, or a learner's permit issued under IC 9-24-7 of the individual must not be:

(A) suspended; or

(B) expired more than one hundred eighty (180) days;

at the time of the application for renewal.

(8) If the individual is seventy-five (75) years of age or older at the time of the application for renewal, the individual must provide proof, on a form approved by the bureau, that the individual has passed an eyesight examination within thirty (30) days prior to the renewal application.

(c) An individual applying for the renewal of a driver's license issued in the form of a physical credential (issued under IC 9-24-3), a chauffeur's license or a public passenger chauffeur's license, or a learner's permit issued in the form of a physical credential under IC 9-24-7, including any endorsements in effect with respect to the license, must apply in person at a license branch under subsection (a)



if the individual is not entitled to apply by mail or by electronic service under subsection (b).

(d) The bureau may not issue or renew a chauffeur's or a public passenger chauffeur's license after December 31, 2016. If a holder of a chauffeur's or a public passenger chauffeur's license applies after December 31, 2016, for renewal of the chauffeur's or public passenger chauffeur's license, the bureau shall issue to the holder a driver's license under IC 9-24-3 with a for-hire endorsement if the holder:

- (1) applies in a form and manner prescribed by the bureau; and
- (2) satisfies the requirements for renewal of a driver's license issued under IC 9-24-3, including the fee and examination requirements under this section.

(e) An individual applying for the renewal of a driver's license issued in the form of a physical credential under IC 9-24-3 shall pay the following applicable fee:

- (1) If the individual is less than seventy-five (75) years of age, seventeen dollars and fifty cents (\$17.50). The fee shall be distributed as follows:

- (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (B) Two dollars (\$2) to the crossroads 2000 fund.
- (C) Four dollars and fifty cents (\$4.50) to the motor vehicle highway account.
- (D) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (E) Nine dollars and twenty-five cents (\$9.25) to the commission fund.

- (2) If the individual is at least seventy-five (75) years of age and less than eighty-five (85) years of age, eleven dollars (\$11). The fee shall be distributed as follows:

- (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (B) One dollar and fifty cents (\$1.50) to the crossroads 2000 fund.
- (C) Three dollars (\$3) to the motor vehicle highway account.
- (D) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety~~ **emergency** communications fund.
- (E) Four dollars and seventy-five cents (\$4.75) to the commission fund.

- (3) If the individual is at least eighty-five (85) years of age, seven dollars (\$7). The fee shall be distributed as follows:

- (A) Fifty cents (\$0.50) to the state motor vehicle technology



fund.

(B) One dollar (\$1) to the crossroads 2000 fund.

(C) Two dollars (\$2) to the motor vehicle highway account.

(D) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
public safety emergency communications fund.

(E) Two dollars and twenty-five cents (\$2.25) to the commission fund.

A fee paid under this subsection after December 31, 2016, includes the renewal of any endorsements that are in effect with respect to the driver's license issued in the form of a physical credential under IC 9-24-3 at the time of renewal.

SECTION 129. IC 9-24-14-1, AS AMENDED BY P.L.211-2023, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. If a permit or driver's license issued in the form of a physical credential under this article is lost or destroyed, and as provided in section 3.5 of this chapter, the individual to whom the permit or driver's license was issued may obtain a replacement if the individual pays a fee as follows:

(1) For a replacement permit or driver's license, other than a commercial driver's license, issued before January 1, 2017, ten dollars and fifty cents (\$10.50). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) One dollar and fifty cents (\$1.50) to the crossroads 2000 fund.

(C) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(D) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
public safety emergency communications fund.

(E) Five dollars and seventy-five cents (\$5.75) to the commission fund.

(2) For a replacement commercial driver's license issued before January 1, 2017, five dollars and fifty cents (\$5.50). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) One dollar (\$1) to the crossroads 2000 fund.

(C) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(D) Two dollars and fifty cents (\$2.50) to the commission fund.



(3) For a replacement permit or driver's license issued after December 31, 2016, nine dollars (\$9). The fee shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the motor vehicle highway account.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
- (D) Two dollars (\$2) to the crossroads 2000 fund.
- (E) Five dollars (\$5) to the commission fund.

SECTION 130. IC 9-24-16-10, AS AMENDED BY P.L.111-2021, SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The bureau may:

- (1) adopt rules under IC 4-22-2, including rules to:
 - (A) verify an applicant's identity, lawful status, and residence; and
 - (B) invalidate on a temporary basis a license or permit that was issued based on fraudulent documentation; and
- (2) prescribe all forms necessary;

to implement this chapter.

(b) The bureau may not impose a fee for the issuance of:

- (1) an original;
- (2) a renewal of an;
- (3) a replacement; or
- (4) an amended;

identification card to an individual described in subsection (c). For purposes of this subsection, the amendment of an identification card includes the addition of a motor driven cycle endorsement to the identification card.

(c) An identification card must be issued without the payment of a fee or charge to an individual who does not have a valid Indiana driver's license if the individual:

- (1) will be at least eighteen (18) years of age and eligible to vote in the next general, municipal, or special election;
- (2) is:
 - (A) at least sixteen (16) years of age; and
 - (B) under the care and supervision of the department of child services; or
- (3) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as defined in IC 31-36-3-4) and presents a fee and consent waiver affidavit described in IC 31-36-3-4(c).



(d) The fee to issue, renew, replace, or amend an identification card issued before January 1, 2017, is as follows:

(1) To an individual who is less than sixty-five (65) years of age, eleven dollars and fifty cents (\$11.50). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.

(C) Two dollars and seventy-five cents (\$2.75) to the motor vehicle highway account.

(D) Seven dollars (\$7) to the commission fund.

(2) To an individual who is at least sixty-five (65) years of age or to an individual with a physical disability who is not entitled to obtain a driver's license, nine dollars (\$9). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(C) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.

(D) Five dollars and seventy-five cents (\$5.75) to the commission fund.

(e) The fee to issue, renew, replace, or amend an identification card issued after December 31, 2016, is nine dollars (\$9). The fee shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the motor vehicle highway account.

(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(3) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.

(4) Two dollars (\$2) to the crossroads 2000 fund.

(5) Five dollars (\$5) to the commission fund.

SECTION 131. IC 9-24-16.5-14, AS AMENDED BY P.L.256-2017, SECTION 180, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14. (a) The fee to issue, renew, replace, or amend a photo exempt identification card issued before January 1, 2017, is as follows:

(1) To an individual who is less than sixty-five (65) years of age, eleven dollars and fifty cents (\$11.50). The fee shall be distributed as follows:



- (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (B) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
 - (C) Two dollars and seventy-five cents (\$2.75) to the motor vehicle highway account.
 - (D) Seven dollars (\$7) to the commission fund.
- (2) To an individual who is at least sixty-five (65) years of age or to an individual with a physical disability who is not entitled to obtain a driver's license, nine dollars (\$9). The fee shall be distributed as follows:
- (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (B) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
 - (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
 - (D) Five dollars and seventy-five cents (\$5.75) to the commission fund.
- (b) The fee to issue, renew, replace, or amend a photo exempt identification card issued after December 31, 2016, is nine dollars (\$9). The fee shall be distributed as follows:
- (1) Twenty-five cents (\$0.25) to the motor vehicle highway account.
 - (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated public safety emergency~~ communications fund.
 - (4) Two dollars (\$2) to the crossroads 2000 fund.
 - (5) Five dollars (\$5) to the commission fund.

SECTION 132. IC 9-27-5-2, AS AMENDED BY P.L.56-2023, SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The director of the state department of toxicology may solicit and receive aid from the following:

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

SECTION 133. 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 (c) 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 134. 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 motorecyclists 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.

SECTION 135. IC 10-13-2-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The superintendent shall adopt rules necessary to accomplish the purposes of this chapter.

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

SECTION 136. 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 137. 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 138. 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:

SECTION 139. IC 10-14-3-9, AS AMENDED BY P.L.85-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The agency shall prepare and maintain a current state emergency operations plan. The plan may provide for the following:

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

(2) Prompt and effective response to disaster.

(3) Emergency relief.

(4) Identification of areas particularly vulnerable to disaster.

(5) Recommendations for:

(A) zoning;

(B) building;



- (C) other land use controls;
 - (D) safety measures for securing mobile homes or other nonpermanent or semipermanent structures; and
 - (E) other preventive and preparedness measures designed to eliminate or reduce disaster or its impact;
- that must be disseminated to ~~both the fire prevention and building safety commission~~ and local authorities.
- (6) Assistance to local officials in designing local emergency action plans.
 - (7) Authorization and procedures for the erection or other construction of temporary works designed to protect against or mitigate danger, damage, or loss from flood, conflagration, or other disaster.
 - (8) Preparation and distribution to the appropriate state and local officials of state catalogs of federal, state, and private assistance programs.
 - (9) Organization of manpower and chains of command.
 - (10) Coordination of federal, state, and local disaster activities.
 - (11) Coordination of the state disaster plan with the disaster plans of the federal government.
 - (12) Other necessary matters.

(b) The agency shall take an integral part in the development and revision of local and interjurisdictional disaster plans prepared under section 17 of this chapter. The agency shall employ or otherwise secure the services of professional and technical personnel capable of providing expert assistance to political subdivisions, a political subdivision's disaster agencies, and interjurisdictional planning and disaster agencies. These personnel:

- (1) shall consult with subdivisions and government agencies on a regularly scheduled basis;
- (2) shall make field examinations of the areas, circumstances, and conditions to which particular local and interjurisdictional disaster plans are intended to apply; and
- (3) may suggest revisions.

(c) In preparing and revising the state disaster plan, the agency shall seek the advice and assistance of local government, business, labor, industry, agriculture, civic and volunteer organizations, and community leaders. In advising local and interjurisdictional agencies, the agency shall encourage local and interjurisdictional agencies to seek advice from the sources specified in this subsection.

(d) The state disaster plan or any part of the plan may be incorporated in rules of the agency or by executive orders.



(e) The agency shall do the following:

- (1) Determine requirements of the state and political subdivisions for food, clothing, and other necessities in the event of an emergency.
- (2) Procure and pre-position supplies, medicines, materials, and equipment.
- (3) Adopt standards and requirements for local and interjurisdictional disaster plans.
- (4) Provide for mobile support units.
- (5) Assist political subdivisions, political subdivisions' disaster agencies, and interjurisdictional disaster agencies to establish and operate training programs and public information programs.
- (6) Make surveys of industries, resources, and facilities in Indiana, both public and private, necessary to carry out this chapter.
- (7) Plan and make arrangements for the availability and use of any private facilities, services, and property, and if necessary and if the private facilities, services, or property is used, provide for payment for the use under agreed upon terms and conditions.
- (8) Establish a register of persons with types of training and skills important in emergency prevention, preparedness, response, and recovery.
- (9) Establish a register of mobile and construction equipment and temporary housing available for use in a disaster emergency.
- (10) Prepare, for issuance by the governor, executive orders, proclamations, and regulations necessary or appropriate in coping with disaster.
- (11) Cooperate with the federal government and any public or private agency or entity in achieving any purpose of this chapter and in implementing programs for disaster prevention, preparation, response, and recovery.
- (12) Do other things necessary, incidental, or appropriate to implement this chapter.

(f) The agency shall ascertain the rapid and efficient communications that exist in times of disaster emergencies. The agency shall consider the desirability of supplementing these communications resources or of integrating these resources into a comprehensive intrastate or state-federal telecommunications or other communications system or network. In studying the character and feasibility of any system, the agency shall evaluate the possibility of multipurpose use of the system for general state and local governmental purposes. The agency shall make appropriate recommendations to the governor.



(g) The agency shall assist political subdivisions in implementing the intrastate mutual aid compact created by section 10.8 of this chapter.

SECTION 140. IC 10-18-1-1 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 1. As used in this chapter, "commission" refers to the Indiana war memorials commission established by section 2 of this chapter.~~

SECTION 141. IC 10-18-1-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. As used in this chapter, "department" refers to the Indiana department of veterans' affairs established by IC 10-17-1-2.**

SECTION 142. IC 10-18-1-1.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 1.6. (a) On July 1, 2026, all powers, duties, agreements, and liabilities of the Indiana war memorials commission are transferred to the department.**

(b) On July 1, 2026, all records and property of the Indiana war memorials commission, including appropriations and other funds under the control or supervision of the Indiana war memorials commission, are transferred to the department.

(c) After June 30, 2026, a reference to the Indiana war memorials commission in a statute, rule, or other document is considered a reference to the department.

(d) The rules adopted by the Indiana war memorials commission before July 1, 2026, are considered, after June 30, 2026, rules of the department.

SECTION 143. IC 10-18-1-2, AS AMENDED BY P.L.149-2016, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: ~~Sec. 2. (a) The Indiana war memorials commission is established.~~

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

- ~~(1) a resident of that congressional district;~~
- ~~(2) a veteran of service in the armed forces of the United States of America in time of war;~~
- ~~(3) a citizen of Indiana at the time of the service; and~~
- ~~(4) appointed:~~
 - ~~(A) in the manner;~~
 - ~~(B) for the terms;~~
 - ~~(C) to have the powers; and~~



(~~D~~) to perform the duties;
as provided in this chapter.

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

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

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

(~~e~~) (b) A suit against the **commission department** must be brought in a court with jurisdiction in Marion County. Notice or summons of the suit shall be served upon the **director of the department**, president, vice president, or secretary of the commission. In a suit against the commission; it is not necessary to name the individual members of the commission as either plaintiff or defendant. Commission members may sue and be sued in the name of the Indiana war memorials commission.

(~~f~~) The commission shall:

- (1) report to the governor through the adjutant general; and
- (2) be under the adjutant general for administrative supervision.

SECTION 144. IC 10-18-1-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 3: (a) The governor shall appoint members of the commission for a term of three (3) years; subject to removal as provided in this section:

(b) The commissioners:

- (1) must be persons of high standing and character; and
- (2) serve without compensation; except for reimbursement for any reasonable expenses necessarily incurred by the commissioners in the performance of their duties.

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

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

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

SECTION 145. IC 10-18-1-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 4: (a) The governor shall execute a certificate of appointment that makes reference to this chapter and sets forth the term



of appointment for each member of the commission. The governor shall deposit the certificates of appointment in the office of the secretary of state, who shall record the certificates in a book kept for that purpose.

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

- (1) to support the Constitution of the United States and the Constitution of the State of Indiana; and
- (2) to faithfully and honestly discharge the person's duty under the law as a commissioner.

(c) The secretary of state shall deliver the certificate, when recorded, to the person named in the certificate. The certificate constitutes the commission of the person named as a member of the commission for the term specified.

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

SECTION 146. IC 10-18-1-5 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 5: The commission shall elect the following:

- (1) One (1) member of the commission to serve as president.
- (2) One (1) member of the commission to serve as vice president.
- (3) One (1) qualified person who is not a member of the commission to serve as secretary of the commission.

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

SECTION 147. IC 10-18-1-6 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 6: (a) The president and vice president of the commission shall, before entering upon the discharge of their duties, give bond to the approval of the governor, each in the sum of ten thousand dollars (\$10,000), conditioned for the faithful performance of the duties as may be imposed upon them by law:

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

SECTION 148. IC 10-18-1-7 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 7: (a) The president shall do the following:

- (1) Preside over the meetings of the commission.
- (2) Sign all vouchers approved by the commission under this



chapter:

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

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

SECTION 149. IC 10-18-1-8 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 8: (a) The secretary appointed by the commission shall take an oath to faithfully perform the duties of the secretary's office.

(b) The secretary shall do the following:

(1) Keep a record of the proceedings of the commission.

(2) Make a record of contracts and obligations.

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

(A) is endorsed "approved by order of the commission";

(B) lists the date of the approval; and

(C) is signed by the secretary.

A contract is not valid until endorsed and delivered by the secretary.

(4) Certify all vouchers ordered by the commission.

(5) Keep a set of books to show the financial condition of the commission.

(6) Make quarterly statements as provided in this chapter of the costs and expenditures of the commission; a complete list of vouchers; and for what purpose and to whom paid. The reports shall be filed with the state comptroller as provided in this chapter and are open to the inspection and use of the general assembly.

(c) The secretary shall give a bond in the sum of ten thousand dollars (\$10,000) for the faithful performance of the secretary's duties.

(d) The contracts for any purpose connected with the Indiana World War Memorial shall be recorded by the secretary in a book kept for that purpose. The secretary shall retain on file all vouchers and other valuable papers of value to the commission; to the contractor; and to the public.

SECTION 150. IC 10-18-1-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) The ~~commission~~ **department** may employ a superintendent.

(b) The superintendent shall give bond in an amount and with surety to be approved by the ~~commission~~ **department**.

(c) The superintendent's duties and compensation shall be prescribed by the ~~department~~ **commission**.

SECTION 151. IC 10-18-1-10 IS AMENDED TO READ AS



FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The ~~commission~~ **department** shall employ an individual who is responsible for the care and preservation of all personal property owned by the ~~commission~~ **department** that has historic significance.

(b) The individual employed by the ~~commission~~ **department** under subsection (a) must meet the qualifications set by the division of state museums and historic sites of the department of natural resources.

SECTION 152. IC 10-18-1-11, AS AMENDED BY P.L.9-2024, SECTION 319, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The ~~commission~~ **department** shall do the following:

- (1) Keep a record of the commission's proceedings.
- (2) Make a quarterly report for public use that includes the following:
 - (A) A detailed account of the expenditures of the ~~commission~~ **department to administer this chapter.**
 - (B) A summary of the ~~commission's proceedings~~ that includes:
 - (i) a statement of all contracts let;
 - (ii) the name of the person to whom the contracts were let; and
 - (iii) the amount of each contract.

(b) The report required under subsection (a) must be filed with the state comptroller.

(c) Reports created and filed under this section are public records.

SECTION 153. IC 10-18-1-12 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 12: (a) The ~~commission~~ may adopt rules that set forth:

- (1) the time, place, and method of calling and conducting meetings; and
- (2) the manner and method of the conduct of business, including:
 - (A) the government and regulation of the commission's employees; and
 - (B) the management of the ground and premises under the commission's care and control;

as the commission considers prudent and not inconsistent with this chapter and other statutes:

(b) The ~~commission~~ shall meet at the call of the commission's president or at the time set forth in the commission's rules. A majority of the members constitutes a quorum for the transaction of business. However, all official action of the commission must receive the approval in a meeting of a majority of all the members of the ~~commission~~.

SECTION 154. IC 10-18-1-13 IS AMENDED TO READ AS



FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13. (a) The ~~commission~~ shall designate one (1) of its members to **department** shall do the following:

- (1) Assume general charge of and preserve all Indiana battle flags.
- (2) Have custody of all battle and organization flags in the possession of the state that were used by any of the military organizations of the state:
 - (A) in any of the wars or campaigns in which the United States has been engaged; and
 - (B) in which Indiana veterans have participated.
- (3) In the preservation of the battle flags, as far as possible, see that the name and the branch of service in which the organization served are attached to or preserved with the flag.
- (4) Collect data in reference to each organization or military unit whose flag is in the possession of the ~~commission~~ **department** and place the data with the flag or banner of each of the organizations or military units.
- (b) The ~~commission~~ **department** shall do the following:
 - (1) Collect Indiana battle flags not in the possession of the state from the United States, patriotic societies, or individuals.
 - (2) Reinforce, collect the data for, and otherwise prepare all battle flags for preservation.
 - (3) Collect, systematize, and prepare a brief history of each flag and index and catalogue each flag.
 - (4) Collect, purchase, and procure all necessary materials for the preservation of the flags.
 - (5) For the purpose of collecting and preparing the necessary data, reinforcing the flags, and performing other duties required by this chapter:
 - (A) with the approval of the budget agency, employ and fix the compensation of employees as may be necessary; and
 - (B) purchase material of any character that is required in carrying out this chapter.

SECTION 155. IC 10-18-1-14, AS AMENDED BY P.L.30-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14. (a) The Indiana battle flags fund is established to restore and preserve Indiana battle flags.

- (b) The ~~department:~~ ~~commission:~~
 - (1) shall administer the fund; and
 - (2) may spend the money in the fund for the purposes of the fund.
- (c) The expenses of administering the fund shall be paid from



money in the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund.

(e) All money accruing to the fund is appropriated continuously for the purposes of the fund.

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

SECTION 156. IC 10-18-1-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. (a) All flag cases completed shall be in the custody of the ~~department. commission~~. The superintendent shall have the cases cleaned periodically as necessary.

(b) The ~~department commission~~ may determine the method and manner in which the flags shall be preserved.

SECTION 157. IC 10-18-1-16 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) Out-lot five (5) and out-lot thirty-six (36), in Indianapolis, according to the original plat of the city, are dedicated and set apart as grounds for the Indiana War Memorial subject to the provisions of this chapter.

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

(1) the state; or

(2) Indianapolis, by Marion County, or Indianapolis and Marion County jointly and then conveyed by the city, county, or city and county jointly by proper deed, grant, or contract to the state;

for War Memorial and other public purposes constitutes and shall be referred to as "Memorial Place". The permanent name of "Memorial Place" shall be selected by the ~~department. commission~~.

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

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

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

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

(d) The ~~department commission~~ shall erect and maintain in



Indianapolis, upon or within grounds dedicated or acquired under this chapter, as the ~~department commission~~ considers best, a suitable structure or structures:

- (1) to commemorate the valor and sacrifice of the soldiers, sailors, and marines of the United States and of all others who rendered faithful, loyal, heroic, and self-sacrificing service at home and overseas in World War I;
- (2) to provide a place or places of meeting and headquarters for organizations of soldiers, sailors, and marines or any other patriotic societies or associations;
- (3) to keep records, archives, documents, flags, mementos, and relics; and
- (4) for other public meetings and other public purposes;

to inculcate a true understanding and appreciation of the duties, benefits, and privileges of American citizenship and inspire patriotism and respect for the law to the end that peace may prevail, good will be promoted, justice be administered and established, public order maintained, and liberty and freedom under the law perpetuated.

SECTION 158. IC 10-18-1-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 17. (a) If squares five (5) and sixteen (16) or any part of those squares in Indianapolis, according to the original plat of the city, are acquired, dedicated, and set apart and added to the real estate dedicated in this chapter by the state for war memorial and other public purposes by Indianapolis, by Marion County, or by the city and county jointly by proper deed, contract, or grant, by which the city or county, or the city and county jointly, convey the real estate or any part of the real estate to the state for war memorial and other public purposes, the ~~department commission~~ may accept from the city, the county, or the city and county jointly the deed, grant, or contract by which the real estate or any part of the real estate is conveyed to the state for war memorial and other public purposes, subject to the terms, conditions, and provisions contained in the deed, grant, or contract.

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

(c) If the real estate or any part of the real estate is acquired and



conveyed to the state, the ~~department commission~~ may erect structures on outlots five (5) and thirty-six (36) dedicated in this chapter or upon any part of the real estate so dedicated or acquired as provided in this chapter as the ~~department commission~~ considers best.

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

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

SECTION 159. IC 10-18-1-18, AS AMENDED BY P.L.17-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 18. The ~~department commission~~ may do the following:

- (1) Make and execute contracts and other instruments that may be required in connection with the erection and maintenance of a suitable structure or structures upon or within Memorial Place.
- (2) Adopt rules for the following:
 - (A) The proper management, government, and use of Memorial Place and the structures situated on Memorial Place.
 - (B) The government of employees.
- (3) Acquire by condemnation the right to limit the kind, character,



and height of buildings upon and the use of real estate or buildings located within three hundred (300) feet of the outside boundaries.

(4) Adopt reasonable rules as are proper to limit the kind, character, and height of buildings located or erected within three hundred (300) feet of the outside boundaries of Memorial Place and the use of the buildings or real estate. A building constructed or maintained or business conducted in violation of any rule may be abated as a nuisance in an action begun and prosecuted by the **department. ~~commission.~~**

(5) Receive donations, gifts, devises, and bequests and use them in connection with the purposes of this chapter.

(6) Establish a nonprofit corporation to do the following:

(A) Promote public support for the purposes of the **department ~~commission~~** and this chapter.

(B) Preserve and promote the historical and educational activities of the **~~commission.~~ department.**

(C) Operate for the benefit of the purposes of the **department ~~commission~~** and this chapter.

The corporation is subject to audit by the state board of accounts as if it were a state agency.

(7) Transfer money donated to the **department ~~commission~~** for the purposes described in subdivision (6) to a corporation established under subdivision (6).

(8) Transfer:

(A) artifacts;

(B) images; or

(C) documents of cultural heritage, historical, or museum relevance;

under the **~~commission's~~ department's** control to a corporation established under subdivision (6) without complying with IC 5-22-21 and IC 5-22-22.

SECTION 160. IC 10-18-1-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 20. The **department ~~commission~~** shall adopt rules **under IC 4-22-2** for the government of the monument and Monument Circle. **~~The rules are binding and effective when approved by the governor.~~**

SECTION 161. IC 10-18-1-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 21. (a) The **department: ~~commission.~~**

(1) has general control of the State Soldiers' and Sailors' Monument Circle; and



(2) may employ a superintendent.

(b) The superintendent may, with the advice and consent of the **department commission**, appoint engineers, elevator operators, electricians, and watchmen as are actually required, all of whom are subject to removal at any time by the **department commission** for any reason satisfactory to the **commission**. **department**.

(c) The superintendent:

(1) has direct charge and supervision of the monument and Monument Circle, subject to the orders of the **department**; **commission**; and

(2) may require watchmen to act as elevator operators and elevator operators to act as watchmen.

(d) The superintendent and the engineers, watchmen, and elevator operators have police powers with all powers of a constable.

SECTION 162. IC 10-18-1-22, AS AMENDED BY P.L.9-2024, SECTION 320, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 22. (a) The superintendent shall execute a bond in the penal sum of five thousand dollars (\$5,000), to be approved by the **department**. **commission**.

(b) The superintendent shall:

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

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

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

SECTION 163. IC 10-18-1-25 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 25. A person who intentionally damages or removes any of the property of the state on Monument Circle is liable for the payment of a penalty not less than twice the sum necessary to repair the damage or restore the lost property. The penalty may be collected by the **department commission** in a civil action.

SECTION 164. IC 10-18-1-26 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 26. (a) The



department commission may do the following:

- (1) Make or sell the following:
 - (A) Pictures, models, books, and other representations of the monuments and grounds.
 - (B) Souvenirs.
- (2) Establish and maintain souvenir shops on property that the **department commission** manages.
- (3) Hire and pay salaries for full-time or part-time employees for the souvenir shops.
- (4) Contract with a nonprofit organization or corporation for the continuous management of the souvenir shops.
- (5) Report annually to the governor on the activities, revenues, expenditures, and profits of the souvenir shops.
- (b) Notwithstanding section 27 of this chapter, the following apply to the profits from souvenir shop sales:
 - (1) The souvenir shop fund is established. The souvenir shop fund shall be administered by the **department. commission**.
 - (2) Profits from the sales at souvenir shops established under subsection (a) shall be deposited in the souvenir shop fund.
 - (3) The treasurer of state shall invest the money in the souvenir shop fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.
 - (4) The expenses of administering the souvenir shop fund shall be paid from money in the fund.
 - (5) The **department commission** may spend the money in the souvenir shop fund for the following purposes:
 - (A) Maintenance or repair of properties managed by the **department. commission**.
 - (B) Maintenance, repair, and acquisition of the following:
 - (i) Battle flags.
 - (ii) Appropriate artifacts.
 - (iii) Appropriate memorabilia.
 - (6) All money accruing to the souvenir shop fund is appropriated continuously for the purposes listed in subdivision (5).
 - (7) Money in the souvenir shop fund at the end of a state fiscal year does not revert to the state general fund.
- (c) A person may not make or sell pictures, models, books, or other representations of the monuments or grounds unless the person is authorized to do so by the **department. commission**.

SECTION 165. IC 10-18-1-28 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 28. The superintendent of the State Soldiers' and Sailors' Monument and of Monument Circle



and those serving under the superintendent who are appointed by the ~~department commission~~ have police powers and may make arrests or do other things as may be needed to enforce the laws for the protection and care of the monuments and Monument Circle.

SECTION 166. IC 10-18-1-29 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 29. The ~~department commission~~ may grant the use for public purposes of any structures or any parts of structures erected by the ~~commission department~~ under this chapter without rent or charge or for only a nominal rental:

(1) to any organizations of soldiers, sailors, and marines and others as a place for their meeting and headquarters and for the keeping of records, archives, documents, flags, mementos, and relics; and

(2) for other public meetings and other public purposes not inconsistent with the purpose of this chapter;

for the time and upon the terms and conditions as the ~~commission department~~ determines.

SECTION 167. IC 10-18-1-30 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 30. (a) The ~~department commission~~ may not enter into a contract for:

(1) the purchase or sale of property, material, or supplies; or

(2) the performance of work or labor, except for salaries of employees;

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

(b) A contract under this section must be in writing. The other contracting party shall furnish bond for the faithful performance of the contract in an amount fixed by the ~~department commission~~ and with surety to the ~~department's commission's~~ approval, conditioned upon the faithful performance of the contract. However, if the ~~department commission~~ decides to purchase a patented article or material or an article or material of a special type, character, or design of construction or make that may be purchased from only one (1) person, firm, limited liability company, or corporation, their agents or representatives, or for which there is a fixed, standard price, the ~~department commission~~ is not required to take or receive competitive bids. However, the ~~department commission~~ shall publish in the manner set forth under



subsection (a) the number and character of the article or kind and quality of material proposed to be purchased, the unit price, and the total sum to be paid.

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

SECTION 168. IC 10-18-1-32 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 32. The **department**, ~~commission~~, with the approval of the governor, may let a contract for the erection of additional structures on the site of the Indiana World War Memorial, in accordance with plans and specifications adopted by the ~~commission~~, **department**, with the approval of the governor, to any competent and reliable contractor.

SECTION 169. IC 10-18-1-33 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 33. (a) The **department** ~~commission~~ shall commemorate the valor of those loyal citizens of this state who served with the armed forces of the United States during World War II and the Korean Conflict by placing their names in the archives of the World War Memorial located at Indianapolis.

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

SECTION 170. IC 10-18-1-34 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 34. (a) The **department** ~~commission~~ shall commemorate the valor of those loyal citizens of Indiana who served with the armed forces of the United States during the Vietnam conflict by placing their names in the archives of the World War Memorial located at Indianapolis.

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

SECTION 171. IC 10-18-1-38, AS AMENDED BY P.L.158-2013, SECTION 169, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 38. It is a Level 6 felony for a ~~member of the commission or the architect, secretary, superintendent~~ or any other person in the employ of the **department** ~~commission~~ to:

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

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

other than for the compensation for their services or for their expenses



as provided in this chapter.

SECTION 172. IC 10-18-2-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 18. In the establishment and maintenance of a county world war memorial, a county executive or a board of trustees of a joint county and city world war memorial has all the powers and duties conferred upon the **Indiana department of veterans' affairs Indiana War Memorials Commission** under IC 10-18-1, in so far as the powers and duties are not inconsistent with this chapter. However, a county executive or board may not employ a secretary.

SECTION 173. IC 10-18-3-18 IS REPEALED [EFFECTIVE JULY 1, 2026]. 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.~~

SECTION 174. IC 10-18-4-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 19. In the establishment and maintenance of a World War memorial, a city's board of public works or the board of trustees of a joint county and city World War memorial has all the powers and duties conferred upon the **Indiana department of veterans' affairs Indiana war memorials commission** under IC 10-18-1 to the extent the powers and duties conferred in IC 10-18-1 are not inconsistent with this chapter. However, this chapter does not authorize a city's board of public works or a board of trustees of a joint county and city World War memorial to employ a secretary.

SECTION 175. IC 10-19-7-3, AS AMENDED BY P.L.238-2025, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) The state fire marshal appointed under IC 22-14-2-2 shall manage the department's administration of the following:



- (1) IC 22-11.
- (2) IC 22-12.
- (3) IC 22-13.
- (4) IC 22-14.
- (5) IC 22-15.

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

- (1) ~~Provide department staff to support the fire prevention and building safety commission established by IC 22-12-2-1.~~
- (2) partner with state agencies, including the Indiana department of health and state educational institutions, to develop public safety education and outreach programs.

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

- (1) ~~The fire prevention and building safety commission.~~
- (2) the state building commissioner.

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

SECTION 176. IC 11-12-4-1, AS AMENDED BY P.L.56-2023, SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The department shall adopt under IC 4-22-2 minimum standards for county jails governing:

- (1) general physical and environmental conditions;
- (2) services and programs to be provided to confined persons;
- (3) procedures for the care and control of confined persons that are necessary to ensure the health and safety of confined persons, the security of the jail, and public safety; and
- (4) the restraint of pregnant inmates. Rules adopted under this subdivision must be consistent with IC 11-10-3.5.

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

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

(c) The commissioner shall select a committee of not less than five (5) county sheriffs to consult with the department before and during the drafting of the proposed minimum standards. County sheriffs shall be selected from the various classes of counties to ensure that densely,



moderately, and sparsely populated counties are represented. Each county sheriff is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1 for each day engaged in the official business of the committee and to reimbursement for traveling and other expenses, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

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

SECTION 177. IC 12-7-2-34, AS AMENDED BY P.L.42-2024, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 34. "Commission" means the following:

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

SECTION 178. IC 12-7-2-44, AS AMENDED BY P.L.6-2012, SECTION 81, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 44. "Council" means the following:

- (1) For purposes of IC 12-9-4, the meaning set forth in IC 12-9-4-1.
- (2) For purposes of IC 12-12-8, the meaning set forth in IC 12-12-8-2.5.
- ~~(3) For purposes of IC 12-13-4, the meaning set forth in IC 12-13-4-1.~~
- ~~(4)~~ (3) For purposes of IC 12-12.7-2, the meaning set forth in IC 12-12.7-2-2.
- ~~(5)~~ (4) For purposes of IC 12-21-4, the meaning set forth in IC 12-21-4-1.

SECTION 179. IC 12-7-2-87.8, AS AMENDED BY P.L.210-2015,



SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 87.8. "Food retailer", for purposes of IC 12-13-14, has the meaning set forth in ~~IC 12-13-14-1(f)~~. **IC 12-13-14-1.**

SECTION 180. IC 12-7-2-142, AS AMENDED BY P.L.171-2011, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 142. "Political subdivision", for purposes of the following statutes, has the meaning set forth in IC 36-1-2-13:

- (1) IC 12-8.
- ~~(2) IC 12-13-4.~~
- ~~(3)~~ **(2)** IC 12-32-1.

SECTION 181. IC 12-11-14-10, AS ADDED BY P.L.12-2016, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) The ABLE board of the authority is established. The board consists of the following:

- (1) The following four (4) ex officio members:
 - (A) The treasurer of state.
 - (B) The secretary of family and social services.
 - (C) The budget director.
 - (D) The executive director of the Indiana housing and community development authority.
- (2) Five (5) ~~appointed~~ members ~~who~~:
 - ~~(A) are appointed by the governor; and~~
 - ~~(B) consist of the following:~~ **appointed as follows:**
 - ~~(i)~~ **(A)** One (1) member **appointed by the governor** who has significant experience in actuarial analysis, accounting, investment management, or other areas of finance that are relevant to the authority.
 - ~~(ii)~~ **(B)** One (1) member **appointed by the speaker of the house of representatives** who has significant legal expertise and knowledge of estate planning.
 - ~~(iii)~~ **(C)** One (1) member **appointed by the president pro tempore of the senate** who is a representative of a statewide organization that advocates on behalf of individuals with disabilities.
 - ~~(iv)~~ **(D)** One (1) member **appointed by the speaker of the house of representatives** who is an individual with a disability.
 - ~~(v)~~ **(E)** One (1) member **appointed by the president pro tempore of the senate** who is a family member of an individual with a disability.

(b) A certificate of appointment or reappointment of each member shall be filed with the authority, and this certificate is conclusive



evidence of the due and proper appointment of the member.

(c) Not more than three (3) of the appointed members of the board may belong to the same political party.

(d) An appointed member serves a four (4) year term. An appointed member shall hold over after the expiration of the member's term until the member's successor is appointed and qualified.

(e) The ~~governor~~ **appointing authority** may reappoint an appointed member of the board.

(f) A vacancy shall be filled for the balance of an unexpired term in the same manner as the original appointment.

(g) The treasurer of state shall serve as chairperson of the board. The board shall annually elect one (1) of its ex officio members as vice chairperson and may elect any other officer the board desires. The board shall meet at the call of the chairperson and as provided in the bylaws of the authority.

(h) The ~~governor~~ **appointing authority** may remove an appointed member for misfeasance, malfeasance, willful neglect of duty, or other cause.

(i) An appointed member of the board is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). However, each appointed member is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties.

(j) An ex officio member of the board is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties.

(k) An ex officio member of the board may designate a person to serve as an ex officio member of the board in the absence of the ex officio member.

(l) The majority of the members of the board constitute a quorum for the purposes of conducting the board's business and exercising the board's powers and for all other purposes. Vacant positions may not be counted when determining whether a majority of the members is present.

(m) The affirmative vote of a majority of all the members of the board who are present is necessary for the authority to take action. A vacancy in the membership of the board does not impair the right of a quorum to exercise all the rights and perform all the duties of the authority. An action taken by the board under this article may be authorized by:

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



abstained.

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

SECTION 182. IC 12-13-14-1, AS AMENDED BY P.L.210-2015, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) As used in this chapter, "automated teller machine" means an electronic hardware device owned or operated by or on behalf of a financial institution or retailer that is capable of dispensing currency and responding to balance inquiries through the use of a magnetic stripe card issued by or on behalf of the division for distribution of assistance through an EBT system as described in this chapter.

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

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

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

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

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

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

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

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

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

- (1) used at a retailer's place of business where consumers pay for goods or services; and
- (2) capable of:
 - (A) initiating a request for authorization of a purchase of tangible personal property;
 - (B) disbursing currency from an account;
 - (C) initiating a balance inquiry for an account; or
 - (D) distributing assistance through an EBT system as described in this chapter.

~~(i)~~ ~~(h)~~ As used in this chapter, "primary business" means more than



fifty percent (50%) of the gross retail income (as defined in IC 6-2.5-1-5) attributable to the location or premises where the business is located.

~~(j)~~ (i) As used in this chapter, "retailer" means a person that, in the ordinary course of business:

- (1) sells or transfers tangible personal property; or
- (2) provides or performs services for compensation;

to consumers.

~~(k)~~ (j) As used in this chapter, "Secretary" refers to the Secretary of the United States Department of Agriculture.

SECTION 183. 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 184. 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 185. 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 186. 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.

SECTION 187. IC 12-15-30.5-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2: As used in this chapter, "commission" refers to the nonemergency medical transportation commission established by section 7 of this chapter.

SECTION 188. IC 12-15-30.5-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 6: (a) Before October 1, 2019, the office of the secretary shall prepare a report containing the number of Medicaid fee-for-service nonemergency medical transportation claims paid by:

- (1) vehicle type;
- (2) Medicaid recipient category; and
- (3) whether the recipient for which the claim was paid resided in:
 - (A) the community;
 - (B) a health facility;
 - (C) an intermediate care facility for individuals with intellectual disabilities;
 - (D) a hospital; or
 - (E) another location.

(b) Beginning June 1, 2016, through May 31, 2019, the claims data reported in subsection (a) must be organized by month.

(c) The office of the secretary shall submit the report prepared under subsection (a) to the commission.

SECTION 189. IC 12-15-30.5-7 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 7: (a) The nonemergency medical transportation commission is established for the purpose of overseeing the provision of nonemergency medical transportation services to ensure that Medicaid fee-for-service recipients are receiving satisfactory service and to ensure that brokers pay the claims of transportation providers in a timely manner.

(b) The commission consists of the following members:

- (1) Two (2) members of the senate, who may not be members of the same political party, appointed by the president pro tempore of the senate with the advice of the minority leader of the senate.



(2) Two (2) members of the house of representatives; who may not be members of the same political party; appointed by the speaker of the house of representatives with the advice of the minority leader of the house of representatives.

(3) One (1) representative of the office of the secretary.

(4) One (1) individual representing a broker.

(5) One (1) individual representing a transportation provider that has contracted with a broker.

(6) One (1) individual representing the Indiana Hospital Association.

(7) One (1) individual representing the Indiana Health Care Association.

(8) One (1) individual representing the Indiana Association of Rehabilitation Facilities.

(9) One (1) individual representing the Arc of Indiana.

(10) One (1) physician licensed under IC 25-22.5.

(11) One (1) individual representing dialysis providers.

(12) One (1) Medicaid fee-for-service recipient.

(13) One (1) individual representing the Indiana Association of Area Agencies on Aging.

(14) One (1) individual representing the Indiana Emergency Medical Services Association.

(c) The members of the commission described in subsection (b)(1) and (b)(2) shall serve:

(1) as nonvoting advisory members; and

(2) for a four (4) year term.

(d) The members of the commission described in subsection (b)(3) through (b)(14) shall be appointed by the governor for terms of four (4) years. The term of a member of the commission expires July 1. However, a member may continue to serve until a successor is appointed. In case of a vacancy, the governor shall appoint an individual to serve for the remainder of the unexpired term. The governor shall designate one (1) member described in this subsection as chairperson of the commission.

(e) The initial appointments beginning July 1, 2019, must be:

(1) made by the governor not later than October 1, 2019; and

(2) notwithstanding subsection (d); staggered as follows:

(A) Two (2) years for the members appointed under subsection (b)(4); (b)(6); (b)(8); (b)(10); (b)(12); and (b)(14).

(B) Three (3) years for the members appointed under subsection (b)(5); (b)(7); (b)(9); (b)(11); and (b)(13).

This subsection expires July 1, 2024.



(f) The office shall provide staff support and technical assistance to the commission; including the collection of and dissemination of data and reports required by this chapter; in order for the commission to carry out its duties under this chapter.

SECTION 190. IC 12-15-30.5-8 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 8: (a) Each member of the commission 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 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 Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a state employee but who is not a member of the general assembly 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 Indiana department of administration and approved by the budget agency.

(c) Each member of the commission who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of 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.

SECTION 191. IC 12-15-30.5-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: The commission shall meet at least two (2) times per year at a public meeting to do the following:

- (1) Review a report submitted under this chapter.
- (2) Provide feedback and make recommendations to the office of the secretary concerning the provision of nonemergency medical transportation services.
- (3) Approve any monies to be awarded to a broker as part of a withhold provision outlined in the contract between the office of the secretary and the broker.

SECTION 192. IC 12-15-30.5-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: On or before July 1, 2027, and July 1 biennially thereafter, the commission shall submit a report to the executive director of the legislative services agency; in an electronic format under IC 5-14-6; for review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:

- (1) official action taken; and



~~(2) actionable items considered;
by the commission during the preceding two (2) years.~~

SECTION 193. IC 12-17.2-2-2, AS AMENDED BY P.L.56-2023, SECTION 117, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The division may do the following:

- (1) Prescribe forms for reports, statements, notices, and other documents required by this article or by the rules adopted under this article.
- (2) Increase public awareness of this article and the rules adopted under this article by preparing and publishing manuals and guides explaining this article and the rules adopted under this article.
- (3) Facilitate compliance with and enforcement of this article through the publication of materials under subdivision (2).
- (4) Prepare reports and studies to advance the purpose of this article.
- (5) Seek the advice and recommendations of state agencies whose information and knowledge would be of assistance in writing, revising, or monitoring rules developed under this article. These agencies, including the office of the attorney general, Indiana department of health, division of mental health and addiction, bureau of criminal identification and investigation, and ~~fire prevention and building safety commission,~~ **department of homeland security**, shall upon request supply necessary information to the division.
- (6) Make the directory of licensees available to the public for a charge not to exceed the cost of reproducing the directory.
- (7) Charge a reasonable processing fee for each license application and renewal as follows:
 - (A) For a child care center license, a fee of two dollars (\$2) per licensed child capacity.
 - (B) For a child care center new inquiry application packet, a fee not to exceed five dollars (\$5).
 - (C) For a child care home license new inquiry application packet, a fee not to exceed five dollars (\$5).
 - (D) For a child care home annual inspection, a fee not to exceed twenty-five dollars (\$25).
- (8) Exercise any other regulatory and administrative powers necessary to carry out the functions of the division.

SECTION 194. IC 12-17.2-2-4, AS AMENDED BY P.L.56-2023, SECTION 118, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The division shall adopt rules



under IC 4-22-2 concerning the licensing and inspection of child care centers and child care homes after consultation with the following:

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

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

SECTION 195. IC 12-17.2-2-9, AS AMENDED BY P.L.187-2021, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) A program operated to serve migrant children that is exempted under section 8(6) of this chapter and is certified by the United States Department of Health and Human Services shall be:

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

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

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

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

SECTION 196. IC 12-17.2-2-10, AS AMENDED BY P.L.225-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) The division may grant a variance or waiver of a rule governing a provider. A variance or waiver granted under this section must promote statewide practices and must protect the rights of persons affected by this article.

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

- (1) Submits to the division a written request for the variance in the form and manner specified by the division.
- (2) Documents that compliance with an alternative method of



compliance approved by the division will not be adverse to the health, safety, or welfare of a child receiving services from the applicant for the variance, as determined by the division.

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

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

- (1) Submits to the division a written request for the waiver in the form and manner specified by the division.
- (2) Documents that compliance with the rule specified in the application for the waiver will create an undue hardship on the applicant for the waiver, as determined by the division.
- (3) Documents that the applicant for the waiver will be in substantial compliance with the rules adopted by the division after the waiver is granted, as determined by the division.
- (4) Documents that noncompliance with the rule specified in the application for a waiver will not be adverse to the health, safety, or welfare of a child receiving services from the applicant for the waiver, as determined by the division.

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

SECTION 197. IC 12-17.2-2-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) If the division determines that a waiver or variance expiring under section 11 of this chapter will continue to serve the public interest, the division may do the following:

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

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

- (1) Apply for the renewal of a waiver or variance on the form specified by the division.



(2) Provide the information required by the division.

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

(1) The ~~fire prevention and building safety commission~~ **department of homeland security** substantially changes a building rule or fire safety rule affected by the waiver or variance after the date the ~~commission~~ **department of homeland security** last approved the waiver or variance.

(2) The division substantially modifies any part of a waiver or variance that conflicts with a building rule or fire safety rule adopted by the ~~fire prevention and building safety commission~~ **department of homeland security**.

SECTION 198. IC 12-17.2-2-14.2, AS ADDED BY P.L.2-2014, SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14.2. (a) As used in this section, "program" refers to the paths to QUALITY program established by subsection (b).

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

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

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

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

~~(e) The office of the secretary shall adopt rules under IC 4-22-2 to establish the steering council of the program to make recommendations to the division on program issues and resources. Rules adopted under this subsection must require that council members be appointed from~~



~~partner organizations that assist in the implementation of the program and serve to coordinate the program plan.~~

SECTION 199. IC 12-17.2-3.5-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) A facility where a provider operates a child care program must have two (2) exits that:

(1) do not require passage through a:

(A) garage; or

(B) storage area;

where hazardous materials are stored;

(2) are not windows;

(3) are on different sides of the facility;

(4) are not blocked; and

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

(b) A provider shall:

(1) conduct monthly documented fire drills:

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

(B) that include complete evacuation of all:

(i) children; and

(ii) adults who provide child care;

in the facility;

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

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

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

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

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

(3) maintain a two and one-half (2 1/2) pound or greater ABC multiple purpose fire extinguisher:

(A) on each floor of the facility; and

(B) in the kitchen area of the facility;

in each facility where the provider operates a child care program.

SECTION 200. IC 12-17.2-5-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The ~~fire prevention and building safety commission~~ **department of homeland security** must provide consultation regarding the licensure of child care homes to the division upon request.

SECTION 201. IC 12-17.2-5-36 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 36. The ~~fire prevention~~



~~and building safety commission~~ **department of homeland security** may not adopt rules that classify a child care home as an E building occupancy classification.

SECTION 202. IC 12-17.2-6-5, AS AMENDED BY HEA 1202-2026, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) As used in this section, "primary use of the building" means the occupancy classification that is:

- (1) most closely related to the intended use of the building; and
- (2) determined by the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** in effect at the time that the child care ministry is first registered.

(b) The department of homeland security shall inspect a child care ministry registered under section 2 of this chapter to ensure that the child care ministry complies with the requirements of subsection (c).

(c) Except as provided in the following, a registered child care ministry shall comply with all rules of the ~~fire prevention and building safety commission~~ **department of homeland security** applicable to the primary use of the building:

- (1) A registered child care ministry with an occupant load of at least fifty (50) shall do either of the following:

- (A) Install and maintain a fire alarm system in compliance with the rules of the ~~fire prevention and building safety commission~~ **department of homeland security**.

- (B) Provide a notice on a form prescribed by the department of homeland security to the parents of each child who attends the ministry stating that the ministry does not have the same level of fire safety protection as a licensed child care center.

- (2) Each registered child care ministry with an occupant load of less than fifty (50) shall do either of the following:

- (A) Install and maintain in good operating condition at least one (1) battery operated smoke detector in each room and corridor used by the ministry.

- (B) Provide a notice on a form prescribed by the department of homeland security to the parents of each child who attends the ministry stating that the ministry does not have the same level of fire safety protection as a licensed child care center.

- (3) Each registered child care ministry shall comply with the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** concerning fire drills.

For purposes of this subsection, occupant load is determined by dividing the total square footage of the area used by the child care



ministry by thirty-five (35) and rounding any result that is not a whole number up to the next whole number.

(d) The department of homeland security shall perform inspections of a child care ministry registered under section 2 of this chapter in accordance with IC 22-14-2-11.

SECTION 203. IC 12-17.6-2-7, AS AMENDED BY P.L.53-2014, SECTION 111, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The office shall contract with an independent organization to evaluate the program.

(b) The office shall report the results of each evaluation to the

~~(1) children's health policy board established by IC 4-23-27-2;~~
and

~~(2)~~ interim study committee on public health, behavioral health, and human services established by IC 2-5-1.3-4 in an electronic format under IC 5-14-6.

(c) This section does not modify the requirements of other statutes relating to the confidentiality of medical records.

SECTION 204. IC 12-17.6-2-12, AS AMENDED BY P.L.53-2014, SECTION 112, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. Not later than April 1, the office shall provide a report describing the program's activities during the preceding calendar year to the:

(1) budget committee;

(2) legislative council; and

~~(3) children's health policy board established by IC 4-23-27-2;~~
and

~~(4)~~ (3) interim study committee on public health, behavioral health, and human services established by IC 2-5-1.3-4 in an electronic format under IC 5-14-6.

A report provided under this section to the legislative council must be in an electronic format under IC 5-14-6.

SECTION 205. IC 12-17.6-4-2, AS AMENDED BY P.L.103-2009, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The benefit package provided under the program shall focus on age appropriate preventive, primary, and acute care services.

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

(1) Inpatient and outpatient hospital services.

(2) Physicians' services provided by a physician (as defined in 42 U.S.C. 1395x(r)).

(3) Laboratory and x-ray services.



- (4) Well-baby and well-child care, including:
 - (A) age appropriate immunizations; and
 - (B) periodic screening, diagnosis, and treatment services according to a schedule developed by the office.

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

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

- (1) Prescription drugs.
- (2) Mental health services.
- (3) Vision services.
- (4) Hearing services.
- (5) Dental services.

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

- (1) Inpatient mental health services and substance abuse services provided in an institution that:
 - (A) treats mental disease; and
 - (B) has more than sixteen (16) beds;
 unless coverage is prohibited by federal law.
- (2) Psychiatric residential treatment services.
- (3) Community mental health rehabilitation services.
- (4) Outpatient mental health services and substance abuse services, with no greater limitations on the number of units per rolling year than are required under the Medicaid program.

However, the office may require prior authorization for the services specified in subdivisions (1) through (4).

SECTION 206. IC 12-17.6-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) It is a violation of IC 27-4-1-4 if an insurer, or an insurance producer or insurance broker compensated by the insurer, knowingly or intentionally refers an insured or the dependent of an insured to the program for health insurance coverage when the insured already receives health insurance coverage through an employer's health care plan that is underwritten by



the insurer.

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

SECTION 207. IC 13-20-13-5, AS AMENDED BY P.L.37-2012, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. A person that obtains a certificate of registration under section 3 of this chapter must do the following:

- (1) Report annually to the department on the following:
 - (A) The number of passenger tire equivalents received at the waste tire storage site or by the waste tire processing operation.
 - (B) The number and manner of disposal of the passenger tire equivalents.
- (2) Maintain contingency plans to protect public health and the environment.
- (3) If the person operates a waste tire storage site, maintain financial assurance acceptable to the department necessary for waste tire removal, in an amount specified in rules adopted by the board under section 11(b)(3) of this chapter.
- (4) Maintain a copy of the certificate of registration at the site.
- (5) Comply with applicable rules and requirements established by the ~~fire prevention and building safety commission~~ **department of homeland security** for indoor waste tire storage sites.
- (6) Retain a copy of manifests received from a waste tire transporter under IC 13-20-14 for at least one (1) year and make a copy of the manifests available to the department upon request.

SECTION 208. IC 13-23-2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. A unit of local government may not enact or enforce an ordinance that is in conflict with any of the following:

- (1) This article.
- (2) Rules adopted by the ~~fire prevention and building safety commission~~ **department of homeland security** under this article.
- (3) Rules adopted by the board under this article.

SECTION 209. IC 13-23-3-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) To obtain a certificate under section 1 of this chapter, a person must:

- (1) take an examination that is approved;
 - (2) achieve a passing score on the examination that is established;
- and



(3) pay any reasonable fees necessary to offset the costs incurred by the ~~state fire marshal~~ **department** in administering the examination and certification procedures that are established; under rules adopted by the ~~fire prevention and building safety commission;~~ **board.**

(b) An examination described under subsection (a) must cover the following subjects:

(1) Relevant rules adopted by ~~the:~~

~~(A) board; and~~

~~(B) fire prevention and building safety commission;~~

the board concerning underground storage tanks.

(2) Any other subjects approved under rules adopted by the ~~fire prevention and building safety commission;~~ **board.**

(c) The ~~fire prevention and building safety commission~~ **board** shall adopt rules establishing the following:

(1) The number of times a person who fails an examination described under this section may take the examination again.

(2) The period of time a person who fails an examination described under this section must wait before taking the examination again.

(d) The ~~state fire marshal~~ **department** may, ~~under rules adopted by the fire prevention and building safety commission;~~ certify a person:

(1) under section 1 of this chapter; and

(2) by reciprocity;

if the person is licensed or certified by another state that has certification requirements that are substantially similar to the requirements established under this section.

SECTION 210. IC 14-10-1-1, AS AMENDED BY P.L.78-2019, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. The natural resources commission is established. The commission consists of twelve (12) members as follows:

(1) The commissioner of the Indiana department of transportation or the commissioner's designee.

(2) The commissioner of the department of environmental management or the commissioner's designated deputy.

(3) The director of the office of tourism development or the director's designee (before July 1, 2020) or the director of the Indiana destination development corporation or the director's designee (after June 30, 2020).

(4) The director of the department.

(5) The chairperson of the advisory council established by



IC 14-9-6-1.

(6) The president of the Indiana academy of science or the president's designee.

(7) Six (6) citizen members appointed by the governor. ~~at least two (2) of whom must have knowledge, experience, or education in the environment or in natural resource conservation. Not more than three (3) citizen members may be of the same political party.~~

SECTION 211. IC 14-10-1-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The members of the commission who are not state employees are **not** entitled to:

(1) the minimum salary per diem as provided in IC 4-10-11-2.1(b) for each day that the members are engaged in the official business of the commission; **or**

(2) **reimbursement for traveling expenses and other expenses actually incurred in connection with the members' duties.**

(b) The members of the commission **who are state employees** are entitled to reimbursement for travel, lodging, meals, and other expenses as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 212. IC 15-12-5-12, AS ADDED BY P.L.2-2008, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) ~~Each~~ **A** member of the council who is not a state employee is **not** entitled to:

(1) the minimum salary per diem provided by IC 4-10-11-2.1(b); **or**

(2) ~~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 council 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.

SECTION 213. IC 16-18-2-37.5, AS AMENDED BY P.L.3-2008, SECTION 103, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: 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~~.

SECTION 214. 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 215. 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 216. 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~~.

SECTION 217. IC 16-19-3-4, AS AMENDED BY P.L.1-2025, SECTION 182, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The executive board may, by an affirmative vote of a majority of its members, adopt reasonable rules under IC 4-22-2 on behalf of the state department to protect or to improve the public health in Indiana.

(b) The rules may concern but are not limited to the following:

- (1) Nuisances dangerous to public health.
- (2) The pollution of any water supply other than where jurisdiction is in the environmental rules board and department of environmental management.
- (3) The disposition of excremental and sewage matter.
- (4) The control of fly and mosquito breeding places.
- (5) The detection, reporting, prevention, and control of diseases that affect public health.
- (6) The care of maternity and infant cases and the conduct of maternity homes.
- (7) The production, distribution, and sale of human food.
- (8) Except as provided in section 4.4 of this chapter, the conduct of camps.
- (9) Standards of cleanliness of eating facilities for the public.
- (10) Standards of cleanliness of sanitary facilities offered for public use.
- (11) The handling, disposal, disinterment, and reburial of dead human bodies.
- (12) Vital statistics.
- (13) Sanitary conditions and facilities in public buildings and grounds, including plumbing, drainage, sewage disposal, water



supply, lighting, heating, and ventilation, other than where jurisdiction is vested by law in the ~~fire prevention and building safety commission~~ **department of homeland security** or other state agency.

(14) The design, construction, and operation of swimming and wading pools. However, the rules governing swimming and wading pools do not apply to a pool maintained by an individual for the sole use of the individual's household and house guests.

(c) The executive board shall adopt reasonable rules to regulate the following:

(1) The sanitary operation of tattoo parlors.

(2) The sanitary operation of body piercing facilities.

(d) The executive board may adopt rules on behalf of the state department for the efficient enforcement of this title, except as otherwise provided. However, fees for inspections relating to weights and measures may not be established by the rules.

(e) The executive board may declare that a rule described in subsection (d) is necessary to meet an emergency and adopt the rule under IC 4-22-2.

(f) The rules of the state department may not be inconsistent with this title and or any other state law.

SECTION 218. IC 16-19-3.5-11, AS ADDED BY P.L.49-2016, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. The state department may not deny a construction permit based upon noncompliance or suspected noncompliance with a rule adopted under the authority of the ~~fire prevention and building safety commission established by IC 22-12-2-1~~ **department of homeland security**.

SECTION 219. IC 16-19-13-3, AS AMENDED BY P.L.51-2021, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. The office is established for the following purposes:

(1) To educate and advocate for women's health by requesting that the state department, either on its own or in partnership with other entities, establish appropriate forums, programs, or initiatives designed to educate the public regarding women's health, with an emphasis on preventive health and healthy lifestyles.

(2) To assist the state health commissioner in identifying, coordinating, and establishing priorities for programs, services, and resources the state should provide for women's health issues and concerns relating to the reproductive, menopausal, and postmenopausal phases of a woman's life, with an emphasis on



postmenopausal health.

(3) To serve as a clearinghouse and resource for information regarding women's health data, strategies, services, and programs that address women's health issues, including the following:

- (A) Diseases that significantly impact women, including heart disease, cancer, and osteoporosis.
- (B) Menopause.
- (C) Mental health.
- (D) Substance abuse.
- (E) Sexually transmitted diseases.
- (F) Sexual assault and domestic violence.
- (G) Female genital mutilation (as defined in IC 35-42-2-10).

(4) To collect, classify, and analyze relevant research information and data conducted or compiled by:

- (A) the state department; or
- (B) other entities in collaboration with the state department; and to provide interested persons with information regarding the research results, except as prohibited by law.

(5) To develop and recommend funding and program activities for educating the public on women's health initiatives, including the following:

- (A) Health needs throughout a woman's life.
- (B) Diseases that significantly affect women, including heart disease, cancer, and osteoporosis.
- (C) Access to health care for women.
- (D) Poverty and women's health.
- (E) The leading causes of morbidity and mortality for women.
- (F) Special health concerns of minority women.

(6) To make recommendations to the state health commissioner regarding programs that address women's health issues for inclusion in the state department's biennial budget and strategic planning.

(7) To seek funding from private or governmental entities to carry out the purposes of this chapter.

(8) To prepare materials for publication and dissemination to the public on women's health.

(9) To conduct public educational forums in Indiana to raise public awareness and to educate citizens about women's health programs, issues, and services.

(10) To coordinate the activities and programs of the office with other entities that focus on women's health or women's issues, including the ~~Indiana commission for women (IC 4-23-25-3)~~.



Indiana cultural commission established by IC 4-23-36.

(11) To represent the state health commissioner, upon request, before the general assembly and the ~~Indiana commission for women established by IC 4-23-25-3.~~ **Indiana cultural commission established by IC 4-23-36.**

(12) To provide an annual report to the governor, the legislative council, and the ~~Indiana commission for women~~ **Indiana cultural commission established by IC 4-23-36** regarding the successes of the programs of the office, priorities and services needed for women's health in Indiana, and areas for improvement. A report provided under this subdivision to the legislative council must be in an electronic format under IC 5-14-6.

This section does not allow the director or any employees of the office to advocate, promote, refer to, or otherwise advance abortion or abortifacients.

SECTION 220. 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.

SECTION 221. IC 16-28-1-7, AS AMENDED BY P.L.141-2014, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. The state department shall do the following:

- (1) Adopt rules under IC 4-22-2 governing the following:
 - (A) Health and sanitation standards necessary to protect the health, safety, security, rights, and welfare of patients.
 - (B) Qualifications of applicants for licenses issued under this article to assure the proper care of patients.
 - (C) Operation, maintenance, management, equipment, and construction of facilities required to be licensed under this article if jurisdiction is not vested in any other state agency.
 - (D) Manner, form, and content of the license, including rules governing disclosure of ownership interests.
 - (E) Levels of medical staffing and medical services in cooperation with the office of Medicaid policy and planning, division of family resources, and other agencies authorized to pay for the services.
- (2) Recommend to the ~~fire prevention and building safety commission~~ **department of homeland security** fire safety rules necessary to protect the health, safety, security, rights, and welfare of patients.
- (3) Classify health facilities in health care categories.

SECTION 222. IC 16-41-26-8, AS AMENDED BY P.L.181-2018, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) Except as provided in subsection (b), the state department shall adopt rules under IC 4-22-2 necessary to protect the health, safety, and welfare of persons living in agricultural labor camps, prescribing standards for living quarters at agricultural labor camps, including provisions relating to construction of camps, sanitary conditions, light, air, safety protection from fire hazards, equipment, maintenance and operation of the camp, sewage disposal through septic tank absorption fields or other approved methods, and other matters appropriate for the security of the life and health of occupants.

(b) The environmental rules board shall adopt rules under IC 13-14-9 pertaining to water supplies required for agricultural labor camps.

(c) In the preparation of rules, the state department:

- (1) shall consult with and request technical assistance from other appropriate state agencies; and
- (2) may appoint and consult with committees of technically



qualified persons and of representatives of employers and employees.

(d) If a conflict exists between rules adopted under this chapter and rules adopted by the ~~fire prevention and building safety commission~~, **department of homeland security**, the rules authorized in this section apply.

(e) A copy of every rule adopted under this chapter shall be sent to each health officer in Indiana and to the heads of other state agencies with specific or related responsibility affecting agricultural labor camps and to any person requesting the rules. The rules affecting agricultural labor camps adopted under this chapter shall be published periodically in the manner the state department determines.

SECTION 223. IC 16-41-31-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. The ~~fire prevention and building safety commission~~ **department of homeland security** shall adopt rules under IC 4-22-2 to establish fire safety standards for bed and breakfast establishments.

SECTION 224. IC 16-41-42.2-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 1. As used in this chapter, "board" refers to the spinal cord and brain injury research board established by section 5 of this chapter.~~

SECTION 225. IC 16-41-42.2-4, AS AMENDED BY P.L.200-2015, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. The fund is to be used for the following purposes:

- (1) Establishing and maintaining a state medical surveillance registry for traumatic spinal cord and brain injuries.
- ~~(2) Fulfilling the duties of the board established by section 5 of this chapter.~~
- ~~(3)~~ **(2)** Funding research related to the treatment and cure of spinal cord and brain injuries, including acute management, medical complications, rehabilitative techniques, and neuronal recovery. Research must be conducted in compliance with all state and federal laws.
- ~~(4)~~ **(3)** Concerning spinal cord injuries, funding of at least ten percent (10%) and not more than fifteen percent (15%) of money in the fund for:
 - (A) post acute extended treatment and services for an individual with a spinal cord injury; or
 - (B) facilities that offer long term activity based therapy services at affordable rates to an individual with a spinal cord injury that requires extended post acute care.



~~(5)~~ **(4)** Concerning brain injuries, funding of at least ten percent (10%) and not more than fifteen percent (15%) of money in the fund for:

(A) post acute extended treatment and services for an individual with a brain injury; or

(B) facilities that offer long term activity based therapy services at affordable rates to an individual with a brain injury that requires extended post acute care.

~~(6)~~ **(5)** Develop a statewide trauma system. However, not more than fifty percent (50%) of money in the fund may be used for purposes of developing a statewide trauma system.

SECTION 226. IC 16-41-42.2-5, AS AMENDED BY P.L.29-2016, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The spinal cord and brain injury research board is established for the purpose of administering the fund. The board is composed of eleven ~~(11)~~ members:

(b) The following six ~~(6)~~ members of the board shall be appointed by the governor:

(1) One ~~(1)~~ member who has a spinal cord or head injury or who has a family member with a spinal cord or head injury:

(2) One ~~(1)~~ member who is a physician licensed under IC 25-22.5 who has specialty training in neuroscience and surgery:

(3) One ~~(1)~~ member who is a physiatrist holding a board certification from the American Board of Physical Medicine and Rehabilitation:

(4) One ~~(1)~~ member representing the technical life sciences industry:

(5) One ~~(1)~~ member who is a physical therapist licensed under IC 25-27 who treats individuals with traumatic spinal cord injuries or brain injuries:

(6) One ~~(1)~~ member who owns or operates a facility that provides long term activity based therapy services at affordable rates to individuals with traumatic spinal cord injuries or brain injuries:

(c) Five ~~(5)~~ members of the board shall be appointed as follows:

(1) One ~~(1)~~ member representing Indiana University to be appointed by Indiana University:

(2) One ~~(1)~~ member representing Purdue University to be appointed by Purdue University:

(3) One ~~(1)~~ member representing the National Spinal Cord Injury Association to be appointed by the National Spinal Cord Injury Association:

(4) One ~~(1)~~ member representing the largest freestanding



rehabilitation hospital for brain and spinal cord injuries in Indiana to be appointed by the Rehabilitation Hospital of Indiana located in Indianapolis:

(5) One (1) member representing the Brain Injury Association of America to be appointed by the Brain Injury Association of Indiana:

(d) The term of a member is four (4) years. A member serves until a successor is appointed and qualified. If a vacancy occurs on the board before the end of a member's term, the appointing authority appointing the vacating member shall appoint an individual to serve the remainder of the vacating member's term:

(e) A majority of the members appointed to the board constitutes a quorum. The affirmative votes of a majority of the members are required for the board to take action on any measure:

(f) Each member of the board 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) The board shall annually elect a chairperson who shall be the presiding officer of the board. The board may establish other officers and procedures as the board determines necessary:

(h) The board shall meet at least two (2) times each year. The 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**.

(10) Provide to the governor, the general assembly, and the legislative council an annual report not later than January 30 of each year showing the status of funds appropriated under this chapter. The report to the general assembly and the legislative council must be in an electronic format under IC 5-14-6.

~~(k) A member of the board is exempt from civil liability arising or thought to arise from an action taken in good faith as a member of the board.~~

~~(l) The department shall annually present to the board a financial statement that includes the following information for the current and previous fiscal year:~~

~~(1) The amount of money deposited into the fund:~~

~~(2) The amount of money expended from the fund:~~

~~(3) The amount of money, including any reserves, available for grants from the fund:~~

SECTION 227. 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 228. 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 229. 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:

SECTION 230. IC 16-46-6-5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 5: (a) Except as provided in subsection (b); all appointments to the council are for two (2) years: A legislative member's term expires on June 30 of an odd-numbered year:

(b) The term of a member appointed by the governor is four (4) years and expires as follows:

(1) June 30, 2025; and each fourth year thereafter for a member appointed under section 4(a)(9) through 4(a)(14) of this chapter:

(2) December 31, 2025; and each fourth year thereafter for a member appointed under section 4(a)(15) through 4(a)(19) of this chapter:

(c) A member may be reappointed to the commission for succeeding terms:

SECTION 231. IC 16-46-6-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 6: The council shall select a chairman from the membership annually:

SECTION 232. IC 16-46-6-7 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 7: Appointments to fill a vacancy are for the remainder of an unexpired term and are made by the authority who made the original appointment:

SECTION 233. IC 16-46-6-8 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 8: The state department shall provide staff for the council:

SECTION 234. IC 16-46-6-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: The council shall hold at least four (4) meetings annually:

SECTION 235. IC 16-46-6-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. The council shall **Indiana cultural commission established under IC 4-23-36** may do the following:

(1) Identify and study the special health care needs and health problems of minorities.

(2) Examine the factors and conditions that affect the health of minorities.

(3) Examine the health care services available to minorities in the



public and private sector and determine the extent to which these services meet the needs of minorities.

(4) Study the state and federal laws concerning the health needs of minorities.

(5) Examine the coordination of services to minorities and recommend improvements in the delivery of services.

(6) Examine funding sources for minority health care.

(7) Examine and recommend preventive measures concerning the leading causes of death or injury among minorities, including the following:

(A) Heart disease.

(B) Stroke.

(C) Cancer.

(D) Intentional injuries.

(E) Accidental death and injury.

(F) Cirrhosis.

(G) Diabetes.

(H) Infant mortality.

(I) HIV and acquired immune deficiency syndrome.

(J) Mental Health.

(K) Substance Abuse.

(8) Examine the impact of the following on minorities:

(A) Adolescent pregnancy.

(B) Sexually transmitted and other communicable diseases.

(C) Lead poisoning.

(D) Long term disability and aging.

(E) Sickle cell anemia.

(9) Monitor the Indiana minority health initiative and other public policies that affect the health status of minorities.

(10) Develop and implement a comprehensive plan and time line to address health disparities and health issues of minority populations in Indiana.

SECTION 236. IC 16-46-6-11 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 11: The council shall submit a report in an electronic format under IC 5-14-6 to the general assembly before November 1 of each year. The report must include the following:~~

~~(1) The findings and conclusions of the council;~~

~~(2) Recommendations of the council;~~

SECTION 237. IC 16-46-6-12 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 12: (a) Except as otherwise provided, a person who recklessly violates or fails to comply with this chapter commits a Class B misdemeanor.~~



(b) Each day a violation continues constitutes a separate offense.

SECTION 238. IC 16-46-6-13 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 13: (a) Each member of the council who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The council member is also entitled to reimbursement for mileage, 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 council 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) Except as provided in subsection (d), expenses incurred under this section must be paid out of the funds appropriated to the state department:

(d) Each member of the council who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of 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:

SECTION 239. IC 16-46-11.1 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Commission on Health Care Interpreters and Translators).

SECTION 240. IC 20-20-38-4, AS AMENDED BY P.L.213-2025, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The state board shall develop and implement a long range state plan for a comprehensive secondary level career and technical education program in Indiana.

(b) The plan developed under this section must be updated as changes occur. The state board shall make the plan and any revisions made to the plan available to:

- (1) the governor;
- (2) the general assembly;
- (3) the department of workforce development;
- (4) the commission for higher education; **and**
- ~~(5) the board for proprietary education; and~~
- ~~(6)~~ **(5)** any other appropriate state or federal agency.

A plan or revised plan submitted under this section to the general



assembly must be in an electronic format under IC 5-14-6.

(c) The plan developed under this section must set forth specific goals for secondary level public career and technical education and must include the following:

- (1) The preparation of each graduate for both employment and further education.
- (2) Accessibility of career and technical education to individuals of all ages who desire to explore and learn for economic and personal growth.
- (3) Projected employment opportunities in various career and technical education fields.
- (4) A study of the supply of and the demand for a labor force skilled in particular career and technical education areas.
- (5) A study of technological and economic change affecting Indiana.
- (6) An analysis of the private career and education sector in Indiana.
- (7) Recommendations for improvement in the state career and technical education program.
- (8) The educational levels expected of career and technical education programs proposed to meet the projected employment needs.

(d) When making any revisions to the plan, the state board shall consider the workforce needs and training and education needs identified in the occupational demand report prepared by the department of workforce development under IC 22-4.1-4-10.

(e) The state board shall use data from the department of workforce development to develop and implement a plan or make revisions to a plan under this section.

SECTION 241. IC 20-20-38-6, AS AMENDED BY P.L.213-2025, SECTION 164, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The state board shall do the following:

- (1) Make recommendations to the general assembly concerning the development, duplication, and accessibility of employment training and career and technical education on a regional and statewide basis.
- (2) Consult with any state agency, commission, or organization that supervises or administers programs of career and technical education concerning the coordination of career and technical education, including the following:
 - (A) The Indiana economic development corporation.



- (B) A private industry council (as defined in 29 U.S.C. 1501 et seq.).
- (C) The department of labor.
- (D) The commission for higher education.
- (E) The department of workforce development.
- ~~(F) The board for proprietary education.~~
- ~~(G)~~ **(F)** The **Indiana** department of veterans' affairs.
- (3) Review and make recommendations concerning plans submitted by the commission for higher education. The state board may request the resubmission of plans or parts of plans that:
 - (A) are not consistent with the long range state plan of the state board;
 - (B) are incompatible with other plans within the system; or
 - (C) duplicate existing services.
- (4) Report to the general assembly on the state board's conclusions and recommendations concerning interagency cooperation, coordination, and articulation of career and technical education and employment training. A report under this subdivision must be in an electronic format under IC 5-14-6.
- (5) Study and develop a plan concerning the transition between secondary level career and technical education and postsecondary level career and technical education.

(b) The state board shall use data from the department of workforce development in carrying out the state board's duties under this section.

SECTION 242. IC 20-26-5-6, AS AMENDED BY P.L.56-2023, SECTION 177, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. All powers delegated to the governing body of a school corporation under section 1 or 4 of this chapter are subject to all laws subjecting the school corporation to regulation by a state agency, including the secretary of education, state board of accounts, state police department, ~~fire prevention and building safety commission,~~ **department of homeland security**, department of local government finance, environmental rules board, state school bus committee, Indiana department of health, and any local governmental agency to which the state has been delegated a specific authority in matters other than educational matters and other than finance, including plan commissions, zoning boards, and boards concerned with health and safety.

SECTION 243. IC 20-37-2-13, AS AMENDED BY P.L.168-2022, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. (a) As used in this section, "applicable high school" means a high school at which all the students participate in a



work based learning course (as defined in IC 20-43-8-0.7) or school based enterprise.

(b) As used in this section, "primary use of the building" means an occupancy classification that is:

- (1) most closely related to the intended use of the building; and
- (2) determined by the rules of the ~~fire prevention and building safety commission established by IC 22-12-2-1~~ **department of homeland security** that apply to the building immediately preceding the date that the applicable high school agrees to use the building.

(c) Except as provided in subsection (d), an applicable high school shall comply with all rules of the ~~fire prevention and building safety commission~~ **department of homeland security** applicable to the primary use of the building.

(d) The ~~fire prevention and building safety commission~~ **department of homeland security** may grant a variance under IC 22-13-2-11 to the rules applicable to the primary use of the building necessary to implement this section.

SECTION 244. IC 21-7-13-6, AS AMENDED BY P.L.11-2023, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) "Approved postsecondary educational institution", for purposes of this title (except section 15 of this chapter and IC 21-12-6) means the following:

- (1) A postsecondary educational institution that operates in Indiana and:
 - (A) provides an organized two (2) year or longer program of collegiate grade directly creditable toward a baccalaureate degree;
 - (B) is either operated by the state or operated nonprofit; and
 - (C) is accredited by a recognized regional accrediting agency, including:
 - (i) Ancilla College;
 - (ii) Anderson University;
 - (iii) Bethel University;
 - (iv) Butler University;
 - (v) Calumet College of St. Joseph;
 - (vi) DePauw University;
 - (vii) Earlham College;
 - (viii) Franklin College;
 - (ix) Goshen College;
 - (x) Grace College and Seminary;
 - (xi) Hanover College;



- (xii) Holy Cross College;
- (xiii) Huntington University;
- (xiv) Indiana Institute of Technology;
- (xv) Indiana Wesleyan University;
- (xvi) Manchester University;
- (xvii) Marian University;
- (xviii) Martin University;
- (xix) Oakland City University;
- (xx) Rose-Hulman Institute of Technology;
- (xxi) Saint Mary-of-the-Woods College;
- (xxii) Saint Mary's College;
- (xxiii) Taylor University;
- (xxiv) Trine University;
- (xxv) University of Evansville;
- (xxvi) University of Indianapolis;
- (xxvii) University of Notre Dame;
- (xxviii) University of Saint Francis;
- (xxix) Valparaiso University; and
- (xxx) Wabash College;

or is accredited by the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6 or an accrediting agency recognized by the United States Department of Education.

- (2) Ivy Tech Community College.
- (3) A hospital that operates a nursing diploma program that is accredited by the Indiana state board of nursing.
- (4) A postsecondary credit bearing proprietary educational institution that meets the following requirements:
 - (A) Is incorporated in Indiana, or is registered as a foreign corporation doing business in Indiana.
 - (B) Is fully accredited by and is in good standing with the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6.
 - (C) Is accredited by and is in good standing with a regional or national accrediting agency.
 - (D) Offers a course of study that is at least eighteen (18) consecutive months in duration (or an equivalent to be determined by the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6) and that leads to an associate or a baccalaureate degree recognized by the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6.



(E) Is certified by the ~~board for proprietary education~~ **commission for higher education** as meeting the requirements of this subdivision.

(5) A postsecondary SEI affiliated educational institution.

(b) "Approved postsecondary educational institution" for purposes of section 15 of this chapter and IC 21-12-6, means the following:

(1) A state educational institution.

(2) A nonprofit college or university.

(3) A postsecondary credit bearing proprietary educational institution that is accredited by an accrediting agency recognized by the United States Department of Education.

(4) A postsecondary SEI affiliated educational institution.

SECTION 245. IC 21-7-13-26.5, AS ADDED BY P.L.217-2017, SECTION 142, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 26.5. (a) "Postsecondary SEI affiliated educational institution" means a degree granting and credit bearing institution that:

(1) is organized as a public benefit corporation (as described in IC 23-17-2-23) and controlled by a state educational institution;

(2) is authorized under procedures approved by the executive officer of the commission under IC 21-18-12.4 to provide instructional or educational services or training in Indiana using onsite, online, or any combination of these or other instructional modalities;

(3) is accredited by a recognized regional accrediting agency or is seeking or progressing toward accreditation by a recognized regional accrediting agency; and

(4) has its debts and liabilities backed by the controlling state educational institution described in subdivision (1) in the form of a contribution, bond, or other surety consisting solely of eligible property (as defined in IC 21-27-10-4).

(b) The term does not include the following:

(1) A state educational institution.

(2) A postsecondary credit bearing proprietary educational institution approved or regulated by the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6.

(3) Any educational institution or educational training that:

(A) is maintained or provided by an employer or employers at no charge for employees or potential employees;

(B) is maintained or provided by a labor organization at no charge for its members or apprentices; or

(C) offers instruction that is exclusively focused on



self-improvement or exclusively intended to be motivational or avocational, including instruction in dance, music, self-defense, and private tutoring.

(4) A public or nonprofit degree granting institution organized or incorporated in a jurisdiction other than Indiana that offers instructional or educational services or training in Indiana.

(5) A religious institution that offers educational instruction or an educational program of a clearly religious nature.

SECTION 246. IC 21-9-4-1, AS AMENDED BY P.L.43-2021, SECTION 139, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The board of directors of the authority is established. The board consists of the following:

(1) The following four (4) ex officio members or directors:

(A) The treasurer of state.

(B) ~~The secretary of education.~~ **The director of the Indiana public retirement system.**

(C) The Indiana commissioner for higher education.

(D) The budget director.

(2) Five (5) ~~appointed~~ members or directors ~~who:~~

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

(B) ~~who~~ have knowledge, skill, and experience in academic, business, financial, or education fields **appointed as follows:**

(A) **One (1) member appointed by the governor.**

(B) **Two (2) members appointed by the president pro tempore of the senate.**

(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.

(b) ~~During a member's term of service on the board; Except as otherwise provided in this section,~~ an appointed member of the board may not be an official or employee of the state **during the member's term of service on the board.**

(c) ~~Not more than three (3) of the appointed members of the board may belong to the same political party.~~

(d) ~~(c)~~ An appointed member serves a four (4) year term. An appointed member shall hold over after the expiration of the member's term until the member's successor is appointed and qualified. **A member may be appointed to successive terms.**

(e) ~~The governor may reappoint an appointed member of the board.~~

(f) ~~(d)~~ A vacancy shall be filled **by the appropriate appointing authority** for the balance of an unexpired term in the same manner as



the original appointment.

~~(g)~~ (e) The treasurer of state shall serve as chairman of the board. The board shall annually elect one (1) of its ex officio members as vice chairman, and may elect any other officer that the board desires.

~~(h)~~ (f) The **governor appointing authority** may remove an appointed member for misfeasance, malfeasance, willful neglect of duty, or other cause after notice and a public hearing, unless the member expressly waives the notice and hearing in writing.

SECTION 247. IC 21-12-1-8, AS AMENDED BY P.L.157-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. "Eligible institution", for the purposes of:

- (1) IC 21-12-6, refers to a postsecondary educational institution that qualifies as an eligible institution under IC 21-12-6-4; and
- (2) IC 21-12-8, refers to a postsecondary educational institution that:

- (A) operates in Indiana;
- (B) is either operated by the state or operated nonprofit;
- (C) operates an organized program of postsecondary education leading to a technical certificate, nursing diploma, or associate or baccalaureate degree; and
- (D) is authorized by the department of workforce development under IC 22-4.1-21 or accredited by:
 - (i) a recognized regional accrediting agency;
 - (ii) the **board for proprietary education commission for higher education** under IC 21-18.5-6; or
 - (iii) the Indiana state board of nursing.

SECTION 248. IC 21-12-4-2, AS AMENDED BY P.L.281-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. A person is eligible for a freedom of choice grant if:

- (1) the person is qualified for a higher education award under the terms of IC 21-12-3-1, IC 21-12-3-2, and IC 21-12-3-3 or IC 21-12-3-4, even if lack of funds prevents the award or grant;
- (2) for a freedom of choice grant awarded before September 1, 2014, the person has a financial need that exceeds the award, as determined in accordance with:
 - (A) this chapter, IC 21-18.5-4, IC 21-12-2, and IC 21-12-3; and
 - (B) the rules of the commission; and
- (3) the person will attend an approved postsecondary educational institution that:
 - (A) either:



- (i) operates in Indiana, provides an organized two (2) year or longer program of collegiate grade directly creditable toward a baccalaureate degree, is operated by a nonprofit entity, and is accredited by a recognized regional accrediting agency or the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6; or
- (ii) is a hospital that operates a nursing diploma program that is accredited by the Indiana state board of nursing; and
- (B) is operated privately and not administered or controlled by any state agency or entity.

SECTION 249. IC 21-12-6-4, AS AMENDED BY P.L.107-2012, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. A scholarship recipient may apply a scholarship under this chapter to the educational costs of a postsecondary educational institution only if the postsecondary educational institution qualifies under this section. For a postsecondary educational institution to qualify under this section, the postsecondary educational institution must satisfy the following requirements:

- (1) Be an approved postsecondary educational institution.
- (2) Be accredited by an agency that is recognized by the Secretary of the United States Department of Education.
- (3) Operate an organized program of postsecondary education leading to an associate or a baccalaureate degree on a campus located in Indiana.
- (4) Be approved by the commission:
 - (A) under rules adopted under IC 4-22-2; and
 - (B) in consultation with the ~~board for proprietary education established by IC 21-18.5-5-1;~~ **commission for higher education**, if appropriate.

SECTION 250. IC 21-13-6-7, AS ADDED BY P.L.170-2009, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. The medical **graduate and** education board shall annually make available to the commission the most recent information concerning the number of primary care physicians who are serving as medical residents in Indiana.

SECTION 251. IC 21-13-6.5-3, AS ADDED BY P.L.190-2015, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. The medical **graduate and** education board shall annually make available to the commission the most recent information concerning the number of current residency program slots in Indiana.

SECTION 252. IC 21-16-4-7, AS AMENDED BY P.L.152-2018,



SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. The commission may remove an eligible institution's qualified status upon finding, after reasonable notice and hearing, that the eligible institution fails to meet the standards established by the commission. The commission may direct the department of workforce development ~~or the board for proprietary education~~ to review a school under its jurisdiction, or a comparable school outside Indiana that is an eligible institution under this chapter. The commission may use the results of the review to determine whether to remove an eligible institution's qualified status.

SECTION 253. 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 254. 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 255. 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 256. 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.~~

SECTION 257. IC 21-18-6-1, AS AMENDED BY P.L.213-2025, SECTION 245, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. The general purposes of the commission are the following:

- (1) Plan for and coordinate Indiana's state supported system of postsecondary education.
- (2) Review appropriation requests of state educational institutions.
- (3) Make recommendations to the governor, budget agency, or the general assembly concerning postsecondary education.
- (4) Perform other functions assigned by the governor or the general assembly.



- (5) Administer state financial aid programs under IC 21-18.5-4.
- ~~(6) Provide staff and office space for the board for proprietary education established by IC 21-18.5-5-1.~~

SECTION 258. IC 21-18-12-1, AS AMENDED BY P.L.92-2020, SECTION 106, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The Indiana e-transcript program is created to allow students at all state accredited high schools accredited under IC 20-31-4.1 located in Indiana to request that the student's school transcripts be transmitted electronically to state educational institutions, participating Indiana not-for-profit or privately endowed institutions, and participating Indiana institutions authorized by the ~~board for proprietary education established by IC 21-18.5-5-1.~~ **commission for higher education.**

(b) The commission shall administer the program.

(c) Beginning July 1, 2013, the department of education established by IC 20-19-3-1, in collaboration with the state educational institutions and the commission, shall develop a common electronic transcript, using common data fields and formats that are required by state educational institutions.

(d) Not later than July 1, 2015, all public secondary schools shall use the common electronic transcript developed by the department of education.

(e) The governing body of a state accredited nonpublic secondary school may elect to use the common electronic transcript developed by the department of education.

SECTION 259. IC 21-18.5-1-3, AS AMENDED BY P.L.152-2018, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. Any reference to the Indiana commission for postsecondary proprietary education or the Indiana commission on proprietary education in any statute or rule shall be treated:

- (1) after June 30, 2012, as a reference to the board for proprietary education established by IC 21-18.5-5-1 **(before its repeal)** if the reference pertains to a postsecondary credit bearing proprietary educational institution; or
- (2) if the reference pertains to a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9):
 - (A) after June 30, 2012, and before July 1, 2016, as a reference to the state workforce innovation council established by IC 22-4.1-22-3 (before its repeal); or
 - (B) after June 30, 2016, as a reference to the department of workforce development established by IC 22-4.1-2-1.

SECTION 260. IC 21-18.5-1-4, AS AMENDED BY P.L.152-2018,



SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) Changes made by P.L.218-1987 do not affect:

- (1) rights or liabilities accrued;
- (2) penalties incurred;
- (3) crimes committed; or
- (4) proceedings begun;

before July 1, 1987. These rights, liabilities, penalties, crimes, and proceedings continue and shall be imposed and enforced under prior law as if P.L.218-1987 had not been enacted.

(b) The abolishment of the Indiana commission on proprietary education on July 1, 2012, by P.L.107-2012 does not affect:

- (1) rights or liabilities accrued;
- (2) penalties incurred;
- (3) crimes committed; or
- (4) proceedings begun;

before July 1, 2012, that pertain to a postsecondary credit bearing proprietary educational institution. These rights, liabilities, penalties, crimes, and proceedings continue and shall be imposed and enforced by the board for proprietary education established by IC 21-18.5-5-1 **(before its repeal)**.

(c) The abolishment of the Indiana commission on proprietary education on July 1, 2012, by P.L.107-2012 does not affect:

- (1) rights or liabilities accrued;
- (2) penalties incurred;
- (3) crimes committed; or
- (4) proceedings begun;

before July 1, 2012, that pertain to a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9). After June 30, 2012, and before July 1, 2016, these rights, liabilities, penalties, crimes, and proceedings continue and shall be imposed and enforced by the state workforce innovation council established under IC 22-4.1-22-3 (before its repeal). After June 30, 2016, these rights, liabilities, penalties, crimes, and proceedings continue and shall be imposed and enforced by the department of workforce development established by IC 22-4.1-2-1.

SECTION 261. IC 21-18.5-1-5, AS AMENDED BY P.L.152-2018, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The Indiana commission on proprietary education is abolished on July 1, 2012.

(b) Unless otherwise specified in a memorandum of understanding described in subsection (e), the following are transferred on July 1,



2012, from the Indiana commission on proprietary education to the commission for higher education established by IC 21-18-2-1:

- (1) All real and personal property of the Indiana commission on proprietary education.
- (2) All assets and liabilities of the Indiana commission on proprietary education.
- (3) All appropriations to the Indiana commission on proprietary education.

(c) All powers and duties of the Indiana commission on proprietary education before its abolishment pertaining to the accreditation of a postsecondary credit bearing proprietary educational institution are transferred to the board for proprietary education established by IC 21-18.5-5-1 **(before its repeal)**.

(d) All powers and duties of the Indiana commission on proprietary education before its abolishment pertaining to the accreditation of a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9) are transferred to the state workforce innovation council established by IC 22-4.1-22-3 (before its repeal). After June 30, 2016, all powers and duties transferred to the state workforce innovation council by this subsection are transferred to the department of workforce development established by IC 22-4.1-2-1.

(e) The commission for higher education established by IC 21-18-2-1 may enter into a memorandum of understanding with the state workforce innovation council established by IC 22-4.1-22-3 (before its repeal) to implement the transition of the responsibilities and obligations of the Indiana commission on proprietary education before its abolishment to the commission for higher education and the state workforce innovation council. After June 30, 2016, the rights, powers, duties, and obligations of the state workforce innovation council under a memorandum of understanding entered into by the state workforce innovation council under this subsection are transferred to the department of workforce development established by IC 22-4.1-2-1.

(f) Rules that were adopted by the Indiana commission on proprietary education before July 1, 2012, shall be treated as though the rules were adopted by the state workforce innovation council established by IC 22-4.1-22-3 (before its repeal) until the state workforce innovation council or the department of workforce development adopts rules under IC 4-22-2 to implement IC 22-4.1-21. Rules that were adopted by the state workforce innovation council after June 30, 2012, and before July 1, 2016, to implement IC 22-4.1-21 shall be treated as though the rules were adopted by the department of



workforce development until the department of workforce development adopts rules under IC 4-22-2 to implement IC 22-4.1-21.

(g) An accreditation granted or a permit issued under IC 21-17-3 (repealed) by the Indiana commission on proprietary education before July 1, 2012, shall be treated after June 30, 2012, as an authorization granted by the:

- (1) board for proprietary education established by IC 21-18.5-5-1 **(before its repeal)** if the accreditation pertains to a postsecondary credit bearing proprietary educational institution (as defined in IC 21-18.5-2-12); or
- (2) department of workforce development if the accreditation pertains to a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9).

(h) An accreditation granted or a permit issued before May 15, 2013, under IC 21-17-3 (repealed):

- (1) by the board for proprietary education established by IC 21-18.5-5-1 **(before its repeal)** shall be treated as an authorization granted by the board for proprietary education **(before its repeal)**; and
- (2) by the state workforce innovation council shall be treated as an authorization granted by the department of workforce development.

(i) Proceedings pending before the Indiana commission on proprietary education on July 1, 2012, shall be transferred from the Indiana commission on proprietary education to:

- (1) the board for proprietary education established by IC 21-18.5-5-1 **(before its repeal)** for a proceeding pertaining to a postsecondary credit bearing proprietary educational institution (as defined in IC 21-18.5-2-12); or
- (2) the state workforce innovation council if the proceeding pertains to a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9).

(j) Proceedings that pertain to a postsecondary proprietary educational institution (as defined in IC 22-4.1-21-9) pending before the state workforce innovation council on July 1, 2012, shall be transferred from the state workforce innovation council to the department of workforce development established by IC 22-4.1-2-1.

SECTION 262. IC 21-18.5-1-7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 7. All of the rights, duties, obligations, and responsibilities transferred from the Indiana commission on proprietary education to the board for proprietary**



education established by IC 21-18.5-5-1 (before its repeal) under this chapter are transferred to the commission for higher education, including the following:

- (1) The rights, liabilities, penalties, crimes, and proceedings described in section 4(b) of this chapter continue and are imposed and enforced by the commission for higher education.
- (2) The powers and duties described in section 5(c) of this chapter are transferred to the commission for higher education.
- (3) An accreditation granted or a permit issued as described in sections 5(g) of this chapter is treated as an authorization by the commission for higher education.
- (4) Any proceedings pending as described in section 5(i) of this chapter are transferred to the commission for higher education.

SECTION 263. IC 21-18.5-2-5, AS AMENDED BY P.L.273-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. "Application", for purposes of IC 21-18.5-6, means a written request for authorization on forms supplied by the ~~board for proprietary education~~ **commission for higher education**.

SECTION 264. IC 21-18.5-2-5.5, AS ADDED BY P.L.273-2013, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5.5. "Authorization", for purposes of IC 21-18.5-6, means certification of a status of approval or authorization by the ~~board for proprietary education~~ **commission for higher education** to conduct business as a postsecondary credit bearing proprietary educational institution.

SECTION 265. IC 21-18.5-2-12, AS AMENDED BY P.L.273-2013, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) "Postsecondary credit bearing proprietary educational institution" means a degree granting and credit bearing institution that provides instructional or educational services or training, whether onsite, online, or through any combination of these or other instructional modalities, and is accredited by an accrediting agency recognized by the United States Department of Education or is seeking and progressing toward accreditation by an accrediting agency recognized by the United States Department of Education.

(b) The term does not include the following:

- (1) An Indiana state educational institution or another Indiana educational institution established by law and financed in whole or in part by public funds.



(2) A postsecondary proprietary educational institution approved or regulated by any other state regulatory board, agency, or commission other than the ~~board for proprietary education~~ **commission for higher education**.

(3) An elementary or secondary school attended by students in kindergarten or grades 1 through 12 and supported in whole or in part by private tuition payments.

(4) Any educational institution or educational training that:

(A) is maintained or given by an employer or a group of employers, without charge, for employees or for individuals the employer anticipates employing;

(B) is maintained or given by a labor organization, without charge, for its members or apprentices;

(C) offers exclusively instruction that is clearly self-improvement, motivational, or avocational in intent (including instruction in dance, music, or self-defense, and private tutoring); or

(D) is a Montessori or nursery school.

(5) A privately endowed two (2) or four (4) year degree granting institution that is regionally accredited and whose principal campus is located in Indiana.

(6) Out-of-state public and nonprofit degree granting institutions offering instructional or educational services or training in Indiana.

(7) A religious institution that offers educational instruction or an educational program of a clearly religious nature.

SECTION 266. 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~~.

SECTION 267. IC 21-18.5-5-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 1: The ~~board for proprietary education is established~~.

SECTION 268. IC 21-18.5-5-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2: (a) The ~~board for proprietary education consists of the following seven (7) members~~:

(1) The ~~secretary of education or the secretary's designee~~.

(2) The ~~executive officer of the commission for higher education or the executive officer's designee~~.

(3) Five (5) members appointed by the governor.

(b) The members appointed by the governor under subsection (a) serve for a term of four (4) years.

(c) Not more than three (3) of the members appointed by the



governor may be members of the same political party:

(d) Of the five (5) members appointed by the governor:

- (1) one (1) must have been engaged for a period of at least five (5) years immediately preceding appointment in an executive or a managerial position in a postsecondary proprietary educational institution subject to IC 21-18.5-6;
- (2) one (1) must have been engaged in administering or managing an industrial employee training program for a period of at least five (5) years immediately preceding appointment; and
- (3) three (3) must be representatives of the public at large who are not representatives of the types of postsecondary credit bearing proprietary educational institutions to be authorized:

For purposes of subdivision (3); an elected or appointed state or local official or a member of a private or public school may not be appointed as a representative of the public at large:

(e) An appointment to fill a vacancy occurring on the board for proprietary education is for the unexpired term:

SECTION 269. IC 21-18.5-5-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec: 3: (a) A member of the board for proprietary education 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 for proprietary education 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:

SECTION 270. IC 21-18.5-5-4 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec: 4: (a) The board for proprietary education may select officers from the board for proprietary education's membership as the board for proprietary education considers necessary:

(b) The board for proprietary education may adopt reasonable rules under IC 4-22-2 to implement this chapter and IC 21-18.5-6:

(c) The board for proprietary education:

- (1) may meet as necessary upon call of the chairperson; and
- (2) shall meet at least four (4) times a year:

SECTION 271. IC 21-18.5-5-5 IS REPEALED [EFFECTIVE JULY



1, 2027]. Sec. 5: An associate commissioner of the commission (as defined in IC 21-18.5-2-7) shall serve as the executive director of the board for proprietary education.

SECTION 272. IC 21-18.5-5-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The following are transferred on July 1, 2027, from the board for proprietary education to the commission for higher education:

(1) All real and personal property of the board for proprietary education.

(2) All powers, duties, assets, and liabilities of the board for proprietary education.

(3) All appropriations to the board for proprietary education.

(b) All rules or policies that were adopted by the board for proprietary education before July 1, 2027, are treated as though the rules were adopted by the commission for higher education.

(c) After June 30, 2027, a reference to the board for proprietary education in a statute or a rule is treated as a reference to the commission for higher education.

SECTION 273. IC 21-18.5-6-2, AS AMENDED BY P.L.273-2013, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. A person may not do business as a postsecondary credit bearing proprietary educational institution in Indiana without having obtained authorization by the ~~board for proprietary education~~ **commission for higher education** under this chapter, except for a religious institution that offers educational instruction or an educational program of a clearly religious nature.

SECTION 274. IC 21-18.5-6-3, AS AMENDED BY P.L.273-2013, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. Applications for authorization under this chapter must be filed with the ~~board for proprietary education~~ **commission for higher education** and accompanied by an application fee of at least one hundred dollars (\$100) for processing the application and evaluating the postsecondary credit bearing proprietary educational institution.

SECTION 275. IC 21-18.5-6-5, AS AMENDED BY P.L.273-2013, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. The ~~board for proprietary education~~ **commission for higher education** shall require each postsecondary credit bearing proprietary educational institution to include in each curriculum catalog and promotional brochure the following:

(1) A statement indicating that the postsecondary credit bearing



proprietary educational institution is authorized by the ~~board for proprietary education~~ **commission for higher education** under this chapter.

(2) The ~~board for proprietary education's~~ **commission for higher education's** mailing address and telephone number.

SECTION 276. IC 21-18.5-6-6, AS AMENDED BY P.L.273-2013, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The career college student assurance fund is established to provide indemnification to a student or an enrollee of a postsecondary credit bearing proprietary educational institution who suffers loss or damage as a result of:

(1) the failure or neglect of the postsecondary credit bearing proprietary educational institution to faithfully perform all agreements, express or otherwise, with the student, enrollee, one (1) or both of the parents of the student or enrollee, or a guardian of the student or enrollee as represented by the application for the institution's authorization and the materials submitted in support of that application;

(2) the failure or neglect of the postsecondary credit bearing proprietary educational institution to maintain and operate a course or courses of instruction or study in compliance with the standards of this chapter; or

(3) an agent's misrepresentation in procuring the student's enrollment.

(b) The ~~board for proprietary education~~ **commission for higher education** shall administer the fund.

(c) The expenses of administering the fund shall be paid from money in the fund.

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

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund but remains available to be used for providing money for reimbursements allowed under this chapter.

(f) Upon the fund acquiring fifty thousand dollars (\$50,000), the balance in the fund must not become less than fifty thousand dollars (\$50,000). If:

(1) a claim against the fund is filed that would, if paid in full, require the balance of the fund to become less than fifty thousand dollars (\$50,000); and

(2) the ~~board for proprietary education~~ **commission for higher education** determines that the student is eligible for a



reimbursement under the fund;
 the ~~board for proprietary education~~ **commission for higher education** shall prorate the amount of the reimbursement to ensure that the balance of the fund does not become less than fifty thousand dollars (\$50,000), and the student is entitled to receive that balance of the student's claim from the fund as money becomes available in the fund from contributions to the fund required under this chapter.

(g) The ~~board for proprietary education~~ **commission for higher education** shall ensure that all outstanding claim amounts described in subsection (f) are paid as money in the fund becomes available in the chronological order of the outstanding claims.

(h) A claim against the fund may not be construed to be a debt of the state.

SECTION 277. IC 21-18.5-6-7, AS ADDED BY P.L.107-2012, SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Except as otherwise provided in this section, each postsecondary credit bearing proprietary educational institution shall make quarterly contributions to the fund. The quarters begin January 1, April 1, July 1, and October 1.

(b) For each quarter, each postsecondary credit bearing proprietary educational institution shall make a contribution equal to the STEP THREE amount derived under the following formula:

STEP ONE: Determine the total amount of tuition and fees earned during the quarter.

STEP TWO: Multiply the STEP ONE amount by one-tenth of one percent (0.1%).

STEP THREE: Add the STEP TWO amount and sixty dollars (\$60).

(c) After June 30, 2012, upon the career college student assurance fund achieving at least an initial balance of five hundred thousand dollars (\$500,000), a postsecondary credit bearing proprietary educational institution that contributes to the career college student assurance fund when the initial quarterly contribution is required under this chapter after the fund's establishment is not required to make contributions to the fund.

(d) The ~~board for proprietary education~~ **commission for higher education** shall determine the number of quarterly contributions required for the career college student assurance fund to initially accumulate five hundred thousand dollars (\$500,000).

(e) Except as provided in subsections (a), (b), and (f), a postsecondary credit bearing proprietary educational institution that begins making contributions to the career college student assurance



fund after the initial quarterly contribution as required under this section shall make contributions to the fund for the same number of quarters as determined by the ~~board for proprietary education~~ **commission for higher education** under subsection (d).

(f) If, after a career college student assurance fund acquires five hundred thousand dollars (\$500,000), the balance in the fund becomes less than two hundred fifty thousand dollars (\$250,000), all postsecondary credit bearing proprietary educational institutions not required to make contributions to the career college student assurance fund as described in subsection (c) or (e) shall make contributions to the career college student assurance fund for the number of quarters necessary for the fund to accumulate five hundred thousand dollars (\$500,000).

SECTION 278. IC 21-18.5-6-8, AS AMENDED BY P.L.273-2013, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) Upon receipt of an application for authorization under this chapter, the ~~board for proprietary education~~ **commission for higher education** shall make an investigation to determine the accuracy of the statements in the application to determine if the postsecondary credit bearing proprietary educational institution meets the minimum standards for authorization.

(b) During the investigation under subsection (a), the ~~board for proprietary education~~ **commission for higher education** may grant a temporary status of authorization. The temporary status of authorization is sufficient to meet the requirements of this chapter until a determination on authorization is made.

SECTION 279. IC 21-18.5-6-10, AS AMENDED BY P.L.9-2021, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) A postsecondary credit bearing proprietary educational institution shall maintain at least the following records for each student:

- (1) The program in which the student enrolls.
- (2) The length of the program.
- (3) The date of the student's initial enrollment in the program.
- (4) A transcript of the student's academic progress.
- (5) The amount of the student's tuition and fees.
- (6) A copy of the enrollment agreement.

(b) Upon the request of the ~~board for proprietary education~~ **commission for higher education**, a postsecondary credit bearing proprietary educational institution shall submit the records described in subsection (a) to the ~~board for proprietary education~~ **commission for higher education**.



(c) If a postsecondary credit bearing proprietary educational institution ceases operation, the postsecondary credit bearing proprietary educational institution shall submit the records described in subsection (a) to the Indiana archives and records administration not later than thirty (30) days after the institution ceases to operate, regardless of any outstanding debts owed to the institution.

SECTION 280. IC 21-18.5-6-11, AS AMENDED BY P.L.273-2013, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. Full authorization under this chapter may not be issued unless and until the ~~board for proprietary education~~ **commission for higher education** finds that the postsecondary credit bearing proprietary educational institution meets minimum standards that are appropriate to that type or class of postsecondary credit bearing proprietary educational institution, including the following minimum standards:

- (1) The postsecondary credit bearing proprietary educational institution has a sound financial structure with sufficient resources for continued support.
- (2) The postsecondary credit bearing proprietary educational institution has satisfactory training or educational facilities with sufficient tools, supplies, or equipment and the necessary number of work stations or classrooms to adequately train, instruct, or educate the number of students enrolled or proposed to be enrolled.
- (3) The postsecondary credit bearing proprietary educational institution has an adequate number of qualified instructors or teachers, sufficiently trained by experience or education, to give the instruction, education, or training contemplated.
- (4) The advertising and representations made on behalf of the postsecondary credit bearing proprietary educational institution to prospective students are truthful and free from misrepresentation or fraud.
- (5) The charge made for the training, instruction, or education is clearly stated and based upon the services rendered.
- (6) The premises and conditions under which the students work and study are sanitary, healthful, and safe according to modern standards.
- (7) The postsecondary credit bearing proprietary educational institution has and follows a refund policy approved by the ~~board for proprietary education~~ **commission for higher education**.
- (8) The owner or chief administrator of the postsecondary credit bearing proprietary educational institution is subject to a



background check by the ~~board for proprietary education~~ **commission for higher education** and has not been convicted of a felony.

(9) The owner or chief administrator of the postsecondary credit bearing proprietary educational institution has not been the owner or chief administrator of a postsecondary credit bearing proprietary educational institution that has had its authorization revoked or has been closed involuntarily in the five (5) year period preceding the application for authorization. However, if the owner or chief administrator of the postsecondary credit bearing proprietary educational institution has been the owner or chief administrator of a postsecondary credit bearing proprietary educational institution that has had its authorization revoked or has been closed involuntarily more than five (5) years before the application for authorization, the ~~board for proprietary education~~ **commission for higher education** may issue full authorization at the board for proprietary education's discretion.

SECTION 281. IC 21-18.5-6-12, AS AMENDED BY P.L.273-2013, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) After an investigation and a finding that the information in the application is true and that the postsecondary credit bearing proprietary educational institution meets the minimum standards, the ~~board for proprietary education~~ **commission for higher education** shall issue an authorization to the postsecondary credit bearing proprietary educational institution upon payment of an additional fee of at least twenty-five dollars (\$25). An applicant's market research may not be considered or required by the ~~board for proprietary education~~ **commission for higher education** as a condition for authorizing or renewing the accreditation of or for authorization of the programs of a postsecondary credit bearing proprietary educational institution.

(b) The ~~board for proprietary education~~ **commission for higher education** may waive inspection of a postsecondary credit bearing proprietary educational institution that has been authorized by an accrediting agency recognized by the United States Department of Education whose standards are approved by the ~~board for proprietary education~~ **commission for higher education** as meeting or exceeding the requirements of this chapter.

(c) A valid license, authorization to operate, or other form of authorization issued to a postsecondary credit bearing proprietary educational institution by another state may be accepted, instead of inspection, if:



(1) the requirements of that state meet or exceed the requirements of this chapter; and

(2) the other state will, in turn, extend reciprocity to postsecondary credit bearing proprietary educational institutions authorized by the ~~board for proprietary education~~; **commission for higher education**.

(d) The ~~board for proprietary education~~ **commission for higher education** may join interstate reciprocity agreements and authorize an institution to operate in Indiana, if the:

(1) institution; and

(2) state in which both the institution's:

(A) principal campus is located; and

(B) institutional accreditation is provided;

are members of the interstate reciprocity agreement.

(e) An authorization issued under this section expires one (1) year following the authorization's issuance.

(f) An authorized postsecondary credit bearing proprietary educational institution may renew the institution's authorization annually upon:

(1) the payment of a fee of at least twenty-five dollars (\$25); and

(2) continued compliance with this chapter.

SECTION 282. IC 21-18.5-6-13, AS AMENDED BY P.L.273-2013, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. Authorization may be revoked by the ~~board for proprietary education~~; **commission for higher education**:

(1) for cause upon notice and an opportunity for a hearing before the ~~board for proprietary education~~; **commission for higher education**; and

(2) for the authorized postsecondary credit bearing proprietary educational institution failing to make the appropriate quarterly contributions to the career college student assurance fund not later than forty-five (45) days after the end of a quarter.

SECTION 283. IC 21-18.5-6-14, AS AMENDED BY P.L.273-2013, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14. (a) A postsecondary credit bearing proprietary educational institution, after notification that the institution's authorization has been refused, revoked, or suspended, may apply for a hearing before the ~~board for proprietary education~~ **commission for higher education** concerning the institution's qualifications. The application for a hearing must be filed in writing with the ~~board for proprietary education~~ **commission for higher education** not more than thirty (30) days after receipt of notice of the denial, revocation, or



suspension.

(b) The ~~board for proprietary education~~ **commission for higher education** shall give a hearing promptly and with not less than ten (10) days notice of the date, time, and place. The postsecondary credit bearing proprietary educational institution is entitled to be represented by counsel and to offer oral and documentary evidence relevant to the issue.

(c) Not more than fifteen (15) days after a hearing, the ~~board for proprietary education~~ **commission for higher education** shall make written findings of fact, a written decision, and a written order based solely on the evidence submitted at the hearing, either granting or denying authorization to the postsecondary credit bearing proprietary educational institution.

SECTION 284. IC 21-18.5-6-20, AS AMENDED BY P.L.13-2013, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 20. (a) This section applies to claims against the balance of the career college student assurance fund.

(b) A student or enrollee of a postsecondary credit bearing proprietary educational institution who believes that the student or enrollee has suffered loss or damage resulting from any of the occurrences described in section 6(a) of this chapter may file a claim with the ~~board for proprietary education~~ **commission for higher education** against the balance of the fund.

(c) A claim under this section is limited to a refund of the claimant's applicable tuition and fees.

(d) All claims must be filed not later than five (5) years after the occurrence resulting in the loss or damage to the claimant occurs.

(e) Upon the filing of a claim under this section, the ~~board for proprietary education~~ **commission for higher education** shall review the records submitted by the appropriate postsecondary credit bearing proprietary educational institution described under section 12 of this chapter and shall investigate the claim.

(f) Upon a determination by the ~~board for proprietary education~~ **commission for higher education** that a claimant shall be reimbursed under the career college student assurance fund, the ~~board for proprietary education~~ **commission for higher education** shall prioritize the reimbursements under the following guidelines:

- (1) A student's educational loan balances.
- (2) Federal grant repayment obligations of the student.
- (3) Other expenses paid directly by the student.

SECTION 285. IC 21-18.5-6-23, AS ADDED BY P.L.107-2012, SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2027]: Sec. 23. The prosecuting attorney of the county in which an offense under this chapter occurred shall, at the request of the ~~board for proprietary education~~ **commission for higher education** or on the prosecuting attorney's own motion, bring any appropriate action, including a mandatory and prohibitive injunction.

SECTION 286. IC 21-18.5-6-24, AS AMENDED BY P.L.273-2013, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 24. An action of the ~~board for proprietary education~~ **commission for higher education** concerning the issuance, denial, or revocation of an authorization under this chapter is subject to review under IC 4-21.5.

SECTION 287. IC 21-18.5-6-26, AS AMENDED BY P.L.273-2013, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 26. (a) As used in this section, "fund" means the postsecondary credit bearing proprietary educational institution authorization fund established by subsection (b).

(b) The postsecondary credit bearing proprietary educational institution authorization fund is established.

(c) The fund shall be administered by the commission (as defined in IC 21-18.5-2-7.).

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

(e) All fees collected by the ~~board for proprietary education~~ **commission for higher education** under this chapter shall be deposited in the fund.

(f) Money in the fund shall be used by the ~~board for proprietary education~~ **commission for higher education** to administer this chapter.

SECTION 288. IC 21-18.5-6-27, AS ADDED BY P.L.107-2012, SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 27. The ~~board for proprietary education~~ **commission for higher education** may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 289. IC 21-38-1-1.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. "Commission" refers to the commission for higher education of the state of Indiana established by IC 21-18-2.**

SECTION 290. IC 21-38-1-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 3. "Council" refers to the Indiana excellence in teaching council.~~

SECTION 291. IC 21-38-8-1 IS REPEALED [EFFECTIVE JULY



1, 2027]. Sec. 1. ~~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;~~

SECTION 292. IC 21-38-8-2, AS AMENDED BY P.L.234-2007, SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The Indiana excellence in teaching endowment is established to provide state educational institutions with grants to match interest income generated by an endowment to attract and retain distinguished teachers. The fund shall be administered by the ~~council~~ **commission**.

(b) The expenses of administering the fund shall be paid from money in the fund.

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

(d) Money in the fund at the end of the state fiscal year does not revert to the state general fund but remains available to be used for providing money for grants as allowed under this chapter.

SECTION 293. IC 21-38-8-4, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. A state educational institution must apply for a matching grant in the manner prescribed by the ~~council~~ **commission**.

SECTION 294. IC 21-38-8-5, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. When determining a distinguished teacher's prominence, the ~~council~~ **commission** shall consider the following criteria when distributing endowment funds:

(1) Evidence of excellent teaching ability.

(2) Distinguished accomplishments.

(3) Either:

(A) productive scholarship; or

(B) artistic achievement and superior talent.

The ~~council~~ **commission** may consider any other criteria for distributing endowment funds that the ~~council~~ **commission** determines appropriate.

SECTION 295. IC 21-38-8-6, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The ~~council~~ **commission**



shall approve or disapprove a matching grant application within sixty (60) days after the application is received by the ~~council~~ **commission**.

(b) The ~~council~~ **commission** may approve a grant application with an amount that is the same or less than the amount requested by the state educational institution.

SECTION 296. IC 21-38-8-7, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Each matching grant from the fund is intended to be used to supplement, and may not be used instead of, a distinguished teacher's regular annual salary.

(b) The ~~council~~ **commission** may not approve a matching grant from the fund that exceeds income generated from the endowment of the institution.

SECTION 297. 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 298. 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.~~

SECTION 299. IC 21-44-1-3, AS AMENDED BY P.L.190-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) "Board", for purposes of IC 21-44-5 **and IC 21-44-7**, refers to the medical **graduate and** education board established by IC 21-44-5-1.

~~(b) "Board", for purposes of IC 21-44-6, refers to the mental health and addiction services development programs board established by IC 21-44-6-1.~~

~~(c) "Board", for purposes of IC 21-44-7, refers to the graduate medical education board established by IC 21-44-7-2.~~

SECTION 300. IC 21-44-1-12, AS AMENDED BY P.L.170-2009, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. "Intern, residency, and graduate program", for purposes of IC 21-44-5, refers to an intern, residency, and graduate program for which the medical **graduate and** education board establishes policies under IC 21-44-5.

SECTION 301. IC 21-44-5-1, AS ADDED BY P.L.2-2007, SECTION 285, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. There is established a medical **graduate and** education board. ~~consisting of seven (7) persons.~~

SECTION 302. 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.

SECTION 303. IC 21-44-5-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 2.5. (a) This section applies after June 30, 2027.**

- (b) The board consists of the following fourteen (14) members:
 - (1) The dean of the Indiana University School of Medicine.
 - (2) The following thirteen (13) members appointed by the governor:
 - (A) One (1) member representing a regional medical school campus of the Indiana University School of Medicine.
 - (B) One (1) member representing the Marian University



College of Osteopathic Medicine.

(C) One (1) member representing the Indiana state medical association.

(D) One (1) member representing the Indiana osteopathic medical association.

(E) One (1) member representing the Indiana primary health care association.

(F) One (1) member representing a teaching hospital that is a member of the Indiana hospital association.

(G) One (1) member representing a nonteaching hospital that is a member of the Indiana hospital association.

(H) Two (2) members who are medical directors of residency programs.

(I) One (1) member who is the director of medical education of an Indiana hospital that is not owned by, operated by, or affiliated with Indiana University.

(J) One (1) member who is:

(i) a hospital administrator employed by a hospital not owned by, operated by, or affiliated with Indiana University; and

(ii) not employed by the hospital that employs the member appointed under clause (I).

(K) Two (2) members who are physicians holding unlimited licenses to practice medicine in Indiana. The following apply to the members appointed under this clause:

(i) Neither member may be employed as a director of medical education.

(ii) At least one (1) of the members must practice in the specialty of family medicine.

The members of the board shall elect the chair at the first meeting of each year. The member elected chair serves a one (1) year term as chair.

(c) The terms of the 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.

(d) A member may be reappointed to successive terms.

SECTION 304. IC 21-44-5-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2027]: **Sec. 3.5. The chairperson of the board is permitted to vote only to break a tie.**

SECTION 305. 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:

SECTION 306. IC 21-44-6-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. As used in this chapter, "commission" refers to the commission for higher education of the state of Indiana established by IC 21-18-2.**

SECTION 307. 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 308. 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 309. 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.

SECTION 310. IC 21-44-6-5, AS AMENDED BY P.L.209-2015, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. The purpose of the board is to **commission** shall do the following:

(1) ~~To~~ Establish and oversee a loan forgiveness program designed to increase the number of professional mental health care providers, including addiction health care professionals, in areas with health professional shortages, as determined by the ~~board~~, **commission**, by assisting professionals in the following occupational categories to pay off loans incurred in the training needed to practice in Indiana:

- (A) Psychiatrists.
- (B) Addiction psychiatrists, including psychiatrists pursuing fellowship training and certification in addiction psychiatry.
- (C) Psychologists.
- (D) Psychiatric nurses.
- (E) Addiction counselors.
- (F) Mental health professionals.

(2) ~~To~~ Establish and oversee an integrated behavioral health and addiction treatment development program to attract and train psychiatrists, psychologists, psychiatric nurses, addiction counselors, or mental health professionals who will engage in the practice of integrated behavioral health and addiction treatment in:

- (A) state mental health institutions;
- (B) community mental health centers;
- (C) state funded addiction treatment centers; or
- (D) other behavioral health and addiction treatment settings



determined by the **board commission** to be mental health and addiction dual diagnoses treatment settings.

(3) ~~To~~ Develop and oversee an integrated behavioral health and addiction treatment training track program through the Indiana University School of Medicine, Department of Psychiatry residency training program. The training track program must provide an opportunity for residents to work in mental health and addiction dual diagnoses treatment settings, including:

- (A) state psychiatric hospitals;
- (B) community mental health centers;
- (C) state funded addiction treatment centers; or
- (D) other behavioral health and addiction treatment settings determined by the **board commission** to be mental health and addiction dual diagnoses treatment settings.

(4) ~~To~~ Develop standards for participation in the training track program that include:

- (A) guidelines for the amounts of grants and other assistance a participant receives;
- (B) guidelines for the type of training in integrated behavioral health and addiction treatment the participant receives;
- (C) guidelines for agreements with mental health hospitals, community mental health centers, and other entities participating in the training track program; and
- (D) other guidelines and standards necessary for governing the training track program.

SECTION 311. IC 21-44-6-6, AS AMENDED BY P.L.142-2014, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. The **board commission** shall establish guidelines for the repayment of the loans incurred by a psychiatrist, psychologist, psychiatric nurse, addiction counselor, or mental health professional, including the following:

- (1) A participant may not receive more than twenty-five thousand dollars (\$25,000) in a year.
- (2) Except as provided in subdivision (3), a participant may not receive grants for more than four (4) years.
- (3) A participant who is a psychiatrist pursuing fellowship training and certification in addiction psychiatry may not receive grants for more than five (5) years.
- (4) A participant must commit to a full year of service in an integrated behavioral health and addiction treatment setting as described in section 5(2) or 5(3) of this chapter for each year of loan repayment.



(5) A participant must be a practitioner who:

(A) is:

- (i) from Indiana; and
- (ii) accepting a new position in Indiana; or

(B) is:

- (i) from outside Indiana;
- (ii) not currently practicing in Indiana and has not practiced in Indiana for three (3) years before applying for the program; and
- (iii) establishing a new practice in Indiana.

SECTION 312. IC 21-44-6-7, AS AMENDED BY P.L.142-2014, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) As used in this section, "account" refers to the mental health and addiction services loan forgiveness account established in subsection (b).

(b) The mental health and addiction services loan forgiveness account within the state general fund is established for the purpose of providing grants for loan repayment under this chapter. The account shall be administered by the ~~board~~ **commission**. Money in the account shall be used to fund loan forgiveness grants under this chapter.

(c) The account consists of:

- (1) appropriations made by the general assembly;
- (2) grants; and
- (3) gifts and bequests.

(d) The expenses of administering the account shall be paid from money in the account.

(e) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the account.

(f) Money in the account at the end of a state fiscal year does not revert to the state general fund.

SECTION 313. IC 21-44-6-8, AS AMENDED BY P.L.142-2014, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) As used in this section, "account" refers to the integrated behavioral health and addiction treatment development program account established in subsection (b).

(b) The integrated behavioral health and addiction treatment development program account within the state general fund is established for the purpose of providing funding for the integrated behavioral health and addiction treatment development program established under this chapter. The account shall be administered by



the division of mental health and addiction. Money in the account shall be used to fund residency positions, fellowship training, and certification in addiction psychiatry, including:

- (1) educational expenses;
 - (2) grants and scholarships;
 - (3) salaries; and
 - (4) benefits.
- (c) The account consists of:
- (1) appropriations made by the general assembly;
 - (2) grants; and
 - (3) gifts and bequests.

(d) The expenses of administering the account shall be paid from money in the account.

(e) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the account.

(f) Money in the account at the end of a state fiscal year does not revert to the state general fund.

(g) ~~The board~~ **division of mental health and addiction established by IC 12-21-1-1, in consultation with the commission,** shall give due consideration to annually funding two (2) psychiatrists pursuing fellowship training and certification in addiction psychiatry. A participant who is a psychiatrist pursuing fellowship training and certification in addiction psychiatry must agree to establish a new practice in Indiana for at least five (5) years upon completion of the fellowship training and certification in addiction psychiatry.

SECTION 314. IC 21-44-6-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 9: The division of mental health and addiction shall provide administrative support for the board.~~

SECTION 315. IC 21-44-7-1, AS ADDED BY P.L.190-2015, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. The following definitions apply throughout this chapter:

(1) "Board" refers to the ~~graduate medical~~ **graduate and education board established by section 2 of this chapter.**
IC 21-44-5-1.

(2) "Fund" refers to the graduate medical education fund established by section 8 of this chapter.

SECTION 316. 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 317. IC 21-44-7-3 IS REPEALED [EFFECTIVE JULY 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.

SECTION 318. IC 21-44-7-4 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 4: (a) The commission for higher education shall provide staff for the board. The commission shall call the first meeting of the board and notify members of the board:

(b) The board members shall designate a chairperson from among themselves. The member designated as the chairperson continues to serve as chairperson until the earlier of:

(1) the first anniversary of the chairperson's designation under this section; or

(2) the date on which the chairperson's term expires:

(c) The board shall meet at the call of the chairperson or at the call of a majority of the appointed members:

SECTION 319. IC 21-44-7-5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 5: An affirmative vote of at least six (6) members is necessary in order for the board to take any official action:

SECTION 320. IC 21-47-2-4, AS AMENDED BY P.L.161-2025, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) There is established a geological and water survey advisory council.

(b) The council consists of the following members:

(1) One (1) member appointed by the president of Indiana University who is a faculty member of the Indiana University School of Public and Environmental Affairs to serve for a period of four (4) years. A member appointed under this subdivision must have a background in energy, geology, water, or environmental science.

(2) One (1) member appointed by the president of Indiana University who is a faculty member of the earth sciences department to serve for a period of four (4) years.

(3) The vice provost of research of Indiana University, or the vice provost's designee.

(4) The chairperson of the house of representatives standing committee tasked with studying utilities and energy, or the chairperson's designee.



- (5) The chairperson of the senate standing committee tasked with studying utilities and energy, or the chairperson's designee.
- (6) The director of the department of natural resources, or the director's designee.
- (7) The director of the Indiana department of environmental management, or the director's designee.
- (8) The director of the Indiana economic development corporation, or the director's designee.
- (9) The public finance director appointed under IC 5-1.2-3-6, or the public finance director's designee.
- (10) Two (2) individuals who:
 - (A) are appointed by the governor;
 - (B) represent private industry; and
 - (C) have a background in energy, geology, water, or environmental science.

An individual appointed by the governor under this subdivision serves for a term of four (4) years.

A designee under subdivision (3), (4), (5), (6), (7), (8), or (9) must have a background in energy, geology, water, or environmental science. The members of the council shall annually elect a chair and vice chair from among the membership of the council.

(c) A member who is appointed or designated to serve on the council under subsection (b):

- (1) in the case of an appointed member:
 - (A) holds the position for the term of the appointment;
 - (B) continues to serve after expiration of the appointment until a successor is appointed and qualified; and
 - (C) subject to subdivision (2), is eligible for reappointment;
- (2) may not serve on the council for a total of more than two (2) consecutive terms; and
- (3) serves at the pleasure of the appointing or designating authority and may be removed by the appointing or designating authority at any time.

The appointing or designating authority shall fill a vacancy that occurs after a member appointed or designated by the authority resigns, is removed, or is no longer qualified to serve.

(d) The state geologist shall serve as secretary of the council, shall provide staff support to the council, and shall report on the following at each meeting of the council:

- (1) The staffing of the survey.
- (2) The finances of the survey.
- (3) The outreach programs of the survey.



- (4) The current research projects of the survey.
- (5) Any other report requested by the council.
- (e) The state geologist may cast the deciding vote to break a tie.
- (f) ~~Each~~ **A** member of the council who is not a state employee is **not** entitled to:
 - (1) the minimum salary per diem provided by IC 4-10-11-2.1(b);
 - or**
 - (2) ~~A member is also entitled to~~ reimbursement for mileage and traveling 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 council who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this section shall be paid from appropriations made to the legislative council or the legislative services agency.
- (h) Each member of the commission 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.
- (i) Expenses paid under ~~subsections (f) and~~ **subsection (h)** shall be paid from appropriations made to the state geologist.
- (j) The council shall meet quarterly in the first month of each quarter. The date, time, and location of a meeting must be upon agreement of the council.
- (k) The council shall meet with the state geologist to make recommendations concerning:
 - (1) the functions and performance of the survey; and
 - (2) appropriations and funding for the survey.
- (l) The council may make recommendations concerning the effectiveness and efficiency of the survey and other matters.
- (m) Recommendations and reports of the council shall be directed to the following:
 - (1) The governor.
 - (2) The budget agency.
 - (3) The president of Indiana University.
 - (4) The director of the department of natural resources.
 - (5) The commissioner of the department of environmental



management.

(n) The terms of the members of the council described in subsection (b)(1), (b)(2), and (b)(10) expire as follows:

(1) For the members described in subsection (b)(1) and (b)(2), June 30, 2025, and each fourth year thereafter.

(2) For the members described in subsection (b)(10), June 30, 2027, and each fourth year thereafter.

(o) The terms of the members of the council who are members of the general assembly designated under subsection (b)(4) and (b)(5) expire June 30 of an odd-numbered year.

(p) On or before July 1, 2027, and July 1 biennially thereafter, the council shall submit a report to the executive director of the legislative services agency, in an electronic format under IC 5-14-6, for review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:

(1) official action taken; and

(2) actionable items considered;

by the council during the preceding two (2) years.

SECTION 321. IC 22-4.1-21-9, AS AMENDED BY P.L.174-2018, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. As used in this chapter, "postsecondary proprietary educational institution" means a person doing business in Indiana by offering to the public, for a tuition, fee, or charge, instructional or educational services or training in a technical, professional, mechanical, business, or industrial occupation, in the recipient's home, at a designated location, or by mail. The term does not include the following:

(1) A postsecondary credit bearing proprietary educational institution accredited by the ~~board for proprietary education~~ **commission for higher education** under IC 21-18.5-6.

(2) A state educational institution or another educational institution established by law and financed in whole or in part by public funds.

(3) A postsecondary proprietary educational institution approved or regulated by any other state regulatory board, agency, or commission.

(4) An elementary or secondary school attended by students in kindergarten or grades 1 through 12 and supported in whole or in part by private tuition payments.

(5) Any educational institution or educational training that:

(A) is maintained or given by an employer or a group of employers, without charge, for employees or for individuals



the employer anticipates employing;

(B) is maintained or given by a labor organization, without charge, for its members or apprentices;

(C) offers exclusively instruction that is clearly self-improvement, motivational, or avocational in intent (including instruction in dance, music, or self-defense, and private tutoring); or

(D) is a Montessori or nursery school.

(6) A privately endowed two (2) or four (4) year degree granting institution that is regionally accredited and whose principal campus is located in Indiana.

(7) All educational institutions offering programs requiring approval by the Indiana state board of nursing under IC 25-23-1-7.

SECTION 322. IC 22-8-1.1-1, AS AMENDED BY P.L.32-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. As used in this chapter, unless otherwise provided:

"Board" means the board of safety review created by this chapter.

~~"Commission" means the occupational safety standards commission created by this chapter.~~

"Commissioner" means the commissioner of labor or the commissioner's duly designated representative.

"Department" means the department of labor.

"Employee" means a person permitted to work by an employer in employment.

"Employer" means any individual or type of organization, including the state and all its political subdivisions, that has in its employ one (1) or more individuals.

"INSafe" means the division of the department created by section 40 of this chapter.

"Safety order" refers to a notice issued to employers by the commissioner of labor for alleged violations of this chapter, including any health and safety standards.

"Standard" refers to both health and safety standards.

"Voluntary protection program" means a program offered by the United States Occupational Safety and Health Administration to employers subject to this chapter that exempts the employers from general scheduled inspections.

SECTION 323. IC 22-8-1.1-7 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 7. An occupational safety standards commission is created within the department to promulgate, modify, or revoke safety~~



and health standards in Indiana and to hear and determine applications for temporary and permanent variances from those standards.

SECTION 324. IC 22-8-1.1-8 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 8: Commission: Membership. The commission shall be composed of nine (9) members; all of whom shall be selected by the governor as follows: three (3) shall represent the management of principal industries in the state; one (1) of which shall represent agricultural industry; three (3) shall represent labor and three (3) shall represent the public all of whom shall be recognized as experienced in the field of occupational health and safety. The commissioner shall serve as secretary of the commission. No member of the commission having an economic interest in any application for a temporary or permanent variance, shall be allowed to participate in the decision.

SECTION 325. IC 22-8-1.1-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: Commission: Terms. Members of the commission shall serve terms of three (3) years and until their successors are appointed except that of the members first appointed; three (3) members representing management, labor and the public shall be appointed for three (3) years and three (3) members representing management, labor and the public for two (2) years and three (3) members representing management, labor and the public for one (1) year. Vacancies shall be filled by appointment for an unexpired term by the governor in the same manner as the original appointments.

SECTION 326. IC 22-8-1.1-10 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 10: The commission shall meet annually at the call of the commissioner and elect a chairman and such other officers as they deem appropriate.

SECTION 327. IC 22-8-1.1-11 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 11: (Commission: Quorum) A majority of the commission constitutes a quorum for the transaction of business.

SECTION 328. IC 22-8-1.1-12 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 12: (a) Each member of the commission 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 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.

(b) Each member of the commission who is a state employee 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.

SECTION 329. IC 22-8-1.1-13 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 13. The ~~commission~~ shall meet at the call of the commissioner or the chairman or upon the written request of any four (4) members. However, the ~~commission~~ shall meet at least one (1) time per year at the call of the commissioner to conduct the business that comes before the ~~commission~~.

SECTION 330. IC 22-8-1.1-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (Standards: Incorporation by reference) The ~~commission~~ board may adopt by reference any standards, code, manuals or portions thereof, published by any nationally recognized organizations or associations organized or conducted in whole or in part for the purpose of developing standards for the protection of the life, health or safety of employees.

SECTION 331. IC 22-8-1.1-15.1, AS AMENDED BY P.L.123-2006, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15.1. Any interested person, including representatives of employers and representatives of employees may propose a standard to the ~~commission~~, board, or the ~~commission~~ board may do so on its own motion. Such proposals shall be in writing. In the development or adoption of each standard proposed in this manner, the ~~commission~~ board shall appoint and consult with an advisory committee. The advisory committee shall include equal number of persons qualified to present the viewpoint of employers involved and of persons similarly qualified to present the viewpoint of the workers involved. All members of the advisory committee shall be experienced in the field to which the proposed standard will apply. The number of members of any advisory committee shall be at the discretion of the ~~commission~~, board. Any standard developed shall not unduly burden interstate commerce. Any such standard must be adopted by the ~~commission~~ board in accordance with IC 4-22-2. The said standard shall be published in a newspaper of general circulation published in Marion County, Indiana, at least ten (10) days prior to the filing of said standard with the publisher of the Indiana Register.

SECTION 332. IC 22-8-1.1-16.1, AS AMENDED BY P.L.93-2024, SECTION 160, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16.1. The ~~commission~~ board may adopt emergency temporary standards under IC 4-22-2. The emergency temporary standard shall be published in a newspaper of general circulation published in Marion County, Indiana, at least ten (10) days before the filing with the publisher of the Indiana Register. In the



exercise of this power, the ~~commission~~ **board** shall first expressly determine:

- (1) that employees are exposed to grave danger from exposure to substances or agents determined to be toxic or physically harmful or from new hazards; and
- (2) that such emergency temporary standard is necessary to protect employees from such danger.

SECTION 333. IC 22-8-1.1-16.2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16.2. (a) A United States Occupational Safety and Health Administration (OSHA) standard lawfully adopted by OSHA under federal law may be enforced by the department without any further action by the ~~commission~~ **board**.

(b) The commissioner or the commissioner's designee shall enforce the federal standards described in subsection (a) not earlier than sixty (60) days after the final standard by federal OSHA becomes effective.

(c) The ~~commission~~ **board** may adopt an alternate standard which it finds is at least as effective in providing safe and healthful employment as the federal standard under the procedures set forth in IC 22-8-1.1-15, IC 22-8-1.1-15.1, and IC 22-8-1.1-16.1.

(d) Notwithstanding IC 4-22-7-7(a), the ~~commission~~ **board** shall publish a statement describing a standard enforceable under this section. The statement must make reference to the federal regulation. The statement must be published under IC 4-22-7-7(b).

SECTION 334. IC 22-8-1.1-17.1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 17.1. (a) Any standard promulgated under this chapter shall prescribe the use of labels or other appropriate forms of warning as are necessary to insure that employees are apprised of all hazards to which they are exposed, relevant symptoms and appropriate emergency treatment, and proper conditions and precautions of safe use or exposure. Where appropriate, such a standard shall also prescribe suitable protective equipment and control or technological procedures to be used in connection with the hazards and shall provide for monitoring or measuring employee exposure at such locations and intervals and in such manner as may be necessary for the protection of employees. In addition where appropriate, any standard shall prescribe the type or frequency of medical examinations or other tests which shall be made available by the employer, at employer's cost, to employees exposed to hazards in order to most effectively determine whether the health of the employees is adversely affected by the exposure. Upon request, the results of examinations or tests shall be furnished to the department and shall remain confidential



within the department. At the request of the employee, results shall be furnished to his physician.

(b) The ~~commission~~, **board**, in promulgating standards dealing with toxic materials or harmful physical agents, shall set the standard which most adequately assures, to the extent feasible, on the basis of the best available evidence, that no employee will suffer material impairment of health or functional capacity even if the employee has regular exposure to the hazard dealt with by the standard for the period of his working life. Development of standards shall be based upon research, demonstrations, experiments, and such other information as may be appropriate. In addition to the attainment of the highest degree of health and safety protection for the employee, other considerations shall be the latest available scientific data in the field, the feasibility of the standards, and experience gained under this and other health and safety laws. Whenever practicable, the standard promulgated shall be expressed in terms of objective criteria and of the performance desired.

(c) The ~~commission~~, **board**, in promulgating standards, shall adopt rules requiring employers to maintain accurate records of employee exposures to potentially toxic material or harmful physical agents which are required to be monitored or measured under the standards. These rules shall provide employees or their representatives with an opportunity to observe monitoring or measuring and to have access to the records thereof. These rules shall also make appropriate provisions for each employee to have access to such records as will indicate his own exposure to toxic materials or harmful physical agents. Under these rules, each employer shall notify any employee who is being consistently exposed to toxic materials or harmful physical agents in concentrations or at levels which exceed those prescribed by an occupational safety and health standard and shall inform any employee who is being thus exposed of the corrective action being taken.

SECTION 335. IC 22-8-1.1-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19. Standards: Declaratory Judgment. After promulgation of a safety standard by the ~~commission~~, **board**, any question as to its applicability or legal validity may be adjudicated by an action for a declaratory judgment filed by an affected person or firm under IC 34-14-1 (or IC 34-4-10 before its repeal).

SECTION 336. IC 22-8-1.1-19.1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19.1. Temporary Variances. Any employer may apply to the ~~commission~~ **board** for a temporary order granting a variance from a standard or any provision thereof promulgated under this chapter. Such temporary order shall be



granted only if the employer establishes that he is unable to comply with a standard by its effective date because of unavailability of professional or technical personnel or of materials and equipment needed to come into compliance with the standard or because necessary construction or alteration of facilities cannot be completed by the effective date; that he is taking all available steps to safeguard his employees against the hazards covered by the standard; and that he has an effective program for coming into compliance with a standard as quickly as practicable. Any temporary order issued under this section shall prescribe the practices, means, methods, operations and processes which the employer must adopt and use while the order is in effect and state in detail his program for coming into compliance with the standard. Such a temporary order may be granted only after notice to employees and an opportunity for a hearing. Said notice shall be given to the authorized representative of the employees and be posted at or near the location for which the variance is sought. No order for a temporary variance may be in effect for longer than the period needed by the employer to achieve compliance with the standard or one (1) year, whichever is shorter, except that such an order may be renewed not more than twice, so long as the requirements of this paragraph are met and if an application for renewal is filed at least ninety (90) days prior to the expiration date of the order.

SECTION 337. IC 22-8-1.1-20.1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 20.1. Any affected employer may apply to the ~~commission~~ **board** for a permanent variance from a standard promulgated under this chapter. Affected employees shall be given notice of each such application by posting it at or near the location for which the variance is sought, and an opportunity to participate in a hearing. The ~~commission~~ **board** shall issue such rule or order if it determines, after a hearing, including an inspection, if appropriate, that the proponent of the variance has demonstrated by a preponderance of the evidence that the conditions, practices, means, methods, operations, or processes used or proposed to be used by the employer will provide employment and places of employment to his employees which are as safe and healthful as those which would prevail if he complied with the standard. The rule or order so issued shall prescribe the conditions the employer must maintain, and the practices, means, methods, operations, and processes which he must adopt and utilize to the extent they differ from the standard in question. Such a rule or order may be modified or revoked upon application by an employer, employees, the commissioner of labor, or the ~~commission~~ **board** on its own motion, in the manner prescribed for its issuance



under this section at any time after six (6) months from its issuance, provided that the moving party gives thirty (30) days notice to the other parties, and a hearing is held at the request of any of the parties.

SECTION 338. IC 22-8-1.1-21.1 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 21.1. The commissioner and the department shall provide such administrative services, including docketing, stenographic, and recordkeeping services, as the commission may require in discharging its function under this chapter.~~

SECTION 339. IC 22-8-1.1-22.1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 22.1. ~~Commissioner to Administer = Other Agencies.~~ The commissioner and ~~such representatives as he may designate~~ **the commissioner's designees** shall administer and enforce the provisions of this chapter and the safety standards adopted by the ~~commission~~ **board**. The commissioner may utilize other agencies of the state government and its political subdivisions in carrying out ~~his~~ **the commissioner's** functions under this chapter.

SECTION 340. IC 22-8-1.1-30.1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 30.1. (a) A board of safety review is created within the department.

(b) The board shall conduct hearings on contests involving safety orders, penalties, and notices of failure to correct a violation issued under this chapter and may affirm, modify, or dismiss the action of the commissioner in respect to the violation, the penalty, and the abatement period. All enforcement action on a properly contested safety order shall be suspended until a final decision has been rendered by the board of safety review. If a petition for judicial review is filed under IC 4-21.5-5, the person seeking review may seek a stay under IC 4-21.5-5-9. If compliance with the safety order is a final decision, the full abatement period shall commence from the date of the issuance of the final decision of the board of safety review or of a court if a stay has been granted.

(c) The board may promulgate, modify, or revoke safety and health standards in Indiana and shall hear and determine applications for temporary and permanent variances from those standards.

SECTION 341. IC 22-8-1.1-48.1, AS AMENDED BY P.L.32-2008, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 48.1. The commissioner of labor, ~~the occupational safety standards commission~~, the board of safety review, and INSafe shall have the power to make rules governing functions under this chapter, provided such rules shall not be inconsistent with this chapter



or other applicable statutes.

SECTION 342. IC 22-8-1.1-48.4, AS AMENDED BY P.L.32-2008, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 48.4. (a) All information reported to or otherwise obtained by the commissioner, the designated representatives of the commissioner, the department of labor, ~~the occupational safety standards commission~~, the board of safety review, INSafe, and the agents and employees of any of them that contains or might reveal a trade secret, shall be considered confidential and shall be disclosed only to such other officers or employees concerned with the functions set forth in this chapter as may be necessary for them to discharge their duties under this chapter. In any proceeding, the commissioner, ~~the commission~~, the board, or a court shall issue such orders as may be appropriate, including the impoundment of files, or portions of files, to protect the confidentiality of trade secrets.

(b) No person may violate the confidentiality of trade secrets.

SECTION 343. 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.**

SECTION 344. IC 22-9.5-5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) A person may not discriminate in the sale or rental or otherwise make unavailable or deny a dwelling to any buyer or renter because of a disability of:

- (1) the buyer or renter;
- (2) a person residing in or intending to reside in the dwelling after the dwelling is sold, rented, or made available; or
- (3) any person associated with the buyer or renter.

(b) A person may not discriminate against any person in the terms,



conditions, or privileges of sale or rental of a dwelling or in the provision of services or facilities in connection with the dwelling because of a disability of:

- (1) the person;
- (2) a person residing in or intending to reside in the dwelling after the dwelling is sold, rented, or made available; or
- (3) any person associated with the person.

(c) For purposes of this section only, discrimination includes the following:

- (1) A refusal to permit, at the expense of the person with a disability, reasonable modifications of existing premises occupied or to be occupied by the person if the modifications may be necessary to afford the person full enjoyment of the premises.
- (2) A refusal to make reasonable accommodations in rules, policies, practices, or services, when the accommodations may be necessary to afford the person equal opportunity to use and enjoy a dwelling.
- (3) In connection with the design and construction of covered multifamily dwellings for first occupancy after March 13, 1991, a failure to design and construct those dwellings in a manner that:
 - (A) the public use and common use parts of the dwellings are readily accessible to and usable by persons with disabilities;
 - (B) all the doors are designed to allow passage into and within all premises within the dwellings and are sufficiently wide to allow passage by persons with disabilities in wheelchairs; and
 - (C) all premises within the dwellings contain the following features of adaptive design:
 - (i) An accessible route into and through the dwelling.
 - (ii) Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations.
 - (iii) Reinforcements in bathroom walls to allow later installation of grab bars.
 - (iv) Usable kitchens and bathrooms so that an individual in a wheelchair can maneuver about the space.

(d) As used in subsection (c), "covered multifamily dwellings" means:

- (1) buildings consisting of four (4) or more units if the buildings have one (1) or more elevators; and
- (2) ground floor units in other buildings consisting of four (4) or more units.

(e) Compliance with the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** that incorporate



by reference the appropriate requirements of the American National Standard for buildings and facilities providing accessibility and usability for people with physical disabilities (ANSI A117.1) satisfies the requirements of subsection (c)(3)(C).

(f) This section does not require that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others.

SECTION 345. IC 22-10-1.5-3, AS AMENDED BY P.L.35-2007, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) ~~Except as provided in subsection (b);~~ A member of the board **who is a state employee** is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). 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) ~~Effective July 1, 2007;~~ A member of the board who is not a state employee is **not** entitled to:

(1) the minimum salary per diem provided by IC 4-10-11-2.1(b);
or

(2) ~~The member also 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.~~

SECTION 346. IC 22-11-14-2, AS AMENDED BY P.L.187-2021, SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) ~~The fire prevention and building safety commission~~ **department of homeland security** shall:

(1) adopt rules under IC 4-22-2 for the granting of permits for supervised public displays of fireworks by municipalities, fair associations, amusement parks, and other organizations or groups of individuals; and

(2) establish by rule the fee for the permit, which shall be paid into the fire and building services fund created under IC 22-12-6-1.

(b) The application for a permit required under subsection (a) must:

(1) name a competent operator who is to officiate at the display;
(2) set forth a brief resume of the operator's experience;



- (3) be made in writing or an electronic format; and
- (4) be received with the applicable fee by the department of homeland security at least five (5) business days before the display.

No operator who has a prior conviction for violating this chapter may operate any display for one (1) year after the conviction.

(c) Every display shall be handled by a qualified operator approved by the chief of the fire department of the municipality in which the display is to be held. A display shall be located, discharged, or fired as, in the opinion of:

- (1) the chief of the fire department of the city or town in which the display is to be held; or
- (2) the township fire chief or the fire chief of the municipality nearest the site proposed, in the case of a display to be held outside of the corporate limits of any city or town;

after proper inspection, is not hazardous to property or person.

(d) A permit granted under this section is not transferable.

(e) A denial of a permit by a municipality shall be issued in writing before the date of the display.

(f) A person may not possess, transport, or deliver special fireworks, except as authorized under this section.

SECTION 347. IC 22-11-14-3.5, AS ADDED BY P.L.187-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3.5. The ~~fire prevention and building safety commission~~ **department of homeland security** may adopt rules under IC 4-22-2 that specify the conditions under which the chief of a municipal or township fire department may grant a permit to a person to sponsor a special discharge location in the municipality or township.

SECTION 348. IC 22-11-14-4.5, AS AMENDED BY HEA 1202-2026, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4.5. (a) A retailer may sell consumer fireworks and items referenced in section 8(a) of this chapter from a tent under the following conditions:

- (1) The tent may not be larger than one thousand five hundred (1,500) square feet.
- (2) There may be only one (1) tent for each registration granted under section 11(a) of this chapter.
- (3) The tent may not be located closer than one hundred (100) feet from a permanent structure.
- (4) A vehicle may not be parked closer than twenty (20) feet from the edge of the tent.
- (5) The tent must be fire retardant.



(6) The sales site must comply with all applicable local zoning and land use rules.

(7) Sales of fireworks may be made from the tent for not more than forty-five (45) days in a year.

(8) The weight of consumer fireworks in a tent may not exceed three thousand (3,000) gross pounds of consumer fireworks.

(9) A retailer that legally operated a tent with a registration in 2005 may continue operation in a tent in 2006 and the following years. A registration under section 11(a) of this chapter is required for operation in 2006 and following years. For purposes of this subdivision, a retailer includes a resident wholesaler who supplied consumer fireworks to an applicant for a tent registration in 2005.

(10) The retailer holds a valid registration under section 11(a) of this chapter.

(b) A retailer may sell consumer fireworks and items referenced in section 8(a) of this chapter from a Class 1 structure (as defined in IC 22-12-1-4) if the Class 1 structure meets the requirements of any of the following subdivisions:

(1) The structure complied with the rules for a B-2 or M building occupancy classification before July 4, 2003, under the Indiana building code adopted by the fire prevention and building safety commission established under IC 22-12-2-1 **(before its repeal)**:

(A) in which consumer fireworks were sold or stored on or before July 4, 2003; and

(B) in which no subsequent intervening nonfireworks sales or storage use has occurred.

(2) The structure complied with the rules for a B-2 or M building occupancy classification before July 4, 2003, under the Indiana building code adopted by the fire prevention and building safety commission established under IC 22-12-2-1 **(before its repeal)**:

(A) in which consumer fireworks were sold or stored on or before July 4, 2003;

(B) in a location at which the retailer was registered as a resident wholesaler in 2005; and

(C) in which the retailer's primary business is not the sale of consumer fireworks.

(3) The structure complies with the rules for an H-3 building occupancy classification under the Indiana building code adopted by the fire prevention and building safety commission established under IC 22-12-2-1, or the equivalent occupancy classification adopted by subsequent rules of the fire prevention and building



~~safety commission.~~ **department of homeland security.**

(4) The structure complies with the rules adopted after July 3, 2003, by the ~~fire prevention and building safety commission established under IC 22-12-2-1~~ **department of homeland security** for an M building occupancy classification under the Indiana building code.

A registration under section 11(a) of this chapter is required for operation in 2006 and following years.

(c) This subsection does not apply to a structure identified in subsection (b)(1), (b)(2), (b)(3), or (b)(4). A retailer may sell consumer fireworks and items referenced in section 8(a) of this chapter from a structure under the following conditions:

(1) The structure must be a Class 1 structure in which consumer fireworks are sold and stored.

(2) The sales site must comply with all applicable local zoning and land use rules.

(3) The weight of consumer fireworks in the structure may not exceed three thousand (3,000) gross pounds of consumer fireworks.

(4) The retailer holds a valid registration under section 11(a) of this chapter.

(5) A retailer that sold consumer fireworks and operated from a structure with a registration in 2005 may continue in operation in the structure in 2006 and the following years. A registration under section 11(a) of this chapter is required for operation in 2006 and following years.

(d) A member of the department of homeland security staff shall, under section 9 of this chapter, inspect tents and structures in which fireworks are sold in accordance with IC 22-14-2-11. The department of homeland security may delegate this responsibility to a responding fire department with jurisdiction over the tent or structure, subject to the policies and procedures of the state fire marshal.

(e) A retailer shall file an application for each retail location on a form to be provided by the department of homeland security.

(f) This chapter does not limit the quantity of items referenced in section 8(a) of this chapter that may be sold from any Class 1 structure that complied with the rules of the fire prevention and building safety commission **(before its repeal)** in effect before May 21, 2003.

SECTION 349. IC 22-11-14-8, AS AMENDED BY P.L.187-2006, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) A person shall not sell at retail, offer for sale at retail, or deliver the following items to a person less than eighteen



(18) years of age:

- (1) Dipped sticks or wire sparklers. However, total pyrotechnic composition may not exceed one hundred (100) grams per item. Devices containing chlorate or perchlorate salts may not exceed five (5) grams in total composition per item.
- (2) Cylindrical fountains.
- (3) Cone fountains.
- (4) Illuminating torches.
- (5) Wheels.
- (6) Ground spinners.
- (7) Flitter sparklers.
- (8) Snakes or glow worms.
- (9) Smoke devices.
- (10) Trick noisemakers, which include:
 - (A) Party poppers.
 - (B) Booby traps.
 - (C) Snappers.
 - (D) Trick matches.
 - (E) Cigarette loads.
 - (F) Auto burglar alarms.

(b) A retailer or wholesaler of consumer fireworks may sell consumer fireworks to a person at least eighteen (18) years of age.

(c) An individual who sells consumer fireworks must be at least eighteen (18) years of age.

(d) An individual who sells an item set forth in subsection (a) must be at least sixteen (16) years of age.

(e) ~~The fire prevention and building safety commission~~ **department of homeland security** may adopt rules under IC 4-22-2 establishing procedures to ensure compliance with the age limitations set forth in this section.

SECTION 350. IC 22-11-14-15, AS ADDED BY P.L.187-2006, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. ~~The fire prevention and building safety commission~~ **department of homeland security** and the department of state revenue shall adopt rules under IC 4-22-2 to carry out this chapter.

SECTION 351. IC 22-11-14.5-3, AS AMENDED BY P.L.101-2006, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. ~~The fire prevention and building safety commission~~ **department of homeland security** shall adopt rules under IC 4-22-2 to implement a statewide code concerning displays of indoor pyrotechnics. The rules:



(1) must require that a certificate of insurance be issued that provides general liability coverage of at least five hundred thousand dollars (\$500,000) for the injury or death of any number of persons in any one (1) occurrence and five hundred thousand dollars (\$500,000) for property damage in any one (1) occurrence by an intended display of indoor pyrotechnics arising from any acts of the operator of the display or the operator's agents, employees, or subcontractors;

(2) must require the person intending to present the display to give, at least twenty four (24) hours before the time of the display, written notice of the intended display to the chief of the responding fire department of the location proposed for the display of the indoor pyrotechnics and to include with the written notice a certification from the person intending to display the indoor pyrotechnics that the display will be made in accordance with:

(A) the rules adopted under this section; and

(B) any ordinance or resolution adopted under section 4 of this chapter;

(3) must include and adopt NFPA 1126, Standard for the Use of Pyrotechnics before a Proximate Audience, 2001 Edition, published by the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02169;

(4) must be amended to adopt any subsequent edition of NFPA Standard 1126, including addenda, within eighteen (18) months after the effective date of the subsequent edition; and

(5) may provide for amendments to NFPA Standard 1126 as a condition of the adoption under subdivisions (3) and (4).

SECTION 352. IC 22-11-16-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The ~~fire prevention and building safety commission~~ **department of homeland security** shall adopt rules under IC 4-22-2 governing fire safety in certain buildings as specified in subsection (b).

(b) Except as provided in subsection (c) and subsection (d), this chapter and the rules adopted under it apply to:

(1) all hotels, motels, apartments (in buildings containing three (3) or more apartments), and buildings containing three (3) or more sleeping rooms that rent for a fee; and

(2) all buildings occupied after September 14, 1982, as hotels, motels, apartments (in buildings containing three (3) or more apartments), and buildings containing three (3) or more sleeping rooms that rent for a fee.



(c) This chapter does not apply to hotels and motels that have no interior corridors and whose individual rooms have only exterior exits.

(d) This chapter does not apply to an apartment in an apartment building from which apartment there is immediate ground level access to the outside.

(e) Compliance with this chapter and the rules adopted under it does not relieve the owner of a building covered by this chapter from the requirements of any other applicable law, rule, regulation, or ordinance.

SECTION 353. IC 22-11-17-1, AS AMENDED BY P.L.187-2021, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. As used in this chapter:

(1) ~~"Commission" refers to the Indiana fire prevention and building safety commission.~~ **"Department" refers to the department of homeland security.**

(2) "Exit" means a continuous and unobstructed means of egress to a public way designated as an exit pursuant to the rules of the ~~commission.~~ **department.** The term includes doorways, corridors, exterior exit balconies, ramps, stairways, smokeproof enclosures, horizontal exits, exit passageways, exit courts, and yards.

(3) "Owner" means a person having control or custody of any building covered by this chapter.

(4) "Public building" means any structure used in whole or in part as a place of resort, assemblage, lodging, trade, traffic, occupancy, or use by the public, or by three (3) or more tenants. It also means all educational buildings, day care centers, hospitals, institutions, health facilities, residential-custodial care facilities, mercantile occupancies, and office occupancies.

(5) "Special egress control device" means an electronically controlled exit locking system that:

(A) allows a delay in exiting through an exit in a nonemergency situation; and

(B) complies with rules adopted by the ~~commission.~~ **department.**

SECTION 354. IC 22-11-17-2, AS AMENDED BY P.L.187-2021, SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) Except as provided in subsections (b) and (d) and section 2.5 of this chapter, an owner of a public building shall not permit an exit to be locked or obstructed in any manner that denies the public a continuous and unobstructed means of egress while lawfully occupied by anyone who is not an officer or an employee.

(b) The ~~commission~~ **department** may adopt rules under IC 4-22-2 that:



- (1) allow the owner of a public building to equip an exit with a special egress control device;
- (2) limit the circumstances under which a special egress control device may be used; and
- (3) allow an exit that was in compliance with the rules of the **commission department** when the exit was constructed to be equipped with a special egress control device.

(c) An owner of a public building shall not permit a fire alarm to be disconnected or otherwise rendered inoperative, except in cases of routine maintenance or for repair.

(d) A school that has one (1) or more employees shall develop a plan to address unplanned fire alarm activation as part of its emergency operations plan.

(e) A school's emergency operations plan for unplanned fire alarm activation shall include procedures for the following:

- (1) Evacuation of the building when the fire alarm is heard. A school with a fire alarm panel that allows for a positive fire alarm sequence may:

- (A) develop a plan to investigate an unplanned fire alarm activation before activating the audible and visual alarms requiring evacuation;
- (B) designate school officials to acknowledge that an alarm has been activated and initiate an investigation within fifteen (15) seconds;
- (C) secure-in-place for up to three (3) minutes in order for a designated school official to determine, by investigation, if an active shooter is on the property; and
- (D) following the three (3) minute period under clause (C), the school must evacuate, unless an active shooter has been verified to be on the school's property.

- (2) Compliance with all provisions of 675 IAC 28-1-28.

SECTION 355. IC 22-12-1-4, AS AMENDED BY P.L.142-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) "Class 1 structure" means any part of the following:

- (1) A building or structure that is intended to be or is occupied or otherwise used in any part by any of the following:
 - (A) The public.
 - (B) Three (3) or more tenants.
 - (C) One (1) or more persons who act as the employees of another.
- (2) A site improvement affecting access by persons with physical



disabilities to a building or structure described in subdivision (1).

(3) Outdoor event equipment.

(4) Any class of buildings or structures that the ~~commission~~ **department** determines by rules to affect a building or structure described in subdivision (1), except buildings or structures described in subsections (c) through (f).

(b) Subsection (a)(1) includes a structure that contains three (3) or more condominium units (as defined in IC 32-25-2-9) or other units that:

(1) are intended to be or are used or leased by the owner of the unit; and

(2) are not completely separated from each other by an unimproved space.

(c) Subsection (a)(1) does not include a building or structure that:

(1) is intended to be or is used only for an agricultural purpose on the land where it is located; and

(2) is not used for retail trade or is a stand used for retail sales of farm produce for eight (8) or less consecutive months in a calendar year.

(d) Subsection (a)(1) does not include a Class 2 structure.

(e) Subsection (a)(1) does not include a vehicular bridge.

(f) Subsection (a)(1) does not include a structure that is intended to be or is occupied solely to provide periodic maintenance or repair of:

(1) the structure; or

(2) mechanical or electrical equipment located within and affixed to the structure.

SECTION 356. IC 22-12-1-6 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 6: "Commission" refers to the fire prevention and building safety commission.~~

SECTION 357. IC 22-12-1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. **(a)** "Control" means authority to create, change, or eliminate a condition or to initiate, regulate, or terminate conduct that is based on any of the following:

(1) An agency, employment, or contractual relationship.

(2) A possessory or nonpossessory ownership or leasehold interest in property.

(3) A contractual right to possess or use property.

(b) The term does not apply to IC 22-12-2.1-1.

SECTION 358. IC 22-12-2 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Fire Prevention and Building Safety Commission).

SECTION 359. IC 22-12-2.1 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2027]:

Chapter 2.1. Transition of Responsibilities for Fire Prevention and Building Safety

Sec. 1. (a) On July 1, 2027, all powers, duties, agreements, and liabilities of the fire prevention and building safety commission are transferred to the department.

(b) On July 1, 2027, all records and property of the fire prevention and building safety commission, including appropriations and other funds under the control or supervision of the fire prevention and building safety commission, are transferred to the department.

(c) After June 30, 2027, any amounts owed to the fire prevention and building safety commission before July 1, 2027, are considered to be owed to the department as the successor agency.

(d) After June 30, 2027, a reference to the fire prevention and building safety commission in a statute, rule, or other document is considered a reference to the department.

(e) Proceedings pending before the fire prevention and building safety commission on July 1, 2027, shall be transferred from the fire prevention and building safety commission to the department and treated as if initiated by the department.

(f) A license or permit issued by the fire prevention and building safety commission before July 1, 2027, shall be treated after June 30, 2027, as a certification issued by the department.

(g) The rules adopted by the fire prevention and building safety commission before July 1, 2027, are considered, after June 30, 2027, 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. 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, unless authorized by act of the general assembly.

(h) Not later than July 1, 2028, and each year thereafter, the department shall submit a report to the legislative council in an electronic format under IC 5-14-6 making recommendations for amendment of the rules of the fire prevention and building safety commission transferred to the department under this section. The legislative council shall assign the report to be reviewed by an interim study committee established under IC 2-5-1.3. In preparing the report required by this subsection, the department shall consult with industry experts, professionals, and interested stakeholders



who have indicated an interest in the subject matter of the recommendations contained in the report.

SECTION 360. IC 22-12-2.5 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Building Codes and Standards; Review and Implementation of Rules; Taking Effect of Rules).

SECTION 361. IC 22-12-6-1, AS AMENDED BY P.L.187-2021, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The fire and building services fund is established for the purpose of defraying the personal services, other operating expense, and capital outlay of the following:

- (1) The department.
- (2) The education board.
- ~~(3) The commission.~~

(b) The fund shall be administered by the department. Money collected for deposit in the fund shall be deposited at least monthly with the treasurer of state.

(c) The treasurer of state shall deposit the following collected amounts in the fund:

- (1) Fire insurance policy premium taxes assessed under section 5 of this chapter.
- (2) Except as provided in section 6(d) of this chapter, all fees collected under this chapter.
- (3) Any money not otherwise described in this subsection but collected by the department ~~commission~~, or education board and designated for distribution to the fund by statute or the executive director of the department.
- (4) A fee collected by the education board for the issuance of a certification under IC 22-14-2-7.

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

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

SECTION 362. IC 22-12-6-3, AS AMENDED BY P.L.187-2021, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) The statewide fire and building safety education fund is established to provide money to:

- (1) local fire and building inspection departments for enrollment in education and training programs approved by the department; and
- (2) the department for:
 - (A) enrollment in education and training programs approved



by the department; and

(B) the sponsoring of training conferences.

(b) The department shall administer the fund. The department shall distribute money from the fund in accordance with the rules adopted under IC 4-22-2 by the ~~commission~~ **department**.

(c) The fund consists of:

(1) money allocated under section 6(d) of this chapter; and

(2) fees collected under subsection (e).

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

(e) The department may charge a fee for a person's participation in a training conference. The department shall deposit the fees collected under this subsection in the fund. The department shall pay all expenses associated with training conferences out of the fund.

SECTION 363. IC 22-12-6-6, AS AMENDED BY P.L.230-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The ~~commission~~ **department** may adopt rules under IC 4-22-2 setting a fee schedule for the following:

(1) Fireworks display permits issued under IC 22-11-14-2.

(2) Explosives magazine permits issued under IC 35-47.5-4.

(3) Design releases issued under IC 22-15-3 and IC 22-15-3.2.

(4) Certification of industrialized building systems and mobile structures under IC 22-15-4.

(5) Inspection of regulated amusement devices under IC 22-15-7.

(6) Application fees for variance requests under IC 22-13-2-11 and inspection fees for exemptions under IC 22-13-4-5.

(7) Except as provided in section 6.5 of this chapter, permitting and inspection of regulated lifting devices under IC 22-15-5.

(8) Permitting and inspection of regulated boiler and pressure vessels under IC 22-15-6.

(9) Licensing of boiler and pressure vessel inspectors under IC 22-15-6-5.

(10) Licensing of elevator contractors, elevator inspectors, and elevator mechanics under IC 22-15-5-6 through IC 22-15-5-16.

(b) Fee schedules set under this section must be sufficient to pay all of the costs, direct and indirect, that are payable from the fund into which the fee must be deposited, after deducting other money deposited in the fund. In setting these fee schedules, the ~~commission~~ **department** may consider differences in the degree or complexity of the activity being performed for each fee.

(c) The fee schedule set for design releases issued under subsection (a)(3) may not be changed more than one (1) time each year. The



commission department may include in this fee schedule a fee for the review of plans and specifications and, if a political subdivision does not have a program to periodically inspect the construction covered by the design release, a fee for inspecting the construction.

(d) The fee schedule set under subsection (a) for design releases may provide that a portion of the fees collected shall be deposited in the statewide fire and building safety education fund established under section 3 of this chapter.

SECTION 364. IC 22-12-6-6.5, AS ADDED BY P.L.230-2019, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6.5. (a) The **commission department** may adopt rules under IC 4-22-2 to set fees for a permit issued under IC 22-15-5-4(c) if the acceptance inspection of the regulated lifting device required by IC 22-15-5-4(c)(1)(A) is conducted by an inspector who is not employed by the department.

(b) A fee under subsection (a) must be a lesser fee than that set under section 6(a)(7) of this chapter.

(c) When determining a fee under subsection (a), the **commission department** shall consider any savings the department will experience as a result of a permit applicant using an inspector who is not employed by the department, including savings related to department inspector salaries, travel, and administrative costs.

SECTION 365. IC 22-12-6-7, AS AMENDED BY P.L.187-2021, SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) This section does not apply to a nonpublic school (as defined in IC 20-18-2-12) or a school operated by a school corporation (as defined in IC 20-18-2-16).

(b) The department shall charge an application fee set by rules adopted by the **commission department** under IC 4-22-2 for amusement and entertainment permits issued under IC 22-14-3.

(c) The department shall collect an inspection fee set by rules adopted by the **commission department** under IC 4-22-2 whenever the department conducts an inspection for a special event endorsement under IC 22-14-3.

(d) Halls, gymnasiums, or places of assembly in which contests, drills, exhibitions, plays, displays, dances, concerts, or other types of amusement are held by colleges, universities, social or fraternal organizations, lodges, farmers organizations, societies, labor unions, trade associations, or churches are exempt from the fees charged or collected under subsections (b) and (c), unless rental fees are charged or collected.

(e) The fees set for applications or inspections under this section



must be sufficient to pay all the direct and indirect costs of processing an application or performing an inspection for which the fee is set. In setting the fees, the ~~commission~~ **department** may consider differences in the degree or complexity of the activity being performed for each fee.

SECTION 366. IC 22-12-6-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) The application fee for a fireworks manufacturer, distributor, wholesaler, or importer permit issued under IC 22-11-14-5 shall be set by rules adopted by the ~~commission~~ **department** under IC 4-22-2.

(b) The application fee for a fireworks retail stand permit issued under IC 22-11-14-7 shall be set by rules adopted by the ~~commission~~ **department** under IC 4-22-2. The rules must exempt a nonprofit corporation incorporated under IC 23-7-1.1 (before its repeal on August 1, 1991) or IC 23-17 from the fee.

(c) The fees set for applications under this section must be sufficient to pay all the direct and indirect costs of processing an application for which the fee is set. In setting the fees, the ~~commission~~ **department** may consider differences in the degree or complexity of the activity being performed for each fee.

SECTION 367. IC 22-12-6-15, AS AMENDED BY P.L.1-2025, SECTION 205, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) As used in this section, "credit card" means a bank card, debit card, charge card, prepaid card, or other similar device used for payment.

(b) In addition to other methods of payment allowed by law, the department may accept payment by credit card for certifications, licenses, and fees, and other amounts payable to the following:

- (1) The department.
- (2) The fire prevention and building safety commission **(before its repeal)**.
- (3) The Indiana homeland security foundation (before its repeal).

(c) The department may enter into appropriate agreements with banks or other organizations authorized to do business in Indiana to enable the department to accept payment by credit card.

(d) The department may recognize net amounts remitted by the bank or other organization as payment in full of amounts due the department.

(e) The department may pay any applicable credit card service charge or fee.

SECTION 368. IC 22-12-7-1, AS AMENDED BY P.L.238-2025, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. This chapter applies to ~~the commission~~, the



education board and every officer, employee, and agent of an office or division within the department whenever the person has authority to administer or enforce a law under IC 22-11 through IC 22-15, IC 35-47.5, or IC 36-8-10.5.

SECTION 369. IC 22-12-7-12, AS AMENDED BY P.L.238-2025, SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) This section applies to an order issued by an officer, employee, or agent of an office or division within the department.

(b) The office or division issuing an order shall give a person who:

(1) is aggrieved by the order; and

(2) requests review of the order in verbal or written form;

an opportunity to informally discuss the order with the office or division. Review under this subsection does not suspend the running of the time period in which a person must petition under IC 4-21.5-3-7 to appeal the order.

(c) The office or division issuing the order may, on its own initiative or at the request of any person, modify its order or reverse the order.

(d) An order issued by an office or a division may be appealed to the ~~commission~~ **department** under IC 4-21.5-3-7. A decision to deny a request to modify or reverse an order under subsection (c) is not appealable. However, orders issued under IC 22-14-2-7, IC 22-14-2-7.5, or IC 36-8-10.5 are appealed to the education board.

(e) If an order is appealed, the agency that is responsible for reviewing the order under subsection (d) or its designee shall conduct all administrative proceedings under IC 4-21.5. In its proceedings, the agency conducting the proceeding may modify the order to impose any requirement authorized under this article or reverse the order.

SECTION 370. IC 22-12-7-15, AS ADDED BY P.L.160-2025, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) Except as provided by subsection (c), if a property is inspected by the department or plans were reviewed by the department, neither the department nor a political subdivision may require compliance with a new or different set of building, fire safety, or equipment laws than were originally enforced by the department:

(1) before July 1, 2025; or

(2) two (2) years after the earlier of the date of the:

(A) initial inspection; or

(B) plan review.

(b) A child care home (as defined in IC 12-7-2-28.6) that was licensed to operate in a Class 2 structure by the office of the secretary of family and social services before July 1, 2025, may continue to



operate in the structure notwithstanding the provisions of this article and 675 IAC 13.

(c) Subsection (a) does not apply to any of the following:

(1) Any:

(A) fraud;

(B) material misrepresentation; or

(C) other act of bad faith;

that results in misapplication of the appropriate requirements.

(2) A change of use or occupancy of the structure or equipment.

(3) A condition imposed in a variance issued by the:

(A) department; or

(B) ~~commission~~; **state building commissioner**.

(4) Any new construction, addition, or alteration of the structure or equipment.

(5) A violation that would qualify for an emergency order under section 6(a)(1) of this chapter.

(6) Any maintenance requirements.

SECTION 371. IC 22-13-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. "Building rule" means a rule that:

(1) is adopted by the ~~commission~~; **department**; and

(2) qualifies as a building law under IC 22-12-1-3.

SECTION 372. IC 22-13-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. "Fire safety rule" means a rule that:

(1) is adopted by the ~~commission~~; **department**; and

(2) qualifies as a fire safety law under IC 22-12-1-13.

SECTION 373. IC 22-13-2-2, AS AMENDED BY P.L.230-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) Except as provided in **IC 22-12-2.1** and section 3.5 of this chapter, the ~~commission~~ **department** shall adopt rules under IC 4-22-2 to adopt a statewide code of fire safety laws and building laws.

(b) ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall adopt the following national codes or their equivalent by rules under IC 4-22-2 and IC 22-13-2.5 (before its repeal):

(1) ANSI A10.4 (Safety Requirements for Personnel Hoists).

(2) ASME A17.1 (Safety Code for Elevators and Escalators, an American National Standard).

(3) ASME A18.1 (Safety Standard for Platform Lifts and Stairway Chairlifts, American National Standard).

(4) ASME QEI-1 (Standard for the Qualification of Elevator



Inspectors, an American National Standard).

(5) The American Society of Civil Engineers (ASCE) Automated People Mover Standard 21.

(6) ANSI A90.1 Safety Code for Manlifts.

(7) ASME A17.3 (Safety Code for Existing Elevators and Escalators, an American National Standard).

(8) ASME A17.6 (Standard for Elevator Suspension, Compensation, and Governor Systems).

(c) The commission shall review the subsequent edition of each code adopted under subsection (b) within twenty-four (24) months after the effective date of the subsequent edition:

(d) Except as provided in subsection (c), the commission may amend the national codes as a condition of the adoption under subsections (b) and (c):

(e) An amendment to the national code under subsection (d) may not unreasonably impair public safety:

SECTION 374. IC 22-13-2-2.5 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2.5: (a) Before January 1, 2020, the commission shall adopt rules under IC 4-22-2 to replace the statewide residential code for Class 2 structures that is included within the statewide code of fire safety laws and building laws adopted under section 2 of this chapter:

(b) If the commission uses a national code as part of the adoption of a replacement statewide residential code under subsection (a), the commission shall amend the national code as a condition of the adoption under subsection (a):

(c) The commission shall submit a report to the general assembly not later than January 1, 2019, regarding the commission's work during the previous year related to adoption of a replacement statewide residential code under subsection (a). The report to the general assembly must be submitted in an electronic format under IC 5-14-6:

SECTION 375. IC 22-13-2-2.6 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 2.6: Before January 1, 2021, the commission may adopt rules under IC 4-22-2 to exempt a bunkhouse from being required to be equipped with an automatic fire sprinkler system:

SECTION 376. IC 22-13-2-3, AS AMENDED BY P.L.155-2023, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) The rules adopted under section 2 of this chapter take precedence over:

(1) any rule adopted by a state agency that conflicts with the **commission's department's** fire safety rules or building rules; and

(2) any ordinance or other regulation adopted by a political subdivision that covers the same subject matter as the



~~commission's~~ **department's** fire safety rules or building rules.

(b) State agencies and political subdivisions may incorporate the rules adopted by the ~~commission~~ **department** by reference into a rule, ordinance, or other regulation. Notwithstanding IC 4-22-9-6, a reference to the rules adopted by the ~~commission~~, **department**, by citation to the Indiana Administrative Code (IAC), shall be construed to include all amendments as of the date that the reference is written and any later amendments to that provision, unless accompanied by a reference to a specific edition or supplement to the Indiana Administrative Code.

(c) A city, town, or county may not adopt an ordinance that conflicts with or includes more stringent or detailed requirements than the ~~commission's~~ **department's** rules.

SECTION 377. IC 22-13-2-3.5, AS ADDED BY P.L.104-2018, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3.5. (a) The following may not adopt rules requiring the installation of an automatic fire sprinkler system in a Class 2 structure:

(1) The ~~commission~~, **department**.

(2) Another state agency.

(b) A political subdivision may not adopt an ordinance or other regulation requiring the installation of an automatic fire sprinkler system in a Class 2 structure.

SECTION 378. IC 22-13-2-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. If the ~~commission~~ **department** finds duplication, conflict, or overlapping of responsibility between:

(1) this article, IC 22-12, IC 22-14, IC 22-15, a fire safety rule, or a building rule; and

(2) the rules adopted by another state agency;

the ~~commission~~ **department** shall notify the state agency, and the state agency shall revise its rules to eliminate the duplication, conflict, or overlap.

SECTION 379. IC 22-13-2-4.1, AS AMENDED BY P.L.187-2021, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4.1. (a) This section applies only to a plan review for a design release performed:

(1) before construction of a Class 1 structure; and

(2) to determine compliance with the rules of the ~~commission~~, **department**.

(b) This section does not apply to a plan review for the issuance of a building permit, an improvement permit, a fire protection system



permit, or any other permit issued by a state agency or a city, town, or county.

(c) A plan review for a design release must be:

- (1) authorized under IC 22-15-3; and
- (2) performed in compliance with the rules and objective criteria adopted by the **commission department** under IC 22-15-3-1.

(d) If the **commission department** has certified that a city, town, or county is qualified to perform a plan review for a design release under IC 22-15-3, both of the following may perform the plan review for a design release:

- (1) The department.
- (2) The city, town, or county.

However, only the entity described in subdivision (1) or (2) that performs the initial plan review for a design release may charge a fee for the plan review for a design release. The other entity shall not charge a fee for the plan review for a design release.

SECTION 380. IC 22-13-2-5.6, AS ADDED BY P.L.155-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5.6. (a) As used in this section, "building code" means a building code and includes the standards related to a building code.

(b) As used in this section, "unit" means a county, city, or town.

(c) ~~Beginning January 1, 2024,~~ A unit may submit a proposal to the **commission department** to amend any building code. ~~that the commission adopts or updates after December 31, 2023.~~ A unit may submit the proposal in hard copy or in an electronic form that is acceptable to the ~~commission.~~ **department.** A proposal must include the following:

- (1) A resolution adopted by the unit to request an amendment to the building code that:
 - (A) specifies the building code language to be amended; and
 - (B) states the safety issue that is the basis for the proposed amendment.
- (2) A fiscal analysis of the estimated cost or savings resulting from the proposed building code amendment.

(d) The **commission department** shall ~~hold one (1) meeting each year to~~ review and consider all proposals submitted by units **at least annually.** ~~A unit may submit a proposal at any time. However, the commission shall review and consider only complete proposal submissions that are received not later than sixty (60) days before the date of a meeting in which proposals are considered.~~

(e) The commission shall:



(1) place a proposal on the meeting agenda not later than thirty (30) days before the date of the meeting in which the proposal is considered; and

(2) take public testimony at the meeting;

(f) The commission may only adopt a proposed amendment upon an affirmative vote of not less than two-thirds (2/3) of the members of the commission present and voting as provided in IC 22-12-2-6;

(g) A building code amendment adopted by the commission under this section is subject to IC 22-12-2.5-2.

SECTION 381. IC 22-13-2-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The **commission department** may review and modify or reverse any variance or other order that:

(1) is issued by a state agency or political subdivision; and

(2) covers a subject governed by this article, IC 22-12, IC 22-14, IC 22-15, a fire safety rule, or a building rule.

(b) The **commission department** shall review variances granted by a political subdivision to the fire safety laws and building laws adopted in its ordinances. The variance is not effective until it is approved by the **commission department**.

(c) The **commission department** shall review orders under this section that:

(1) are issued by a political subdivision; and

(2) concern a Class 2 structure;

if a person aggrieved by the order petitions for review under IC 4-21.5-3-7 within thirty (30) days after the political subdivision has issued the order.

(d) A copy of the petition under subsection (c) shall be delivered to the political subdivision issuing the order.

(e) Review of an order under this section does not suspend the running of the time period under any statute in which a person must petition a court for judicial review of the order.

SECTION 382. IC 22-13-2-8, AS AMENDED BY P.L.93-2024, SECTION 161, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) **The commission Subject to IC 22-12-2.1, the department** shall adopt rules under IC 4-22-2 to create equipment laws applicable to regulated lifting devices.

(b) **The commission Subject to IC 22-12-2.1, the department** shall adopt rules under IC 4-22-2 to create equipment laws applicable to regulated boilers and pressure vessels.

(c) **The commission Subject to IC 22-12-2.1, the department** may adopt rules under IC 4-22-2 to adopt by reference all or part of the



following national boiler and pressure vessel codes:

- (1) The American Society of Mechanical Engineers Boiler and Pressure Vessel Code.
- (2) The National Board of Boiler and Pressure Vessel Inspectors Inspection Code.
- (3) The American Petroleum Institute 510 Pressure Vessel Inspection Code.
- (4) Any subsequent editions of the codes listed in subdivisions (1) through (3).

(d) ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall adopt rules under IC 4-22-2 to create equipment laws applicable to regulated amusement devices.

SECTION 383. IC 22-13-2-8.5, AS AMENDED BY P.L.93-2024, SECTION 162, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8.5. (a) ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall adopt rules under IC 4-22-2 for outdoor event equipment at outdoor performances to protect the safety of persons at the outdoor performances. ~~The commission~~ **department** may:

- (1) exempt small assemblies of outdoor event equipment, as defined by the ~~commission~~, **department**, from some or all fees or other requirements that otherwise would apply to outdoor event equipment under a rule adopted under this section or another building law; or
- (2) establish alternative procedures, fees, or other requirements, or any combination, for small assemblies of outdoor event equipment, as defined by the ~~commission~~, **department**.

(b) Subject to this section, a city, town, or county that regulated outdoor event equipment before March 15, 2012, under an ordinance adopted before March 15, 2012, may, if the ordinance is in effect on March 15, 2012, continue to regulate outdoor event equipment under the ordinance after March 14, 2012, in the same manner that the city, town, or county applied the ordinance before March 15, 2012. However, a statewide code of fire safety laws or building laws governing outdoor event equipment that is adopted by the ~~commission~~ **department** under this section after March 14, 2012, takes precedence over any part of a city, town, or county ordinance that is in conflict with the ~~commission's~~ **department's** adopted code. The ordinances to which this section applies include Chapter 536 of the Revised Code of the Consolidated City and County Indianapolis/Marion, Indiana Codified through Ordinance No. 36, 2011, passed August 15, 2011. (Supp. No. 27). A city, town, or county to which this subsection applies need not



be certified or approved under IC 22-15-3-1 or another law to continue to regulate outdoor event equipment after March 14, 2012.

(c) This subsection applies to cities, towns, and counties described in subsection (b) and any other city, town, or county that, after March 14, 2012, adopts an ordinance governing outdoor event equipment that is approved by the ~~commission~~ **department** or the state building commissioner. The city, town, or county shall require compliance with:

- (1) the rules adopted under this section;
- (2) orders issued under IC 22-13-2-11 that grant a variance to the rules adopted under this section;
- (3) orders issued under IC 22-12-7 that apply the rules adopted under this section; and
- (4) a written interpretation of the rules adopted under this section binding on the unit under IC 22-13-5-3 or IC 22-13-5-4;

on both private and public property located within the boundaries of the city, town, or county, including, in the case of a consolidated city, the state fairgrounds. This subsection does not limit the authority of a unit (as defined in IC 36-1-2-23) under IC 36-7-2-9 to enforce building laws and orders and written interpretations related to building laws.

SECTION 384. IC 22-13-2-10, AS AMENDED BY P.L.187-2021, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) A county, city, or town may regulate regulated lifting devices if the unit's regulatory program is approved by the ~~commission~~ **department**.

(b) A unit must submit its ordinances and other regulations that regulate lifting devices to the ~~commission~~ **department** for approval. The ordinance or other regulation is not effective until it is approved by the ~~commission~~ **department**. If any of these ordinances or regulations conflict with the ~~commission's~~ **department's** rules, the ~~commission's~~ **department's** rules supersede the local ordinance or other regulation.

(c) A unit may issue permits only to applicants who qualify under IC 22-15-5. However, the unit may specify a lesser fee than that set under IC 22-12-6-6(a)(7).

(d) A unit must inspect regulated lifting devices with inspectors who possess the qualifications necessary to be employed by the department of homeland security as a regulated lifting device inspector.

SECTION 385. IC 22-13-2-11, AS AMENDED BY P.L.93-2024, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The department ~~or the commission~~ may grant a variance to any rule adopted by the ~~commission~~ **department**. However, the ~~commission~~ may grant a variance under this section only if the department places the



~~application for the variance on the commission's agenda.~~

(b) To qualify for a variance, an applicant must pay the fee set under IC 22-12-6-6 and file an application, on a form approved by the department, that contains facts demonstrating that:

(1) compliance with the rule will impose an undue hardship upon the applicant or prevent the preservation of an architecturally significant or historically significant part of a building or other structure; and

(2) either:

(A) noncompliance with the rule; or

(B) compliance with an alternative requirement approved by the body considering the variance application;

will not be adverse to the public health, safety, or welfare.

(c) A variance granted under this section is conditioned upon compliance with an alternative standard approved under subsection (b)(2)(B).

(d) A variance granted under this section takes precedence over conflicting rules adopted by a state agency and conflicting ordinances and other regulations adopted by a political subdivision.

(e) Variances granted by the boiler and pressure vessel rules board and the regulated amusement device safety board prior to July 1, 2019, are valid and remain in full force and effect.

(f) The department shall make all variance applications available for review on a public portal.

(g) Local fire and building officials shall receive notice of variance applications filed under this section within their respective jurisdictions.

(h) A local fire official, local building official, or other interested party may submit documentation regarding a variance application to the department ~~or commission~~ for review and consideration prior to an initial determination being made on the application by the department. ~~or the commission.~~

(i) The department ~~or commission~~ shall wait at least five (5) business days after a variance application is filed before making an initial determination on the application.

(j) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this section.

SECTION 386. IC 22-13-2-11.5, AS AMENDED BY P.L.93-2024, SECTION 164, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11.5. (a) As used in this section, "NFPA 72" refers to NFPA 72, National Fire Alarm and Signaling Code, 2010 Edition, published by the National Fire Protection



Association, 1 Batterymarch Park, Quincy, Massachusetts 02169-7471.

(b) It is the intent of the general assembly that NFPA 72, as may be amended by the ~~commission~~ **department** under subsection (c), be incorporated into the Indiana Administrative Code. Not later than July 1, 2014, the ~~commission~~ **department** shall adopt rules under IC 4-22-2 to amend 675 IAC 28-1-28 to incorporate NFPA 72 into the Indiana Administrative Code, subject to subsection (c)(1) and (c)(2).

Rulemaking under this section is subject to IC 22-12-2.1.

(c) In adopting rules to incorporate NFPA 72 into the Indiana Administrative Code, as required by subsection (b), the ~~commission~~ **department** may amend NFPA 72 as the ~~commission~~ **department** considers appropriate. However, the rules finally adopted by the ~~commission~~ **department** to comply with this section must do the following:

- (1) Incorporate the definition of, and associated requirements for:
 - (A) a managed facilities-based voice network (MFVN); and
 - (B) a public switched telephone network (PSTN);
 as set forth in NFPA 72.

- (2) Allow digital alarm communicator systems that make use of a managed facilities-based voice network (MFVN) to transmit signals from a fire alarm system to an offsite monitoring facility, subject to the requirements for those systems set forth in NFPA 72.

(d) If the ~~commission~~ **department** does not comply with subsection (b), the following apply: ~~on July 1, 2014:~~

- (1) The definition of, and associated requirements for:
 - (A) a managed facilities-based voice network (MFVN); and
 - (B) a public switched telephone network (PSTN);
 as set forth in NFPA 72, are considered incorporated into the Indiana Administrative Code. Any provisions of 675 IAC 28-1-28 (or any rules adopted by a state agency, or any ordinances or other regulations adopted by a political subdivision) that conflict with the definitions and requirements described in this subdivision are superseded by the definitions and requirements described in this subdivision. This subdivision continues to apply until the ~~commission~~ **department** adopts rules that amend 675 IAC 28-1-28 to incorporate NFPA 72 into the Indiana Administrative Code and that comply with subsection (c)(1) and (c)(2).

- (2) A person that after June 30, 2014, installs or uses a digital alarm communicator system that:

- (A) makes use of a managed facilities-based voice network



(MFVN) to transmit signals from a fire alarm system to an offsite monitoring facility; and

(B) meets the requirements for such a system set forth in NFPA 72;

is not required to obtain a variance under section 11 of this chapter for the installation or use.

SECTION 387. IC 22-13-2-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) This section applies if the ~~commission~~ **department** is authorized by statute to enter into agreements with the federal government, another state, or foreign country.

(b) An agreement under this section must be submitted to the attorney general for approval. The attorney general shall approve the agreement unless the attorney general finds that it does not comply with the statutes. If the attorney general disapproves the agreement, the attorney general shall give the ~~commission~~ **department** a detailed statement indicating the basis for the disapproval. If the attorney general fails to approve or disapprove the agreement within sixty (60) days after it is submitted, it is considered approved.

SECTION 388. IC 22-13-2-13, AS AMENDED BY P.L.187-2021, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. (a) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this article, IC 22-12, IC 22-14, and IC 22-15.

(b) Any power of the state fire marshal or the department to adopt rules to implement this article, IC 22-12, IC 22-14, and IC 22-15 shall be exercised by the ~~commission~~ **department**.

SECTION 389. IC 22-13-2-14, AS AMENDED BY P.L.249-2019, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14. The ~~commission or~~ department may engage in studies and consult with any person to implement this article, IC 22-12, IC 22-14, and IC 22-15.

SECTION 390. IC 22-13-2-14.1, AS AMENDED BY P.L.187-2021, SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14.1. (a) The ~~commission or~~ department shall consult with an industry expert to discuss a variance application or an update to a rule or safety standard concerning:

- (1) a boiler or pressure vessel; or
- (2) a regulated amusement device.

(b) An industry expert for the purposes of consulting under subsection (a)(1) must be:

- (1) a professional engineer registered under IC 25-31; and



- (2) knowledgeable in and have experience with boiler and pressure vessels.

SECTION 391. IC 22-13-2-15 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 15. (a) This section applies to any property regulated by IC 22-12, this article, IC 22-14, IC 22-15, or a rule of the department.**

(b) The department shall authorize compliance with a more recent version of a model code than that which is currently incorporated into the rules of the department, as amended from time to time under IC 22-12-2.1.

(c) To make an authorization under subsection (b), the department must:

- (1) specifically identify, by name and version, the model code that is being authorized;**
- (2) include a finding that compliance with the more recent version of the model code is not adverse to the health, safety, or welfare of the public;**
- (3) identify any other associated model codes that must also be complied with in lieu of the Indiana version; and**
- (4) file a notice in the Indiana Register containing the information described in subdivisions (1) through (3).**

(d) The department may impose conditions on an authorization issued under this section necessary to ensure that the following are maintained:

- (1) The health, safety, or welfare of the public.**
- (2) The integrity of Indiana's regulatory program.**

(e) The department may modify or eliminate any authorization made under this section by filing an updated notice in the Indiana Register. The modification or elimination of an authorization may not take effect sooner than one hundred eighty (180) days after the date of posting in the Indiana Register. The modification or elimination of an authorization is subject to IC 4-21.5.

(f) Compliance with an authorization made under this section is voluntary. However, if a person elects to comply with an authorization, the failure to comply with any provision of the authorization is a violation of the building, fire safety, or equipment laws of Indiana.

SECTION 392. IC 22-13-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 1. The ~~commission~~ department shall adopt fire safety rules that prohibit the following:**

- (1) The storage of regulated explosives (as defined in**



IC 35-47.5-2-13) in quantities exceeding the maximum quantity specified by the ~~commission~~ **department**.

(2) The storage of regulated explosives (as defined in IC 35-47.5-2-13) at a site that is located less than the minimum distance specified by the ~~commission~~ **department** from a railroad, highway, or other place of habitation or assembly.

(3) The use of a receptacle, burning fixture or equipment, heating fixture or equipment, or structure for an explosive, flammable, or other combustible matter that does not meet the design and composition standards specified by the ~~commission~~ **department**.

(4) The keeping, storage, use, manufacture, sale, handling, transportation, or disposition of an explosive, flammable, or other combustible matter in violation of any other requirements specified by the ~~commission~~ **department**.

SECTION 393. IC 22-13-3-2, AS AMENDED BY P.L.187-2021, SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) This section applies to the following laboratories:

(1) Analytical laboratories approved by the department under the alternative criteria established by the ~~commission~~ **department** in its rules.

(2) Laboratories that are:

(A) operated by a college, university, school, or other educational entity for the purpose of instruction or research; and

(B) approved by the department under the alternative criteria established by the ~~commission~~ **department** in the rules.

(b) The ~~commission~~ **department** may:

(1) apply different rules to the manufacture of regulated explosives (as defined in IC 35-47.5-2-13) in a laboratory described in subsection (a) than apply to other places where regulated explosives (as defined in IC 35-47.5-2-13) are manufactured; and

(2) adopt rules under IC 4-22-2 to exempt laboratories described in subsection (a) from the regulated explosive magazines permit requirement under IC 35-47.5-4.

SECTION 394. IC 22-13-3-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall adopt fire safety rules that prohibit the occupancy or use of Class 1 structures that do not comply with the ~~commission's~~ **department's** rules governing the number, type, location, identification, repair, and maintenance of



emergency exits, smoke detection devices, and other emergency communication devices.

SECTION 395. IC 22-13-4 IS REPEALED [EFFECTIVE JULY 1, 2027]. (Standards for Building Rules; Exemption From Design Release Requirement).

SECTION 396. IC 22-13-5-2, AS AMENDED BY P.L.187-2021, SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) Except as provided under subsection (c), upon the written request of an interested person, the state building commissioner of the department shall issue a written interpretation of a building law or a fire safety law not later than ten (10) business days after the date of receiving a request. An interpretation issued by the state building commissioner must be consistent with building laws and fire safety laws enacted by the general assembly or adopted by the ~~commission~~ **department**.

(b) The state building commissioner shall issue a written interpretation of a building law or fire safety law under subsection (a) whether or not the county or municipality has taken any action to enforce the building law or fire safety law.

(c) If:

(1) an interested person submits a written or electronic request to the **state** building commissioner for a written interpretation of a building law or fire safety law applicable to a Class 2 structure; and

(2) the **state** building commissioner is absent and unable to issue a written interpretation within the time specified under subsection (a);

the ~~chair of the commission~~ **department** ~~or, if the chair is absent, the vice chair of the commission~~ shall issue the written interpretation not later than ten (10) business days after the date of receiving the request.

SECTION 397. IC 22-13-5-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) A written interpretation issued under section 2 of this chapter binds the interested person and the county or municipality with whom the interested person has the dispute until the written interpretation is overruled in a proceeding under IC 4-21.5.

(b) For purposes of IC 4-21.5, the ~~commission~~ **department** is the ultimate authority regarding a written interpretation issued under section 2 of this chapter.

SECTION 398. IC 22-13-5-4, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2027]: Sec. 4. (a) A written interpretation of a building law or fire safety law binds all counties and municipalities if the state building commissioner publishes the written interpretation of the building law or fire safety law in the Indiana Register under IC 4-22-7-7(b). For purposes of IC 4-22-7-7, a written interpretation of a building law or fire safety law published by the state building commissioner is considered adopted by an agency.

(b) A written interpretation of a building law or fire safety law published under subsection (a) binds all counties and municipalities until the earlier of the following:

- (1) The general assembly enacts a statute that substantively changes the building law or fire safety law interpreted or voids the written interpretation.
- (2) The ~~commission~~ **department** adopts a rule under IC 4-22-2 to state a different interpretation of the building law or fire safety law.
- (3) The written interpretation is found to be an erroneous interpretation of the building law or fire safety law in a judicial proceeding.
- (4) The state building commissioner publishes a different written interpretation of the building law or fire safety law.

(c) The department or the state building commissioner shall create an electronic data base for the purpose of cataloging all available variance rulings by ~~the commission or the department~~ for the purpose of making the information available to the public on the ~~Internet web site~~ **website** of the department or the state building commissioner.

SECTION 399. IC 22-14-2-5, AS AMENDED BY P.L.187-2021, SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The department shall carry out a program to provide public information concerning fire prevention and maintain data and statistics concerning fires and fire prevention activities.

(b) The department shall provide a copy of the fire safety rules adopted by the ~~commission~~ **department** to the chief of each fire department. The department may exclude, from the rules distributed under this subsection, any text that is incorporated by reference into the rules published in the Indiana Administrative Code.

SECTION 400. IC 22-14-3-4, AS AMENDED BY P.L.187-2021, SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department may modify an amusement and entertainment permit with a special event endorsement that covers one (1) or more events not specified in the initial permit.

(b) To qualify for a special event endorsement, an applicant must:



- (1) provide the information required by the ~~commission;~~
department;
- (2) demonstrate through an inspection that the special events covered by the application will be conducted in compliance with applicable fire safety laws; and
- (3) pay the inspection fee set under IC 22-12-6-7.

SECTION 401. IC 22-14-7-17, AS ADDED BY P.L.82-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 17. The ~~commission~~ **department** may adopt a subsequent ASTM Standard Test Method for Measuring the Ignition Strength of Cigarettes upon a finding that the subsequent method does not result in a change in the percentage of full length burns exhibited by any tested cigarette when compared to the percentage of full length burns the same cigarette would exhibit when tested in accordance with ASTM Standard E2187-04 and the performance standard in section 13(c) of this chapter.

SECTION 402. IC 22-14-7-21, AS ADDED BY P.L.82-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 21. (a) Except as provided in subsection (d), each manufacturer shall submit to the state fire marshal a written certification attesting that:

- (1) each cigarette listed in the certification has been tested as required under section 13 or 15 of this chapter; and
- (2) each cigarette listed in the certification meets the performance standard in section 13(c) or 15 of this chapter.

(b) Each cigarette listed in the certification must include the following information:

- (1) Brand, or trade name on the package.
- (2) Style, such as light or ultra light.
- (3) Length in millimeters.
- (4) Circumference in millimeters.
- (5) Flavor, such as menthol, if applicable.
- (6) Filter or nonfilter.
- (7) Package description, such as soft pack or box.
- (8) Marking under section 23 of this chapter.
- (9) The name, address, and telephone number of the laboratory, if different than the manufacturer that conducted the test.
- (10) The date that the testing occurred.

(c) The certifications must be made available to the attorney general for purposes consistent with this chapter and the department of state revenue and the alcohol and tobacco commission for the purposes of ensuring compliance with this section.



(d) Notwithstanding subsection (a), the state fire marshal may accept as evidence of compliance with this chapter a certification issued to:

- (1) the New York State Department of State's Office of Fire Prevention and Control; or
- (2) the responsible entity of another state that has:
 - (A) substantially equivalent certification requirements relating to reduced ignition propensity cigarettes; and
 - (B) the same test method and performance standard requirements as provided in sections 13 and 15 of this chapter.

(e) Each cigarette listed in a certification submitted under this section must be recertified every three (3) years.

(f) For each brand family listed in a certification submitted under subsection (a) or (d), a manufacturer shall pay a fee to the state fire marshal of eight hundred dollars (\$800). The state fire marshal may adjust the fee every three (3) years to ensure that the fee defrays the actual costs of the processing, testing, enforcement, and oversight activities required by this chapter under rules adopted by the ~~fire prevention and building safety commission~~ **department**. However, the fee for each brand family may not exceed one thousand dollars (\$1,000).

(g) If a manufacturer has certified a cigarette under this section, and after submitting the certification, makes a change to the cigarette that is likely to alter the cigarette's compliance with the reduced cigarette ignition propensity standards required by this chapter, that cigarette may not be sold or offered for sale in Indiana until the manufacturer retests the cigarette under the testing standards in section 13 or 15 of this chapter and maintains records of that retesting as required by section 16 of this chapter. An altered cigarette that does not meet the performance standard in section 13 or 15 of this chapter may not be sold in Indiana.

SECTION 403. IC 22-14-7-29, AS ADDED BY P.L.82-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 29. The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 404. IC 22-14-8-2, AS ADDED BY P.L.217-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. As used in this chapter, "NFPA 855" refers to:

- (1) the 2023 edition of NFPA 855, Standard for the Installation of Stationary Energy Storage Systems, as adopted by the National Fire Protection Association; or
- (2) if the ~~commission~~ **department** adopts a rule under IC 4-22-2



to amend:

- (A) the 2023 edition; or
 - (B) any subsequent edition;
- of NFPA 855, the version of NFPA 855 as amended by the ~~commission~~ **department**.

SECTION 405. IC 22-14-8-7, AS ADDED BY P.L.217-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. The total capacity of the batteries contained within a single enclosure in:

- (1) a utility scale battery energy storage system installation of which is subject to department approval under section 4(a)(1) of this chapter; or
- (2) an installation added to an existing utility scale battery energy storage system in an expansion for which department approval is required under section 4(a)(2) of this chapter;

may not exceed ten (10) megawatt hours unless authorized under rules adopted by the ~~commission~~ **department** under this chapter.

SECTION 406. IC 22-14-8-10, AS AMENDED BY P.L.93-2024, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter and to specify standards for the installation and operation of utility scale battery energy storage systems consistent with:

- (1) this chapter; and
- (2) NFPA 855.

(b) Rules adopted by the ~~commission~~ **department** under subsection (a) must include standards for:

- (1) chemical spill prevention and control; and
- (2) appropriate setbacks from surface water resources;

for the installation and expansion of utility scale battery energy storage systems, as necessary to protect soil and surface water resources from chemicals contained in or produced by utility scale battery energy storage systems. In establishing the standards described in this subsection, the ~~commission~~ **department** shall consult with the department of environmental management or the department of natural resources, as appropriate.

SECTION 407. IC 22-15-1-2, AS AMENDED BY P.L.22-2005, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) This section applies to a provision of this article, **IC 22-12, IC 22-13, IC 22-14, or a rule of the department** that requires an applicant for a **release**, certification, registration, permit, approval, or other license to:



- (1) demonstrate that the person is in compliance with all building laws, fire safety laws, or equipment laws; or
- (2) submit proof **or certify** that a person is acting or will act in conformity with all building laws, fire safety laws, or equipment laws.

(b) Compliance with **either**:

- (1) the conditions of a variance issued under IC 22-13-2-11; **or**
- (2) **an authorization made under IC 22-13-2-15;**

shall be treated under this article as compliance with the building law, fire safety law, or equipment law from which the variance **or authorization** is granted.

SECTION 408. IC 22-15-2-6, AS AMENDED BY P.L.187-2021, SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) To carry out the department's responsibilities, the department or an employee or another agent of the department may:

- (1) exercise any program of supervision that is approved by the ~~commission~~, **department**, if the responsibility involves the administration or enforcement of a building law;
- (2) enter and inspect any property, at a reasonable hour;
- (3) issue and enforce administrative orders under IC 22-12-7 and apply for judicial orders under IC 22-12-7-13; and
- (4) cooperate with law enforcement officers and political subdivisions that have jurisdiction over a matter.

(b) To carry out the state building commissioner's responsibilities, the state building commissioner shall issue a written interpretation of any building law under IC 22-13-5.

SECTION 409. IC 22-15-3-1, AS AMENDED BY P.L.187-2021, SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The state building commissioner or a city, town, or county certified under subsection (d) shall issue a design release for the construction of a Class 1 structure to an applicant who qualifies under section 2 or 3 of this chapter.

(b) The state building commissioner shall issue a design release for the fabrication of an industrial building system or mobile structure under section 4 of this chapter.

(c) A design release issued under this chapter expires on the date specified in the rules adopted by the ~~commission~~, **department**.

(d) The ~~commission~~ **department** may certify a city, town, or county as qualified to issue design releases, if the city, town, or county:

- (1) is competent under the ~~commission's~~ **department's** objective criteria; and



(2) has adopted the rules of the ~~commission~~ **department** under IC 22-13-2-3.

(e) A city, town, or county that is certified by the ~~commission~~ **department** under subsection (d) may issue design releases. A design release issued by a certified city, town, or county must be:

- (1) in accordance with the ~~commission's~~ **department's** objective criteria; and
- (2) for a construction type for which the city, town, or county is certified.

All records held by a certified city, town, or county that pertain to the design release must be submitted to the department to be held in a central repository.

SECTION 410. IC 22-15-3-2, AS AMENDED BY P.L.187-2021, SECTION 100, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. To qualify for a design release under this section, an applicant must:

- (1) demonstrate, through the submission of plans and specifications for the construction covered by the application, that the construction will comply with all applicable building laws and fire safety laws;
- (2) pay the fees set under IC 22-12-6-6;
- (3) have the plans and specifications:
 - (A) prepared by a registered architect or professional engineer who is:
 - (i) competent to design the construction covered by the application as determined by the department; and
 - (ii) registered under IC 25-4 or IC 25-31;
 - (B) include on each page of all drawings and the title page of all specifications the seal of the registered architect or professional engineer described by clause (A) or the person's technical or professional staff; and
 - (C) filed by the registered architect or professional engineer described by clause (A) or the person's technical or professional staff; and
- (4) submit a certificate prepared on a form provided by the department and sworn or affirmed under penalty of perjury by the registered architect or professional engineer described in subdivision (3)(A):
 - (A) providing an estimate of the cost of the construction covered by the application, its square footage, and any other information required under the rules of the ~~commission~~; **department**;



(B) stating that the plans and specifications submitted for the application were prepared either by or under the immediate supervision of the person making the statement;

(C) stating that the plans and specifications submitted for the application provide for construction that will meet all building laws; and

(D) stating that the construction covered by the application will be subject to inspection at intervals appropriate to the stage of the construction by a registered architect or professional engineer identified in the statement for the purpose of determining in general if work is proceeding in accordance with the released plans and specifications.

SECTION 411. IC 22-15-3-3, AS AMENDED BY P.L.87-2020, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) This section applies only to an application for a design release to construct:

- (1) a Class 1 structure with thirty thousand (30,000) or fewer cubic feet of space;
- (2) an addition to a Class 1 structure, if the addition adds thirty thousand (30,000) or fewer cubic feet of space;
- (3) an alteration to a Class 1 structure, if the alteration does not involve changes affecting the structural safety of the Class 1 structure; or
- (4) an installation or alteration of an automatic fire sprinkler system in a Class 1 structure by persons qualified pursuant to rules set forth by the ~~fire prevention and building safety commission~~ **department**.

(b) The design release requirements under subsection (c) do not apply for any construction that is otherwise exempted under 675 IAC 12-6-4(b), even if the construction is:

- (1) a part of;
- (2) supplemental to; or
- (3) an accessory of;

any other construction that would otherwise require a design release.

(c) To qualify for a design release under this section, an applicant must do the following:

- (1) Demonstrate, through the submission of plans and specifications for the construction covered by the application, that the construction will comply with all applicable building laws and fire safety laws.
- (2) Pay the fees set under IC 22-12-6-6.

SECTION 412. IC 22-15-3-4, AS AMENDED BY P.L.22-2005,



SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) This section applies to a design release for the fabrication of a model or other series of similar industrialized building systems or mobile structures.

(b) To qualify for a design release under this section, an applicant must:

- (1) demonstrate, through the submission of plans and specifications for the construction covered by the application, that the construction will comply with all applicable building laws and fire safety laws;
- (2) have the submitted plans and specifications prepared by an architect registered under IC 25-4 or a professional engineer registered under IC 25-31, if required under the rules adopted by the ~~commission~~; **department**; and
- (3) pay the fees set under IC 22-12-6-6.

SECTION 413. IC 22-15-3-5, AS AMENDED BY P.L.187-2021, SECTION 101, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) This section does not authorize a variance from any rule adopted by the ~~commission~~; **department**.

(b) The rules adopted by the ~~commission~~ **department** do not prevent the use of:

- (1) materials;
- (2) methods of construction; or
- (3) design procedures;

if they are not specifically prohibited in the rules and if they are approved under subsection (c).

(c) The state fire marshal and the department may, in the review of an application for a design release, consider as evidence of compliance with the rules adopted by the ~~commission~~ **department** any evaluation report that:

- (1) contains limitations, conditions, or standards for alternative materials, methods of construction, or design procedures; and
- (2) is published by an independent, nationally recognized testing laboratory or other organization that is approved under the rules adopted by the ~~commission~~; **department**.

SECTION 414. IC 22-15-3-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) This section does not apply to construction that is exempted from this section in the rules adopted by the ~~commission under IC 22-13-4~~; **department**.

(b) This section applies to the following:

- (1) Each person who engages in the construction.



- (2) Each person who has control over the construction.
- (3) Each person who has control over the Class 1 structure industrialized building system or mobile home that is constructed.
- (c) A person described in subsection (b) commits a Class C infraction if:
 - (1) a Class 1 structure is constructed, or construction is begun, at the site where it is to be used; and
 - (2) no design release issued under section 2 or 3 of this chapter covers the construction.
- (d) A person described in subsection (b) commits a Class C infraction if:
 - (1) an industrialized building system or a mobile structure is fabricated; and
 - (2) no design release issued under section 4 of this chapter covers the fabrication.

SECTION 415. IC 22-15-3.2-7, AS AMENDED BY P.L.238-2025, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) A design release shall be issued to an applicant without a plan review if:

- (1) the applicant submits a complete application and ~~(2)~~ the department does not select the application for a plan review under this section; **or**
- (2) the applicant self-certifies as provided in IC 22-15-3.5.**

(b) The department may select any application for design release to be subject to a plan review. The department has complete discretion in the criteria used by the department to select a design release application for a plan review. A criterion used by the department may be whether the design professional has received disciplinary sanctions under IC 25-1-11-12 within the preceding five (5) years.

(c) Not later than July 1, ~~2025~~, **2027**, the department shall identify and publish a **complete** list of ~~projects~~ **the types of plans** that qualify under subsection ~~(a)(2)~~ **(a)(1)** for release without a plan review.

SECTION 416. IC 22-15-3.2-11, AS AMENDED BY P.L.187-2021, SECTION 109, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) This section applies if the results of a plan review reveal that a design professional knowingly or recklessly submitted plans or specifications containing one (1) or more violations of the rules of the ~~commission~~ **department** that are determined by the department ~~and the commission~~ to pose a wanton and willful disregard for the public health, safety, or welfare.

(b) The provisions regarding the time limitations for review and notice under this chapter do not apply, and the department is not



required to issue a design release and confirmation number for providing notice. The department shall send written notice of its determination to:

- (1) the design professional's licensing or registration authority under IC 25-4-1 or IC 25-31, as appropriate, for the purpose of conducting a hearing under IC 4-21.5 to determine if action under IC 4-21.5-3-8 is appropriate;
- (2) the design professional; and
- (3) the project owner or general contractor on whose behalf the application was submitted.

(c) An applicant that receives notice under subsection (b) may withdraw the application and submit a new application and plans to the department that are prepared by a different design professional. Withdrawal of an application does not affect any disciplinary action against the professional of record that prepared the plans described in subsection (a).

SECTION 417. IC 22-15-3.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]:

Chapter 3.5. Self-certification by Design Professional

Sec. 1. The definitions in IC 22-15-3.2 apply throughout this chapter.

Sec. 2. (a) Notwithstanding any other law, an applicant for a construction project requiring a design release for a Class 1 structure under IC 22-15-3 may satisfy the design release requirement through self-certification.

(b) Self-certification may be used only for projects that are required to be signed and sealed by an Indiana registered design professional. The department may exclude projects from self-certification that involve high-hazard occupancies, essential facilities, or other structures determined to pose an elevated risk to life safety.

Sec. 3. To self-certify a project, an applicant for a design release must:

- (1) be an Indiana registered design professional in good standing with the applicable registration board;**
- (2) be a registered design professional for at least five (5) years;**
- (3) have completed at least five (5) projects in Indiana as the registered design professional of record or as the registered design professional responsible for the production of the construction documents; and**



- (4) maintain professional liability insurance of at least five hundred thousand dollars (\$500,000) per claim and one million dollars (\$1,000,000) aggregate.

Sec. 4. The department shall develop an electronic application form for self-certifying applicants.

Sec. 5. The certifying design professional shall:

- (1) perform a comprehensive review of the construction documents; and
- (2) submit to the department a signed certification, under penalty of perjury, affirming that the plans comply with all applicable state building codes and rules.

Sec. 6. Upon receipt of a complete certification and required documentation, the department shall, not later than the next business day, provide to the applicant:

- (1) a copy of the design release; or
- (2) a confirmation number that serves as a temporary design release until the applicant receives a copy of the design release;

without conducting a technical plan review.

Sec. 7. The department may:

- (1) audit self-certified projects;
- (2) require corrective action for noncompliance;
- (3) revoke or suspend a professional's authority to provide certifications; and
- (4) refer violations to the appropriate licensing board or impose civil penalties as authorized by law.

Sec. 8. The department may collect plan review fees for projects that are released without a plan review.

Sec. 9. Nothing in this chapter limits the authority of state or local inspection officials to conduct inspections or enforce compliance during construction.

Sec. 10. An applicant who is qualified to self-certify may apply for a design release under:

- (1) this chapter; or
- (2) IC 22-15-3.

Sec. 11. Participation in the self-certification program is voluntary. Nothing in this chapter prohibits the department from reviewing or not reviewing an application in accordance with IC 22-15-3.

SECTION 418. IC 22-15-4-1, AS AMENDED BY P.L.187-2021, SECTION 112, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The department shall certify



an industrialized building system for use in Indiana to an applicant who qualifies under this section. If an applicant qualifies for certification under this section, the department shall provide the applicant with a seal for the certified industrial building system.

(b) To qualify for a certification under this section, an applicant must:

- (1) submit proof that the department has issued a design release under IC 22-15-3 for the model or series of industrialized building systems being constructed;
- (2) demonstrate, in an in-plant inspection, that the industrialized building system covered by the application has been constructed in conformity with all applicable building laws and fire safety laws; and
- (3) pay the fee set by the ~~commission~~ **department** under IC 22-12-6-6.

(c) The exemption under IC 22-13-4-2 applies to an industrialized building system certified under this section.

SECTION 419. IC 22-15-4-2, AS AMENDED BY P.L.187-2021, SECTION 113, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department shall certify a mobile structure for sale and use in Indiana for an applicant who qualifies under this section. If an applicant qualifies for certification under this section, the department shall provide the applicant with a seal for the certified mobile structure.

(b) To qualify for certification under this section, an applicant must:

- (1) submit proof that the department has issued a design release under IC 22-15-3 for the model or series of mobile structures being constructed;
- (2) demonstrate, in an in-plant inspection, that the mobile structure covered by the application has been constructed in conformity with all applicable building laws and fire safety laws;
- (3) certify in an affidavit that a seal provided by the department will not be attached to a mobile structure that does not conform to the requirements adopted by the ~~commission~~ **department** in its rules; and
- (4) pay the fee set by the ~~commission~~ **department** under IC 22-12-6-6.

(c) The exemption under IC 22-13-4-2 applies to a mobile structure certified under this chapter.

SECTION 420. IC 22-15-4-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. The ~~commission~~ **department** may authorize any qualified person to conduct inspections



and issue certifications under this chapter.

SECTION 421. IC 22-15-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. A person who offers to sell or sells for money or other consideration a mobile structure that:

- (1) is manufactured after:
 - (A) January 1, 1972, if the mobile structure is designed to be a dwelling; or
 - (B) June 30, 1987, if the mobile structure is not designed to be a dwelling; and
- (2) is kept or transported without:
 - (A) a seal issued under IC 9-8-1.5 (before its repeal on July 1, 1987) or section 2 or 4 of this chapter; and
 - (B) an affidavit from the manufacturer (if the mobile structure was manufactured in Indiana or the mobile structure was manufactured outside Indiana and has not been used by its owner) or a dealer who has sold at least three (3) mobile structures in the previous twelve (12) month period (if the mobile structure was manufactured outside Indiana and the mobile structure has been used by its owner) that states that the mobile structure meets or exceeds the applicable requirements adopted by the ~~commission~~ **department** in its rules or an agreement under IC 22-13-2-12;

commits a Class C infraction.

SECTION 422. IC 22-15-4-6, AS AMENDED BY P.L.187-2021, SECTION 114, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. A person who offers to sell or sells a mobile structure that:

- (1) was certified under IC 9-8-1.5 (before its repeal on July 1, 1987) or certified by the department under section 2 or 4 of this chapter; and
- (2) has been altered or converted in violation of a rule adopted by the ~~commission;~~ **department;**

commits a Class C infraction.

SECTION 423. IC 22-15-5-1, AS AMENDED BY P.L.187-2021, SECTION 115, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The department shall issue a regulated lifting device installation or alteration permit to an applicant who qualifies under this section.

(b) To qualify for a permit under this section, an applicant must meet the following requirements:

- (1) Demonstrate through the submission of complete plans, including:



- (A) copies of specifications and accurately scaled and fully dimensioned plans showing the location of the installation in relation to the plans and elevation of the building;
- (B) plans showing the location of the machine room and the equipment to be installed, relocated, or altered;
- (C) plans showing the structural supporting members, including foundations; and
- (D) a specification of all materials employed and loads to be supported or conveyed;

that the installation or alteration covered by the application will comply with all applicable equipment laws. All plans and specifications must be sufficiently complete to illustrate all details of construction and design.

(2) Pay the fee set under IC 22-12-6-6(a)(7).

(3) Be the holder of a current elevator contractor license, if applicable, as set forth under IC 22-15-5-7.

(c) A copy of the permit shall be kept at the construction site at all times while the work is in progress.

(d) The regulated lifting device must be installed or altered in compliance with:

- (1) applicable codes; and
- (2) the details of the application, plans, specifications, and conditions of the permit.

(e) The regulated lifting device must be installed or altered under the direction and control of a licensed contractor. The elevator contractor does not have to be present at the site.

(f) The responsibilities of the department under this section may be carried out by a political subdivision that is approved by the ~~commission~~ **department** under IC 22-13-2-10.

SECTION 424. IC 22-15-5-3, AS AMENDED BY P.L.187-2021, SECTION 116, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) All regulated lifting devices shall be registered under this section.

(b) The department shall issue a registration for a regulated lifting device to an applicant who qualifies under this section.

(c) To register a regulated lifting device under this section, an applicant must submit, on a form approved by the department, the following information:

- (1) Type, rated load and speed, name of manufacturer, location, and the nature of the use of the regulated lifting device.
- (2) Any information required under the rules adopted by the ~~commission~~ **department**.



SECTION 425. IC 22-15-5-4, AS AMENDED BY P.L.187-2021, SECTION 117, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall carry out a program for the periodic inspection of regulated lifting devices being operated in Indiana. A regulated lifting device may not be operated without an operating certificate that covers the operation of the regulated lifting device.

(b) A permit issued under this section expires on the earlier of:

- (1) one (1) year after issuance; or
- (2) when the regulated lifting device is altered.

(c) After a regulated lifting device has been installed or altered, an applicant shall apply for an initial operating certificate. The department shall issue an initial operating certificate for a regulated lifting device if:

(1) the applicant demonstrates:

(A) through an acceptance inspection made by an elevator inspector licensed under section 11 of this chapter that the regulated lifting device covered by the application complies with the laws governing its construction, repair, maintenance, and operation; and

(B) that the applicant has paid the fee set under IC 22-12-6-6(a)(7); and

(2) the department verifies, through an inspection, that the regulated lifting device complies with the laws governing the construction, repair, maintenance, and operation of the regulated lifting device.

(d) The department shall issue a renewal operating certificate if the applicant:

(1) demonstrates through the completion of applicable safety tests that the regulated lifting device complies with the laws governing the construction, repair, maintenance, and operation of the regulated lifting device;

(2) submits results of all applicable safety tests, including failed safety tests for the regulated lifting device; and

(3) has paid the fee set under IC 22-12-6-6(a)(7).

(e) The department may issue a temporary operating permit to an applicant under this section who does not comply with subsection (c)(1)(A) for a new or altered regulated lifting device or subsection (d)(1) for an existing unaltered regulated lifting device. The applicant must pay the fee set under IC 22-12-6-6(a)(7) to qualify for the temporary operating permit. Except as provided in subsection (f), the permit, including all renewal periods, is limited to sixty (60) days.



(f) The department may renew a temporary operating permit issued under subsection (e) for thirty (30) day periods during the construction of a building if the regulated lifting device is used for the transportation of construction personnel, tools, and materials.

(g) The responsibilities of the department under this section may be carried out by a political subdivision that is approved by the ~~commission~~ **department** under IC 22-13-2-10.

(h) A copy of the operating certificate shall be displayed in or on each regulated lifting device or in an associated machine room. In addition to the requirements of this subsection, the two-dimensional bar code assigned to an elevator shall be displayed in or on each elevator in a location that is easily viewed and scanned by a person riding on the elevator.

(i) A licensed elevator mechanic shall perform the maintenance on a regulated lifting device.

SECTION 426. IC 22-15-5-6, AS AMENDED BY P.L.2-2007, SECTION 309, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The following definitions apply to sections 7 through 16 of this chapter:

(1) "Competency examination" means an examination that thoroughly tests the scope of the knowledge and skill of the applicant for the license.

(2) "Elevator apprentice" means an individual who works under the direct supervision of a licensed elevator mechanic. The term includes an individual commonly known as an elevator helper while working under the direct supervision of a licensed elevator mechanic.

(3) "Elevator contractor" means a person who alone or with other persons, constructs, repairs, alters, remodels, adds to, subtracts from, or improves a regulated lifting device and who is responsible for substantially all the regulated lifting devices within the entire project, or who fabricates elevator lifting devices substantially completed and ready for installation.

(4) "Elevator inspector" means an individual who conducts the acceptance inspection of a regulated lifting device required by section 4(c)(1)(A) of this chapter.

(5) "Elevator mechanic" means an individual who engages in the construction, reconstruction, alteration, maintenance, mechanical, or electrical work or adjustments of a regulated lifting device.

(6) "License" means a certificate issued by the department that confers upon the holder the privilege to act as an elevator contractor, elevator inspector, or elevator mechanic.



(7) "Licensing program" means the program for licensing elevator contractors, elevator inspectors, and elevator mechanics established under this section and sections 7 through 16 of this chapter.

(8) "Municipality" has the meaning set forth in IC 36-1-2-11.

(9) "Person" means:

(A) a natural person;

(B) the partners or members of a partnership or a limited partnership;

(C) a state educational institution; or

(D) a corporation or the officers, directors, and employees of the corporation.

(10) "Practitioner" means a person that holds:

(A) an unlimited license;

(B) a limited or probationary license;

(C) a temporary license;

(D) an emergency license; or

(E) an inactive license.

(b) The ~~commission and the~~ department shall establish a program to license elevator contractors, elevator mechanics, and elevator inspectors.

(c) The department shall issue a license as an elevator contractor, an elevator mechanic, or an elevator inspector to a person who qualifies and complies with the provisions of the licensing program. A person who receives a license under this chapter is subject to the supervision and control of the department.

(d) The department may contract with public and private institutions, agencies, businesses, and organizations to implement all or part of its duties established under this chapter.

(e) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement the licensing program.

SECTION 427. IC 22-15-5-7, AS AMENDED BY P.L.230-2019, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) An individual may not act as an elevator contractor unless the individual:

(1) holds an elevator contractor license issued under this chapter; or

(2) is an employee of a partnership, a limited partnership, a corporation, or a state educational institution that holds an elevator contractor license issued under this chapter.

(b) A partnership, a limited partnership, a corporation, or a state educational institution may not act as an elevator contractor unless it



holds an elevator contractor license issued under this chapter.

(c) An individual who is an applicant for an elevator contractor license shall:

(1) hold a valid elevator contractor license issued by another state that has a licensing program that, as determined by the department, ~~or the commission~~, is equivalent to the elevator contractor licensing program established under this chapter; or

(2) except as otherwise provided, satisfy both of the following requirements:

(A) Have at least five (5) years of documented work experience in the elevator industry in construction, maintenance, and service or repair in Indiana.

(B) Successfully complete a written competency examination approved by the ~~commission~~ **department**.

(d) A corporation or a state educational institution that is an applicant for an elevator contractor license must have at least one (1) officer or employee of the corporation or a state educational institution that holds a valid elevator contractor license issued under this chapter. A license granted to a corporation or a state educational institution to act as an elevator contractor under this chapter becomes invalid when an officer or employee of the corporation or state educational institution no longer holds a valid elevator contractor license issued under this chapter.

(e) A partnership or limited partnership that is an applicant for an elevator contractor license must have at least one (1) partner or general partner that holds a valid elevator contractor license issued under this chapter. A license granted to a partnership or limited partnership to act as an elevator contractor under this chapter becomes invalid when the partner of a partnership or general partner of a limited partnership named in the application no longer holds a valid elevator contractor license as provided by this chapter.

SECTION 428. IC 22-15-5-11, AS AMENDED BY P.L.230-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) An individual may not act as an elevator inspector unless the individual holds an elevator inspector license issued under this chapter.

(b) An individual who is an applicant for an elevator inspector license shall meet the standards set forth in American Society of Mechanical Engineers (ASME) American National Standard QEI-1 (Standard for the Qualification of Elevator Inspectors) or other nationally accepted standard qualifying authority that the ~~commission~~ **department** has determined has equivalent requirements as ASME



QEI-1 for obtaining and retaining certification.

(c) An applicant for an initial elevator inspector license must do the following:

(1) Submit to the department an application provided by the department that contains the following information:

(A) The name, address, telephone number, and electronic mail address of the applicant.

(B) Any other information the department requires.

(2) Submit to the department any proof of eligibility the department requires.

(3) Demonstrate proof of insurance as required by section 14 of this chapter.

(4) Pay the license fee established under IC 22-12-6-6. The license fee is nonrefundable and must be paid each time an applicant submits an application.

(5) Affirm under penalty of perjury that all information provided to the department is true to the best of the applicant's knowledge and belief.

(d) An applicant for a renewal elevator inspector license shall:

(1) Submit to the department an application provided by the department that contains the following information:

(A) The name, address, telephone number, and electronic mail address of the applicant.

(B) Any other information the department requires.

(2) Submit proof of completion of the continuing education required by section 15 of this chapter.

(3) Demonstrate proof of insurance as required by section 14 of this chapter.

(4) Pay the license fee established under IC 22-12-6-6. The license fee is nonrefundable and must be paid each time an applicant submits an application.

(5) Affirm under penalty of perjury that all information provided to the department is true to the best of the applicant's knowledge and belief.

(e) An initial elevator inspector license issued under this chapter expires on December 31 of the second year after the license was issued.

(f) A renewal of an elevator inspector license is valid for two (2) years.

(g) An individual who engages in the business of an elevator inspector shall carry the individual's license and present the license for inspection by a representative of the department upon request.

(h) If the QEI-1 certification or other certification standard approved



by the ~~commission~~ **department** that made the individual eligible for an inspector license under subsection (b):

- (1) is terminated;
- (2) expires; or
- (3) becomes invalid for any other reason;

the elevator inspector's license immediately becomes invalid.

SECTION 429. IC 22-15-5-12, AS AMENDED BY P.L.230-2019, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) An individual may not act as an elevator mechanic unless the individual holds an elevator mechanic license issued under this chapter. A license is not required for an elevator apprentice.

(b) An individual who is an applicant for an elevator mechanic license must meet one (1) of the following eligibility criteria:

- (1) Hold an active elevator mechanic license issued by a state that the ~~commission~~ **department** has determined has a licensing program that is at least equivalent to the elevator mechanic licensing program established under this chapter.

(2) Satisfy both of the following:

(A) Have at least one (1) of the following types of work experience or training:

- (i) Have at least three (3) years of documented work experience in the elevator industry in construction, maintenance, and service or repair.
- (ii) Have at least eighteen (18) months experience in the elevator industry in construction, maintenance, and service or repair and have at least three (3) years experience in a related field that is certified by a licensed elevator contractor.
- (iii) Complete an apprenticeship program that is registered with the Bureau of Apprenticeship and Training of the United States Department of Labor or a state apprenticeship program and that the ~~commission~~ **department** determines is at least equivalent to three (3) years of work experience in the elevator industry in construction, maintenance, and service or repair.

(B) Successfully complete a written competency examination approved by the ~~commission~~ **department**.

(3) Successfully complete an elevator mechanic's program that consists of a combination of extensive training and a comprehensive examination that the ~~commission~~ **department** has determined is at least equivalent to both the work experience



required under subdivision (2)(A)(i) and the competency examination established under subdivision (2)(B).

(c) An applicant for an initial elevator mechanic license must do the following:

(1) Submit to the department an application provided by the department that contains the following information:

(A) The name, business address, telephone number, and electronic mail address of the applicant.

(B) Any other information the department requires.

(2) Submit to the department any proof of eligibility the department requires.

(3) Pay the nonrefundable and nontransferable license fee established under IC 22-12-6-6.

(4) Affirm under penalty of perjury that all information provided to the department is true to the best of the applicant's knowledge and belief.

(d) An applicant for a renewal elevator mechanic license must do the following:

(1) Submit to the department an application provided by the department that contains the following information:

(A) The name, business address, telephone number, and electronic mail address of the applicant.

(B) Any other information the department requires.

(2) Submit proof of completion of the continuing education required by section 15 of this chapter.

(3) Pay the nonrefundable and nontransferable license fee established under IC 22-12-6-6.

(4) Affirm under penalty of perjury that all information provided to the department is true to the best of the applicant's knowledge and belief.

(e) An initial elevator mechanic license issued under this chapter expires on December 31 of the second year after the license was issued.

(f) A renewal of an elevator mechanic license is valid for two (2) years.

(g) An individual engaged in the business of an elevator mechanic shall carry the individual's license and present the license for inspection by a representative of the department upon request.

SECTION 430. IC 22-15-5-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) This section does not apply to a licensed elevator contractor that is not an individual.

(b) To renew a license issued under this licensing program, the



license holder must satisfy the continuing education requirement and submit a proof of completion of training to the department.

(c) The continuing education requirement is at least eight (8) hours of instruction that must be attended and completed within one (1) year before a license renewal.

(d) The continuing education courses designed to ensure the continuing education of an individual holding a license regarding new and existing provisions of the rules of the ~~commission~~ **department** may include:

- (1) programs sponsored by the ~~commission~~; **department**;
- (2) trade association seminars;
- (3) labor training programs; or
- (4) joint labor management apprenticeship and journeyman upgrade training programs.

For an individual's completion of a continuing education course to satisfy the individual's continuing education requirement under this chapter, the continuing education provider, instructor and the curriculum must have been approved by the department.

(e) All instructors of continuing education courses must be approved by the department. If an instructor is approved by the department, has worked as an instructor teaching a curriculum approved by the department at any time within the year preceding the expiration date of the license, and submits proof of this work to the department, the instructor is exempt from the requirements of subsection (c).

(f) Continuing education providers shall keep uniform records of attendance at approved continuing education courses for at least ten (10) years on forms designed and distributed by the department.

(g) A license holder who is unable to complete the continuing education required under this chapter before the expiration of the individual's license due to temporary physical or mental disability may apply for a waiver from the department in accordance with the following:

- (1) A waiver application must be submitted to the department on a form established by the department.
- (2) A waiver application must be signed and accompanied by an affidavit signed by the physician of the applicant attesting to the applicant's temporary disability.

(h) After the cessation of the temporary disability, the applicant must submit to the department a certification from the same physician, if the physician is still the treating physician of the applicant, or from a subsequent treating physician attesting to the termination of the temporary disability.



(i) Upon the submission of the certification under subsection (h), the department shall issue a temporary waiver of the continuing education requirement. A temporary waiver is valid for ninety (90) days after the date of issue and allows the individual to work as an elevator contractor, elevator inspector, or elevator mechanic without the completion of the continuing education requirement for ninety (90) days.

(j) A temporary waiver of the continuing education requirement may not be renewed.

SECTION 431. IC 22-15-5-16, AS AMENDED BY P.L.186-2025, SECTION 123, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16. (a) A practitioner shall comply with the standards established under this licensing program. A practitioner is subject to the exercise of the disciplinary sanctions under IC 22-12-7-7 if the department finds that a practitioner has:

- (1) engaged in or knowingly cooperated in fraud or material deception in order to obtain a license to practice, including cheating on a licensing examination;
- (2) engaged in fraud or material deception in the course of professional services or activities;
- (3) advertised services or goods in a false or misleading manner;
- (4) falsified or knowingly allowed another person to falsify attendance records or certificates of completion of continuing education courses provided under this chapter;
- (5) been convicted of a crime that has a direct bearing on the practitioner's ability to continue to practice competently;
- (6) knowingly violated a state statute or rule or federal statute or regulation regulating the profession for which the practitioner is licensed;
- (7) continued to practice although the practitioner has become unfit to practice due to:
 - (A) professional incompetence;
 - (B) failure to keep abreast of current professional theory or practice;
 - (C) physical or mental disability; or
 - (D) addiction to, abuse of, or severe dependency on alcohol or other drugs that endanger the public by impairing a practitioner's ability to practice safely;
- (8) engaged in a course of lewd or immoral conduct in connection with the delivery of services to the public;
- (9) allowed the practitioner's name or a license issued under this chapter to be used in connection with an individual or business



who renders services beyond the scope of that individual's or business's training, experience, or competence;

(10) had disciplinary action taken against the practitioner or the practitioner's license to practice in another state or jurisdiction on grounds similar to those under this chapter;

(11) assisted another person in committing an act that would constitute a ground for disciplinary sanction under this chapter; or

(12) allowed a license issued by the department to be:

(A) used by another person; or

(B) displayed to the public when the license has expired, is inactive, is invalid, or has been revoked or suspended.

For purposes of subdivision (10), a certified copy of a record of disciplinary action constitutes prima facie evidence of a disciplinary action in another jurisdiction.

(b) If an applicant or a practitioner has engaged in or knowingly cooperated in fraud or material deception to obtain a license to practice, including cheating on the licensing examination, the department may rescind the license if it has been granted, void the examination or other fraudulent or deceptive material, and prohibit the applicant from reapplying for the license for a length of time established by the department.

(c) The department may deny licensure to an applicant who has had disciplinary action taken against the applicant or the applicant's license to practice in another state or jurisdiction or who has practiced without a license in violation of the law. A certified copy of the record of disciplinary action is conclusive evidence of the other jurisdiction's disciplinary action.

(d) The department may order a practitioner to submit to a reasonable physical or mental examination if the practitioner's physical or mental capacity to practice safely and competently is at issue in a disciplinary proceeding. Failure to comply with a department order to submit to a physical or mental examination makes a practitioner liable to temporary suspension under subsection (h).

(e) Except as provided under subsection (f) or (g), a license may not be denied, revoked, or suspended because the applicant or holder has been convicted of an offense. The acts from which the applicant's or holder's conviction resulted may, however, be considered as to whether the applicant or holder should be entrusted to serve the public in a specific capacity.

(f) The department may deny, suspend, or revoke a license issued under this chapter if the individual who holds the license is convicted



of any of the following:

- (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.
 - (2) Possession of methamphetamine under IC 35-48-4-6.1.
 - (3) Possession of a controlled substance under IC 35-48-4-7(a).
 - (4) Fraudulently obtaining a controlled substance under IC 35-48-4-7(b) (for a crime committed before July 1, 2014) or IC 35-48-4-7(c) (for a crime committed after June 30, 2014).
 - (5) Manufacture of paraphernalia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-8.1(c).
 - (6) Dealing in paraphernalia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-8.5(b).
 - (7) Possession of paraphernalia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-8.3(b) (before its amendment on July 1, 2015).
 - (8) Possession of marijuana, hash oil, hashish, or salvia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-11.
 - (9) A felony offense under IC 35-48-4 involving possession of a synthetic drug (as defined in IC 35-31.5-2-321), possession of a controlled substance analog (as defined in IC 35-48-1.1-8), or possession of a synthetic drug lookalike substance (as defined in IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) as a:
 - (A) Class D felony for a crime committed before July 1, 2014; or
 - (B) Level 6 felony for a crime committed after June 30, 2014; under IC 35-48-4-11.5 (before its repeal on July 1, 2019).
 - (10) Maintaining a common nuisance under IC 35-48-4-13 (repealed) or IC 35-45-1-5, if the common nuisance involves a controlled substance.
 - (11) An offense relating to registration, labeling, and prescription forms under IC 35-48-4-14.
- (g) The department shall deny, revoke, or suspend a license issued under this chapter if the individual who holds the license is convicted of any of the following:
- (1) Dealing in a controlled substance resulting in death under IC 35-42-1-1.5.
 - (2) Dealing in cocaine or a narcotic drug under IC 35-48-4-1.
 - (3) Dealing in methamphetamine under IC 35-48-4-1.1.



- (4) Manufacturing methamphetamine under IC 35-48-4-1.2.
- (5) Dealing in a schedule I, II, or III controlled substance under IC 35-48-4-2.
- (6) Dealing in a schedule IV controlled substance under IC 35-48-4-3.
- (7) Dealing in a schedule V controlled substance under IC 35-48-4-4.
- (8) Dealing in a substance represented to be a controlled substance under IC 35-48-4-4.5 (repealed).
- (9) Knowingly or intentionally manufacturing, advertising, distributing, or possessing with intent to manufacture, advertise, or distribute a substance represented to be a controlled substance under IC 35-48-4-4.6.
- (10) Dealing in a counterfeit substance under IC 35-48-4-5.
- (11) Dealing in marijuana, hash oil, hashish, or salvia as a felony under IC 35-48-4-10.
- (12) An offense under IC 35-48-4 involving the manufacture or sale of a synthetic drug (as defined in IC 35-31.5-2-321), a synthetic drug lookalike substance (as defined in IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) under IC 35-48-4-10.5 (before its repeal on July 1, 2019), a controlled substance analog (as defined in IC 35-48-1.1-8), or a substance represented to be a controlled substance (as described in IC 35-48-4-4.6).
- (13) A violation of any federal or state drug law or rule related to wholesale legend drug distributors licensed under IC 25-26-14.
- (h) The department may temporarily suspend a practitioner's license under IC 4-21.5-4 before a final adjudication or during the appeals process if the department finds that a practitioner represents a clear and immediate danger to the public's health, safety, or property if the practitioner is allowed to continue to practice.
 - (i) On receipt of a complaint or an information alleging that a person licensed under this chapter has engaged in or is engaging in a practice that jeopardizes the public health, safety, or welfare, the department shall initiate an investigation against the person.
 - (j) Any complaint filed with the office of the attorney general alleging a violation of this licensing program shall be referred to the department for summary review and for its general information and any authorized action at the time of the filing.
 - (k) The department shall conduct a fact finding investigation as the department considers proper in relation to the complaint.
 - (l) A practitioner may petition the department to accept the



surrender of the practitioner's license. The practitioner may not surrender the practitioner's license without the written approval of the department, and the department may impose any conditions appropriate to the surrender or reinstatement of a surrendered license.

(m) A practitioner who has been subjected to disciplinary sanctions may be required by the ~~commission~~ **department** to pay the costs of the proceeding. The practitioner's ability to pay shall be considered when costs are assessed. If the practitioner fails to pay the costs, a suspension may not be imposed solely upon the practitioner's inability to pay the amount assessed. The costs are limited to costs for the following:

- (1) Court reporters.
- (2) Transcripts.
- (3) Certification of documents.
- (4) Photo duplication.
- (5) Witness attendance and mileage fees.
- (6) Postage.
- (7) Expert witnesses.
- (8) Depositions.
- (9) Notarizations.

SECTION 432. IC 22-15-6-0.5, AS AMENDED BY P.L.249-2019, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 0.5. This chapter applies to a regulated boiler and pressure vessel as set forth in rules adopted by the ~~commission~~ **department** under IC 4-22-2.

SECTION 433. IC 22-15-6-1, AS AMENDED BY P.L.249-2019, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. Sections 2 through 3 of this chapter do not apply to any regulated boiler or pressure vessel exempted by a rule adopted by the ~~commission~~ **department** under IC 4-22-2.

SECTION 434. IC 22-15-6-2, AS AMENDED BY P.L.93-2024, SECTION 167, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department may conduct a program of inspections of regulated boilers and pressure vessels.

(b) The department shall do the following:

- (1) Issue a regulated boiler and pressure vessel operating permit to an applicant who qualifies under this section.
- (2) Perform an operating permit inspection of a boiler or pressure vessel owned by the state.
- (3) Conduct a program to audit boiler and pressure vessel inspectors licensed under section 5 of this chapter.
- (4) Conduct a program to audit inspections completed by a boiler and pressure vessel inspector licensed under section 5 of this



chapter.

(c) Except as provided in subsection (e), an operating permit issued under this section expires one (1) year after it is issued.

(d) To qualify for an operating permit or to renew an operating permit under this section, an applicant must do the following:

(1) Apply for an operating permit on a form approved by the department.

(2) Demonstrate through an inspection, performed by an inspector licensed under section 5 of this chapter, that the regulated boiler or pressure vessel covered by the application complies with the rules adopted by the ~~commission~~ **department**.

(3) Submit a report of the inspection conducted under subdivision (2) to the department.

(4) Pay the fee set under IC 22-12-6-6(a)(8).

(e) The ~~commission~~ **department** may, by rule adopted under IC 4-22-2, specify:

(1) a period between inspections of more than one (1) year; and

(2) an expiration date for an operating permit longer than one (1) year from the date of issuance.

However, the ~~commission~~ **department** may not set an inspection period of greater than five (5) years or issue an operating permit valid for a period of more than five (5) years for regulated pressure vessels or steam generating equipment that is an integral part of a continuous processing unit.

(f) For any inspection conducted by the department under this section, the department may designate an inspector licensed under section 5 of this chapter to act as the department's agent for purposes of the inspection.

(g) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 435. IC 22-15-6-5, AS AMENDED BY P.L.187-2021, SECTION 120, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The department shall issue a boiler and pressure vessel inspector license to an applicant who qualifies under this section.

(b) To qualify for a license under this section an applicant must:

(1) meet the qualifications set by the ~~commission~~ **department** in its rules;

(2) pass an examination approved by the ~~commission~~ **department** and conducted, supervised, and graded as prescribed by the ~~commission~~ **department**; and

(3) pay the fee set under IC 22-12-6-6(a)(9).



(c) The ~~commission~~ **department** may exempt an applicant from any part of the examination required by subsection (b) if the applicant has:

- (1) a boiler and pressure vessel inspector's license issued by another state with qualifications substantially equal to the qualifications for a license under this section; or
- (2) a commission as a boiler and pressure vessel inspector issued by the National Board of Boiler and Pressure Vessel Inspectors.

(d) The ~~commission~~ **department** may sanction a boiler and pressure vessel inspector under IC 22-12-7 if the boiler and pressure vessel inspector violates this chapter or rules adopted by the ~~commission~~ **department**.

SECTION 436. IC 22-15-7-0.6, AS ADDED BY P.L.80-2024, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 0.6. (a) Except as provided in subsection (c), the department shall not inspect, and operating permits are not required for, the following regulated amusement devices:

- (1) A barrel train pulled by a garden tractor or a rubber tired farm tractor propelled by a motor of not more than forty (40) horsepower.
- (2) A regulated amusement device exempt from the operating permit and inspection requirements by a rule of the ~~commission~~ **department**.

(b) A regulated amusement device covered by this section shall comply with all other requirements applicable to regulated amusement devices under this chapter.

(c) The department may perform an inspection of a regulated amusement device covered by this section only if a valid complaint or incident is reported to the department concerning the regulated amusement device.

SECTION 437. IC 22-15-7-2, AS AMENDED BY P.L.187-2021, SECTION 122, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department shall issue a regulated amusement device operating permit to an applicant who qualifies under this section. If an applicant qualifies for a permit under this section, an inspector shall place an inspection seal on the device that is covered by the permit.

(b) A permit issued under this section:

- (1) expires one (1) year from the date the permit was issued; and
- (2) may be renewed if the applicant continues to qualify for a permit under this section.

(c) To qualify for a permit under this section, an applicant or an authorized officer of the applicant shall pay the inspection fee set under



IC 22-12-6-6 and execute an application form affirming under penalties for perjury the following:

- (1) That all information provided in the application is true to the best of the applicant's or officer's knowledge and belief after reasonable investigation.
- (2) That all personnel employed by the applicant having maintenance responsibility for the amusement devices have or will have sufficient background, knowledge, skills, and training to adequately maintain the amusement devices under the rules of the ~~commission~~ **department**.
- (3) That all persons employed by the applicant having operational responsibility for the amusement devices have or will have sufficient background, knowledge, skills, and training to adequately operate the amusement devices under the rules of the ~~commission~~ **department**.
- (4) That adequate training will be provided or otherwise made available on an ongoing basis to maintenance and operational personnel to ensure the continuous compliance of the personnel with the standards set forth in subdivisions (2) and (3).
- (5) That all maintenance and operational personnel will be trained to recognize and report any condition that would prohibit the safe operation of the amusement device.
- (6) That, upon discovering a condition that would prohibit the safe operation of an amusement device, both operational and maintenance personnel must possess the requisite authority to immediately shut down the amusement device and report the condition of the amusement device to supervisory personnel. An amusement device that is shut down under this subdivision may not be returned to operation until the amusement device complies with ASTM standards for operation.
- (7) That the applicant assumes full financial responsibility for:
 - (A) any condition or circumstance occasioned by, caused by, or resulting from noncompliance with the maintenance and operational standards set forth in subdivisions (2) through (6); and
 - (B) any death, injury, or other loss occasioned by, caused by, or resulting from noncompliance with the maintenance and operational standards set forth in subdivisions (2) through (6).
- (d) The execution of an application under subsection (c) by an officer of an applicant corporation does not create individual financial liability for the officer.
- (e) The applicant must satisfy an inspector for the department that



the regulated amusement device meets the safety requirements set by the ~~commission~~. **department.**

SECTION 438. IC 22-15-7-4, AS AMENDED BY P.L.187-2021, SECTION 124, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The ~~commission~~ **department** shall adopt rules under IC 4-22-2 to define appropriate training for a person who inspects regulated amusement devices.

(b) The rules required under this section must, at a minimum, provide the following:

- (1) The adoption by reference of:
 - (A) ASTM F 698 (1994 edition) ("Specification for Physical Information to be Provided to Amusement Rides and Devices");
 - (B) ASTM F 770 (1993 edition) ("Practice for Operation Procedures for Amusement Rides and Devices");
 - (C) ASTM F 846 (1992 edition) ("Guide for Testing Performance of Amusement Rides and Devices");
 - (D) ASTM F 853 (1993 edition) ("Practice for Maintenance Procedures for Amusement Rides and Devices");
 - (E) ASTM F 893 (1987 edition) ("Guide for Inspection of Amusement Rides and Devices");
 - (F) ASTM F 1305 (1994 edition) ("Standard Guides for the Classification of Amusement Ride and Device Related Injuries and Illnesses"); or
 - (G) any subsequent published editions of the ASTM standards described in clauses (A) through (F).
- (2) A requirement that inspectors employed or contracted by the department:
 - (A) have and maintain at least:
 - (i) a Level 1 certification from the National Association of Amusement Ride Safety Officials or an equivalent organization approved by the ~~commission~~; **department**; or
 - (ii) an equivalent certification under a process or system approved by the ~~commission~~; **department**; and
 - (B) conduct inspections that conform to the rules of the ~~commission~~. **department.**
- (3) A requirement that regulated amusement devices be operated and maintained in accordance with the rules of the ~~commission~~. **department.**
- (4) The ~~commission's~~ **department's** chief inspector or supervisor of regulated amusement device inspectors must have and maintain a Level I certification.



SECTION 439. IC 22-15-7-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. In addition to a regularly scheduled inspection of a regulated amusement device, the ~~commission~~ **department** may, upon demand by the ~~commission~~, **department**, inspect a regulated amusement device at any time following:

- (1) the report of an accident involving the regulated amusement device; or
- (2) a complaint concerning the regulated amusement device.

SECTION 440. IC 25-1-5-4, AS AMENDED BY HEA 1230-2026, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The agency shall employ necessary staff, including specialists and professionals, to carry out the administrative duties and functions of the boards, including but not limited to:

- (1) notice of board meetings and other communication services;
- (2) recordkeeping of board meetings, proceedings, and actions;
- (3) recordkeeping of all persons licensed, regulated, or certified by a board;
- (4) administration of examinations; and
- (5) administration of license or certificate issuance or renewal.

(b) In addition, the agency:

- (1) shall prepare a consolidated statement of the budget requests of all the boards described in IC 25-0.5-5 or IC 25-0.5-7;
- (2) may coordinate licensing or certification renewal cycles, examination schedules, or other routine activities to efficiently utilize agency staff, facilities, and transportation resources, and to improve accessibility of board functions to the public;
- (3) may consolidate, where feasible, office space, recordkeeping, and data processing services;
- (4) shall operate and maintain the electronic registry of professions established under IC 25-1-5.5;
- (5) shall post each board's public meeting agenda on the applicable board's website not less than seventy-two (72) hours before a board's public meeting;
- (6) shall post each board's public meeting minutes on the applicable board's website not more than fourteen (14) calendar days after adoption of the minutes by the board;
- (7) shall post any vacancy on a board on the applicable board's website within fourteen (14) calendar days of the vacancy;
- (8) notwithstanding any other law:
 - (A) shall prescribe the application form and manner for each board; and



(B) shall make any new application form publicly available on the applicable board's website for sixty (60) calendar days before being adopted by the agency; **and**

(9) shall send notification of incomplete items in an application to the applicant every fourteen (14) calendar days after the applicant initiates the application until the earlier of the following:

(A) The date the application is completed.

(B) One (1) calendar year after the applicant initiates the application; **and**

(10) may adopt and enforce procedural rules under IC 25-1-6-3.

(c) In administering the renewal of licenses or certificates under this chapter, the agency shall send a notice of the upcoming expiration of a license or certificate to each holder of a license or certificate at least ninety (90) days before the expiration of the license or certificate. The notice must inform the holder of the license or certificate of the need to renew the license or certificate and the requirement of payment of the renewal fee. If this notice of expiration is not sent by the agency, the holder of the license or certificate is not subject to a sanction for failure to renew if, once notice is received from the agency, the license or certificate is renewed within forty-five (45) days after receipt of the notice.

(d) In administering an examination for licensure or certification, the agency shall make the appropriate application forms available at least thirty (30) days before the deadline for submitting an application to all persons wishing to take the examination.

(e) The agency may require an applicant for license or certificate renewal to submit evidence proving that:

(1) the applicant continues to meet the minimum requirements for licensure or certification; and

(2) the applicant is not in violation of:

(A) the statute regulating the applicant's profession; or

(B) rules adopted by the board regulating the applicant's profession.

(f) The agency shall process an application for renewal of a license or certificate:

(1) not later than ten (10) days after the agency receives all required forms and evidence; or

(2) within twenty-four (24) hours after the time that an applicant for renewal appears in person at the agency with all required forms and evidence.



This subsection does not require the agency to issue a renewal license or certificate to an applicant if subsection (g) applies.

(g) The agency may delay issuing a license or certificate renewal for up to one hundred twenty (120) days after the renewal date for the purpose of permitting the board to investigate information received by the agency that the applicant for renewal may have committed an act for which the applicant may be disciplined. If the agency delays issuing a license or certificate renewal, the agency shall notify the applicant that the applicant is being investigated. Except as provided in subsection (h), before the end of the one hundred twenty (120) day period, the board shall do one (1) of the following:

- (1) Deny the license or certificate renewal following a personal appearance by the applicant before the board.
- (2) Issue the license or certificate renewal upon satisfaction of all other conditions for renewal.
- (3) Issue the license or certificate renewal and file a complaint under IC 25-1-7.
- (4) Upon agreement of the applicant and the board and following a personal appearance by the applicant before the board, renew the license or certificate and place the applicant on probation status under IC 25-1-9-9.

(h) If an individual fails to appear before the board under subsection (g), the board may take action on the applicant's license or certificate allowed under subsection (g)(1), (g)(2), or (g)(3).

(i) The applicant's license or certificate remains valid until the final determination of the board is rendered unless the renewal is denied or the license is summarily suspended under IC 25-1-9-10.

(j) The license or certificate of the applicant for a license or certificate renewal remains valid during the one hundred twenty (120) day period unless the license or certificate renewal is denied following a personal appearance by the applicant before the board before the end of the one hundred twenty (120) day period. If the one hundred twenty (120) day period expires without action by the board, the license or certificate is automatically renewed at the end of the one hundred twenty (120) day period.

(k) The board's renewal of a license or certificate does not preclude the board from imposing sanctions on the licensee or certificate holder as a result of a complaint filed by the attorney general after renewal of the license or certificate.

(l) Notwithstanding any other statute or rule, the agency may stagger license or certificate renewal cycles. However, if a renewal cycle for a specific board or committee is changed, the agency must obtain the



approval of the affected board or committee.

(m) An application for a license, certificate, registration, or permit is abandoned without an action of the board, if the applicant does not complete the requirements to complete the application within one (1) year after the date on which the application was filed. However, the board may, for good cause shown, extend the validity of the application for additional thirty (30) day periods. An application submitted after the abandonment of an application is considered a new application.

SECTION 441. IC 25-1-6-3, AS AMENDED BY P.L.3-2014, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) The licensing agency shall perform all administrative functions, duties, and responsibilities assigned by law or rule to the executive director, secretary, or other statutory administrator of the entities described in IC 25-0.5-7.

(b) Nothing in this chapter may be construed to give the licensing agency policy making authority **for any professional standard of practice**, which remains with each board. **The licensing agency may adopt and enforce procedural rules in accordance with IC 4-22-2 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.

SECTION 442. IC 25-4-1-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 18. Nothing contained in this chapter shall prevent the draftsmen, students, clerks of works, superintendents, and other employees of those lawfully practicing as registered architects, under the provisions of this chapter, from acting under the instruction, control, or supervision of their employers, or to prevent the employment of superintendents of the construction, enlargement, or alteration of buildings, or any parts thereof, or prevent such superintendents from acting under the immediate personal supervision of the registered architect by whom the plans and specifications of any building, enlargement, or alteration were prepared. Nor shall anything contained in this chapter apply to the making of plans or specifications or the supervision of construction, enlargement or alteration of buildings or any parts thereof specifically exempted from the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** or specifically exempted from the ~~fire prevention and building safety commission~~ **department of homeland security** requirements for preparation of such plans and specifications by registered architects or registered engineers.



SECTION 443. IC 25-4-1-29 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 29. (a) Except as hereinafter otherwise provided, the state of Indiana, nor any board, department or agency thereof, nor any county, city, town, township, school corporations, or other political subdivision of this state shall engage in the construction, alteration, or maintenance of any public building or public work involving the practice of architecture for which plans, specifications and estimates have not been prepared, certified, and sealed by, and the construction, alteration, or maintenance executed under the direct supervision of an architect, which architect shall be the holder in good standing of a certificate of registration from the board of registration for architects and landscape architects entitling him to practice architecture in this state.

(b) No official of this state, nor of any city, town, county, township, or school corporation thereof, charged with the enforcement of any law, ordinance, or rule relating to the construction or alteration of buildings or structures, shall use or accept or approve any plans or specifications that have not been prepared by, or under the supervision of, and certified by a registered architect. This subsection shall not apply if such plans or specifications have been prepared by, or under the supervision of and certified by a professional engineer who is registered under the laws of the state of Indiana. This subsection shall not apply to the construction or alteration of any building or structures specifically exempted from the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** or specifically exempted from the ~~fire prevention and building safety commission~~ **department of homeland security** requirements for preparation of such plans and specifications by registered architects or registered engineers. This section shall not be construed as to abridge, or otherwise affect, the powers of the ~~fire prevention and building safety commission~~, **department of homeland security**, or any other state board or department, to issue rules governing the safety of buildings or structures.

SECTION 444. IC 25-20-1-1.5, AS AMENDED BY HEA 1230-2026, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1.5. (a) Subject to IC 25-1-6.5-3, there is established the committee of hearing aid dealer examiners which consists of ~~five (5)~~ **four (4)** members all appointed by the governor to a term under IC 25-1-6.5. ~~Four (4)~~ **Three (3)** members must be hearing aid dealers licensed under this chapter, who are residents of this state and who have been practicing as hearing aid dealers for at least one (1) year prior to their appointment. One (1)



member must be a resident of this state who is in no way associated with the business of hearing aid dealers, audiology, or speech-language pathology other than as a consumer. Whenever a vacancy occurs on the committee, the governor shall appoint a successor under IC 25-1-6.5.

(b) Three (3) members present constitute a quorum. **The chairperson of the committee is not allowed to cast a vote on any matter before the committee unless the chairperson's vote is necessary to break a tie.**

(c) The members serve without compensation, except that each member is entitled to the salary per diem as provided by IC 4-10-11-2.1 and to reimbursement for travel, lodging, meals, and other expenses as provided in the state travel policies and procedures established by the department of administration and approved by the state budget agency.

(d) A member may be removed under IC 25-1-6.5-4.

SECTION 445. IC 25-23-1-7.2, AS ADDED BY P.L.148-2023, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7.2. (a) As used in this section, "nursing education program" means a nursing education program that is required to be authorized by the ~~board for proprietary education (established by IC 21-18.5-5-1)~~ **commission for higher education established by IC 21-18-2-1.**

(b) The board may not prohibit a nursing education program from submitting an application for accreditation to the board before being authorized by the ~~board for proprietary education (established by IC 21-18.5-5-1)~~ **commission for higher education established by IC 21-18-2-1.**

(c) The board shall review and approve or deny a nursing education program's application for accreditation within ninety (90) days of being authorized by the ~~board for proprietary education (established by IC 21-18.5-5-1)~~ **commission for higher education established by IC 21-18-2-1** unless the nursing education program, after receiving authorization from the ~~board of proprietary education~~, **commission for higher education**, requests additional time from the board before the board's review of the application.

SECTION 446. IC 25-35.6-2-1, AS AMENDED BY P.L.249-2019, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) There is established the speech-language pathology and audiology board.

(b) The board shall be comprised of ~~five (5)~~ **four (4)** members, who shall be appointed by the governor. Subject to IC 25-1-6.5-3, four (4) board members shall have been residents of this state for at least one (1) year immediately preceding their appointment and shall have been



engaged in rendering services to the public, teaching, or research in speech-language pathology or audiology for at least five (5) years immediately preceding their appointment. At least two (2) board members shall be speech-language pathologists and at least two (2) shall be audiologists. ~~Subject to IC 25-1-6.5-3, the fifth member of the board, to represent the general public, shall be a resident of this state who has never been associated with speech-language pathology or audiology in any way other than as a consumer. Except for the member representing the general public,~~ All board members shall at all times be holders of active and valid licenses for the practice of speech-language pathology or audiology in this state.

(c) A member may be removed under IC 25-1-6.5-4.

(d) Appointments shall be:

- (1) for members appointed before July 1, 2019, for a three year term; and
- (2) for members appointed after June 30, 2019, for a term under IC 25-1-6.5.

(e) The governor may consider, but shall not be bound to accept, recommendations for board membership made by a statewide association for speech-language and hearing. A statewide association for speech-language and hearing may submit to the governor its recommendations for board membership not less than sixty (60) days after a vacancy. In the event of a mid-term vacancy, such association may make recommendations for filling such vacancy.

(f) At the first meeting of the board each year, members shall elect a chairperson for the subsequent twelve (12) month period. Further meetings may be convened at the call of the chairperson or the written request of any two (2) board members. All meetings of the board shall be open to the public, except that the board may hold closed sessions to prepare, approve, grade, or administer examinations or, upon request of an applicant who fails an examination, to prepare a response indicating any reason for the applicant's failure. All meetings of the board must be held in Indiana.

(g) A quorum of the board consists of a majority of the appointed members. A majority of the quorum may transact business. **The chairperson of the board is not allowed to cast a vote on any matter before the board unless the chairperson's vote is necessary to break a tie.**

SECTION 447. IC 27-1-15.7-4, AS AMENDED BY P.L.158-2024, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The commissioner shall approve and disapprove continuing education courses. ~~after considering~~



recommendations made by the insurance producer education and continuing education commission established under section 6.5 of this chapter.

(b) The commissioner may not approve a course under this section if the course:

- (1) is designed to prepare an individual to receive an initial license under this chapter;
- (2) concerns only routine, basic office skills, including filing, keyboarding, and basic computer skills; or
- (3) may be completed by a licensee without supervision by an instructor, unless the course involves an examination process that is:

(A) completed and passed by the licensee as determined by the provider of the course; and

(B) approved by the commissioner.

(c) The commissioner shall approve a course under this section that is submitted for approval by an insurance trade association or professional insurance association if:

- (1) the objective of the course is to educate a manager or an owner of a business entity that is required to obtain an insurance producer license under IC 27-1-15.6-6(d);
- (2) the course teaches insurance producer management and is designed to result in improved efficiency in insurance producer operations, systems use, or key functions;
- (3) the course is designed to benefit consumers; and
- (4) the course is not described in subsection (b).

(d) Approval of a continuing education course under this section shall be for a period of not more than two (2) years.

(e) A prospective provider of a continuing education course shall pay:

- (1) a fee of forty dollars (\$40) for each course submitted for approval of the commissioner under this section; or
- (2) an annual fee of five hundred dollars (\$500) not later than January 1 of a calendar year, which entitles the prospective provider to submit an unlimited number of courses for approval of the commissioner under this section during the calendar year.

The commissioner may waive all or a portion of the fee for a course submitted under a reciprocity agreement with another state for the approval or disapproval of continuing education courses. Fees collected under this subsection shall be deposited in the department of insurance fund established under IC 27-1-3-28.

(f) A prospective provider of a continuing education course may



electronically deliver to the commissioner any supporting materials for the course.

(g) The commissioner shall adopt rules under IC 4-22-2 to establish procedures for approving continuing education courses.

SECTION 448. IC 27-1-15.7-5, AS AMENDED BY P.L.158-2024, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) To qualify as a certified prelicensing course of study for purposes of IC 27-1-15.6-6, an insurance producer program of study must meet all of the following criteria:

- (1) Be conducted or developed by an:
 - (A) insurance trade association;
 - (B) accredited college or university;
 - (C) educational organization certified by the ~~insurance producer education and continuing education commission;~~ **commissioner;** or
 - (D) insurance company licensed to do business in Indiana.
- (2) Provide for self-study or instruction provided by an approved instructor in a structured setting, as follows:
 - (A) For life insurance producers, not less than twenty (20) hours of instruction in a structured setting or comparable self-study on:
 - (i) ethical practices in the marketing and selling of insurance;
 - (ii) requirements of the insurance laws and administrative rules of Indiana; and
 - (iii) principles of life insurance.
 - (B) For health insurance producers, not less than twenty (20) hours of instruction in a structured setting or comparable self-study on:
 - (i) ethical practices in the marketing and selling of insurance;
 - (ii) requirements of the insurance laws and administrative rules of Indiana; and
 - (iii) principles of health insurance.
 - (C) For life and health insurance producers, not less than forty (40) hours of instruction in a structured setting or comparable self-study on:
 - (i) ethical practices in the marketing and selling of insurance;
 - (ii) requirements of the insurance laws and administrative rules of Indiana;
 - (iii) principles of life insurance; and



- (iv) principles of health insurance.
- (D) For property and casualty insurance producers, not less than forty (40) hours of instruction in a structured setting or comparable self-study on:
 - (i) ethical practices in the marketing and selling of insurance;
 - (ii) requirements of the insurance laws and administrative rules of Indiana;
 - (iii) principles of property insurance; and
 - (iv) principles of liability insurance.
- (E) For personal lines producers, a minimum of twenty (20) hours of instruction in a structured setting or comparable self-study on:
 - (i) ethical practices in the marketing and selling of insurance;
 - (ii) requirements of the insurance laws and administrative rules of Indiana; and
 - (iii) principles of property and liability insurance applicable to coverages sold to individuals and families for primarily noncommercial purposes.
- (F) For title insurance producers, not less than ten (10) hours of instruction in a structured setting or comparable self-study on:
 - (i) ethical practices in the marketing and selling of title insurance;
 - (ii) requirements of the insurance laws and administrative rules of Indiana;
 - (iii) principles of title insurance, including underwriting and escrow issues; and
 - (iv) principles of the federal Real Estate Settlement Procedures Act (12 U.S.C. 2608).
- (G) For annuity product producers, not less than four (4) hours of instruction in a structured setting or comparable self-study on:
 - (i) types and classifications of annuities;
 - (ii) identification of the parties to an annuity;
 - (iii) the manner in which fixed, variable, and indexed annuity contract provisions affect consumers;
 - (iv) income taxation of qualified and non-qualified annuities;
 - (v) primary uses of annuities; and
 - (vi) appropriate sales practices, replacement, and disclosure



requirements.

(3) Instruction provided in a structured setting must be provided only by individuals who meet the qualifications established by the commissioner under subsection (b).

(b) The commissioner ~~after consulting with the insurance producer education and continuing education commission~~, shall adopt rules under IC 4-22-2 prescribing the criteria that a person must meet to render instruction in a certified prelicensing course of study.

(c) The commissioner shall adopt rules under IC 4-22-2 prescribing the subject matter that an insurance producer program of study must cover to qualify for certification as a certified prelicensing course of study under this section.

(d) The commissioner may make recommendations that the commissioner considers necessary for improvements in course materials.

(e) The commissioner shall designate a program of study that meets the requirements of this section as a certified prelicensing course of study for purposes of IC 27-1-15.6-6.

(f) For each person that provides one (1) or more certified prelicensing courses of study, the commissioner shall annually determine, of all individuals who received classroom instruction in the certified prelicensing courses of study provided by the person, the percentage who passed the examination required by IC 27-1-15.6-5. The commissioner shall determine only one (1) passing percentage under this subsection for all lines of insurance described in IC 27-1-15.6-7(a) for which the person provides classroom instruction in certified prelicensing courses of study.

(g) The commissioner may, after notice and opportunity for a hearing, do the following:

(1) Withdraw the certification of a course of study that does not maintain reasonable standards, as determined by the commissioner for the protection of the public.

(2) Disqualify a person that is currently qualified under subsection (b) to render instruction in a certified prelicensing course of study from rendering the instruction if the passing percentage calculated under subsection (f) is less than forty-five percent (45%).

(h) Current course materials for a prelicensing course of study that is certified under this section must be submitted to the commissioner upon request, but not less frequently than once every three (3) years.

SECTION 449. 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.

SECTION 450. IC 31-9-2-10.6, AS ADDED BY P.L.145-2006, SECTION 175, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10.6. (a) "Board", for purposes of IC 31-25-4, has the meaning set forth in IC 31-25-4-34(a).

(b) "Board", for purposes of IC 31-26-4, has the meaning set forth in IC 31-26-4-2.

SECTION 451. IC 31-9-2-21.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 21.5. "Commission", for purposes of IC 31-26-4, has the meaning set forth in IC 31-26-4-2.1.**

SECTION 452. 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.

SECTION 453. IC 31-26-4-2.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 2.1. As used in this chapter, "commission" refers to the commission on improving the status of children in Indiana established by IC 2-5-36-3.**

SECTION 454. IC 31-26-4-2.3, AS ADDED BY P.L.220-2011, SECTION 506, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2.3. (a) After June 30, 2003, and



before July 1, 2027, any reference in a statute or rule referring to the Indiana children's trust fund board is considered a reference to the board.

(b) This subsection does not apply after June 30, 2027. On July 1, 2003, the board becomes the owner of all the personal property and assets and assumes the obligations and liabilities of the Indiana children's trust fund board, as it existed before July 1, 2003.

(c) After June 30, 2027, any reference in a statute or rule referring to the Indiana children's trust fund board is considered a reference to the commission.

(d) On July 1, 2027, the commission becomes the owner of all the personal property and assets and assumes the obligations and liabilities of the Indiana children's trust fund board, as it existed before July 1, 2027.

SECTION 455. 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.~~

SECTION 456. IC 31-26-4-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 5.5. (a) After June 30, 2027, the commission shall determine whether proposed projects under this chapter should be approved and to perform other duties as directed by this chapter. The commission shall approve projects and recommend to the department that the projects receive funds under sections 12 and 14 of this chapter.**

(b) The commission shall annually 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 commission shall submit a budget to the department and the budget committee before January 1, 2028, and each year thereafter.

(c) The commission may employ staff necessary to carry out the duties of the commission under this chapter.

(d) The commission may establish a nonprofit subsidiary corporation under section 17 of this chapter (before its repeal).

SECTION 457. 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 458. 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 459. 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 460. 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 461. 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:

SECTION 462. IC 31-26-4-11, AS ADDED BY P.L.145-2006, SECTION 272, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2027]: Sec. 11. The ~~board~~ **commission** shall adopt and make available to the public:

- (1) a strategic plan to implement the purposes of this chapter; and
- (2) a method for proposing projects and requesting funds from the Indiana kids first trust fund.

SECTION 463. IC 31-26-4-12, AS AMENDED BY P.L.93-2021, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) The Indiana kids first trust fund is established to carry out the purposes of this chapter.

(b) The fund consists of the following:

- (1) Appropriations made by the general assembly.
- (2) Interest as provided in subsection (e).
- (3) Fees from kids first trust license plates issued under IC 9-18-30 (before its expiration) or IC 9-18.5-14.
- (4) Money donated to the fund, including donations from a nonprofit subsidiary corporation established under section 17 of this chapter **(before its repeal)**.
- (5) Money transferred to the fund from other funds.

(c) The treasurer of state shall administer the fund.

(d) The expenses of administering the fund and this chapter shall be paid from the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the fund.

(f) An appropriation made by the general assembly to the fund shall be allotted and allocated at the beginning of the fiscal period for which the appropriation was made.

(g) Money in the fund at the end of a state fiscal year does not revert to the state general fund or any other fund.

(h) Subject to this chapter, there is annually appropriated to the department all money in the fund for the purposes of this chapter. However, the department may not request the allotment of money from the appropriation for a project that has not been approved and recommended by the ~~board~~ **commission**.

SECTION 464. IC 31-26-4-14, AS AMENDED BY P.L.156-2011, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14. (a) The infant mortality account is established within the fund for the purpose of providing money for education and programs approved by the ~~board~~ **commission** under section ~~5(b)~~ **5.5(a)** of this chapter to reduce infant mortality in Indiana. The account shall be administered by the treasurer of state.



(b) Expenses of administering the account shall be paid from money in the account. The account consists of the following:

- (1) Appropriations to the account.
- (2) Money donated to the account.

(c) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the account.

(d) Money in the account at the end of a state fiscal year does not revert to the state general fund.

SECTION 465. IC 31-26-4-15, AS ADDED BY P.L.145-2006, SECTION 272, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. **(a) This subsection applies to a calendar year ending before January 1, 2027.** Before October 1 of each year, the board shall prepare a report concerning the program established by this chapter for the public and the general assembly. A report prepared under this section for the general assembly must be in an electronic format under IC 5-14-6.

(b) This subsection applies to a calendar year beginning after December 31, 2026. Before October 1 of each year, the commission shall prepare a report concerning the program established by this chapter for the public and the general assembly. The commission shall submit the report to the general assembly in an electronic format under IC 5-14-6.

SECTION 466. 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:

(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.

SECTION 467. IC 31-27-2-2, AS AMENDED BY P.L.56-2023, SECTION 300, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The department may do the following:

- (1) Prescribe forms for reports, statements, notices, and other documents required by this article or by the rules adopted under this article.
- (2) Increase public awareness of this article and the rules adopted under this article by preparing and publishing manuals and guides explaining this article and the rules adopted under this article.
- (3) Facilitate compliance with and enforcement of this article through the publication of materials under subdivision (2).
- (4) Prepare reports and studies to advance the purpose of this article.
- (5) Seek the advice and recommendations of state agencies whose information and knowledge would be of assistance in writing, revising, or monitoring rules developed under this article. These agencies, including the office of the attorney general, Indiana



department of health, division of mental health and addiction, division of family resources, the state police department, and ~~fire prevention and building safety commission~~; **department of homeland security**, shall upon request supply necessary information to the department.

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

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

(A) For a child caring institution or group home license, a fee not to exceed three dollars (\$3) for each licensed bed based on total licensed bed capacity not to exceed a maximum fee of one hundred fifty dollars (\$150).

(B) For a child placing agency license, a fee not to exceed fifty dollars (\$50).

(8) Exercise any other regulatory and administrative powers necessary to carry out the functions of the department.

SECTION 468. IC 31-27-2-4, AS AMENDED BY HEA 1202-2026, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall adopt rules under IC 4-22-2 concerning the licensing and inspection of:

(1) child caring institutions, foster family homes, group homes, and child placing agencies after consultation with the:

(A) Indiana department of health; and

(B) department of homeland security; and

(2) child caring institutions and group homes that are licensed for infants and toddlers after consultation with the division of family resources.

(b) The rules adopted under subsection (a) shall be applied by the department in the licensing and inspection of applicants for a license and licensees under this article.

(c) The rules adopted under IC 4-22-2 must establish minimum standards for the care and treatment of children in a secure private facility.

(d) The rules described in subsection (c) must include standards governing the following:

(1) Admission criteria.

(2) General physical and environmental conditions.

(3) Services and programs to be provided to confined children.

(4) Procedures for ongoing monitoring and discharge planning.

(5) Procedures for the care and control of confined persons that are necessary to ensure the health, safety, and treatment of



confined children.

(e) The department shall license a facility as a secure private facility if the facility:

- (1) meets the minimum standards required under subsection (c);
- (2) provides a continuum of care and services; and
- (3) is licensed under IC 31-27-3.

(f) A waiver of the rules may not be granted for treatment and reporting requirements.

(g) Rules that the ~~fire prevention and building safety commission~~ **department of homeland security** adopts under IC 22-13-2-2:

- (1) establish the minimum building and fire safety requirements applicable to structures covered by this article; and
- (2) take precedence over conflicting rules as provided for in IC 22-13-2-3.

(h) The department may not adopt rules regulating the same subject matter as rules adopted by the ~~fire prevention and building safety commission~~ **department of homeland security**.

SECTION 469. IC 31-27-2-7, AS ADDED BY P.L.145-2006, SECTION 273, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Except as provided in subsections (b) and (c), the department shall exempt from licensure a child caring institution and a group home operated by a church or religious ministry that is a religious organization exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code (as defined in IC 6-3-1-11) and that does not:

- (1) accept for care:
 - (A) a child who is a delinquent child under IC 31-37-1-1 or IC 31-37-2-1; or
 - (B) a child who is a child in need of services under IC 31-34-1-1 through IC 31-34-1-9; or
- (2) operate a residential facility that provides child care on a twenty-four (24) hour basis for profit.

(b) The department shall adopt rules under IC 4-22-2 to govern the inspection of a child caring institution and a group home operated by a church or religious ministry with regard to sanitation.

(c) The ~~fire prevention and building safety commission~~ **department of homeland security** shall adopt rules under IC 4-22-2 to govern the inspection of a child caring institution and a group home operated by a church or religious ministry under this section. The rules must provide standards for fire alarms and fire drills.

(d) A child caring institution and a group home operated by a church or religious ministry under this section shall comply with the



rules established by the department and the ~~fire prevention and building safety commission~~ **department of homeland security** under this section.

SECTION 470. IC 31-27-2-8, AS AMENDED BY P.L.183-2017, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) Except as provided in subsection (f), the department may grant a variance or waiver of a rule governing child caring institutions, foster family homes, group homes, or child placing agencies. A variance or waiver granted under this section must promote statewide practices and must protect the rights of persons affected by this article.

(b) The department may grant a variance to a rule if an applicant for a license or a licensee under this article does the following:

- (1) Submits to the department a written request for the variance in the form and manner specified by the department.
- (2) Documents that compliance with an alternative method of compliance approved by the department will not be adverse to the health, safety, or welfare of a child receiving services from the applicant for the variance, as determined by the department.

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

(d) The department may grant a waiver of a rule if an applicant for a license or a licensee under this article does the following:

- (1) Submits to the department a written request for the waiver in the form and manner specified by the department.
- (2) Documents that compliance with the rule specified in the application for the waiver will create an undue hardship on the applicant for the waiver, as determined by the department.
- (3) Documents that the applicant for the waiver will be in substantial compliance with the rules adopted by the department after the waiver is granted, as determined by the department.
- (4) Documents that noncompliance with the rule specified in the application for a waiver will not be adverse to the health, safety, or welfare of a child receiving services from the applicant for the waiver, as determined by the department.

(e) Except for a variance or waiver of a rule governing foster family homes, a variance or waiver of a rule under this section that conflicts with a building rule or fire safety rule adopted by the ~~fire prevention and building safety commission~~ **department of homeland security** is not effective until the variance or waiver is approved by the ~~fire~~



~~prevention and building safety commission~~: **department of homeland security.**

(f) A waiver may not be granted for an applicant who has been convicted of a nonwaivable offense, as defined in IC 31-9-2-84.8.

SECTION 471. IC 31-27-2-10, AS ADDED BY P.L.145-2006, SECTION 273, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) If the department determines that a waiver or variance expiring under section 9 of this chapter will continue to serve the public interest, the department may do the following:

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

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

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

(c) Except for a variance or waiver of a rule governing foster family homes, before taking an action under subsection (a), the department must obtain the approval of the ~~fire prevention and building safety commission~~ **department of homeland security, or if applicable, the state building commissioner**, for the action if either of the following occurs:

- (1) The ~~fire prevention and building safety commission~~ **substantially department of homeland security or state building commissioner** changes a building ~~rule~~ **requirement** or fire safety rule **adopted by the department of homeland security** affected by the waiver or variance after the date the ~~commission~~ **department of homeland security or state building commissioner** last approved the waiver or variance.
- (2) The department substantially modifies any part of a waiver or variance that conflicts with a building rule or fire safety rule adopted by the ~~fire prevention and building safety commission~~ **department of homeland security.**

SECTION 472. IC 31-27-3-17, AS ADDED BY P.L.145-2006, SECTION 273, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 17. The ~~fire prevention and building safety commission~~ **department of homeland security** may not adopt rules requiring the installation of a sprinkler system in a living unit of a licensed child caring institution in which fewer than



sixteen (16) children reside, each of whom is:

- (1) ambulatory; and
- (2) at least six (6) years of age.

SECTION 473. IC 31-27-4-4, AS ADDED BY P.L.145-2006, SECTION 273, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. The ~~fire prevention and building safety commission~~ **department of homeland security** shall provide consultation regarding the licensure of foster family homes to the department upon request.

SECTION 474. IC 32-21-2.5-8, AS AMENDED BY SEA 191-2026, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) As used in this section, "paper document" or "paper documents" means a tangible record that is received by a county recorder in a form that is not electronic.

(b) A county recorder shall receive for recording, indexing, storage, archiving, access to, searching of, retrieval, and transmittal all electronic documents proper for recording. A county recorder shall also accept electronically any fee or tax that the county recorder is authorized to collect under applicable laws. A county recorder shall implement the processing of electronic documents proper for recording in compliance with:

- (1) this article;
- (2) IC 33-42;
- (3) IC 36-2-7.5;
- (4) IC 36-2-11; and
- (5) IC 36-2-13;

and the standards adopted by the electronic recording commission created under section 9 of this chapter **(before its repeal)**.

(c) This section does not apply to the following documents:

- (1) A military discharge under IC 10-17-2.
- (2) A survey of real property.
- (3) A plat of real property.
- (4) A document containing the identifying information of a participant in the address confidentiality program under IC 5-26.5.

(d) A recorder who accepts electronic documents for recording shall:

- (1) continue to accept paper documents as authorized by state law; and
- (2) place entries for paper documents and electronic documents in the same index.

(e) A recorder who accepts electronic documents for recording may:



- (1) convert paper documents accepted for recording into electronic form;
- (2) convert into electronic form information recorded before the county recorder began to accept and index electronic documents;
- or
- (3) agree with other officials of a state or a political subdivision of a state, or of the United States, on procedures or processes to facilitate the electronic satisfaction of prior approvals and conditions precedent to recording and the electronic payment of fees and taxes.

SECTION 475. IC 32-21-2.5-9 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 9: (a) ~~The electronic recording commission is established to adopt standards to implement this chapter before January 1, 2018. The commission consists of the following five (5) members appointed by the governor:~~

- ~~(1) Three (3) members must be county recorders.~~
- ~~(2) One (1) member must be employed in Indiana in the banking or mortgage lending industry.~~
- ~~(3) One (1) member must be employed in Indiana in the land title industry.~~

~~(b) To keep the standards and practices of county recorders in Indiana in harmony with the standards and practices of recording offices in other jurisdictions that enact substantially this chapter and to keep the technology used by county recorders in Indiana compatible with technology used by recording offices in other jurisdictions that enact substantially this chapter, the electronic recording commission, so far as is consistent with the purposes, policies, and provisions of this chapter, in adopting, amending, and repealing standards shall consider:~~

- ~~(1) standards and practices of other jurisdictions;~~
- ~~(2) the most recent standards promulgated by national standard setting bodies, such as the Property Records Industry Association (PRIA);~~
- ~~(3) the views of interested persons and governmental officials and entities;~~
- ~~(4) the needs of counties of varying size, population, and resources; and~~
- ~~(5) standards requiring adequate information security protection to ensure that electronic documents are accurate, authentic, adequately preserved, and resistant to tampering.~~

SECTION 476. IC 32-21-5.2-3, AS ADDED BY P.L.157-2024, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. As used in this chapter, "local building



department" means, in any county, city, or town, the department, division, agency, section, or office that enforces the Indiana building code adopted by the ~~fire prevention and building safety commission~~, **department of homeland security**, as required by IC 36-7-2-9(1).

SECTION 477. IC 34-13-3-2, AS AMENDED BY P.L.111-2021, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. This chapter applies to a claim or suit in tort against any of the following:

- (1) The bureau of motor vehicles commission established by IC 9-14-9-1.
- (2) A member of the bureau of motor vehicles commission board established under IC 9-14-9-2.
- (3) An employee of the bureau of motor vehicles commission.
- (4) A member of the driver education advisory board established by IC 9-27-6-5 **(before its repeal)**.
- (5) An approved postsecondary educational institution (as defined in IC 21-7-13-6(a)(1)), or an association acting on behalf of an approved postsecondary educational institution, that:
 - (A) shares data with the commission for higher education under IC 21-12-12-1; and
 - (B) is named as a defendant in a claim or suit in tort based on any breach of the confidentiality of the data that occurs after the institution has transmitted the data in compliance with IC 21-12-12-1.
- (6) The state fair commission established by IC 15-13-2-1.
- (7) A member of the state fair commission established by IC 15-13-2-1 or an employee of the state fair commission.
- (8) The state fair board established by IC 15-13-5-1.
- (9) A member of the state fair board established by IC 15-13-5-1.

SECTION 478. IC 34-30-2.1-12 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 12: IC 4-23-6-6 (~~Concerning medical examiners performing certain examinations or autopsies~~).

SECTION 479. IC 34-30-2.1-30 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 30: IC 5-2-2-14(b) (~~Concerning the state for violations of the law enforcement academy building commission law~~).

SECTION 480. 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~~).

SECTION 481. IC 34-30-2.1-107 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 107: IC 9-27-7-6(e) (~~Concerning members of the advisory board to the motorcycle operator safety education program~~).

SECTION 482. IC 34-30-2.1-127 IS REPEALED [EFFECTIVE



JULY 1, 2026]. Sec. 127. IC 10-18-1-2 (Concerning members of the Indiana war memorials commission):

SECTION 483. IC 34-30-2.1-252 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 252. IC 16-41-42.2-5(k) (Concerning members of the spinal cord and brain injury research board):

SECTION 484. IC 35-44.2-3-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3. A member or person employed by the law enforcement academy building commission who has a conflict of interest with respect to an action by the commission is subject to criminal prosecution under IC 5-2-2-11.

SECTION 485. IC 35-47.5-2-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. Sec. 3. "Commission" refers to the fire prevention and building safety commission established by IC 22-12-2-1.

SECTION 486. IC 35-47.5-4-4, AS AMENDED BY P.L.187-2021, SECTION 134, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall issue a regulated explosives magazine permit to maintain an explosives magazine to an applicant who qualifies under section 5 of this chapter.

(b) A permit issued under subsection (a) expires one (1) year after it is issued. The permit is limited to storage of the types and maximum quantities of explosives specified in the permit in the place covered by the permit and under the construction and location requirements specified in the rules of the ~~commission~~ **department**.

SECTION 487. IC 35-47.5-4-4.5, AS AMENDED BY P.L.187-2021, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4.5. (a) This section does not apply to:

- (1) a person who is regulated under IC 14-34; or
- (2) near surface or subsurface use of regulated explosives associated with oil and natural gas:
 - (A) exploration;
 - (B) development;
 - (C) production; or
 - (D) abandonment activities or procedures.

(b) The ~~commission~~ **department** shall adopt rules under IC 4-22-2 to:

- (1) govern the use of a regulated explosive; and
- (2) establish requirements for the issuance of a license for the use of a regulated explosive.

(c) The ~~commission~~ **department** shall include the following requirements in the rules adopted under subsection (b):

- (1) Relicensure every three (3) years after the initial issuance of



a license.

(2) Continuing education as a condition of relicensure.

(3) An application for licensure or relicensure must be submitted to the department on forms approved by the ~~commission~~
department.

(4) A fee for licensure and relicensure.

(5) Reciprocal recognition of a license for the use of a regulated explosive issued by another state if the licensure requirements of the other state are substantially similar to the licensure requirements established by the ~~commission~~
department.

(d) A person may not use a regulated explosive unless the person has a license issued under this section for the use of a regulated explosive.

(e) The department shall carry out the licensing and relicensing program under the rules adopted by the ~~commission~~
department.

(f) As used in this section, "regulated explosive" does not include either of the following:

(1) Consumer fireworks (as defined in 27 CFR 555.11).

(2) Commercially manufactured black powder in quantities not to exceed fifty (50) pounds, if the black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or antique devices.

SECTION 488. IC 35-47.5-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) To qualify for a regulated explosives permit, an applicant must:

(1) submit information on the form provided by the state fire marshal describing:

(A) the location of the affected magazine;

(B) the types and maximum quantities of explosives that will be kept in the place covered by the application; and

(C) the distance that the affected magazine will be located from the nearest highway, railway, and structure that is also used as a place of habitation or assembly other than for the manufacture of explosives;

(2) except as provided in subdivision (3), demonstrate through an inspection that the magazine is constructed and located in accordance with the rules adopted by the ~~commission~~
department;

(3) demonstrate through an inspection that smoking, matches, open flames, and spark producing devices are not allowed within a room containing an indoor magazine; and

(4) pay the fee under IC 22-12-6-6.



(b) To qualify for the renewal of a regulated explosives permit, the applicant must pay the fee under IC 22-12-6-6.

SECTION 489. IC 35-47.5-4-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) This section does not apply to storage that is exempted from the requirements of this section in the rules adopted by the ~~commission~~ **department** under IC 22-13-3.

(b) A person who:

- (1) stores a regulated explosive;
 - (2) has control over a regulated explosive that is stored; or
 - (3) has control over a place where a regulated explosive is stored;
- without a regulated explosives magazine permit issued under this chapter that covers the storage commits a Class C infraction.

SECTION 490. 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.

SECTION 491. IC 35-52-5-3 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 3: IC 5-2-2-11 defines a crime concerning the law enforcement academy building commission.~~

SECTION 492. IC 35-52-16-93 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 93: IC 16-46-6-12 defines a crime concerning state health grants and programs.~~

SECTION 493. IC 36-1-7-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) Except as provided in subsection (b) and regardless of the requirements of section 4 of this chapter, if an agreement under section 3 of this chapter concerns the provision of services or facilities that a state officer or state agency has power to control, the agreement must be submitted to that officer or agency for approval before it takes effect.

(b) If a reciprocal borrowing agreement under section 3 of this chapter concerns the provision of library services or facilities between public libraries that are of the same nature as the services provided under the statewide library card program under IC 4-23-7.1-5.1, the reciprocal borrowing agreement is not required to be submitted to the Indiana library and historical board for approval before the reciprocal



borrowing agreement takes effect, but a copy of the reciprocal borrowing agreement shall be submitted to the state library.

(c) Approval or disapproval is governed by the same provisions prescribed by section 4(b) of this chapter for the attorney general.

SECTION 494. IC 36-1-12-11, AS AMENDED BY P.L.187-2021, SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The board must, within sixty (60) days after the completion of the public work project, file in the department of homeland security a complete set of final record drawings for the public work project. However, this requirement does not apply to a public work project constructed at a cost less than one hundred thousand dollars (\$100,000). In addition, the filing of the drawings is required only if the project involves a public building.

(b) The department of homeland security shall provide a depository for all final record drawings filed, and retain them for inspection and loan under regulated conditions. The ~~fire prevention and building safety commission~~ **department of homeland security** may designate the librarian of Indiana as the custodian of the final record drawings. The librarian shall preserve the final record drawings in the state archives as public documents.

SECTION 495. IC 36-7-2-9, AS AMENDED BY P.L.22-2005, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. Each unit shall require compliance with:

- (1) the code of building laws and fire safety laws that is adopted in the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** under IC 22-13;
- (2) orders issued under IC 22-13-2-11 that grant a variance to the code of building laws and fire safety laws described in subdivision (1);
- (3) orders issued under IC 22-12-7 that apply the code of building laws described in subdivision (1);
- (4) IC 22-15-3-7; and
- (5) a written interpretation of a building law and fire safety law binding on the unit under IC 22-13-5-3 or IC 22-13-5-4.

SECTION 496. IC 36-7-2-9.1, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9.1. (a) This section does not apply to:

- (1) a manufactured housing community; or
- (2) a mobile home community;

that is licensed, permitted, and inspected by the Indiana department of health or a local board of health.



(b) This section applies only to a city, town, or county that requires a building permit, plan review, or inspection for the construction of a Class 2 structure.

(c) As used in this section, "Class 2 structure" has the meaning set forth in IC 22-12-1-5.

(d) A city, town, or county shall allow the plan review or inspection to be conducted by the following:

- (1) An individual who is employed by the city, town, or county as a building inspector.
- (2) An individual who is employed by another city, town, or county as a building inspector.
- (3) A private provider who is:
 - (A) an architect registered under IC 25-4-1;
 - (B) a professional engineer registered under IC 25-31-1; or
 - (C) a certified building official (as defined in ~~IC 36-7-2.5-3~~; **IC 36-7-2.5-4**).

(e) An applicant for a building permit may choose to have a private provider under subsection (d)(3) conduct the plan review or inspection as provided in IC 36-7-2.5.

SECTION 497. IC 36-7-4-1108, AS AMENDED BY P.L.134-2024, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1108. (a) This section applies only to a child care home that is used as the primary residence of the person who operates the child care home regardless of whether the child care home meets the definition set forth in IC 12-7-2-28.6.

(b) A zoning ordinance may not do any of the following:

- (1) Exclude a child care home from a residential area solely because the child care home is a business.
- (2) Impose limits on the number of children that may be served by a child care home at any one (1) time that vary from the limits set forth in IC 12-7-2-33.7 and IC 12-7-2-33.8.
- (3) Impose requirements or restrictions upon child care homes that vary from the requirements and restrictions imposed upon child care homes by rules adopted by the division of family resources or the ~~fire prevention and building safety commission~~; **department of homeland security**.

(c) Notwithstanding subsection (b), a child care home may be required to meet the same:

- (1) zoning requirements;
- (2) developmental standards; and
- (3) building codes;

that apply to other residential structures in the same residential district



or classification as the child care home.

SECTION 498. IC 36-7-4.3-3, AS ADDED BY HEA 1001-2026, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. Not later than January 1, 2027, a unit **shall** conduct a public hearing to review the UDO and any zoning regulations and land development rules, with the goal of increasing housing development by using the following factors:

- (1) Providing for higher density development of duplexes, triplexes, and fourplexes in areas designated for single family homes.
- (2) Constructing other housing types including accessory dwelling units and manufactured and modular housing.
- (3) Adaptive reuse of commercial buildings for residential use such as allowing multifamily development in retail, office, and light manufacturing zones.
- (4) Increasing the allowable floor area ratio in multifamily housing areas.
- (5) Waiving or eliminating regulations such as requirements for:
 - (A) garage size and placement;
 - (B) steeper roof pitch;
 - (C) minimum lot size and square footage;
 - (D) greater setbacks;
 - (E) off-street parking;
 - (F) design standards that restrict or prohibit the use of code compliant products; or
 - (G) property height limitations.
- (6) Reviewing impact fee zones with zone advisory committee for improvements.
- (7) Streamlining or shortening the permitting processes and timelines, including through one stop and parallel process permitting by fifteen (15) days or more.
- (8) Using property tax abatements to enable higher density and mixed income communities.
- (9) Donating vacant land for affordable housing development.

SECTION 499. IC 36-7-8-3, AS AMENDED BY P.L.208-2015, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) The legislative body of a county having a county department of buildings or joint city-county building department may, by ordinance, adopt building, heating, ventilating, air conditioning, electrical, plumbing, and sanitation standards for unincorporated areas of the county. These standards take effect only on the legislative body's receipt of written approval from the ~~fire~~



~~prevention and building safety commission.~~ **department of homeland security.**

(b) An ordinance adopted under this section must be based on occupancy, and it applies to:

(1) the construction, alteration, equipment, use, occupancy, location, and maintenance of buildings, structures, and appurtenances that are on land or over water and are:

(A) erected after the ordinance takes effect; and

(B) if expressly provided by the ordinance, existing when the ordinance takes effect;

(2) conversions of buildings and structures, or parts of them, from one occupancy classification to another; and

(3) the movement or demolition of buildings, structures, and equipment for the operation of buildings and structures.

(c) The rules of the ~~fire prevention and building safety commission~~ **department of homeland security** are the minimum standards upon which ordinances adopted under this section must be based.

(d) An ordinance adopted under this section does not apply to private homes that are built by individuals and used for their own occupancy. However, onsite sewage systems of a private home described in this subsection must comply with state laws and rules.

SECTION 500. IC 36-7-8-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The legislative body of a county having a county department of buildings or a joint city-county building department may, by ordinance, adopt minimum housing standards for unincorporated areas of the county. These standards must be consistent with the rules of the ~~fire prevention and building safety commission.~~ **department of homeland security.**

(b) An ordinance adopted under this section applies to:

(1) residential buildings;

(2) residential parts of mixed occupancy buildings; and

(3) conversions of buildings from nonresidential to residential or partly residential.

(c) A municipality may elect, by ordinance, to make itself subject to an ordinance adopted under this section.

(d) This section does not affect IC 16-41-26.

SECTION 501. IC 36-8-17-1 IS REPEALED [EFFECTIVE JULY 1, 2027]. ~~Sec. 1. As used in this chapter, "commission" refers to the fire prevention and building safety commission.~~

SECTION 502. IC 36-8-17-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. As used in this chapter, "fire safety law" means any law, including rules and orders of



the ~~commission~~, **department**, safeguarding life or property from the hazards of fire or explosion.

SECTION 503. IC 36-8-17-8, AS AMENDED BY P.L.107-2023, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) A fire department serving an area that does not include a city may engage in an inspection program to promote compliance with fire safety laws. Upon the request of an owner or a primary lessee who resides in a private dwelling, the fire department may inspect the interior of the private dwelling to determine compliance with IC 22-11-18-3.5. The fire department shall maintain a written report for each inspection. These reports shall be made available to the department upon request.

(b) The fire department serving an area that includes a city shall inspect every place and public way within the jurisdiction of the city, except the interiors of private dwellings, for compliance with the fire safety laws. Upon the request of an owner or a primary lessee who resides in a private dwelling, the fire department may inspect the interior of the private dwelling to determine compliance with IC 22-11-18-3.5. Except as otherwise provided in the rules adopted by the ~~commission~~, **department**, the fire chief of the fire department shall specify the schedule under which places and public ways are inspected and may exclude a class of places or public ways from inspection under this section, if the fire chief determines that the public interest will be served without inspection. The fire department shall maintain a written report for each inspection. The fire department shall submit monthly reports to the department, on forms prescribed by the department, containing the following information:

- (1) The total number of inspections made.
- (2) The total number of defects found, classified as required by the office.
- (3) The total number of orders issued for correction of each class of defect.
- (4) The total number of orders complied with.

(c) Except as provided in subsection (d), an inspection may only be carried out by an individual who:

- (1) is a firefighter who meets, at a minimum, the training requirements described in IC 36-8-10.5; or
- (2) has:
 - (A) obtained certification as a:
 - (i) fire inspector I as described in 655 IAC 1-2.1-12;
 - (ii) fire inspector II as described in 655 IAC 1-2.1-13; or
 - (iii) fire inspector I/II as described in 655 IAC 1-2.1-13.1;



and

(B) in the case of an individual who is not an employee of a fire department, completed at least two (2) years of experience as a fire inspector described in clause (A)(i) through (A)(iii).

(d) A volunteer fire department may carry out inspections under this section only through an individual who is certified under IC 22-14-2-6(c).

SECTION 504. IC 36-8-17-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) An order issued under section 9 or 10 of this chapter may be appealed to the ~~commission~~ **department** under IC 4-21.5-3-7. A decision to deny a request to modify or reverse an order issued under section 10 of this chapter is not appealable.

(b) If an order issued under section 9 or 10 of this chapter is appealed, the ~~commission~~ **department** or its designee shall conduct all administrative proceedings under IC 4-21.5. In its proceedings, the ~~commission~~ **department** may modify or reverse the order.

SECTION 505. IC 36-8-17-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 506. IC 36-12-1-2, AS ADDED BY P.L.1-2005, SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. "Indiana library ~~and historical~~ board" refers to the Indiana library ~~and historical~~ board established by IC 4-23-7-2.

SECTION 507. IC 36-12-3-16, AS AMENDED BY P.L.84-2012, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16. (a) The library board may adopt a resolution allowing money to be disbursed under this section for lawful library purposes, including advertising and promoting the programs and services of the library.

(b) With the prior written approval of the library board and if the library board has adopted a resolution under subsection (a), claim payments may be made in advance of library board allowance for any of the following types of expenses:

- (1) Property or services purchased or leased from the federal government or the federal government's agencies and the state, the state's agencies, or the state's political subdivisions.
- (2) Dues, subscriptions, and publications.
- (3) License or permit fees.
- (4) Insurance premiums.
- (5) Utility payments or connection charges.



- (6) Federal grant programs where:
 - (A) advance funding is not prohibited; and
 - (B) the contracting party posts sufficient security to cover the amount advanced.
- (7) Grants of state funds authorized by statute.
- (8) Maintenance and service agreements.
- (9) Legal retainer fees.
- (10) Conference fees.
- (11) Expenses related to the educational or professional development of an individual employed by the library board, including:
 - (A) inservice training;
 - (B) attending seminars or other special courses of instruction; and
 - (C) tuition reimbursement;
 if the library board determines that the expenditures under this subdivision directly benefit the library.
- (12) Leases or rental agreements.
- (13) Bond or coupon payments.
- (14) Payroll costs.
- (15) State, federal, or county taxes.
- (16) Expenses that must be paid because of emergency circumstances.
- (17) Expenses incurred to advertise and promote the programs and services of the library.
- (18) Other expenses described in a library board resolution.

The library board shall review and allow the claim at the library board's first regular or special meeting following the payment of a claim under this section.

(c) Each payment of expenses lawfully incurred for library purposes must be supported by a fully itemized invoice or other documentation. The library director shall certify to the library board before payment that each claim for payment is true and correct. The certification must be on a form prescribed by the state board of accounts.

(d) Purchases of books, magazines, pamphlets, films, filmstrips, microforms, microfilms, slides, transparencies, phonodiscs, phonotapes, models, art reproductions, and all other forms of library and audiovisual materials are exempt from the restrictions imposed by IC 5-22.

(e) The purchase of library automation systems must meet the standards established by the Indiana library and historical board under IC 4-23-7.1-11(b).



SECTION 508. IC 36-12-11-2, AS ADDED BY P.L.1-2005, SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. As used in this chapter, "board" refers to the Indiana library and historical board established by IC 4-23-7-2.

SECTION 509. [EFFECTIVE JULY 1, 2027] (a) As used in this SECTION, "commission" means the Indiana commission for arts and humanities in education created by IC 4-23-12-1 (before its repeal by this act).

(b) As used in this SECTION, "department" means the department of education.

(c) On July 1, 2027, all agreements and liabilities of the commission are transferred to the department, as the successor agency.

(d) On July 1, 2027, all records and property of the commission, including appropriations and other funds under the control or supervision of the commission, are transferred to the department, as the successor agency.

(e) After June 30, 2027, any amounts owed to the commission before July 1, 2027, are considered to be owed to the department, as the successor agency.

(f) After June 30, 2027, a reference to the commission in a statute, rule, contract, lease, or other document is considered a reference to the department, as the successor agency.

(g) All powers, duties, agreements, and liabilities of the commission with respect to bonds issued by the commission in connection with any trust agreement or indenture securing those bonds are transferred to the department, as the successor agency. The rights of the trustee under any trust agreement or indenture and the rights of the bondholders of the commission remain unchanged, although the powers, duties, agreements, and liabilities of the commission have been transferred to the department, as the successor agency.

(h) The terms of all members serving on the commission expire July 1, 2027.

(i) This SECTION expires July 1, 2028.

SECTION 510. [EFFECTIVE JULY 1, 2027] (a) As used in this SECTION, "commission" means the law enforcement academy building commission created by IC 5-2-2-1 (before its repeal by this act).

(b) As used in this SECTION, "department" means the state police department.

(c) On July 1, 2027, all agreements and liabilities of the



commission are transferred to the department, as the successor agency.

(d) On July 1, 2027, all records and property of the commission, including appropriations and other funds under the control or supervision of the commission, are transferred to the department, as the successor agency.

(e) After June 30, 2027, any amounts owed to the commission before July 1, 2027, are considered to be owed to the department, as the successor agency.

(f) After June 30, 2027, a reference to the commission in a statute, rule, contract, lease, or other document is considered a reference to the department, as the successor agency.

(g) All powers, duties, agreements, and liabilities of the commission with respect to bonds issued by the commission in connection with any trust agreement or indenture securing those bonds are transferred to the department, as the successor agency. The rights of the trustee under any trust agreement or indenture and the rights of the bondholders of the commission remain unchanged, although the powers, duties, agreements, and liabilities of the commission have been transferred to the department, as the successor agency.

(h) The terms of all members serving on the commission expire July 1, 2027.

(i) This SECTION expires July 1, 2028.

SECTION 511. [EFFECTIVE JULY 1, 2026] (a) As used in this SECTION, "CHLA" refers to the commission on Hispanic/Latino affairs established by IC 4-23-28-2 (before its repeal by this act).

(b) As used in this SECTION, "CSSBM" refers to the commission on the social status of black males established by IC 4-23-31-2 (before its repeal by this act).

(c) As used in this SECTION, "ICW" refers to the Indiana commission for women created by IC 4-23-25-3 (before its repeal by this act).

(d) As used in this SECTION, "NAIAC" refers to the Native American Indian affairs commission established by IC 4-23-32-3 (before its repeal by this act).

(e) As used in this SECTION, "commission" refers to the Indiana cultural commission established by IC 4-23-36-3 (as added by this act).

(f) On July 1, 2026, all agreements and liabilities of the:

- (1) CHLA;
- (2) CSSBM;



(3) ICW; or
(4) NAIAC;
are transferred to the commission as the successor entity.

(g) On July 1, 2026, all records and property, including appropriations and other funds under an entity's control or supervision, of the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

are transferred to the commission as the successor entity.

(h) After June 30, 2026, any amount owed to the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

is considered to be owed to the commission as the successor entity. The commission shall transfer any amounts received under this subsection to the state comptroller for deposit in the state general fund.

(i) After June 30, 2026, any reference to the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

in a statute, rule, or other document is considered a reference to the commission as the successor entity.

(j) All powers, duties, agreements, and liabilities of the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

relating to bonds issued by the board in connection with any trust agreement or indenture securing those bonds are transferred to the commission as the successor entity. The rights of the trustee under any trust agreement or indenture and the rights of bondholders described in this subsection remain unchanged although the powers, duties, agreements, and liabilities of the ICW, CHLA, CSSBM, and NAIAC, as applicable, have been transferred to the commission as the successor entity.

(k) The term of any member serving as of June 30, 2026, on the:

- (1) CHLA;



(2) CSSBM;
 (3) ICW; or
 (4) NAIAC;
 expires July 1, 2026.

(l) This SECTION expires July 1, 2027.

SECTION 512. [EFFECTIVE JULY 1, 2027] (a) As used in this SECTION, "commission" means the occupational safety standards commission created by IC 22-8-1.1-7 (before its repeal by this act).

(b) As used in this SECTION, "board" means the board of safety review created by IC 22-8-1.1-30.1.

(c) On July 1, 2027, all agreements and liabilities of the commission are transferred to the board, as the successor entity.

(d) On July 1, 2027, all records and property of the commission, including appropriations and other funds under the control or supervision of the commission, are transferred to the board, as the successor entity.

(e) After June 30, 2027, any amounts owed to the commission before July 1, 2027, are considered to be owed to the board, as the successor entity.

(f) After June 30, 2027, a reference to the commission in a statute, rule, contract, lease, or other document is considered a reference to the board, as the successor entity.

(g) Proceedings pending before the commission on July 1, 2027, shall be transferred from the commission to the board and treated as if initiated by the board.

(h) The rules adopted by the commission before July 1, 2027, are considered, after June 30, 2027, rules of the board.

(i) All powers, duties, agreements, and liabilities of the commission with respect to bonds issued by the commission in connection with any trust agreement or indenture securing those bonds are transferred to the board, as the successor agency. The rights of the trustee under any trust agreement or indenture and the rights of the bondholders of the commission remain unchanged, although the powers, duties, agreements, and liabilities of the commission have been transferred to the board, as the successor entity.

(j) The terms of all members serving on the commission expire July 1, 2027.

(k) This SECTION expires July 1, 2028.

SECTION 513. [EFFECTIVE UPON PASSAGE] (a) The general assembly recognizes that HEA 1230-2026 repeals IC 25-1-6, effective July 1, 2026, and that this act amends IC 25-1-6-3,



effective July 1, 2027. The general assembly intends to repeal IC 25-1-6 effective July 1, 2026.

(b) This SECTION expires June 30, 2027.

SECTION 514. [EFFECTIVE JULY 1, 2026] (a) On July 1, 2026:

- (1) all powers, duties, assets, and liabilities of the integrated public safety commission;
- (2) any rules adopted by the integrated public safety commission; and
- (3) any appropriations to the integrated public safety commission;

are transferred to the department of homeland security established by IC 10-19-2-1.

(b) On July 1, 2026, the department of homeland security shall assume all contractual obligations entered into by the integrated public safety commission.

(c) After June 30, 2026, a reference to the integrated public safety commission in any statute, rule, or other document shall be treated as a reference to the department of homeland security.

(d) This SECTION expires July 1, 2029.

SECTION 515. An emergency is declared for this act.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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