



## CONFERENCE COMMITTEE REPORT DIGEST FOR EHB 1003

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

**Synopsis:** Boards and commissions. Creates the agricultural promotion and regulation task force to study various agriculture related topics. Makes changes to requirements for the readoption of administrative rules. Repeals, merges, consolidates, or otherwise modifies various boards, commissions, and other governmental bodies. Modifies or establishes various funds. Makes changes to the membership, duties, and operations of various boards, commissions, and other governmental bodies. Expands the applicability of a statute concerning county hospital governance to Perry County, Spencer County, and Orange County. Repeals the fire prevention and building safety commission (commission). Transfers the commission's responsibilities and administrative rules to the department of homeland security (DHS). Makes certain changes to the administration of building and safety statutes and building and safety codes. Makes technical corrections. Makes an appropriation. **(This conference committee report does the following: (1) Changes the effective dates of SECTIONS concerning the Indiana cultural commission and the war memorials commission to July 1, 2026. (2) Adds provisions from HB 1363 concerning the repeal of the integrated public safety commission. (3) Repeals the advisory commission on the oral history of the general assembly. (4) Deletes SECTION 42 concerning urban enterprise zone association appointments and SECTION 46 concerning waterway management district appointments. (5) Provides that the Indiana cultural commission may take certain actions concerning health. (6) Provides that lay members of the recycling market development board, the natural resources commission, the land resources council, the geological and water survey advisory council, and the mining board are not entitled to per diems or to reimbursement for expenses incurred in the course of the lay members' duties. (7) Resolves a conflict with HEA 1230-2026 concerning the committee of hearing aid dealer examiners. (8) Increases the number of years of experience required to participate in self-certification design release from two years to five years. (9) Specifies that DHS may adopt rules to implement the statute on variances and modifications. (10) Corrects the omission of a word in HEA 1001-2026, SECTION 25.)**



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



## CONFERENCE COMMITTEE REPORT

**MR. PRESIDENT:**

*Your Conference Committee appointed to confer with a like committee from the House upon Engrossed Senate Amendments to Engrossed House Bill No. 1003 respectfully reports that said two committees have conferred and agreed as follows to wit:*

that the House recede from its dissent from all Senate amendments and that the House now concur in all Senate amendments to the bill and that the bill be further amended as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 2-5-1.3-13, AS AMENDED BY P.L.186-2025,
- 3 SECTION 270, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE UPON PASSAGE]: Sec. 13. (a) A study committee shall
- 5 study the issues assigned by the legislative council that are within the
- 6 subject matter for the study committee, as described in section 4 of this
- 7 chapter.
- 8 (b) In addition to the issues assigned under subsection (a), the
- 9 interim study committee on roads and transportation shall advise the
- 10 bureau of motor vehicles regarding the suitability of a special group (as
- 11 defined in IC 9-13-2-170) to receive a special group recognition license
- 12 plate for the special group (as defined in IC 9-13-2-170) for the first
- 13 time under IC 9-18.5-12-4 and the suitability of a special group (as
- 14 defined in IC 9-13-2-170) to continue participating in the special group
- 15 recognition license plate program under IC 9-18.5-12-5.
- 16 (c) In addition to the issues assigned under subsection (a), the
- 17 interim study committee on corrections and criminal code shall review
- 18 current trends with respect to criminal behavior, sentencing,

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

- 1 officers exceeds the number used by the county in that report  
 2 year.
- 3 (2) Determine the number of previous report years in which the  
 4 number of courts or judicial officers in a county identified in  
 5 subdivision (1) exceeded the number used by the county in that  
 6 particular report year.
- 7 (3) Make a recommendation on whether the number of courts or  
 8 judicial officers in the county should be decreased.
- 9 The office of judicial administration shall post a list of the number of  
 10 courts or judicial officers used in each county for each report year, and  
 11 the number of years in which the number of courts or judicial officers  
 12 in the county has exceeded the number used by the county, on its  
 13 website.
- 14 (f) In addition to studying the issues assigned under subsection (a),  
 15 the interim study committee on child services shall:
- 16 (1) review the annual reports submitted by:
- 17 (A) each local child fatality review team under IC 16-49-3-7;  
 18 (B) the statewide child fatality review committee under  
 19 IC 16-49-4-11; and  
 20 (C) the department of child services under IC 31-25-2-24;  
 21 during the immediately preceding twelve (12) month period, and  
 22 may make recommendations regarding changes in policies or  
 23 statutes to improve child safety; and
- 24 (2) report to the legislative council before November 1 of each  
 25 interim, in an electronic format under IC 5-14-6, the results of:
- 26 (A) the committee's review under subdivision (1); and  
 27 (B) the committee's study of any issue assigned to the  
 28 committee under subsection (a).
- 29 (g) In each even-numbered year, in addition to the issues assigned  
 30 under subsection (a), the interim study committee on government shall  
 31 do the following:
- 32 (1) Determine whether a group has met in the immediately  
 33 preceding two (2) years.
- 34 (2) Review reports submitted to the committee in accordance with  
 35 IC 1-1-15.5-4.
- 36 (3) Identify all interstate compacts that have been fully  
 37 operational for at least two (2) years to which the state is a party.
- 38 (4) Consider whether to:
- 39 (A) remain a party to; or  
 40 (B) withdraw from;  
 41 each interstate compact.
- 42 (5) If the committee determines that the state should withdraw  
 43 from an interstate compact, identify the steps needed to withdraw.
- 44 (6) Report before November 1 to the legislative council, in an  
 45 electronic format under IC 5-14-6 the committee's:
- 46 (A) recommendations for proposed legislation to repeal  
 47 groups:
- 48 (i) **after determining that the groups** have not met during  
 49 the immediately preceding two (2) years; **and or**  
 50 (ii) after reviewing a group's report under subdivision (2);

1 and  
2 (B) findings and recommendations regarding the interstate  
3 compacts.

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

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

12 **(1) identify each group that has been operational for at least  
13 two (2) state fiscal years;**

14 **(2) review the statutory duties and recent activities of each  
15 group identified under subdivision (1);**

16 **(3) for each group identified under subdivision (1), determine  
17 whether the group should be:**

18 **(A) retained because the group has ongoing statutory  
19 duties and it remains the most appropriate group to fulfill  
20 those duties;**

21 **(B) repealed because the group has fulfilled its statutory  
22 duties;**

23 **(C) repealed because the group's statutory duties could be  
24 more efficiently fulfilled after transferring them to another  
25 group or state agency; or**

26 **(D) repealed because the group's statutory duties are  
27 redundant because the duties also belong to another group  
28 or state agency; and**

29 **(4) report before November 1 to the legislative council, in an  
30 electronic format under IC 5-14-6, the committee's findings  
31 and recommendations regarding the groups evaluated under  
32 this subsection.**

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

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

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

44 **(1) Study and evaluate the following:**

45 **(A) Access to services for vulnerable youth.**

46 **(B) Availability of services for vulnerable youth.**

47 **(C) Duplication of services for vulnerable youth.**

48 **(D) Funding of services available for vulnerable youth.**

49 **(E) Barriers to service for vulnerable youth.**

50 **(F) Communication and cooperation by agencies concerning  
51 vulnerable youth.**

- 1 (G) Implementation of programs or laws concerning  
 2 vulnerable youth.
- 3 (H) The consolidation of existing entities that serve vulnerable  
 4 youth.
- 5 (I) Data from state agencies relevant to evaluating progress,  
 6 targeting efforts, and demonstrating outcomes.
- 7 (J) Crimes of sexual violence against children.
- 8 (K) The impact of social networking websites, cellular  
 9 telephones and wireless communications devices, digital  
 10 media, and new technology on crimes against children.
- 11 (2) Review and make recommendations concerning pending  
 12 legislation.
- 13 (3) Promote information sharing concerning vulnerable youth  
 14 across the state.
- 15 (4) Promote best practices, policies, and programs.
- 16 (5) Cooperate with:
- 17 (A) other child focused commissions;  
 18 (B) the judicial branch of government;  
 19 (C) the executive branch of government;  
 20 (D) stakeholders; and  
 21 (E) members of the community.
- 22 (6) Create and provide staff support to a statewide juvenile justice  
 23 oversight body to carry out the following duties described in  
 24 section 9.3 of this chapter:
- 25 (A) Develop a plan to collect and report statewide juvenile  
 26 justice data.
- 27 (B) Establish procedures and policies related to the use of:
- 28 (i) a validated risk screening tool and a validated risk and  
 29 needs assessment tool;
- 30 (ii) a detention tool to inform the use of secure detention;
- 31 (iii) a plan to determine how information from the tools  
 32 described in this clause is compiled and shared and with  
 33 whom the information will be shared; and
- 34 (iv) a plan to provide training to judicial officers on the  
 35 implementation of the tools described in this clause.
- 36 (C) Develop criteria for the use of diagnostic assessments as  
 37 described in IC 31-37-19-11.7.
- 38 (D) Develop a statewide plan to address the provision of  
 39 broader behavioral health services to children in the juvenile  
 40 justice system.
- 41 (E) Develop a plan for the provision of transitional services for  
 42 a child who is a ward of the department of correction as  
 43 described in IC 31-37-19-11.5.
- 44 (F) Develop a plan for grant programs described in section 9.3  
 45 of this chapter.
- 46 The initial appointments and designations to the statewide  
 47 juvenile justice oversight body described in this subdivision shall  
 48 be made not later than May 31, 2022. The chief justice of the  
 49 supreme court shall designate the chair of the statewide juvenile  
 50 justice oversight body and shall make the initial appointments and

1 designations to the statewide juvenile justice oversight body,  
 2 which may incorporate members of an existing committee or  
 3 subcommittee formed under the commission. The initial meeting  
 4 of the oversight body shall be held not later than July 1, 2022.

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

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

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

12 (ii) youth, family, or caregiver member of a commission  
 13 committee, task force, or subcommittee who has been  
 14 appointed as a community member.

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

18 (C) Provide and support educational:

19 (i) opportunities;

20 (ii) convenings; and

21 (iii) experiences;

22 that facilitate increased youth, family, and caregiver  
 23 participation.

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

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

30 (i) points of complexity and inefficiency in child serving  
 31 systems;

32 (ii) duplication of services and potential points of  
 33 consolidation; and

34 (iii) improving time to permanency and reducing the trauma  
 35 of systems involvement.

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

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

43 SECTION 3. IC 2-5-53.5 IS ADDED TO THE INDIANA CODE  
 44 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 45 UPON PASSAGE]:

46 **Chapter 53.5. Agricultural Promotion and Regulation Task**  
 47 **Force**

48 **Sec. 1. As used in this chapter, "task force" refers to the**  
 49 **agricultural promotion and regulation task force established by**  
 50 **section 2 of this chapter.**

51 **Sec. 2. The agricultural promotion and regulation task force is**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

41 **Sec. 4. The legislative council shall appoint either the**  
42 **chairperson of the senate agriculture committee or the chairperson**  
43 **of the house agriculture and rural affairs committee as the**  
44 **chairperson of the task force for the duration of the task force.**

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

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

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

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

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

4           **(1) Whether changing the Indiana state department of**  
 5 **agriculture into a regulatory agency compromises the**  
 6 **department's advocacy role for the agriculture industry.**

7           **(2) Whether changes are needed:**

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

9           **(B) to any other state entity that:**

10           **(i) promotes;**

11           **(ii) regulates; or**

12           **(iii) provides advice concerning;**

13           **agriculture in Indiana;**

14           **to improve the state's future promotional and regulatory**  
 15 **functions in the agricultural industry.**

16           **(3) Current and future challenges and opportunities in the**  
 17 **agricultural industry.**

18           **(4) The interrelationship of all agricultural state entities,**  
 19 **including any informational or regulatory gaps or overlaps**  
 20 **between the state entities.**

21           **(b) If the task force determines that the transfer of**  
 22 **administration and functions of a state entity from Purdue**  
 23 **University is appropriate, the task force shall study the following:**

24           **(1) Whether employment issues will arise from transferring**  
 25 **administration, employees, or functions of a state entity**  
 26 **described in this subsection from Purdue University to**  
 27 **another state entity.**

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

29           **(A) property;**

30           **(B) records;**

31           **(C) funds; or**

32           **(D) accounts;**

33           **from Purdue University to another state entity.**

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

37           **Sec. 10. The task force shall request information and testimony**  
 38 **from:**

39           **(1) agricultural associations, organizations, and businesses;**  
 40 **and**

41           **(2) heads or designees of state entities that:**

42           **(A) promote;**

43           **(B) regulate; or**

44           **(C) provide advice concerning;**

45           **agriculture in Indiana.**

46           **Sec. 11. The task force shall:**

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

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

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

1           **Sec. 13. (a) Each member of the task force who is not a state**  
 2 **employee is entitled to receive the same per diem, mileage, and**  
 3 **travel allowances paid to individuals who serve as legislative and**  
 4 **lay members, respectively, of interim study committees established**  
 5 **by the legislative council.**

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

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

17           **(d) Per diem, mileage, and travel allowances paid under this**  
 18 **chapter shall be paid from appropriations made to the legislative**  
 19 **council or the legislative services agency.**

20           **Sec. 14. The task force's expenses shall be paid from**  
 21 **appropriations to the legislative council or the legislative services**  
 22 **agency.**

23           **Sec. 15. This chapter expires June 30, 2027.**

24           SECTION 4. IC 4-1-2-1, AS AMENDED BY P.L.13-2008,  
 25 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2027]: Sec. 1. It is the intent of this chapter that state offices  
 27 be open and able to conduct public business at all times during an eight  
 28 and one-half (8 1/2) hour working day. Each employee shall work for  
 29 a full seven and one-half (7 1/2) hours each working day and provision  
 30 for a one (1) hour lunch period shall be provided each employee. Lunch  
 31 hours of employees shall be staggered to permit the conduct of business  
 32 at all times during a working day. Breaks shall be provided as set forth  
 33 in IC 5-10-6-2. It shall be lawful for state offices to close their doors for  
 34 business from the close of the working day each Friday or in the event  
 35 Friday is a legal holiday, then from the close of the working day on the  
 36 Thursday which immediately precedes such legal holiday, until the  
 37 commencement of the working day on the next following Monday, or  
 38 in the event Monday is a legal holiday, then until the commencement  
 39 of the working day on the Tuesday which immediately follows such  
 40 legal holiday; provided, however, that the state library may be kept  
 41 open until noon Saturdays in the discretion of the Indiana library and  
 42 historical board.

43           SECTION 5. IC 4-4-16-2 IS REPEALED [EFFECTIVE JULY 1,  
 44 2027]. Sec. 2: (a) ~~The Indiana main street council is established. The~~  
 45 ~~council consists of:~~

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

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

5 (c) The council shall:

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

9 to carry out the purposes of the Indiana main street program:

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

17 SECTION 6. IC 4-4-16-3, AS AMENDED BY P.L.83-2005,  
 18 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 19 JULY 1, 2027]: Sec. 3. (a) To carry out the purposes described in  
 20 section 1 of this chapter, the office of rural affairs acting for and on  
 21 behalf of the Indiana main street council and the Indiana main street  
 22 program, may:

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

31 (b) The office of rural affairs shall:

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

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

36 SECTION 7. IC 4-15-12-8 IS REPEALED [EFFECTIVE JULY 1,  
 37 2027]. Sec. 8: (a) There is created the affirmative action advisory  
 38 committee to assist in the effective implementation of the affirmative  
 39 action policy. The committee is composed of eight (8) members. The  
 40 governor shall appoint the members of the committee with the advice  
 41 of the affirmative action officer. The members serve at the pleasure of  
 42 the governor.

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

50 (c) The committee shall select from its membership a chairperson  
 51 and vice chairperson to serve for one (1) year from the date of

1 selection. They may be reelected at the pleasure of the committee. In  
 2 any instance where the chairperson or vice chairperson does not serve  
 3 the chairperson's or vice chairperson's full term, the committee shall  
 4 select another to serve in the chairperson's or vice chairperson's own  
 5 right a full term.

6 (d) The affirmative action advisory committee shall:

7 (1) provide liaison activities with the affirmative action officer  
 8 with respect to problems and suggestions concerning the  
 9 affirmative action policy;

10 (2) advise the affirmative action officer and the governor of  
 11 recommended changes in the implementation of the affirmative  
 12 action policy and improved guidelines for state agency programs;  
 13 and

14 (3) advise the governor and the affirmative action officer  
 15 concerning the effectiveness and status of the total  
 16 implementation of the affirmative action policy.

17 (e) The affirmative action advisory committee may review the  
 18 affirmative action programs of state agencies for effectiveness and  
 19 improvements.

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

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

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

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

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

50 (2) The complexity of the rule, including any difficulties

1 encountered by:

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

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

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

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

12 **(e) (d) The agency shall prepare written findings concerning the**  
13 **agency's determinations under this section. The written findings shall**  
14 **include the following:**

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

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

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

24 **(4) Either of the following:**

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

28 **(i) IC 4-3-22-13;**

29 **(ii) IC 4-22-2-22.7;**

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

31 **(iv) IC 4-22-2-28; or**

32 **(v) IC 4-22-2.1-5;**

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

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

38 **(i) IC 4-3-22-13;**

39 **(ii) IC 4-22-2-22.7;**

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

41 **(iv) IC 4-22-2-28; or**

42 **(v) IC 4-22-2.1-5;**

43 **published in the Indiana Register, a copy of an updated**  
44 **regulatory burden statement that meets the requirements**  
45 **of IC 4-22-2-22.7.**

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

51 **(6) The nature of any complaints or comments received from**

1 the public, including small businesses (as defined in  
2 IC 4-22-2.1-4), concerning the rule or the rule's  
3 implementation by the agency.

4 (7) Any difficulties encountered by:

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

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

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

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

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

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

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

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

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

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

- 1 (1) A general description of the subject matter of all rules  
 2 proposed to be readopted.  
 3 (2) A listing of rules that are proposed to be readopted, listed by  
 4 their titles and subtitles only.  
 5 (3) A written public comment period of thirty (30) days and  
 6 instructions on how to submit written comments to the agency.  
 7 (4) A request for comments on whether specific rules should be  
 8 reviewed through the regular rulemaking process under  
 9 IC 4-22-2-23 through IC 4-22-2-36 (as modified by IC 13-14-9,  
 10 when applicable).  
 11 (5) ~~A summary of~~ The agency's **written** findings under section 4  
 12 of this chapter.  
 13 (6) Any other information required by the publisher.
- 14 ~~(c)~~ **(d)** The agency shall submit the material in the form required by  
 15 IC 4-22-2-20. The agency need not resubmit the documents required by  
 16 IC 4-22-2-21 if the publisher received a copy of the documents when  
 17 the rule was previously adopted or amended. The publisher shall  
 18 review the material submitted under this section and determine the date  
 19 that the publisher intends to include the material in the Indiana  
 20 Register. After:
- 21 (1) establishing the intended publication date; and  
 22 (2) receiving the material as required by this section;
- 23 the publisher shall provide an electronic mail authorization to proceed  
 24 to the agency and publish the material on the intended publication date.
- 25 SECTION 11. IC 4-23-5.5-2.5, AS ADDED BY P.L.42-2024,  
 26 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2026]: Sec. 2.5. (a) ~~Each~~ **A** member of the board who is not  
 28 a state employee is **not** entitled to:
- 29 (1) the minimum salary per diem provided by IC 4-10-11-2.1(b);  
 30 **or**  
 31 (2) ~~The member is also entitled to reimbursement for mileage,~~  
 32 ~~traveling expenses, as provided under IC 4-13-1-4, and other~~  
 33 ~~expenses actually incurred in connection with the member's~~  
 34 ~~duties. as provided in the state policies and procedures~~  
 35 ~~established by the Indiana department of administration and~~  
 36 ~~approved by the budget agency.~~
- 37 (b) Each member of the board who is a state employee is entitled to  
 38 reimbursement for traveling expenses as provided under IC 4-13-1-4  
 39 and other expenses actually incurred in connection with the member's  
 40 duties as provided in the state policies and procedures established by  
 41 the Indiana department of administration and approved by the budget  
 42 agency.
- 43 (c) Each member of the board who is a member of the general  
 44 assembly is entitled to receive the same per diem, mileage, and travel  
 45 allowances paid to members of the general assembly serving on interim  
 46 study committees established by the legislative council. Per diem,  
 47 mileage, and travel allowances paid under this subsection shall be paid  
 48 from appropriations made to the legislative council or the legislative  
 49 services agency.
- 50 (d) Expenses paid under ~~subsections (a) and subsection~~ **(b)** shall be

1 paid from appropriations made to the department of environmental  
2 management.

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

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

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

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

13 ~~(3)~~ **(2)** The superintendent of the state police department or the  
14 superintendent's designee.

15 ~~(4)~~ **(3)** Four (4) county coroners appointed by the governor, who  
16 shall consider appointing coroners who are women or members  
17 of minority groups.

18 (b) Not more than two (2) of the county coroner members of the  
19 board may be from the same political party.

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

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

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

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

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

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

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

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

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

49 (c) The members of the board shall serve without compensation, but  
50 shall be entitled to receive their actual expenses necessarily incurred

1 in attending the meetings and transacting the business of the board, and  
2 in participating in such other activities as may be in the interest of the  
3 department.

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

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

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

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

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

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

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

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

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

46 (2) IC 5-22-22.

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

1 or historical societies.

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

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

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

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

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

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

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

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

30 (1) "Agency" means any state administration, agency, authority,  
31 board, bureau, commission, committee, council, department,  
32 division, institution, office, service, or other similar body of state  
33 government.

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

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

38 (4) "Director" means director of the Indiana state library.

39 (5) "Historical bureau" means the Indiana historical bureau  
40 established by IC 4-23-7.2-2.

41 (6) "Public library" has the meaning set forth in IC 36-12-1-5.

42 (7) "State library" means the Indiana state library established by  
43 IC 4-23-7-3.

44 (8) "Statewide library card program" refers to the program  
45 established by section 5.1 of this chapter.

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

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

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

18 SECTION 25. IC 4-23-7.1-39.1 IS REPEALED [EFFECTIVE JULY  
 19 1, 2027]. ~~Sec. 39.1. (a) The state library advisory council is established  
 20 for the purpose of advising the board and the state librarian concerning:~~

- 21 ~~(1) general policies of the state library;~~
- 22 ~~(2) plans or programs for library development and interlibrary  
 23 cooperation;~~
- 24 ~~(3) library research;~~
- 25 ~~(4) professional development for librarians;~~
- 26 ~~(5) standards and rules for library services;~~
- 27 ~~(6) administration and distribution of state and federal funds; and~~
- 28 ~~(7) other matters as requested by the board and the state librarian.~~

29 ~~(b) The advisory council consists of not more than fifteen (15)  
 30 members.~~

31 ~~(c) The board shall appoint the members of the advisory council;  
 32 with nominations for appointment from library organizations and the  
 33 state librarian.~~

34 ~~(d) Members of the advisory council shall serve two (2) year terms.  
 35 However, the board shall stagger the terms of the initial appointees.~~

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

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

42 ~~(g) A quorum of the members must be present for the advisory  
 43 council to take any official action. A quorum of the advisory council  
 44 consists of a majority of the members appointed to the advisory  
 45 council. An affirmative vote by a majority of the members present is  
 46 needed for the advisory council to make a recommendation or take any  
 47 official action.~~

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

- 1 chapter:
- 2 (1) "Agency" means any state administration, agency, authority,
- 3 board, bureau, commission, committee, council, department,
- 4 division, institution, office, service, or other similar body of state
- 5 government.
- 6 (2) "Board" means the Indiana library and historical board
- 7 established by IC 4-23-7-2.
- 8 (3) "Department" means the Indiana library and historical
- 9 department established by IC 4-23-7-1.
- 10 (4) "Deputy director" means the deputy director of the Indiana
- 11 historical bureau.
- 12 (5) "Director" means director of the library.
- 13 (6) "Historical bureau" means the Indiana historical bureau
- 14 established by section 2 of this chapter.
- 15 (7) "Library" means the Indiana state library established by
- 16 IC 4-23-7-3.
- 17 SECTION 27. IC 4-23-7.2-21 IS REPEALED [EFFECTIVE JULY
- 18 1, 2026]. Sec. 27. (a) An advisory committee is established to advise
- 19 the historical bureau in establishing an oral history of the general
- 20 assembly under section 20 of this chapter. The committee consists of
- 21 the following eight (8) members:
- 22 (1) One (1) member of the general assembly appointed by the
- 23 speaker of the house of representatives.
- 24 (2) One (1) member of the general assembly appointed by the
- 25 minority leader of the house of representatives.
- 26 (3) One (1) member of the general assembly appointed by the
- 27 president pro tempore of the senate.
- 28 (4) One (1) member of the general assembly appointed by the
- 29 minority leader of the senate.
- 30 (5) Four (4) members appointed by the governor as follows:
- 31 (A) One (1) member nominated by the Indiana library and
- 32 historical board.
- 33 (B) One (1) member nominated by the Indiana Historical
- 34 Society.
- 35 (C) One (1) member nominated by the Center for the Study of
- 36 History and Memory at Indiana University.
- 37 (D) One (1) member nominated by the board of trustees of The
- 38 History Museum in South Bend.
- 39 (b) The following apply to the governor's appointments under
- 40 subsection (a)(5):
- 41 (1) Not more than two (2) members appointed by the governor
- 42 may be members of the same political party.
- 43 (2) The appointments must be made so that the northern, central,
- 44 and southern regions of Indiana are represented on the committee.
- 45 (c) Members of the committee serve at the pleasure of the
- 46 appointing authority. If a vacancy occurs on the committee, the
- 47 appointing authority that appointed the member whose position is
- 48 vacant shall appoint an individual to fill the vacancy. An individual
- 49 appointed to fill a vacancy must have the qualifications that a member
- 50 appointed by the appointing authority must have.

- 1 (d) The:
- 2 (1) chairman of the legislative council; with the advice of the
- 3 vice-chairman; shall designate the chair; and
- 4 (2) vice-chairman of the legislative council; with the advice of the
- 5 chairman; shall designate a vice-chair;
- 6 of the committee from among the legislative members of the
- 7 committee. The chair and vice-chair of the committee serve at the
- 8 pleasure of the appointing authority.
- 9 (e) Each member of the committee is entitled to receive the same
- 10 per diem, mileage, and travel allowances paid to individuals who serve
- 11 as legislative and lay members; respectively; of interim study
- 12 committees established by the legislative council.
- 13 (f) The historical bureau shall provide staff support to the
- 14 committee.
- 15 (g) Expenses incurred by the committee to carry out its functions
- 16 must be paid from appropriations to the Indiana library and historical
- 17 board.
- 18 (h) On or before July 1, 2027, and July 1 biennially thereafter, the
- 19 committee shall submit a report to the executive director of the
- 20 legislative services agency; in an electronic format under IC 5-14-6; for
- 21 review by the interim committee on government in accordance with
- 22 IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:
- 23 (1) official action taken; and
- 24 (2) actionable items considered;
- 25 by the committee during the preceding two (2) years.
- 26 SECTION 28. IC 4-23-12 IS REPEALED [EFFECTIVE JULY 1,
- 27 2027]. (Indiana Commission for Arts and Humanities in Education).
- 28 SECTION 29. IC 4-23-24.1 IS REPEALED [EFFECTIVE JULY 1,
- 29 2027]. (Dr. Martin Luther King Jr. Indiana Holiday Commission).
- 30 SECTION 30. IC 4-23-25 IS REPEALED [EFFECTIVE JULY 1,
- 31 2026]. (Indiana Commission for Women).
- 32 SECTION 31. IC 4-23-26 IS REPEALED [EFFECTIVE JULY 1,
- 33 2027]. (Advisory Committee for Children With Special Health Needs).
- 34 SECTION 32. IC 4-23-27 IS REPEALED [EFFECTIVE JULY 1,
- 35 2027]. (Children's Health Policy Board).
- 36 SECTION 33. IC 4-23-28 IS REPEALED [EFFECTIVE JULY 1,
- 37 2026]. (Commission on Hispanic/Latino Affairs).
- 38 SECTION 34. IC 4-23-31 IS REPEALED [EFFECTIVE JULY 1,
- 39 2026]. (Commission on the Social Status of Black Males).
- 40 SECTION 35. IC 4-23-32 IS REPEALED [EFFECTIVE JULY 1,
- 41 2026]. (Native American Indian Affairs Commission).
- 42 SECTION 36. IC 4-23-36 IS ADDED TO THE INDIANA CODE
- 43 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 44 JULY 1, 2026]:
- 45 **Chapter 36. Indiana Cultural Commission**
- 46 **Sec. 1. As used in this chapter, "commission" refers to the**
- 47 **Indiana cultural commission established by section 3 of this**
- 48 **chapter.**
- 49 **Sec. 2. As used in this chapter, "Native American Indian" means**
- 50 **an individual who is at least one (1) of the following:**
- 51 (1) An Alaska native as defined in 43 U.S.C. 1602(b).

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

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

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

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

6 (1) Two (2) members of the house of representatives  
7 appointed as follows:

8 (A) One (1) member appointed by the speaker of the house  
9 of representatives.

10 (B) One (1) member appointed by the minority leader of  
11 the house of representatives.

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

13 (A) One (1) member appointed by the president pro  
14 tempore of the senate.

15 (B) One (1) member appointed by the minority leader of  
16 the senate.

17 (3) One (1) individual who is not a member of the general  
18 assembly appointed by the speaker of the house of  
19 representatives.

20 (4) One (1) individual who is not a member of the general  
21 assembly appointed by the president pro tempore of the  
22 senate.

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

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

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

28 (8) The commissioner of the department of correction, or the  
29 commissioner's designee.

30 (9) The director of the civil rights commission, or the  
31 director's designee.

32 (10) Four (4) individuals appointed by the governor in  
33 accordance with subsection (b).

34 (b) The following apply to members of the commission  
35 appointed by the governor under subsection (a)(10):

36 (1) The appointed individuals may not be members of the  
37 general assembly or state employees.

38 (2) The appointed individuals must represent the following:

39 (A) The Black community.

40 (B) The Hispanic/Latino community.

41 (C) Women.

42 (D) The Native American Indians.

43 (c) If a legislative member of the commission ceases to be a  
44 member of the legislative chamber from which the member was  
45 appointed, the member ceases to be a member of the commission.

46 (d) A member of the commission:

47 (1) serves at the pleasure of the member's appointing  
48 authority; and

49 (2) may be removed at any time by the appointing authority.

50 (e) If a vacancy on the commission occurs, the appointing  
51 authority who appointed the former member whose position has

1 become vacant shall appoint an individual to fill the vacancy. An  
 2 individual appointed to fill a vacancy serves on the commission for  
 3 the remainder of the unexpired term of the individual's  
 4 predecessor.

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

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

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

11 **(2)** A member appointed to the commission under section  
 12 4(a)(3) or 4(a)(4) of this chapter.

13 **(c)** A member appointed to the commission under section  
 14 4(a)(10) of this chapter serves a term that expires December 31,  
 15 2028, and each fourth year thereafter.

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

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

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

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

22 **(A)** Black Hoosier affairs.

23 **(B)** The Hispanic/Latino affairs.

24 **(C)** Hoosier women concerns.

25 **(D)** The Native American Indian affairs.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

29           **(A) Health care.**

30           **(B) Economic and business development.**

31           **(C) Employment.**

32           **(D) Education.**

33           **(E) Social and family development.**

34           **(F) Housing.**

35           **(G) Civil rights.**

36           **(H) The justice system.**

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

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

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

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

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

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

50           **(7) Make recommendations to appropriate governmental**  
 51 **agencies regarding issues of preservation and excavation of**

- 1 Native American Indian historical and archeological sites,  
 2 including the reburial of remains of Native American Indians,  
 3 that are consistent with IC 14-21-1-25.5.
- 4 **(8) Monitor legislation, policies, and other legal developments**  
 5 **in order to make recommendations to the general assembly**  
 6 **and the governor that support the commission's purposes.**
- 7 **(9) Gather, study, and disseminate information on**  
 8 **underrepresented and minority groups through publications,**  
 9 **public hearings, conferences, and other means.**
- 10 **(10) Before November 1 of each year, submit an annual report**  
 11 **on the commission's activities to:**
- 12 **(A) the governor; and**  
 13 **(B) the legislative council in an electronic format under**  
 14 **IC 5-14-6.**
- 15 **Sec. 11. The commission may study topics that are not described**  
 16 **in section 10 of this chapter as assigned by the legislative council.**
- 17 **Sec. 12. The commission may do the following:**
- 18 **(1) Designate and appoint members to subcommittees in**  
 19 **accordance with section 6 of this chapter.**
- 20 **(2) Transact business and enter into contracts that support**  
 21 **the commission's purposes.**
- 22 **(3) Apply for, receive, and disburse gifts, contributions, and**  
 23 **grants of funds or in-kind services.**
- 24 **(4) Adopt, rescind, and amend bylaws to regulate the conduct**  
 25 **of the commission's business.**
- 26 **(5) Assign duties to the commission's officers under the**  
 27 **commission's bylaws.**
- 28 **Sec. 13. The commission may not study or make any**  
 29 **recommendation on the following issues:**
- 30 **(1) Negotiations between a Native American Indian tribe and**  
 31 **the state or federal government concerning tribal sovereignty.**
- 32 **(2) Gaming on tribal land.**
- 33 **Sec. 14. (a) The civil rights commission shall provide staff and**  
 34 **administrative support for the commission.**
- 35 **(b) Except as provided in section 9(c) of this chapter, expenses**  
 36 **incurred under this chapter shall be paid from funds appropriated**  
 37 **to the civil rights commission.**
- 38 **Sec. 15. (a) The Indiana cultural commission special fund is**  
 39 **established to provide money for special projects of the**  
 40 **commission.**
- 41 **(b) The treasurer of state shall administer the fund.**
- 42 **(c) Expenses of administering the fund must be paid from**  
 43 **money in the fund.**
- 44 **(d) The fund consists of gifts, contributions, and money donated**  
 45 **to the commission.**
- 46 **(e) The treasurer of state shall invest money in the fund not**  
 47 **needed to meet the obligations of the fund in the same manner as**  
 48 **other public funds may be invested.**
- 49 **(f) Money in the fund is continuously appropriated for the**  
 50 **purposes described in subsection (a).**
- 51 **Sec. 16. (a) As used in this section, "license plate revenue" refers**

1 to money attributable to license plate sales under IC 9-18.5 that  
 2 was paid to the Native American Indian affairs commission (before  
 3 its repeal) or to the commission under IC 9-18.5-22-4.

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

7 (1) advocate for the Native American Indians residing in  
 8 Indiana; and

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

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

13 (1) nonprofit corporation described in subsection (b) has been  
 14 established; and

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

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

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

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

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

38 (b) The board is composed of:

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

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

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

45 (4) ~~two (2) directors~~ **appointed by the president pro tempore**  
 46 **of the senate; and**

47 (5) ~~two (2) directors~~ **appointed by the speaker of the house of**  
 48 **representatives.**

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

51 (1) must be a resident of Indiana;

- 1 (2) must have substantial expertise in the buying, selling, and  
 2 trading of municipal securities, in municipal administration or in  
 3 public facilities management;
- 4 (3) serves for a term of three (3) years and until the director's  
 5 successor is appointed and qualified;
- 6 (4) is eligible for reappointment;
- 7 (5) is entitled to receive the same minimum salary per diem as is  
 8 provided in IC 4-10-11-2.1(b) while performing the director's  
 9 duties. Such a director is also entitled to the same reimbursement  
 10 for traveling expenses and other expenses, actually incurred in  
 11 connection with the director's duties as is provided in the state  
 12 travel policies and procedures, established by the department of  
 13 administration and approved by the budget agency; and
- 14 (6) may be removed ~~by the governor~~ for cause ~~by the~~  
 15 **appropriate appointing authority.**
- 16 (d) Any vacancy on the board, other than by expiration of term, shall  
 17 be filled by ~~appointment of the governor~~ **the appropriate appointing**  
 18 **authority** for the unexpired term only.
- 19 SECTION 39. IC 5-2-2 IS REPEALED [EFFECTIVE JULY 1,  
 20 2027]. (Law Enforcement Academy Building Commission).
- 21 SECTION 40. IC 5-13-9-12, AS ADDED BY P.L.213-2025,  
 22 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 12. (a) As used in this section, "board" refers to  
 24 the Indiana local government investment pool board established by  
 25 subsection (c).
- 26 (b) As used in this section, "investment pool" refers to the local  
 27 government investment pool established by section 11(b) of this  
 28 chapter.
- 29 (c) The Indiana local government investment pool board is  
 30 established as a continuing board under the executive branch of state  
 31 government. The purpose of the board is to establish policies for the  
 32 investment of funds contributed to the investment pool.
- 33 (d) The board consists of the following seven (7) members:
- 34 (1) The treasurer of state, **or the treasurer of state's designee.**
- 35 (2) The director of the Indiana department of financial  
 36 institutions.
- 37 (3) Two (2) members with practical experience with financial  
 38 institutions, local government or public finance, or financial  
 39 investments domiciled in Indiana, appointed by the president pro  
 40 tempore of the senate.
- 41 (4) Two (2) members with practical experience with financial  
 42 institutions, local government or public finance, or financial  
 43 investments domiciled in Indiana, appointed by the speaker of the  
 44 house of representatives.
- 45 (5) One (1) member with practical experience with financial  
 46 institutions, local government or public finance, or financial  
 47 investments domiciled in Indiana, appointed by the governor.
- 48 (e) A member appointed under subsection (d)(3), (d)(4), or (d)(5)  
 49 serves a term of four (4) years and may be reappointed by the  
 50 appointing authority.

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

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

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

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

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

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

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

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

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

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

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

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

41 (n) The board may select and direct the treasurer of state to contract  
 42 with accountants, attorneys, regulated investment advisors, money  
 43 managers, and other finance and investment professionals to make  
 44 investments and provide for the public accounting and legal  
 45 compliance necessary to ensure and maintain the safety, liquidity, and  
 46 yield of the investment pool.

47 SECTION 41. IC 5-16-3-2, AS AMENDED BY P.L.187-2021,  
 48 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 49 JULY 1, 2027]: Sec. 2. The department of homeland security shall  
 50 provide a safe depository for all blueprints and specifications filed as

1 provided in section 1 of this chapter and retain them for inspection and  
 2 loan under the conditions and restrictions as the ~~fire prevention and~~  
 3 ~~building safety commission~~ **department of homeland security** shall  
 4 determine by rule. The ~~fire prevention and building safety commission~~  
 5 **department of homeland security** may designate the librarian of the  
 6 state of Indiana as the custodian of any blueprints and specifications  
 7 filed with it, at any time, and it shall be the duty of the state librarian  
 8 to safely preserve the same in the state archives as public documents.

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

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

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

27 (d) As used in this section, "welding code" refers to the American  
 28 Welding Society structural steel welding code D1.1, as in effect on July  
 29 1, 2023.

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

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

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

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

41 SECTION 43. IC 5-26-1-1 IS REPEALED [EFFECTIVE JULY 1,  
 42 2026]. ~~Sec. 1. As used in this article, "commission" refers to the~~  
 43 ~~integrated public safety commission established under IC 5-26-2-1.~~

44 SECTION 44. IC 5-26-1-1.5 IS ADDED TO THE INDIANA CODE  
 45 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 46 1, 2026]: **Sec. 1.5. As used in this article, "department" means the**  
 47 **department of homeland security established by IC 10-19-2-1.**

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

1 communications fund established ~~under~~ by IC 5-26-4-1.

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

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

10 SECTION 48. IC 5-26-2-1 IS REPEALED [EFFECTIVE JULY 1,  
11 2026]. Sec. 1: The integrated public safety commission is established  
12 for the purpose of promoting the efficient use of public safety agency  
13 resources through improved coordination and cooperation to enhance  
14 the safety of Indiana residents.

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

19 SECTION 50. IC 5-26-2-3 IS REPEALED [EFFECTIVE JULY 1,  
20 2026]. Sec. 3: (a) The commission is comprised of twelve (12)  
21 members as follows:

22 (1) A sheriff appointed by the governor.

23 (2) A chief of police appointed by the governor.

24 (3) A fire chief appointed by the governor.

25 (4) A head of an emergency medical services provider appointed  
26 by the governor.

27 (5) A mayor appointed by the governor.

28 (6) A county commissioner appointed by the governor.

29 (7) A representative of campus law enforcement appointed by the  
30 governor.

31 (8) A representative of the private sector appointed by the  
32 governor.

33 (9) The superintendent of the state police department.

34 (10) The special agent in charge of the Indiana office of the  
35 Federal Bureau of Investigation or designee.

36 (11) An individual appointed by the speaker of the house of  
37 representatives.

38 (12) An individual appointed by the president pro tempore of the  
39 senate.

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

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

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

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

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

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

5 SECTION 51. IC 5-26-2-4 IS REPEALED [EFFECTIVE JULY 1,  
 6 2026]. Sec. 4: (a) Seven (7) members of the commission constitute a  
 7 quorum:

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

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

14 (1) Planning for voluntary coordination of resources by public  
 15 safety agencies.

16 (2) Developing coordinated, integrated responses to significant  
 17 public safety events by those public safety agencies that choose  
 18 to take part.

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

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

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

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

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

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

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

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

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

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

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

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

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

7 (c) The commission shall meet quarterly at the call of the chair:

8 SECTION 54. IC 5-26-2-7 IS REPEALED [EFFECTIVE JULY 1,  
9 2026]. Sec. 7: Each member of the commission who is not a state  
10 employee is entitled to the minimum salary per diem provided by  
11 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for  
12 mileage, traveling expenses as provided under IC 4-13-1-4, and other  
13 expenses actually incurred in connection with the member's duties as  
14 provided in the state policies and procedures established by the Indiana  
15 department of administration and approved by the budget agency:

16 SECTION 55. IC 5-26-2-8 IS REPEALED [EFFECTIVE JULY 1,  
17 2026]. Sec. 8: Each member of the commission who is a state employee  
18 is entitled to reimbursement for traveling expenses as provided under  
19 IC 4-13-1-4 and other expenses actually incurred in connection with  
20 the member's duties as provided in the state policies and procedures  
21 established by the Indiana department of administration and approved  
22 by the budget agency:

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

28 SECTION 57. IC 5-26-2-9 IS REPEALED [EFFECTIVE JULY 1,  
29 2026]. Sec. 9: The legislative members of the commission are entitled  
30 to receive the same per diem, mileage, and travel allowances paid to  
31 persons who serve as legislative members of interim study committees  
32 established by the legislative council. Per diem, mileage, and travel  
33 allowances paid under this section shall be paid from appropriations  
34 made to the legislative council or the legislative services agency:

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

38 SECTION 59. IC 5-26-2-11 IS REPEALED [EFFECTIVE JULY 1,  
39 2026]. Sec. 11: On or before July 1, 2027, and July 1 biennially  
40 thereafter, the commission shall submit a report to the executive  
41 director of the legislative services agency, in an electronic format under  
42 IC 5-14-6, for review by the interim committee on government in  
43 accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall  
44 describe:

45 (1) official action taken; and

46 (2) actionable items considered;

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

48 SECTION 60. IC 5-26-3-1 IS AMENDED TO READ AS  
49 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The **commission**  
50 **department** may contract for the establishment of a statewide wireless

1 public safety voice and data communications system.

2 (b) The system must:

3 (1) be efficient;

4 (2) provide modern two (2) way voice or data communication to  
5 user agencies without a duplication of efforts; and

6 (3) allow user agencies with compatible equipment to  
7 communicate with one another, resulting in the efficient handling  
8 of emergencies and cooperation between agencies.

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

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

18 (1) Maintenance of the main wide area transmitter sites and  
19 interconnection links of the system.

20 (2) Management of the system's Federal Communications  
21 Commission licensing.

22 (3) Frequency planning for the system.

23 (4) Management of the system.

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

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

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

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

46 (1) Ensuring that federal and state communications requirements  
47 are followed.

48 (2) Providing system planning, including mutual aid planning and  
49 compatibility planning with other public safety agency  
50 communications systems.

1 (3) Creating a standard user agreement.

2 (4) Providing **technical** assistance to local public safety agencies  
3 in making equipment purchases.

4 (5) Assessing charges for using the system.

5 (6) Entering into and performing use and occupancy agreements  
6 concerning the system under IC 4-13.5.

7 (7) Exercising any power necessary to carry out this chapter.

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

15 SECTION 66. IC 5-26-3-7 IS REPEALED [EFFECTIVE JULY 1,  
16 2026]. ~~Sec. 7. The following subcommittees are created:~~

17 ~~(1) A user's subcommittee.~~

18 ~~(2) A technical subcommittee.~~

19 ~~(3) A finance subcommittee.~~

20 ~~(4) Any other subcommittee as determined by the commission.~~

21 SECTION 67. IC 5-26-3-8 IS ADDED TO THE INDIANA CODE  
22 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

23 1, 2026]: **Sec. 8. (a) The department shall issue a request for**  
24 **proposals (RFP) (as defined in IC 5-22-2-28) for the purchase, or**  
25 **before issuing a change order, of any communications systems and**  
26 **equipment by the department that may be made available to public**  
27 **safety agencies. The communications equipment must be**  
28 **compatible with existing communications equipment used by**  
29 **public safety agencies.**

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

35 (c) Notwithstanding IC 5-22-9-7, all proposed contracts must be  
36 approved by the budget agency before the department may enter  
37 into a contract under this section.

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

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

47 (b) The fund consists of:

48 (1) appropriations from the general assembly;

49 (2) gifts;

50 (3) federal grants;

51 (4) fees and contributions from user agencies that the ~~commission~~

1           **department** considers necessary to maintain and operate the  
2 system;

3           (5) amounts distributed to the fund under IC 9; and

4           (6) money from any other source permitted by law.

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

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

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

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

20           (1) To the ~~commission~~, **department**, for its use, subject to the  
21 approval of the budget agency, in the acquisition, construction,  
22 equipping, operation, maintenance, and financing of the system  
23 and state user equipment for the system, including the payment of  
24 rentals and other obligations under use and occupancy agreements  
25 or other contracts or leases relating to the financing of the system  
26 under IC 4-13.5.

27           (2) To the state police department, such amounts as determined  
28 by the budget agency that are sufficient to enable the state police  
29 crime laboratory to address any backlog of cases to be processed  
30 by the laboratory. The appropriations under this subdivision are  
31 subject to the payment of rentals and other obligations under use  
32 and occupancy agreements or other contracts or leases relating to  
33 the financing of the system under IC 4-13.5.

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

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

44           (1) The cost of construction of communications system  
45 infrastructure.

46           (2) The cost of acquisition or leasing of all real or personal  
47 property required for the construction of communications system  
48 infrastructure.

49           (3) The cost of operation and maintenance of communications  
50 system infrastructure.

- 1 (4) The cost of demolishing or removing any buildings, structures,  
 2 or improvements on property acquired by the **commission**  
 3 **department** for the construction of communications system  
 4 infrastructure.
- 5 (5) Engineering and legal expenses, other professional services,  
 6 and the costs of plans, specifications, surveys, estimates, and any  
 7 necessary feasibility studies.
- 8 (6) Payment of rentals and other obligations and performance of  
 9 other obligations under use and occupancy agreements or other  
 10 contracts or leases relating to the financing of communications  
 11 system infrastructure under IC 4-13.5.
- 12 SECTION 72. IC 5-26-5-8, AS AMENDED BY P.L.235-2005,  
 13 SECTION 92, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2026]: Sec. 8. The **commission department** shall pay its  
 15 obligations under any use and occupancy agreement or any other  
 16 contract or lease with the Indiana finance authority from money  
 17 deposited in the infrastructure fund before making any other  
 18 disbursement or expenditure of the money.
- 19 SECTION 73. IC 5-26-5-9 IS AMENDED TO READ AS  
 20 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. There is annually  
 21 appropriated to the **commission department** the money in the  
 22 infrastructure fund for its use, subject to the approval of the budget  
 23 agency, in carrying out the purposes described in section 7 of this  
 24 chapter.
- 25 SECTION 74. IC 6-9-7-7, AS AMENDED BY P.L.236-2023,  
 26 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2027]: Sec. 7. (a) The county treasurer shall establish an  
 28 innkeeper's tax fund. The treasurer shall deposit in that fund all money  
 29 received under section 6 of this chapter that is attributable to an  
 30 innkeeper's tax rate that is not more than five percent (5%).
- 31 (b) Money in the innkeeper's tax fund shall be distributed as  
 32 follows:
- 33 (1) Forty percent (40%) shall be distributed to the commission to  
 34 carry out its purposes, including making any distributions or  
 35 payments to the Lafayette - West Lafayette Convention and  
 36 Visitors Bureau, Inc.
- 37 (2) Ten percent (10%) shall be distributed to a community  
 38 development corporation that serves a metropolitan area in the  
 39 county that includes:
- 40 (A) Lafayette; and  
 41 (B) West Lafayette;
- 42 for the community development corporation's use in tourism,  
 43 recreation, and economic development activities.
- 44 (3) Ten percent (10%) shall be distributed to Historic  
 45 Prophetstown to be used by Historic Prophetstown for carrying  
 46 out its purposes.
- 47 (4) Ten percent (10%) shall be distributed to the Wabash River  
 48 Enhancement Corporation to assist the Wabash River  
 49 Enhancement Corporation in carrying out its purposes.
- 50 (5) The following amounts shall be distributed to the department

1 of natural resources for the development of projects in the state  
2 park on the Wabash River, including its tributaries:

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

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

5 (C) For distributions in calendar year 2025, eight percent  
6 (8%).

7 (D) For distributions in calendar year 2026, seven percent  
8 (7%).

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

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

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

12 (H) For distributions in calendar year 2030, three percent  
13 (3%).

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

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

16 (K) For distributions after calendar year 2032, zero percent  
17 (0%).

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

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

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

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

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

27 (D) For distributions in calendar year 2026, three percent  
28 (3%).

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

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

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

32 (H) For distributions in calendar year 2030, seven percent  
33 (7%).

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

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

36 (K) For distributions after calendar year 2032, ten percent  
37 (10%).

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

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

43 (1) mixed use development projects;

44 (2) quality public spaces;

45 (3) multiple transportation options;

46 (4) multiple housing options;

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

48 (6) arts, culture, and creativity; and

49 (7) recreation and green spaces.

50 (d) An advisory commission consisting of the following members

- 1 is established:
- 2 (1) The director of the department of natural resources or the
- 3 director's designee.
- 4 (2) The public finance director or the public finance director's
- 5 designee.
- 6 (3) A member appointed by the ~~Native American Indian affairs~~
- 7 **Indiana cultural** commission.
- 8 (4) A member appointed by Historic Prophetstown.
- 9 (5) A member appointed by the community development
- 10 corporation described in subsection (b)(2).
- 11 (6) A member appointed by the Wabash River Enhancement
- 12 Corporation.
- 13 (7) A member appointed by the commission.
- 14 (8) A member appointed by the county fiscal body.
- 15 (9) A member appointed by the town board of the town of
- 16 Battleground.
- 17 (10) A member appointed by the mayor of the city of Lafayette.
- 18 (11) A member appointed by the mayor of the city of West
- 19 Lafayette.
- 20 (e) The following apply to the advisory commission:
- 21 (1) The governor shall appoint a member of the advisory
- 22 commission as chairman of the advisory commission.
- 23 (2) Six (6) members of the advisory commission constitute a
- 24 quorum. The affirmative votes of at least six (6) advisory
- 25 commission members are necessary for the advisory commission
- 26 to take official action other than to adjourn or to meet to hear
- 27 reports or testimony.
- 28 (3) The advisory commission shall make recommendations
- 29 concerning the use of any proceeds of bonds issued to finance the
- 30 development of Prophetstown State Park.
- 31 (4) Members of the advisory commission who are state
- 32 employees:
- 33 (A) are not entitled to any salary per diem; and
- 34 (B) are entitled to reimbursement for traveling expenses as
- 35 provided under IC 4-13-1-4 and to reimbursement for other
- 36 expenses actually incurred in connection with the member's
- 37 duties as provided in the state policies and procedures
- 38 established by the Indiana department of administration and
- 39 approved by the budget agency.
- 40 (f) The Indiana finance authority may issue bonds for the
- 41 development of Prophetstown State Park under IC 5-1.2-6.
- 42 SECTION 75. IC 8-1-1.1-1 IS AMENDED TO READ AS
- 43 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. As used in this
- 44 chapter:
- 45 "Council" means the advisory council to the office of utility
- 46 consumer counselor created under section 7 of this chapter (**before its**
- 47 **repeal**).
- 48 "Counselor" means the consumer counselor established under
- 49 section 2 of this chapter.
- 50 "Deputy consumer counselor" means the deputy consumer

1 counselor for Washington affairs that may be established under section  
2 9.1 of this chapter.

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

5 SECTION 76. IC 8-1-1.1-7 IS REPEALED [EFFECTIVE JULY 1,  
6 2027]. Sec. 7: (a) There is created the advisory council to the office of  
7 the utility consumer counselor. The council consists of nine (9)  
8 members. Each Indiana congressional district must be represented by  
9 at least one (1) individual appointed under this section who is a  
10 resident of that congressional district. However, the reduction in  
11 membership of the council from ten (10) members to nine (9) shall be  
12 accomplished as the terms of members end and new members are  
13 appointed. Until the expiration of the term of a member who is serving  
14 on the council on January 1, 2014, and resides in the same  
15 congressional district as another member, the council consists of ten  
16 (10) members:

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

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

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

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

31 SECTION 77. IC 8-14-11-1 IS REPEALED [EFFECTIVE JULY 1,  
32 2027]. Sec. 1: As used in this chapter, "board" refers to the local bridge  
33 grant board established by section 9 of this chapter:

34 SECTION 78. IC 8-14-11-9 IS REPEALED [EFFECTIVE JULY 1,  
35 2027]. Sec. 9: (a) The local bridge grant board is established to receive  
36 and review applications for grants under this chapter. The board  
37 consists of the following members:

38 (1) The director of the department, or the director's designee:

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

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

41 (A) Two (2) members of a county executive:

42 (B) One (1) county highway engineer:

43 (C) One (1) mayor of a city:

44 (D) One (1) member of a town board of trustees:

45 (E) One (1) person with substantial experience or education in  
46 the design or construction of bridges:

47 A member appointed under clause (A), (B), (C), or (D) who  
48 ceases to hold the office described in that clause ceases to be a  
49 member of the board:

50 (b) The governor shall designate a member of the board to serve as

1 chairman.

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

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

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

16 SECTION 79. IC 8-14-11-10 IS REPEALED [EFFECTIVE JULY  
17 1, 2027]. Sec. 10: The department shall provide staff support to the  
18 board.

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

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

28 SECTION 81. IC 8-14-11-12 IS AMENDED TO READ AS  
29 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) The executive  
30 of a county may apply to the **board department** for a grant from the  
31 fund to be used to pay up to eighty percent (80%) of the cost of  
32 construction or reconstruction of one (1) or more local bridges. At the  
33 time of the application, the county executive shall notify the  
34 department of local government finance that the county has made the  
35 application.

36 (b) The application must include the following:

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

46 SECTION 82. IC 8-14-11-13 IS AMENDED TO READ AS  
47 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. Within thirty (30)  
48 days after a county applies for a grant under section 12 of this chapter,  
49 the department of local government finance shall submit to the  
50 department a financial report that includes the following information:

1 (1) The amount of money available to the county for the  
2 construction and reconstruction of local bridges.

3 (2) Any other information required by the ~~board~~ or the department  
4 for the processing of grant applications.

5 SECTION 83. IC 8-14-11-14 IS AMENDED TO READ AS  
6 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 14. The ~~board~~  
7 **department** shall use the criteria established under section 11 of this  
8 chapter and the report submitted under section 13 of this chapter to  
9 evaluate an application for a grant from the fund. The ~~board~~  
10 **department** shall notify a county that makes a grant application of the  
11 ~~board's department's~~ approval or disapproval of the application within  
12 sixty (60) days of the date of the application. The ~~board's department's~~  
13 decision to approve or disapprove a grant application is final.

14 SECTION 84. IC 8-14-11-15 IS AMENDED TO READ AS  
15 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. The ~~board~~  
16 **department** and each county for which a grant has been approved  
17 under this chapter shall enter into an agreement specifying the purposes  
18 for which the grant may be used. The terms of the agreement must be  
19 consistent with the purposes of this chapter.

20 SECTION 85. IC 8-23-9-60, AS ADDED BY P.L.70-2023,  
21 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
22 JULY 1, 2027]: Sec. 60. (a) As used in this section, "adequate welding  
23 standards" means specifications, guidelines, tests, and other methods  
24 used to ensure that all structural steel welds meet, at minimum, the  
25 codes and standards for such welds established in the welding code and  
26 under rules adopted by the ~~fire prevention and building safety~~  
27 ~~commission under IC 22-13-2-2.~~ **department of homeland security**.

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

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

38 (d) As used in this section, "welding code" refers to the American  
39 Welding Society structural steel welding code D1.1, as in effect on July  
40 1, 2023.

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

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

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

50 (3) All structural steel welding inspections listed in the project's

1 special provisions are completed by a certified welding inspector.  
 2 (f) If the department reasonably suspects a contractor has violated  
 3 this section, the department shall require the contractor to remedy the  
 4 violation not later than thirty (30) days after the department notifies the  
 5 contractor of the violation. The notification to the contractor must be  
 6 signed by the commissioner and sent by a method that enables the  
 7 department to verify receipt of the notice by the contractor. During the  
 8 thirty (30) day period, the contractor may continue to work on the  
 9 project. If the contractor fails to remedy the violation within the thirty  
 10 (30) day period, the department shall find the contractor not  
 11 responsible and determine the length of time the contractor is  
 12 considered not responsible by the department.

13 (g) In making the determination of the length of time a contractor is  
 14 not responsible under subsection (f), the department shall consider the  
 15 severity of the violation. The period during which a contractor is  
 16 considered not responsible:

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

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

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

29 SECTION 87. IC 9-13-2-82.5 IS REPEALED [EFFECTIVE JULY  
 30 1, 2026]. ~~Sec. 82.5: "Integrated public safety communications fund"~~  
 31 ~~refers to the integrated public safety communications fund established~~  
 32 ~~by IC 5-26-4-1.~~

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

- 36 (1) make investigations or require additional information; and
  - 37 (2) reject an application or request;
- 38 if the bureau is not satisfied of the genuineness, regularity, or legality  
 39 of an application or the truth of a statement in an application, or for any  
 40 other reason.

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

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

- 48 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 49 (2) To the motor vehicle highway account as follows:
  - 50 (A) For a title issued before January 1, 2017, one dollar (\$1).

- 1 (B) For a title issued after December 31, 2016, three dollars  
2 and twenty-five cents (\$3.25).
- 3 (3) For a title issued before January 1, 2017, three dollars (\$3) to  
4 the highway, road and street fund.
- 5 (4) Five dollars (\$5) to the crossroads 2000 fund.
- 6 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
7 ~~public safety emergency~~ communications fund.
- 8 (6) To the commission fund as follows:
- 9 (A) For a title issued before January 1, 2017, four dollars and  
10 twenty-five cents (\$4.25).
- 11 (B) For a title issued after December 31, 2016, five dollars  
12 (\$5).
- 13 (d) The fee for a certificate of title for a watercraft is as follows:
- 14 (1) For a certificate of title issued before January 1, 2017, fifteen  
15 dollars and fifty cents (\$15.50). The fee shall be distributed as  
16 follows:
- 17 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
18 fund.
- 19 (B) Two dollars (\$2) to the crossroads 2000 fund.
- 20 (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
21 ~~public safety emergency~~ communications fund.
- 22 (D) Four dollars and seventy-five cents (\$4.75) to the  
23 commission fund.
- 24 (E) Seven dollars (\$7) to the department of natural resources.
- 25 (2) For a certificate of title issued after December 31, 2016,  
26 fifteen dollars (\$15). The fee shall be distributed as follows:
- 27 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
28 fund.
- 29 (B) Three dollars and twenty-five cents (\$3.25) to the motor  
30 vehicle highway account.
- 31 (C) Five dollars (\$5) to the crossroads 2000 fund.
- 32 (D) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
33 ~~public safety emergency~~ communications fund.
- 34 (E) Five dollars (\$5) to the commission fund.
- 35 (e) Fees paid by dealers under this section shall be deposited in the  
36 motor vehicle odometer fund.
- 37 (f) Except as provided in subsection (g), the bureau shall deliver a  
38 certificate of title:
- 39 (1) to the person that owns the vehicle for which the certificate of  
40 title was issued, if no lien or encumbrance appears on the  
41 certificate of title; or
- 42 (2) if a lien or an encumbrance appears on the certificate of title,  
43 to the person that holds the lien or encumbrance as set forth in the  
44 application for the certificate of title.
- 45 (g) If a certificate of title is maintained electronically by the bureau,  
46 the bureau is not required to physically deliver the certificate of title  
47 but shall provide notification:
- 48 (1) to the person who owns the vehicle for which the certificate of  
49 title was issued, if no lien or encumbrance appears on the  
50 certificate of title; or

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

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

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

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

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

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

21 (1) For a violation that occurs before January 1, 2017, an  
 22 administrative penalty of twenty-one dollars and fifty cents  
 23 (\$21.50). The administrative penalty shall be distributed as  
 24 follows:

- 25 (A) Twenty-five cents (\$0.25) to the crossroads 2000 fund.
- 26 (B) Fifty cents (\$0.50) to the state motor vehicle technology  
 27 fund.
- 28 (C) Three dollars (\$3) to the highway, road and street fund.
- 29 (D) Five dollars (\$5) to the motor vehicle highway account.
- 30 (E) One dollar and fifty cents (\$1.50) to the ~~integrated public~~  
 31 **safety emergency** communications fund.
- 32 (F) Eleven dollars and twenty-five cents (\$11.25) to the  
 33 commission fund.

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

- 37 (A) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 38 **public safety emergency** communications fund.
- 39 (B) Twenty-eight dollars and seventy-five cents (\$28.75) to the  
 40 commission fund.

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

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

- 47 (A) Three dollars (\$3) to the crossroads 2000 fund.
- 48 (B) Eight dollars (\$8) to the department of natural resources.
- 49 (C) Nine dollars (\$9) to the commission fund.

50 (2) For a violation that occurs after December 31, 2016, an

1 administrative penalty of thirty dollars (\$30). The administrative  
2 penalty shall be distributed as follows:

- 3 (A) Twenty-five cents (\$0.25) to the state construction fund.  
4 (B) Two dollars and fifty cents (\$2.50) to the commission  
5 fund.  
6 (C) Twenty-seven dollars and twenty-five cents (\$27.25) to the  
7 department of natural resources.

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

- 11 (1) is lost or stolen;  
12 (2) is mutilated;  
13 (3) is destroyed; or  
14 (4) becomes illegible;

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

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

- 21 (1) furnish information satisfactory to the bureau concerning the  
22 loss, theft, mutilation, destruction, or illegibility of the certificate  
23 of title; and  
24 (2) pay the applicable fee under subsection (e) or (f).

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

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

29 (e) The fee for a duplicate certificate of title issued before January  
30 1, 2017, for a vehicle other than a watercraft is eight dollars (\$8). The  
31 fee shall be distributed as follows:

- 32 (1) One dollar (\$1) to the motor vehicle highway account.  
33 (2) One dollar (\$1) to the highway, road and street fund.  
34 (3) Six dollars (\$6) to the commission fund.

35 (f) The fee for a duplicate certificate of title issued before January  
36 1, 2017, for a watercraft is fifteen dollars and fifty cents (\$15.50). The  
37 fee shall be distributed as follows:

- 38 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.  
39 (2) Two dollars (\$2) to the crossroads 2000 fund.  
40 (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
41 ~~public safety~~ **emergency** communications fund.  
42 (4) Four dollars and seventy-five cents (\$4.75) to the commission  
43 fund.  
44 (5) Seven dollars (\$7) to the department of natural resources.

45 (g) The fee for a duplicate certificate of title issued after December  
46 31, 2016, is fifteen dollars (\$15). Except as provided in subsection (h),  
47 the fee shall be distributed as follows:

- 48 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.  
49 (2) One dollar and twenty-five cents (\$1.25) to the department of  
50 natural resources.

- 1 (3) Three dollars and twenty-five cents (\$3.25) to the motor  
 2 vehicle highway account.  
 3 (4) Five dollars (\$5) to the crossroads 2000 fund.  
 4 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 5 ~~public safety emergency~~ communications fund.  
 6 (6) Three dollars and seventy-five cents (\$3.75) to the  
 7 commission fund.  
 8 (h) After June 30, 2024, when a fee imposed under subsection (g)  
 9 is collected by the department, instead of depositing three dollars and  
 10 seventy-five cents (\$3.75) into the commission fund as required by  
 11 subsection (g)(6), the department shall instead deposit one dollar and  
 12 eighty-eight cents (\$1.88) of that amount into the motor carrier  
 13 regulation fund established by IC 8-2.1-23-1, and the remainder shall  
 14 be deposited in the commission fund.  
 15 SECTION 91. IC 9-17-4-7, AS AMENDED BY P.L.256-2017,  
 16 SECTION 107, IS AMENDED TO READ AS FOLLOWS  
 17 [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) Not more than twenty (20)  
 18 days after a person becomes the owner, custodian, or possessor of a  
 19 vehicle that:  
 20 (1) does not have a manufacturer's identification number installed  
 21 on the vehicle; or  
 22 (2) has an original manufacturer's identification number that is  
 23 altered, destroyed, obliterated, or defaced;  
 24 the person shall apply to the bureau for permission to make or stamp a  
 25 special identification number on the vehicle.  
 26 (b) The bureau shall prescribe the form and manner of an  
 27 application under subsection (a). The application must contain the  
 28 following:  
 29 (1) A description of the vehicle, including the make, style, and  
 30 year of model of the vehicle.  
 31 (2) A description of:  
 32 (A) the original manufacturer's identification number, if  
 33 possible; or  
 34 (B) any distinguishing marks on the engine or body of the  
 35 vehicle.  
 36 (3) The name and address of the applicant.  
 37 (4) The date on which the applicant purchased or took possession  
 38 of the vehicle.  
 39 (5) The name and address of the person from whom the applicant  
 40 purchased or acquired the vehicle.  
 41 (6) An application fee in an amount under subsection (c) or (d),  
 42 as applicable.  
 43 (7) Any other information the bureau requires.  
 44 (c) The fee for an application for an identification number other than  
 45 a hull identification number that is submitted before January 1, 2017,  
 46 is thirteen dollars (\$13). The fee shall be distributed as follows:  
 47 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.  
 48 (2) One dollar (\$1) to the highway, road and street fund.  
 49 (3) One dollar (\$1) to the motor vehicle highway account.  
 50 (4) One dollar and fifty cents (\$1.50) to the ~~integrated public~~

- 1           **safety emergency** communications fund.
- 2           (5) Four dollars (\$4) to the crossroads 2000 fund.
- 3           (6) Five dollars (\$5) to the commission fund.
- 4           (d) The fee for an application for a hull identification number that
- 5 is submitted before January 1, 2017, is ten dollars and fifty cents
- 6 (\$10.50). The fee shall be distributed as follows:
- 7           (1) Two dollars and fifty cents (\$2.50) to the department of
- 8 natural resources.
- 9           (2) Four dollars (\$4) to the crossroads 2000 fund.
- 10          (3) Four dollars (\$4) to the commission fund.
- 11          (e) The fee for an application for an identification number that is
- 12 submitted after December 31, 2016, is ten dollars (\$10). The fee shall
- 13 be distributed as follows:
- 14          (1) Fifty cents (\$0.50) to the state motor vehicle technology
- 15 account.
- 16          (2) Three dollars and twenty-five cents (\$3.25) to the motor
- 17 vehicle highway account.
- 18          (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 19 ~~public safety~~ **emergency** communications fund.
- 20          (4) Five dollars (\$5) to the commission fund.
- 21          (f) A person that owns or possesses a vehicle described in
- 22 subsection (a) and fails to comply with this section commits a Class B
- 23 infraction.
- 24          SECTION 92. IC 9-18.1-5-2, AS AMENDED BY P.L.108-2019,
- 25 SECTION 162, IS AMENDED TO READ AS FOLLOWS
- 26 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The bureau shall classify the
- 27 following as a passenger motor vehicle, regardless of the vehicle's
- 28 gross vehicle weight rating:
- 29          (1) A low speed vehicle.
- 30          (2) A hearse.
- 31          (3) A motor vehicle that is funeral equipment and used in the
- 32 operation of funeral services (as defined in IC 25-15-2-17).
- 33          (4) A medical services vehicle.
- 34          (b) The fee to register a passenger motor vehicle is twenty-one
- 35 dollars and thirty-five cents (\$21.35). The fee shall be distributed as
- 36 follows:
- 37          (1) Twenty-five cents (\$0.25) to the state construction fund.
- 38          (2) Thirty cents (\$0.30) to the spinal cord and brain injury fund.
- 39          (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 40          (4) Two dollars and ninety cents (\$2.90) to the highway, road and
- 41 street fund.
- 42          (5) Three dollars (\$3) to the crossroads 2000 fund.
- 43          (6) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 44 ~~public safety~~ **emergency** communications fund.
- 45          (7) Three dollars and ten cents (\$3.10) to the commission fund.
- 46          (8) Any remaining amount to the motor vehicle highway account.
- 47          SECTION 93. IC 9-18.1-5-3, AS AMENDED BY P.L.108-2019,
- 48 SECTION 163, IS AMENDED TO READ AS FOLLOWS
- 49 [EFFECTIVE JULY 1, 2026]: Sec. 3. The fee to register a motorcycle
- 50 or motor driven cycle is twenty-six dollars and thirty-five cents

- 1 (\$26.35). The fee shall be distributed as follows:
- 2 (1) Twenty-five cents (\$0.25) to the state construction fund.
- 3 (2) Thirty cents (\$0.30) to the spinal cord and brain injury fund.
- 4 (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 5 (4) Two dollars and ninety cents (\$2.90) to the highway, road and
- 6 street fund.
- 7 (5) Four dollars (\$4) to the crossroads 2000 fund.
- 8 (6) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 9 **public safety emergency** communications fund.
- 10 (7) Three dollars and ten cents (\$3.10) to the commission fund.
- 11 (8) Seven dollars (\$7) to the motorcycle operator safety education
- 12 fund.
- 13 (9) Any remaining amount to the motor vehicle highway account.
- 14 SECTION 94. IC 9-18.1-5-4, AS AMENDED BY P.L.108-2019,
- 15 SECTION 164, IS AMENDED TO READ AS FOLLOWS
- 16 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The fee to register a
- 17 not-for-hire bus is sixteen dollars and thirty-five cents (\$16.35).
- 18 (b) Except as provided in subsection (c), a fee imposed and
- 19 collected under subsection (a) shall be distributed as follows:
- 20 (1) Twenty-five cents (\$0.25) to the state construction fund.
- 21 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 22 (3) Two dollars and ninety cents (\$2.90) to the highway, road and
- 23 street fund.
- 24 (4) Four dollars (\$4) to the crossroads 2000 fund.
- 25 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 26 **public safety emergency** communications fund.
- 27 (6) Three dollars and ten cents (\$3.10) to the commission fund.
- 28 (7) Any remaining amount to the motor vehicle highway account.
- 29 (c) A fee described in subsection (a) that is collected under the
- 30 International Registration Plan shall be distributed as set forth in
- 31 section 10.5 of this chapter.
- 32 SECTION 95. IC 9-18.1-5-5, AS AMENDED BY P.L.156-2020,
- 33 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 34 JULY 1, 2026]: Sec. 5. The fee to register a collector vehicle is sixteen
- 35 dollars and thirty-five cents (\$16.35). The fee shall be distributed as
- 36 follows:
- 37 (1) Twenty-five cents (\$0.25) to the state construction fund.
- 38 (2) Fifty cents (\$0.50) to the state motor vehicle technology
- 39 account.
- 40 (3) Two dollars and ninety cents (\$2.90) to the highway, road and
- 41 street fund.
- 42 (4) Four dollars (\$4) to the crossroads 2000 fund.
- 43 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 44 **public safety emergency** communications fund.
- 45 (6) Three dollars and ten cents (\$3.10) to the commission fund.
- 46 (7) Any remaining amount to the motor vehicle highway account.
- 47 SECTION 96. IC 9-18.1-5-6, AS AMENDED BY P.L.108-2019,
- 48 SECTION 165, IS AMENDED TO READ AS FOLLOWS
- 49 [EFFECTIVE JULY 1, 2026]: Sec. 6. The fee to register a recreational
- 50 vehicle is twenty-nine dollars and thirty-five cents (\$29.35). The fee

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

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

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

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

29 Declared Gross	Weight (Pounds)	Fee (\$)
30 Greater than	Equal to	
	or less than	
31		
32 0	3,000	\$ 16.35
33 3,000	9,000	25.35
34 9,000	12,000	72
35 12,000	16,000	108
36 16,000	22,000	168
37 22,000		228

38 (b) A fee described in subsection (a) that is collected by the  
 39 department from a person registering under the International  
 40 Registration Plan shall be prorated based on the Indiana mileage  
 41 percentage of the trucks and tractors registered by the person under the  
 42 International Registration Plan pursuant to section 9 of this chapter.  
 43 The prorated amount shall be distributed as set forth in section 10.5 of  
 44 this chapter.

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

- 47 (1) Twenty-five cents (\$0.25) to the state construction fund.
- 48 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 49 (3) Two dollars and ninety cents (\$2.90) to the highway, road and
- 50 street fund.

- 1 (4) Four dollars (\$4) to the crossroads 2000 fund.  
 2 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 3 ~~public safety~~ **emergency** communications fund.  
 4 (6) Three dollars and ten cents (\$3.10) to the commission fund.  
 5 (7) Any remaining amount to the motor vehicle highway account.
- 6 SECTION 99. IC 9-18.1-5-9, AS AMENDED BY P.L.108-2019,  
 7 SECTION 168, IS AMENDED TO READ AS FOLLOWS  
 8 [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) Except as provided in section  
 9 11 of this chapter, the fee to register a truck, a tractor used with a  
 10 semitrailer, or a for-hire bus is determined as follows:
- | 11 Declared Gross | Weight (Pounds) | Fee (\$) |
|-------------------|-----------------|----------|
| 12 Greater than   | Equal to        |          |
|                   | or less than    |          |
| 14 0              | 11,000          | \$ 30.35 |
| 15 11,000         | 16,000          | 144      |
| 16 16,000         | 26,000          | 180      |
| 17 26,000         | 36,000          | 372      |
| 18 36,000         | 48,000          | 624      |
| 19 48,000         | 66,000          | 900      |
| 20 66,000         | 78,000          | 1,200    |
| 21 78,000         |                 | 1,692    |
- 22 (b) A fee described in subsection (a) that is collected under the  
 23 International Registration Plan shall be distributed as set forth in  
 24 section 10.5 of this chapter.
- 25 (c) A fee described in subsection (a) that is not required to be  
 26 distributed under subsection (b) shall be distributed as follows:
- 27 (1) Twenty-five cents (\$0.25) to the state construction fund.  
 28 (2) For a truck with a declared gross weight of eleven thousand  
 29 (11,000) pounds or less, thirty cents (\$0.30) to the spinal cord and  
 30 brain injury fund.  
 31 (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.  
 32 (4) Two dollars and ninety cents (\$2.90) to the highway, road and  
 33 street fund.  
 34 (5) Four dollars (\$4) to the crossroads 2000 fund.  
 35 (6) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 36 ~~public safety~~ **emergency** communications fund.  
 37 (7) Three dollars and ten cents (\$3.10) to the commission fund.  
 38 (8) Any remaining amount to the motor vehicle highway account.
- 39 (d) A trailer that is towed by a truck must be registered separately,  
 40 and the appropriate fee must be paid under this chapter.
- 41 SECTION 100. IC 9-18.1-5-10, AS AMENDED BY P.L.11-2023,  
 42 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 43 JULY 1, 2026]: Sec. 10. (a) The following vehicles shall be registered  
 44 as semitrailers:
- 45 (1) A semitrailer converted to a full trailer through the use of a  
 46 converter dolly.  
 47 (2) A trailer drawn behind a semitrailer.  
 48 (3) A trailer drawn by a vehicle registered under the International  
 49 Registration Plan.  
 50 (b) The fee for a permanent registration of a semitrailer is

1 eighty-two dollars (\$82).

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

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

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

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

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

22 SECTION 101. IC 9-18.1-6-4, AS AMENDED BY P.L.205-2025,  
23 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
24 JULY 1, 2026]: Sec. 4. (a) Except as provided in subsection (e), the fee  
25 to register a recovery vehicle with a gross vehicle weight rating greater  
26 than sixteen thousand (16,000) pounds is five hundred four dollars  
27 (\$504).

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

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

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

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

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

49 STEP ONE: Determine the number of months remaining until the  
50 vehicle's next registration date under IC 9-18.1-11. A partial

- 1 month shall be rounded to one (1) month.
- 2 STEP TWO: Multiply the STEP ONE result by one-twelfth  
3 (1/12).
- 4 STEP THREE: Multiply the STEP TWO product by the  
5 applicable registration fee under subsection (a) or (b) for the  
6 vehicle.
- 7 A fee imposed and collected under this subsection that is not collected  
8 under the International Registration Plan shall be distributed under  
9 subsection (c). A fee imposed and collected under this subsection that  
10 is collected under the International Registration Plan shall be  
11 distributed under subsection (d).
- 12 (f) Beginning after June 30, 2024, when a fee imposed under  
13 subsection (a) or (b) is collected by the department of state revenue,  
14 instead of depositing three dollars and ten cents (\$3.10) into the  
15 commission fund as required by subsection (c)(6), the department shall  
16 instead deposit ninety percent (90%) of that amount into the motor  
17 carrier regulation fund established by IC 8-2.1-23-1, and the remainder  
18 shall be deposited in the commission fund.
- 19 SECTION 102. IC 9-18.1-7-5, AS AMENDED BY P.L.108-2019,  
20 SECTION 172, IS AMENDED TO READ AS FOLLOWS  
21 [EFFECTIVE JULY 1, 2026]: Sec. 5. A fee to register a farm vehicle  
22 under section 3 or 4 of this chapter shall be distributed as follows:
- 23 (1) Twenty-five cents (\$0.25) to the state construction fund.
  - 24 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
  - 25 (3) Two dollars (\$2) to the crossroads 2000 fund.
  - 26 (4) Two dollars and ninety cents (\$2.90) to the highway, road and  
27 street fund.
  - 28 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
29 **public safety emergency** communications fund.
  - 30 (6) Three dollars and ten cents (\$3.10) to the commission fund.
  - 31 (7) Any remaining amount to the motor vehicle highway account.
- 32 SECTION 103. IC 9-18.1-7-6, AS AMENDED BY P.L.108-2019,  
33 SECTION 173, IS AMENDED TO READ AS FOLLOWS  
34 [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The fee for permanent  
35 registration of a farm vehicle that is a semitrailer is forty-one dollars  
36 (\$41). The fee shall be distributed as follows:
- 37 (1) Twenty-five cents (\$0.25) to the state construction fund.
  - 38 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
  - 39 (3) Two dollars and ninety cents (\$2.90) to the highway, road and  
40 street fund.
  - 41 (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
42 **public safety emergency** communications fund.
  - 43 (5) Three dollars and ten cents (\$3.10) to the commission fund.
  - 44 (6) Six dollars (\$6) to the crossroads 2000 fund.
  - 45 (7) Any remaining amount to the motor vehicle highway account.
- 46 (b) A permanent registration under subsection (a) must be renewed  
47 on an annual basis to pay all applicable excise tax. There is no fee to  
48 renew a permanent registration under subsection (a).
- 49 SECTION 104. IC 9-18.1-7-8, AS AMENDED BY P.L.108-2019,  
50 SECTION 174, IS AMENDED TO READ AS FOLLOWS

1 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) If a person has registered a  
2 vehicle as a farm vehicle and the person:

3 (1) desires to register the vehicle as a vehicle other than a farm  
4 vehicle; or

5 (2) operates the vehicle in the conduct of a commercial enterprise;  
6 the person shall apply to the bureau to change the registration from  
7 registration as a farm vehicle to the applicable registration for the  
8 vehicle under IC 9-18.1-5.

9 (b) The bureau shall issue to a person described in subsection (a) an  
10 amended certificate of registration and the appropriate license plate  
11 after the person pays the following:

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

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

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

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

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

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

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

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

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

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

31 STEP ONE: Determine the number of months between:

32 (i) the date on which the farm vehicle is registered as a  
33 vehicle other than a farm vehicle or is operated in the  
34 conduct of a commercial enterprise; and

35 (ii) the next registration date under IC 9-18.1-11 of the farm  
36 vehicle.

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

38 STEP TWO: Multiply the STEP ONE result by one-twelfth  
39 (1/12).

40 STEP THREE: Determine the product of:

41 (i) the STEP TWO result; multiplied by

42 (ii) the applicable fee under IC 9-18.1-5 for the classification  
43 to which the vehicle's registration is changed.

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

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

- 1 be distributed as follows:
- 2 (1) Twenty-five cents (\$0.25) to the state construction fund.
- 3 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 4 (3) Two dollars and ninety cents (\$2.90) to the highway, road and
- 5 street fund.
- 6 (4) Four dollars (\$4) to the crossroads 2000 fund.
- 7 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 8 ~~public safety~~ **emergency** communications fund.
- 9 (6) Three dollars and ten cents (\$3.10) to the commission fund.
- 10 SECTION 106. IC 9-18.1-11-6, AS AMENDED BY P.L.156-2020,
- 11 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 12 JULY 1, 2026]: Sec. 6. (a) A person that sells or otherwise disposes of
- 13 a vehicle, including a wrecked or destroyed vehicle, owned by the
- 14 person before the date on which the vehicle's registration expires may
- 15 apply to the bureau to transfer the registration and license plates to a
- 16 vehicle acquired or owned by the person.
- 17 (b) This subsection applies if the vehicle to which the registration
- 18 and license plate are transferred is of the same type and in the same
- 19 weight class as the vehicle for which the registration and license plate
- 20 were originally issued. The bureau shall transfer the registration and
- 21 license plate and issue an amended certificate of registration to the
- 22 person applying for the transfer after the person pays the following:
- 23 (1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be
- 24 distributed as follows:
- 25 (A) Twenty-five cents (\$0.25) to the state construction fund.
- 26 (B) Fifty cents (\$0.50) to the state motor vehicle technology
- 27 fund.
- 28 (C) One dollar (\$1) to the crossroads 2000 fund.
- 29 (D) One dollar and fifty cents (\$1.50) to the motor vehicle
- 30 highway account.
- 31 (E) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 32 ~~public safety~~ **emergency** communications fund.
- 33 (F) Five dollars (\$5) to the commission fund.
- 34 (2) Any additional excise taxes owed under IC 6-6 on the vehicle
- 35 to which the registration is transferred.
- 36 (c) This subsection applies if a vehicle to which the registration is
- 37 transferred is of a different type or in a different weight class than the
- 38 vehicle for which the registration and license plate were originally
- 39 issued. The bureau shall transfer the registration and license plate and
- 40 issue to the person applying for the transfer an amended certificate of
- 41 registration and, if necessary, a new license plate or other proof of
- 42 registration under this article or IC 9-18.5 after the person pays the
- 43 following:
- 44 (1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be
- 45 distributed as follows:
- 46 (A) Twenty-five cents (\$0.25) to the state construction fund.
- 47 (B) Fifty cents (\$0.50) to the state motor vehicle technology
- 48 fund.
- 49 (C) One dollar (\$1) to the crossroads 2000 fund.
- 50 (D) One dollar and fifty cents (\$1.50) to the motor vehicle

- 1 highway account.
- 2 (E) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 3 ~~public safety emergency~~ communications fund.
- 4 (F) Five dollars (\$5) to the commission fund.
- 5 (2) Any additional excise taxes owed under IC 6-6 on the vehicle
- 6 to which the registration is transferred.
- 7 (3) If the fee to register the vehicle to which the registration is
- 8 transferred exceeds by more than ten dollars (\$10) the fee to
- 9 register the vehicle for which the registration was originally
- 10 issued, the amount determined under the following formula:
- 11 STEP ONE: Determine the number of months between:
- 12 (i) the date on which the vehicle to which the registration is
- 13 transferred was acquired; and
- 14 (ii) the next registration date under this chapter for a vehicle
- 15 registered by the person.
- 16 A partial month shall be rounded to one (1) month.
- 17 STEP TWO: Multiply the STEP ONE result by one-twelfth
- 18 (1/12).
- 19 STEP THREE: Determine the difference between:
- 20 (i) the registration fee for the vehicle to which the
- 21 registration is transferred; minus
- 22 (ii) the registration fee for the vehicle for which the
- 23 registration was originally issued.
- 24 STEP FOUR: Determine the product of:
- 25 (i) the STEP TWO result; multiplied by
- 26 (ii) the STEP THREE result.
- 27 A fee collected under this subdivision shall be deposited in the
- 28 motor vehicle highway account.
- 29 (d) A person may register a vehicle to which a registration is
- 30 transferred under this section:
- 31 (1) individually; or
- 32 (2) with one (1) or more other persons.
- 33 SECTION 107. IC 9-18.1-11-8, AS AMENDED BY P.L.1-2025,
- 34 SECTION 135, IS AMENDED TO READ AS FOLLOWS
- 35 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) If a license plate or other
- 36 proof of registration is stolen, the person in whose name the license
- 37 plate or other proof of registration was issued shall notify:
- 38 (1) the Indiana law enforcement agency that has jurisdiction
- 39 where the theft occurred; or
- 40 (2) the law enforcement agency that has jurisdiction over the
- 41 address listed on the registration for the vehicle for which the
- 42 license plate or other proof of registration was issued;
- 43 that the original license plate or other proof of registration has been
- 44 stolen.
- 45 (b) A person may apply to the bureau to replace a license plate or
- 46 other proof of registration that is lost, stolen, destroyed, or damaged.
- 47 The bureau shall issue a duplicate or replacement license plate or other
- 48 proof of registration after the person does the following:
- 49 (1) Pays a fee of nine dollars and fifty cents (\$9.50). The fee shall
- 50 be distributed as follows:

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

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

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

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

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

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

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

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

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

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

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

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

48 SECTION 109. IC 9-18.1-11-10, AS AMENDED BY P.L.108-2019,  
 49 SECTION 179, IS AMENDED TO READ AS FOLLOWS  
 50 [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) A person that owns a vehicle

1 may apply to the bureau in a manner and form prescribed by the bureau  
 2 to display on the vehicle a license plate that is different from the  
 3 license plate that is displayed on the vehicle at the time of application.  
 4 The bureau shall issue the different license plate and an amended  
 5 certificate of registration after the person pays the following:

6 (1) Any fees required under IC 9-18.5 to obtain the different  
 7 license plate.

8 (2) If the application is not part of the person's registration or  
 9 renewal process, an additional plate change fee of nine dollars  
 10 and fifty cents (\$9.50).

11 (b) The fee described in subsection (a)(2) shall be distributed as  
 12 follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

- 1 (4) The person owns and operates the vehicle and the person:  
 2 (A) does not operate the vehicle as a lessor; and  
 3 (B) moves the empty vehicle from one (1) lessee-carrier to  
 4 another.
- 5 (5) The person owns a vehicle for which emissions testing is  
 6 required and the vehicle will require further mechanical repairs  
 7 in order to comply with the emissions testing requirements.
- 8 (c) A temporary registration permit shall be displayed on a vehicle  
 9 in a manner determined by the bureau.
- 10 (d) The bureau may issue a temporary registration permit under this  
 11 section at the bureau's discretion if the person complies with subsection  
 12 (a) and applies in a form and manner prescribed by the bureau.
- 13 SECTION 111. IC 9-18.1-12-3, AS AMENDED BY P.L.111-2021,  
 14 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 15 JULY 1, 2026]: Sec. 3. (a) A person that owns a vehicle may apply to  
 16 the bureau for a temporary delivery permit to operate the vehicle  
 17 without obtaining a certificate of title or registration for the vehicle as  
 18 set forth in subsection (b). The bureau shall issue the person a  
 19 temporary delivery permit after the person does the following:
- 20 (1) Provides proof of financial responsibility in effect with respect  
 21 to the vehicle in the amounts specified under this article in the  
 22 form required by the bureau.
- 23 (2) Pays a fee of eighteen dollars (\$18). The fee shall be  
 24 distributed as follows:
- 25 (A) Twenty-five cents (\$0.25) to the state construction fund.  
 26 (B) Fifty cents (\$0.50) to the state motor vehicle technology  
 27 fund.  
 28 (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 29 **public safety emergency** communications fund.  
 30 (D) Five dollars (\$5) to the commission fund.  
 31 (E) Any remaining amount to the motor vehicle highway  
 32 account.
- 33 (b) A temporary delivery permit issued under subsection (a) is valid  
 34 for a period of ninety-six (96) hours beginning with the time of  
 35 issuance and authorizes the person or the person's agent or employee  
 36 to operate the vehicle upon a highway for the purpose of delivering, or  
 37 having delivered, the vehicle to any of the following locations:
- 38 (1) A place of storage, including the person's residence or place  
 39 of business.  
 40 (2) An inspection station for purposes of emissions testing under  
 41 IC 13-17-5-5.1(b).  
 42 (3) A license branch or a location operated by a full service  
 43 provider (as defined in IC 9-14.1-1-2) or a partial services  
 44 provider (as defined in IC 9-14.1-1-3) to register the vehicle under  
 45 this article.
- 46 (c) A temporary delivery permit must be displayed on a vehicle in  
 47 a manner determined by the bureau.
- 48 (d) A person that uses a temporary permit:  
 49 (1) for a period greater than ninety-six (96) hours; or  
 50 (2) for a purpose not specified in subsection (b);

- 1 commits a Class C infraction.
- 2 SECTION 112. IC 9-18.1-14-7, AS AMENDED BY P.L.111-2021,  
3 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2026]: Sec. 7. (a) If a certificate of registration or decal issued  
5 for an off-road vehicle or a snowmobile that is registered under this  
6 chapter is lost, stolen, destroyed, or damaged, the owner of the off-road  
7 vehicle or snowmobile may apply to the bureau for a replacement  
8 certificate of registration or decal. If the certificate of registration or  
9 decal is stolen, the owner shall provide notice of the theft to a law  
10 enforcement agency with jurisdiction over:
- 11 (1) the site of the theft; or
  - 12 (2) the address listed on the certificate of registration.
- 13 (b) The bureau shall issue a replacement certificate of registration  
14 or decal to the owner of an off-road vehicle or a snowmobile after the  
15 owner:
- 16 (1) pays a fee of nine dollars and fifty cents (\$9.50); and
  - 17 (2) provides notice as required under subsection (a), if applicable.
- 18 (c) The fee imposed under subsection (b) shall be distributed as  
19 follows:
- 20 (1) Twenty-five cents (\$0.25) to the state construction fund.
  - 21 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
  - 22 (3) One dollar (\$1) to the crossroads 2000 fund.
  - 23 (4) One dollar and fifty cents (\$1.50) to the motor vehicle  
24 highway account.
  - 25 (5) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
26 ~~public safety~~ **emergency** communications fund.
  - 27 (6) Five dollars (\$5) to the commission fund.
- 28 (d) A replacement certificate of registration or decal issued under  
29 this section must be attached and displayed in the same manner as the  
30 original certificate of registration or decal.
- 31 SECTION 113. IC 9-18.1-14-8, AS AMENDED BY P.L.108-2019,  
32 SECTION 184, IS AMENDED TO READ AS FOLLOWS  
33 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) A person that owns an  
34 off-road vehicle or a snowmobile that is registered under this chapter  
35 may apply to the bureau to change the ownership of the off-road  
36 vehicle or snowmobile:
- 37 (1) by adding at least one (1) other person as a joint owner; or
  - 38 (2) if the person is a joint owner of the off-road vehicle or  
39 snowmobile, by transferring the person's ownership interest in the  
40 off-road vehicle or snowmobile to at least one (1) remaining joint  
41 owner.
- 42 (b) The bureau shall issue an amended certificate of registration to  
43 a person that applies under subsection (a) after the person does the  
44 following:
- 45 (1) Complies with IC 9-17.
  - 46 (2) Pays a fee of nine dollars and fifty cents (\$9.50).
- 47 (c) A person may apply to the bureau to amend any obsolete or  
48 incorrect information contained in the certificate of registration issued  
49 with respect to the off-road vehicle or snowmobile. The bureau shall  
50 issue an amended certificate of registration after the person pays a fee

1 of nine dollars and fifty cents (\$9.50).

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

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

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

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

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

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

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

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

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

24 (1) the site of the theft; or

25 (2) the address listed on the certificate of registration.

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

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

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

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

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

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

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

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

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

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

47 (1) by adding at least one (1) other person as a joint owner; or

48 (2) if the person is a joint owner of the watercraft, by transferring  
49 the person's ownership interest in the watercraft to at least one (1)  
50 remaining joint owner.

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

4 (1) Complies with IC 9-17.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

49 (D) Three dollars (\$3) to the commission fund.

50 SECTION 117. IC 9-18.5-9-6, AS AMENDED BY P.L.108-2019,

1 SECTION 186, IS AMENDED TO READ AS FOLLOWS  
 2 [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The fee for a license plate  
 3 issued under this chapter is eight dollars (\$8).

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

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

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

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

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

28 SECTION 119. IC 9-18.5-14-1, AS ADDED BY P.L.198-2016,  
 29 SECTION 327, IS AMENDED TO READ AS FOLLOWS  
 30 [EFFECTIVE JULY 1, 2027]: Sec. 1. The bureau shall design and  
 31 issue a kids first trust license plate. The kids first trust license plate  
 32 shall be designed and issued as a special group recognition license  
 33 plate under IC 9-18.5-12. The final design of the plate must be  
 34 approved by the ~~board (as defined in IC 31-26-4-2)~~: **commission on**  
 35 **improving the status of children in Indiana.**

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

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

47 (b) The treasurer of state shall invest the money in the Indiana  
 48 Native American trust fund not currently needed to meet the  
 49 obligations of the Indiana Native American trust fund in the same  
 50 manner as other public trust funds are invested. Interest that accrues

1 from these investments shall be deposited in the Indiana Native  
2 American trust fund.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1 (B) For an individual who is at least seventy-five (75) years of  
 2 age but less than eighty-five (85) years of age, eleven dollars  
 3 (\$11).

4 (C) For an individual who is at least eighty-five (85) years of  
 5 age, seven dollars (\$7).

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

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

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

10 (3) Four dollars and fifty cents (\$4.50) to the motor vehicle  
 11 highway account.

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

14 (5) Nine dollars and twenty-five cents (\$9.25) to the commission  
 15 fund.

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

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

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

20 (3) Three dollars (\$3) to the motor vehicle highway account.

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

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

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

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

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

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

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

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

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

36 (1) is under the care and supervision of the department of child  
 37 services; or

38 (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as  
 39 defined in IC 31-36-3-4) and presents a fee and consent waiver  
 40 affidavit described in IC 31-36-3-4(c);

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

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

47 (1) One dollar and fifty cents (\$1.50) to the state motor vehicle  
 48 technology fund.

49 (2) Fifteen dollars (\$15) to the motor vehicle highway account.

50 (3) Five dollars (\$5) to the ~~integrated public safety emergency~~

- 1 communications fund.
- 2 (4) Fourteen dollars and fifty cents (\$14.50) to the commission
- 3 fund.
- 4 (b) The fee for a commercial driver's license issued after December
- 5 31, 2016, is thirty-five dollars (\$35). The fee shall be distributed as
- 6 follows:
- 7 (1) Twenty-five cents (\$0.25) to the state construction fund.
- 8 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 9 (3) Two dollars (\$2) to the crossroads 2000 fund.
- 10 (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 11 **public safety emergency** communications fund.
- 12 (5) Four dollars and seventy-five cents (\$4.75) to the commission
- 13 fund.
- 14 (6) Any remaining amount to the motor vehicle highway account.
- 15 (c) The fee for a commercial learner's permit is seventeen dollars
- 16 (\$17). The fee shall be distributed as follows:
- 17 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 18 (2) Two dollars (\$2) to the crossroads 2000 fund.
- 19 (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 20 **public safety emergency** communications fund.
- 21 (4) To the commission fund as follows:
- 22 (A) For a commercial learner's permit issued before January 1,
- 23 2017, twelve dollars and seventy-five cents (\$12.75).
- 24 (B) For a commercial learner's permit issued after December
- 25 31, 2016, five dollars (\$5).
- 26 (5) To the motor vehicle highway account as follows:
- 27 (A) For a commercial learner's permit issued before January 1,
- 28 2017, fifty cents (\$0.50).
- 29 (B) For a commercial learner's permit issued after December
- 30 31, 2016, eight dollars and twenty-five cents (\$8.25).
- 31 (d) The payment of a fee imposed under this section does not relieve
- 32 the holder of a commercial driver's license or commercial learner's
- 33 permit of responsibility for the following fees, as applicable:
- 34 (1) The fee to issue an amended or a replacement license or
- 35 permit under IC 9-24-14-1.
- 36 (2) A fee to add or remove an endorsement to a license or permit
- 37 under subsection (e) or IC 9-24-8.5-3.
- 38 (3) The administrative penalty for the delinquent renewal of a
- 39 license under IC 9-24-12-13.
- 40 (e) The fee to add or remove an endorsement, other than a
- 41 motorcycle endorsement, to a commercial driver's license or
- 42 commercial learner's permit is nineteen dollars (\$19). The fee shall be
- 43 distributed as follows:
- 44 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 45 (2) One dollar and twenty-five cents (\$1.25) to the motor vehicle
- 46 highway account.
- 47 (3) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~
- 48 **public safety emergency** communications fund.
- 49 (4) Sixteen dollars (\$16) to the commission fund.
- 50 SECTION 124. IC 9-24-7-1, AS AMENDED BY P.L.174-2023,

1 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2026]: Sec. 1. (a) The bureau shall issue a learner's permit to  
3 an individual who satisfies the following conditions:

4 (1) Makes a proper application in the form and manner prescribed  
5 by the bureau.

6 (2) Except as provided in subsection (d), pays a fee under  
7 subsection (b) or (c), as applicable.

8 (3) If less than eighteen (18) years of age:

9 (A) is not ineligible under IC 9-24-2-1; and

10 (B) provides the bureau with an emergency contact person (as  
11 defined by IC 9-26-2-5) who is not the individual who holds  
12 the learner's permit to be listed in the Indiana emergency  
13 contact data base described in IC 9-26-10-1 for the individual  
14 who holds the learner's permit.

15 (4) Has passed a written examination as required under  
16 IC 9-24-10.

17 (5) Either:

18 (A) is at least sixteen (16) years of age; or

19 (B) if at least fifteen (15) years of age but less than sixteen  
20 (16) years of age, is enrolled in an approved driver education  
21 course.

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

25 (1) Fifty cents (\$0.50) to the motor vehicle highway account.

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

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

28 (4) One dollar and seventy-five cents (\$1.75) to the ~~integrated~~  
29 **public safety emergency** communications fund.

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

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

34 (1) Twenty-five cents (\$0.25) to the motor vehicle highway  
35 account.

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

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

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

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

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

43 (1) is under the care and supervision of the department of child  
44 services; or

45 (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as  
46 defined in IC 31-36-3-4) and presents a fee and consent waiver  
47 affidavit described in IC 31-36-3-4(c);

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

49 SECTION 125. IC 9-24-8-3, AS AMENDED BY P.L.111-2021,  
50 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

- 1 JULY 1, 2026]: Sec. 3. (a) The bureau shall issue a motorcycle  
 2 learner's permit to an individual who meets the following conditions:  
 3 (1) The individual holds a valid driver's license issued under this  
 4 article.  
 5 (2) The individual passes a written examination developed by the  
 6 bureau concerning the safe operation of a motorcycle.  
 7 (3) The individual makes a proper application in the form and  
 8 manner prescribed by the bureau.  
 9 (4) The individual pays the appropriate fee under subsection (c)  
 10 or (d).  
 11 (b) A motorcycle learner's permit authorizes the holder to operate a  
 12 motorcycle upon a highway under the following conditions:  
 13 (1) The holder wears a helmet that meets the standards described  
 14 in 49 CFR 571.218 as in effect January 1, 2000.  
 15 (2) The motorcycle is operated only during the period from  
 16 one-half (1/2) hour before sunrise to one-half (1/2) hour after  
 17 sunset.  
 18 (3) The motorcycle does not carry passengers other than the  
 19 operator.  
 20 (c) The fee for a motorcycle learner's permit issued before January  
 21 1, 2017, is nine dollars and fifty cents (\$9.50). The fee shall be  
 22 distributed as follows:  
 23 (1) One dollar (\$1) to the state motor vehicle technology fund.  
 24 (2) One dollar (\$1) to the motor vehicle highway account.  
 25 (3) Two dollars (\$2) to the crossroads 2000 fund.  
 26 (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 27 **public safety emergency** communications fund.  
 28 (5) Four dollars and twenty-five cents (\$4.25) to the commission  
 29 fund.  
 30 (d) The fee for a motorcycle learner's permit issued after December  
 31 31, 2016, is nine dollars (\$9). The fee shall be distributed as follows:  
 32 (1) Twenty-five cents (\$0.25) to the motor vehicle highway  
 33 account.  
 34 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.  
 35 (3) Two dollars (\$2) to the crossroads 2000 fund.  
 36 (4) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 37 **public safety emergency** communications fund.  
 38 (5) Five dollars (\$5) to the commission fund.  
 39 (e) The fee for a motorcycle operational skills test administered  
 40 under this chapter is as follows:  
 41 (1) For tests given by state employees, the fee is five dollars (\$5)  
 42 and shall be deposited in the motor vehicle highway account  
 43 under IC 8-14-1.  
 44 (2) For tests given by a contractor approved by the bureau, the fee  
 45 is:  
 46 (A) determined under rules adopted by the bureau under  
 47 IC 4-22-2 to cover the direct costs of administering the test;  
 48 and  
 49 (B) paid to the contractor.

50 SECTION 126. IC 9-24-8.5-3, AS AMENDED BY P.L.211-2023,

1 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2026]: Sec. 3. (a) The bureau shall add a motorcycle  
3 endorsement to a driver's license if the holder meets the following  
4 conditions:

5 (1) Is at least:

6 (A) sixteen (16) years and ninety (90) days of age and has  
7 completed a motorcycle operator safety education course  
8 approved by the bureau under IC 9-27-7; or

9 (B) sixteen (16) years and two hundred seventy (270) days of  
10 age.

11 (2) Makes a proper application in the form and manner prescribed  
12 by the bureau.

13 (3) Has passed a written examination developed by the bureau  
14 concerning the safe operation of a motorcycle.

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

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

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

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

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

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

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

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

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

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

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

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

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

45 and

46 (B) paid to the contractor.

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

1 fund.

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

4 SECTION 127. IC 9-24-8.5-5, AS AMENDED BY P.L.211-2023,  
5 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
6 JULY 1, 2026]: Sec. 5. (a) The bureau shall add a for-hire endorsement  
7 to a driver's license if the holder meets the following conditions:

- 8 (1) Is at least eighteen (18) years of age.
- 9 (2) Has held a valid driver's license for more than one (1) year.
- 10 (3) Makes a proper application in a form and manner prescribed  
11 by the bureau.
- 12 (4) Satisfactorily passes a written test approved by the bureau.
- 13 (5) Pays a fee of nineteen dollars (\$19). The fee shall be  
14 distributed as follows:
  - 15 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
16 fund.
  - 17 (B) One dollar and twenty-five cents (\$1.25) to the motor  
18 vehicle highway account.
  - 19 (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
20 **public safety emergency** communications fund.
  - 21 (D) Sixteen dollars (\$16) to the commission fund.

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

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

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

- 37 (1) Pass an eyesight examination.
- 38 (2) Pass a written examination if:
  - 39 (A) the applicant has at least six (6) active points on the  
40 applicant's driving record maintained by the bureau;
  - 41 (B) the applicant has not reached the applicant's twenty-first  
42 birthday and has active points on the applicant's driving record  
43 maintained by the bureau; or
  - 44 (C) the applicant is in possession of a driver's license that is  
45 expired beyond one hundred eighty (180) days.

46 (b) The holder of a driver's license in the form of a physical  
47 credential (issued under IC 9-24-3), a chauffeur's or a public passenger  
48 chauffeur's license, or a learner's permit issued in the form of a physical  
49 credential under IC 9-24-7 may renew the license, including any  
50 endorsements in effect with respect to the license, by mail or by

- 1 electronic service, subject to the following conditions:
- 2 (1) A valid computerized image of the individual must exist
- 3 within the records of the bureau.
- 4 (2) The previous renewal of the individual's driver's license
- 5 (issued under IC 9-24-3), chauffeur's or public passenger
- 6 chauffeur's license, or a learner's permit issued under IC 9-24-7
- 7 must not have been by mail or by electronic service.
- 8 (3) The application for or previous renewal of the individual's
- 9 license or permit must have included a test of the individual's
- 10 eyesight approved by the bureau.
- 11 (4) If the individual were applying for the license or permit
- 12 renewal in person at a license branch, the individual would not be
- 13 required under subsection (a)(2) to submit to a written
- 14 examination.
- 15 (5) The individual must be a citizen of the United States, as
- 16 shown in the records of the bureau.
- 17 (6) There must not have been any change in the:
- 18 (A) address; or
- 19 (B) name;
- 20 of the individual since the issuance or previous renewal of the
- 21 individual's driver's license (issued under IC 9-24-3), chauffeur's
- 22 or public passenger chauffeur's license, or a learner's permit
- 23 issued under IC 9-24-7.
- 24 (7) The driver's license (issued under IC 9-24-3), chauffeur's or
- 25 public passenger chauffeur's license, or a learner's permit issued
- 26 under IC 9-24-7 of the individual must not be:
- 27 (A) suspended; or
- 28 (B) expired more than one hundred eighty (180) days;
- 29 at the time of the application for renewal.
- 30 (8) If the individual is seventy-five (75) years of age or older at
- 31 the time of the application for renewal, the individual must
- 32 provide proof, on a form approved by the bureau, that the
- 33 individual has passed an eyesight examination within thirty (30)
- 34 days prior to the renewal application.
- 35 (c) An individual applying for the renewal of a driver's license
- 36 issued in the form of a physical credential (issued under IC 9-24-3), a
- 37 chauffeur's license or a public passenger chauffeur's license, or a
- 38 learner's permit issued in the form of a physical credential under
- 39 IC 9-24-7, including any endorsements in effect with respect to the
- 40 license, must apply in person at a license branch under subsection (a)
- 41 if the individual is not entitled to apply by mail or by electronic service
- 42 under subsection (b).
- 43 (d) The bureau may not issue or renew a chauffeur's or a public
- 44 passenger chauffeur's license after December 31, 2016. If a holder of
- 45 a chauffeur's or a public passenger chauffeur's license applies after
- 46 December 31, 2016, for renewal of the chauffeur's or public passenger
- 47 chauffeur's license, the bureau shall issue to the holder a driver's
- 48 license under IC 9-24-3 with a for-hire endorsement if the holder:
- 49 (1) applies in a form and manner prescribed by the bureau; and
- 50 (2) satisfies the requirements for renewal of a driver's license

- 1 issued under IC 9-24-3, including the fee and examination  
 2 requirements under this section.
- 3 (e) An individual applying for the renewal of a driver's license  
 4 issued in the form of a physical credential under IC 9-24-3 shall pay the  
 5 following applicable fee:
- 6 (1) If the individual is less than seventy-five (75) years of age,  
 7 seventeen dollars and fifty cents (\$17.50). The fee shall be  
 8 distributed as follows:
- 9 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
 10 fund.  
 11 (B) Two dollars (\$2) to the crossroads 2000 fund.  
 12 (C) Four dollars and fifty cents (\$4.50) to the motor vehicle  
 13 highway account.  
 14 (D) One dollar and twenty-five cents (\$1.25) to the **integrated**  
 15 **public safety emergency** communications fund.  
 16 (E) Nine dollars and twenty-five cents (\$9.25) to the  
 17 commission fund.
- 18 (2) If the individual is at least seventy-five (75) years of age and  
 19 less than eighty-five (85) years of age, eleven dollars (\$11). The  
 20 fee shall be distributed as follows:
- 21 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
 22 fund.  
 23 (B) One dollar and fifty cents (\$1.50) to the crossroads 2000  
 24 fund.  
 25 (C) Three dollars (\$3) to the motor vehicle highway account.  
 26 (D) One dollar and twenty-five cents (\$1.25) to the **integrated**  
 27 **public safety emergency** communications fund.  
 28 (E) Four dollars and seventy-five cents (\$4.75) to the  
 29 commission fund.
- 30 (3) If the individual is at least eighty-five (85) years of age, seven  
 31 dollars (\$7). The fee shall be distributed as follows:
- 32 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
 33 fund.  
 34 (B) One dollar (\$1) to the crossroads 2000 fund.  
 35 (C) Two dollars (\$2) to the motor vehicle highway account.  
 36 (D) One dollar and twenty-five cents (\$1.25) to the **integrated**  
 37 **public safety emergency** communications fund.  
 38 (E) Two dollars and twenty-five cents (\$2.25) to the  
 39 commission fund.
- 40 A fee paid under this subsection after December 31, 2016, includes the  
 41 renewal of any endorsements that are in effect with respect to the  
 42 driver's license issued in the form of a physical credential under  
 43 IC 9-24-3 at the time of renewal.
- 44 SECTION 129. IC 9-24-14-1, AS AMENDED BY P.L.211-2023,  
 45 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 46 JULY 1, 2026]: Sec. 1. If a permit or driver's license issued in the form  
 47 of a physical credential under this article is lost or destroyed, and as  
 48 provided in section 3.5 of this chapter, the individual to whom the  
 49 permit or driver's license was issued may obtain a replacement if the  
 50 individual pays a fee as follows:

- 1 (1) For a replacement permit or driver's license, other than a  
 2 commercial driver's license, issued before January 1, 2017, ten  
 3 dollars and fifty cents (\$10.50). The fee shall be distributed as  
 4 follows:
- 5 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
 6 fund.
  - 7 (B) One dollar and fifty cents (\$1.50) to the crossroads 2000  
 8 fund.
  - 9 (C) One dollar and fifty cents (\$1.50) to the motor vehicle  
 10 highway account.
  - 11 (D) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 12 ~~public safety emergency~~ communications fund.
  - 13 (E) Five dollars and seventy-five cents (\$5.75) to the  
 14 commission fund.
- 15 (2) For a replacement commercial driver's license issued before  
 16 January 1, 2017, five dollars and fifty cents (\$5.50). The fee shall  
 17 be distributed as follows:
- 18 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
 19 fund.
  - 20 (B) One dollar (\$1) to the crossroads 2000 fund.
  - 21 (C) One dollar and fifty cents (\$1.50) to the motor vehicle  
 22 highway account.
  - 23 (D) Two dollars and fifty cents (\$2.50) to the commission  
 24 fund.
- 25 (3) For a replacement permit or driver's license issued after  
 26 December 31, 2016, nine dollars (\$9). The fee shall be distributed  
 27 as follows:
- 28 (A) Twenty-five cents (\$0.25) to the motor vehicle highway  
 29 account.
  - 30 (B) Fifty cents (\$0.50) to the state motor vehicle technology  
 31 fund.
  - 32 (C) One dollar and twenty-five cents (\$1.25) to the ~~integrated~~  
 33 ~~public safety emergency~~ communications fund.
  - 34 (D) Two dollars (\$2) to the crossroads 2000 fund.
  - 35 (E) Five dollars (\$5) to the commission fund.
- 36 SECTION 130. IC 9-24-16-10, AS AMENDED BY P.L.111-2021,  
 37 SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2026]: Sec. 10. (a) The bureau may:
- 39 (1) adopt rules under IC 4-22-2, including rules to:
    - 40 (A) verify an applicant's identity, lawful status, and residence;
    - 41 and
    - 42 (B) invalidate on a temporary basis a license or permit that
    - 43 was issued based on fraudulent documentation; and
  - 44 (2) prescribe all forms necessary;
- 45 to implement this chapter.
- 46 (b) The bureau may not impose a fee for the issuance of:
    - 47 (1) an original;
    - 48 (2) a renewal of an;
    - 49 (3) a replacement; or
    - 50 (4) an amended;

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

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

8 (1) will be at least eighteen (18) years of age and eligible to vote  
 9 in the next general, municipal, or special election;

10 (2) is:

11 (A) at least sixteen (16) years of age; and

12 (B) under the care and supervision of the department of child  
 13 services; or

14 (3) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as  
 15 defined in IC 31-36-3-4) and presents a fee and consent waiver  
 16 affidavit described in IC 31-36-3-4(c).

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

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

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

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

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

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

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

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

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

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

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

41 (e) The fee to issue, renew, replace, or amend an identification card  
 42 issued after December 31, 2016, is nine dollars (\$9). The fee shall be  
 43 distributed as follows:

44 (1) Twenty-five cents (\$0.25) to the motor vehicle highway  
 45 account.

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

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

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

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

1 SECTION 131. IC 9-24-16.5-14, AS AMENDED BY P.L.256-2017,  
 2 SECTION 180, IS AMENDED TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2026]: Sec. 14. (a) The fee to issue, renew,  
 4 replace, or amend a photo exempt identification card issued before  
 5 January 1, 2017, is as follows:

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

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

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

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

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

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

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

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

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

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

28 (b) The fee to issue, renew, replace, or amend a photo exempt  
 29 identification card issued after December 31, 2016, is nine dollars (\$9).  
 30 The fee shall be distributed as follows:

31 (1) Twenty-five cents (\$0.25) to the motor vehicle highway  
 32 account.

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

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

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

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

38 SECTION 132. IC 9-27-5-2, AS AMENDED BY P.L.56-2023,  
 39 SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 2. The director of the state department of  
 41 toxicology may solicit and receive aid from the following:

42 (1) The office of traffic safety.

43 (2) The state police department.

44 ~~(3) The commission on forensic sciences.~~

45 ~~(4)~~ (3) The Indiana Coroners Association.

46 ~~(5)~~ (4) The Indiana department of health.

47 ~~(6)~~ (5) The Indiana State Medical Association.

48 ~~(7)~~ (6) Other agencies that may, in the director's opinion, make a  
 49 contribution to the effectiveness of the study.

50 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 (e) for the vacating member's unexpired term:

(g) The advisory board shall:

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

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

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

SECTION 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 motorcyclists to serve in an advisory capacity to the program:

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

(c) A member of the advisory board may be removed for good cause:

(d) A vacancy on the advisory board shall be filled by the appointment by the commissioner of an individual to fill the position

1 to which the vacating member was appointed under subsection (a) for  
2 the vacating member's unexpired term.

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

7 SECTION 135. IC 10-13-2-9 IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) The  
9 superintendent shall adopt rules necessary to accomplish the purposes  
10 of this chapter.

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

14 SECTION 136. IC 10-13-2-10 IS REPEALED [EFFECTIVE JULY  
15 1, 2027]. Sec. 10: (a) The criminal justice advisory committee is  
16 established:

17 (b) The committee consists of the following persons or their  
18 designated representatives:

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

20 (2) The attorney general.

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

22 (4) The commissioner of corrections.

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

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

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

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

30 (9) The executive director of the law enforcement training  
31 academy.

32 (10) A criminologist or forensic scientist.

33 (c) A member of the committee:

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

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

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

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

41 SECTION 137. IC 10-13-3-4 IS REPEALED [EFFECTIVE JULY  
42 1, 2027]. Sec. 4: As used in this chapter, "council" means the security  
43 and privacy council established by section 34 of this chapter.

44 SECTION 138. IC 10-13-3-34 IS REPEALED [EFFECTIVE JULY  
45 1, 2027]. Sec. 34: (a) There is established a security and privacy  
46 council that consists of nine (9) members selected under subsections  
47 (b) and (c):

48 (b) The following six (6) members shall be appointed by and shall  
49 serve at the pleasure of the governor:

50 (1) A prosecuting attorney.

- 1           (2) The police chief of a city.  
 2           (3) The sheriff of a county.  
 3           (4) A criminal court judge.  
 4           (5) Two (2) citizens who are not law enforcement officers.  
 5           (c) The following persons, or their designees, also are members of  
 6 the council:  
 7           (1) The superintendent.  
 8           (2) The attorney general.  
 9           (3) The commissioner of the department of correction.  
 10          (d) Members of the council are not entitled to receive compensation  
 11 but are entitled to receive a per diem and mileage on those days in  
 12 which they are engaged in the business of the council. Per diem and  
 13 mileage paid shall be that amount paid to state employees.  
 14          SECTION 139. IC 10-14-3-9, AS AMENDED BY P.L.85-2015,  
 15 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 9. (a) The agency shall prepare and maintain a  
 17 current state emergency operations plan. The plan may provide for the  
 18 following:  
 19           (1) Prevention and minimization of injury and damage caused by  
 20 disaster.  
 21           (2) Prompt and effective response to disaster.  
 22           (3) Emergency relief.  
 23           (4) Identification of areas particularly vulnerable to disaster.  
 24           (5) Recommendations for:  
 25               (A) zoning;  
 26               (B) building;  
 27               (C) other land use controls;  
 28               (D) safety measures for securing mobile homes or other  
 29 nonpermanent or semipermanent structures; and  
 30               (E) other preventive and preparedness measures designed to  
 31 eliminate or reduce disaster or its impact;  
 32 that must be disseminated to ~~both the fire prevention and building~~  
 33 ~~safety commission and~~ local authorities.  
 34           (6) Assistance to local officials in designing local emergency  
 35 action plans.  
 36           (7) Authorization and procedures for the erection or other  
 37 construction of temporary works designed to protect against or  
 38 mitigate danger, damage, or loss from flood, conflagration, or  
 39 other disaster.  
 40           (8) Preparation and distribution to the appropriate state and local  
 41 officials of state catalogs of federal, state, and private assistance  
 42 programs.  
 43           (9) Organization of manpower and chains of command.  
 44           (10) Coordination of federal, state, and local disaster activities.  
 45           (11) Coordination of the state disaster plan with the disaster plans  
 46 of the federal government.  
 47           (12) Other necessary matters.  
 48          (b) The agency shall take an integral part in the development and  
 49 revision of local and interjurisdictional disaster plans prepared under  
 50 section 17 of this chapter. The agency shall employ or otherwise secure

1 the services of professional and technical personnel capable of  
2 providing expert assistance to political subdivisions, a political  
3 subdivision's disaster agencies, and interjurisdictional planning and  
4 disaster agencies. These personnel:

5 (1) shall consult with subdivisions and government agencies on  
6 a regularly scheduled basis;

7 (2) shall make field examinations of the areas, circumstances, and  
8 conditions to which particular local and interjurisdictional  
9 disaster plans are intended to apply; and

10 (3) may suggest revisions.

11 (c) In preparing and revising the state disaster plan, the agency shall  
12 seek the advice and assistance of local government, business, labor,  
13 industry, agriculture, civic and volunteer organizations, and community  
14 leaders. In advising local and interjurisdictional agencies, the agency  
15 shall encourage local and interjurisdictional agencies to seek advice  
16 from the sources specified in this subsection.

17 (d) The state disaster plan or any part of the plan may be  
18 incorporated in rules of the agency or by executive orders.

19 (e) The agency shall do the following:

20 (1) Determine requirements of the state and political subdivisions  
21 for food, clothing, and other necessities in the event of an  
22 emergency.

23 (2) Procure and pre-position supplies, medicines, materials, and  
24 equipment.

25 (3) Adopt standards and requirements for local and  
26 interjurisdictional disaster plans.

27 (4) Provide for mobile support units.

28 (5) Assist political subdivisions, political subdivisions' disaster  
29 agencies, and interjurisdictional disaster agencies to establish and  
30 operate training programs and public information programs.

31 (6) Make surveys of industries, resources, and facilities in  
32 Indiana, both public and private, necessary to carry out this  
33 chapter.

34 (7) Plan and make arrangements for the availability and use of  
35 any private facilities, services, and property, and if necessary and  
36 if the private facilities, services, or property is used, provide for  
37 payment for the use under agreed upon terms and conditions.

38 (8) Establish a register of persons with types of training and skills  
39 important in emergency prevention, preparedness, response, and  
40 recovery.

41 (9) Establish a register of mobile and construction equipment and  
42 temporary housing available for use in a disaster emergency.

43 (10) Prepare, for issuance by the governor, executive orders,  
44 proclamations, and regulations necessary or appropriate in coping  
45 with disaster.

46 (11) Cooperate with the federal government and any public or  
47 private agency or entity in achieving any purpose of this chapter  
48 and in implementing programs for disaster prevention,  
49 preparation, response, and recovery.

50 (12) Do other things necessary, incidental, or appropriate to

1           implement this chapter.

2           (f) The agency shall ascertain the rapid and efficient  
3 communications that exist in times of disaster emergencies. The agency  
4 shall consider the desirability of supplementing these communications  
5 resources or of integrating these resources into a comprehensive  
6 intrastate or state-federal telecommunications or other communications  
7 system or network. In studying the character and feasibility of any  
8 system, the agency shall evaluate the possibility of multipurpose use of  
9 the system for general state and local governmental purposes. The  
10 agency shall make appropriate recommendations to the governor.

11           (g) The agency shall assist political subdivisions in implementing  
12 the intrastate mutual aid compact created by section 10.8 of this  
13 chapter.

14           SECTION 140. IC 10-18-1-1 IS REPEALED [EFFECTIVE JULY  
15 1, 2026]. ~~Sec. 1. As used in this chapter, "commission" refers to the~~  
16 ~~Indiana war memorials commission established by section 2 of this~~  
17 ~~chapter.~~

18           SECTION 141. IC 10-18-1-1.5 IS ADDED TO THE INDIANA  
19 CODE AS A NEW SECTION TO READ AS FOLLOWS  
20 [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. As used in this chapter,**  
21 **"department" refers to the Indiana department of veterans' affairs**  
22 **established by IC 10-17-1-2.**

23           SECTION 142. IC 10-18-1-1.6 IS ADDED TO THE INDIANA  
24 CODE AS A NEW SECTION TO READ AS FOLLOWS  
25 [EFFECTIVE JULY 1, 2026]: **Sec. 1.6. (a) On July 1, 2026, all**  
26 **powers, duties, agreements, and liabilities of the Indiana war**  
27 **memorials commission are transferred to the department.**

28           **(b) On July 1, 2026, all records and property of the Indiana war**  
29 **memorials commission, including appropriations and other funds**  
30 **under the control or supervision of the Indiana war memorials**  
31 **commission, are transferred to the department.**

32           **(c) After June 30, 2026, a reference to the Indiana war**  
33 **memorials commission in a statute, rule, or other document is**  
34 **considered a reference to the department.**

35           **(d) The rules adopted by the Indiana war memorials**  
36 **commission before July 1, 2026, are considered, after June 30,**  
37 **2026, rules of the department.**

38           SECTION 143. IC 10-18-1-2, AS AMENDED BY P.L.149-2016,  
39 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
40 JULY 1, 2026]: **Sec. 2. (a) The Indiana war memorials commission is**  
41 **established:**

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

- 45           (1) a resident of that congressional district;
- 46           (2) a veteran of service in the armed forces of the United States of  
47 America in time of war;
- 48           (3) a citizen of Indiana at the time of the service; and
- 49           (4) appointed:
- 50           (A) in the manner;
- 51           (B) for the terms;

- 1           ~~(C)~~ to have the powers; and  
 2           ~~(D)~~ to perform the duties;  
 3           as provided in this chapter.  
 4       ~~(c)~~ **(a)** The **department**: commission:  
 5           (1) as the ~~commission~~ and in the ~~commission's~~ name; may  
 6           prosecute and defend suits; and  
 7           (2) has all other duties, rights, and powers that are:  
 8               (A) necessary to implement this chapter; and  
 9               (B) not inconsistent with this chapter.  
 10       ~~(d)~~ The members of the ~~commission~~ are not liable in their individual  
 11       capacity, except to the state, for any act done or omitted in connection  
 12       with the performance of their duties under this chapter.  
 13       ~~(e)~~ **(b)** A suit against the ~~commission~~ **department** must be brought  
 14       in a court with jurisdiction in Marion County. Notice or summons of  
 15       the suit shall be served upon the **director of the department**.  
 16       **president, vice president, or secretary of the commission.** In a suit  
 17       against the ~~commission~~, it is not necessary to name the individual  
 18       members of the ~~commission~~ as either plaintiff or defendant.  
 19       ~~Commission members may sue and be sued in the name of the Indiana~~  
 20       ~~war memorials commission.~~  
 21       ~~(f)~~ The ~~commission~~ shall:  
 22           (1) report to the governor through the adjutant general; and  
 23           (2) be under the adjutant general for administrative supervision.  
 24       SECTION 144. IC 10-18-1-3 IS REPEALED [EFFECTIVE JULY  
 25       1, 2026]. Sec. 3: (a) The governor shall appoint members of the  
 26       commission for a term of three ~~(3)~~ years; subject to removal as  
 27       provided in this section:  
 28       ~~(b)~~ The ~~commissioners~~:  
 29           (1) must be persons of high standing and character; and  
 30           (2) serve without compensation, except for reimbursement for any  
 31           reasonable expenses necessarily incurred by the ~~commissioners~~  
 32           in the performance of their duties.  
 33       ~~(c)~~ The ~~commissioners~~ shall be selected without regard to their  
 34       political affiliations. However, not more than six ~~(6)~~ of the  
 35       ~~commissioners~~ at any time may be members of the same political party.  
 36       ~~(d)~~ The governor may, for just cause, based upon written charges  
 37       specifying alleged misconduct, remove any member of the ~~commission~~;  
 38       after notice to the member and a public hearing.  
 39       ~~(e)~~ The governor shall appoint a qualified person to fill the  
 40       unexpired term of a member who does not complete the member's term.  
 41       SECTION 145. IC 10-18-1-4 IS REPEALED [EFFECTIVE JULY  
 42       1, 2026]. Sec. 4: (a) The governor shall execute a certificate of  
 43       appointment that makes reference to this chapter and sets forth the term  
 44       of appointment for each member of the ~~commission~~. The governor shall  
 45       deposit the certificates of appointment in the office of the secretary of  
 46       state, who shall record the certificates in a book kept for that purpose.  
 47       ~~(b)~~ The secretary of state shall notify each person appointed as a  
 48       commissioner of the person's appointment. The person's acceptance of  
 49       the appointment shall be signified by subscribing to an oath, to be  
 50       endorsed on the certificate of appointment.

1 (1) to support the Constitution of the United States and the  
 2 Constitution of the State of Indiana; and  
 3 (2) to faithfully and honestly discharge the person's duty under the  
 4 law as a commissioner.

5 (c) The secretary of state shall deliver the certificate, when  
 6 recorded, to the person named in the certificate. The certificate  
 7 constitutes the commission of the person named as a member of the  
 8 commission for the term specified.

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

12 SECTION 146. IC 10-18-1-5 IS REPEALED [EFFECTIVE JULY  
 13 1, 2026]. Sec. 5: The commission shall elect the following:

- 14 (1) One (1) member of the commission to serve as president.
- 15 (2) One (1) member of the commission to serve as vice president.
- 16 (3) One (1) qualified person who is not a member of the  
 17 commission to serve as secretary of the commission.

18 The commission shall elect officers each year. Officers shall hold their  
 19 respective offices for one (1) year or during the pleasure of the  
 20 commission.

21 SECTION 147. IC 10-18-1-6 IS REPEALED [EFFECTIVE JULY  
 22 1, 2026]. Sec. 6: (a) The president and vice president of the  
 23 commission shall, before entering upon the discharge of their duties,  
 24 give bond to the approval of the governor, each in the sum of ten  
 25 thousand dollars (\$10,000); conditioned for the faithful performance of  
 26 the duties as may be imposed upon them by law.

27 (b) The officers and any other officers required to give a bond under  
 28 this chapter may furnish as surety any surety company authorized to  
 29 transact business in Indiana that meets the approval of the commission;  
 30 and the premium on any bond shall be paid as a part of the expenses of  
 31 the commission.

32 SECTION 148. IC 10-18-1-7 IS REPEALED [EFFECTIVE JULY  
 33 1, 2026]. Sec. 7: (a) The president shall do the following:

- 34 (1) Preside over the meetings of the commission.
- 35 (2) Sign all vouchers approved by the commission under this  
 36 chapter.
- 37 (3) Sign all contracts and agreements in the name of the  
 38 commission that have been authorized by the commission. The  
 39 secretary shall attest to contracts signed by the president.

40 (b) If the president is absent or unable to act, the vice president shall  
 41 perform the president's duties.

42 SECTION 149. IC 10-18-1-8 IS REPEALED [EFFECTIVE JULY  
 43 1, 2026]. Sec. 8: (a) The secretary appointed by the commission shall  
 44 take an oath to faithfully perform the duties of the secretary's office.

45 (b) The secretary shall do the following:

- 46 (1) Keep a record of the proceedings of the commission.
- 47 (2) Make a record of contracts and obligations.
- 48 (3) Furnish each contractor with a copy of the contractor's  
 49 contract that:

50 (A) is endorsed "approved by order of the commission";

- 1           (B) lists the date of the approval; and  
 2           (C) is signed by the secretary.  
 3           A contract is not valid until endorsed and delivered by the  
 4           secretary.  
 5           (4) Certify all vouchers ordered by the commission.  
 6           (5) Keep a set of books to show the financial condition of the  
 7           commission.  
 8           (6) Make quarterly statements as provided in this chapter of the  
 9           costs and expenditures of the commission; a complete list of  
 10          vouchers; and for what purpose and to whom paid. The reports  
 11          shall be filed with the state comptroller as provided in this chapter  
 12          and are open to the inspection and use of the general assembly.  
 13          (e) The secretary shall give a bond in the sum of ten thousand  
 14          dollars (\$10,000) for the faithful performance of the secretary's duties.  
 15          (d) The contracts for any purpose connected with the Indiana World  
 16          War Memorial shall be recorded by the secretary in a book kept for that  
 17          purpose. The secretary shall retain on file all vouchers and other  
 18          valuable papers of value to the commission; to the contractor; and to  
 19          the public.  
 20          SECTION 150. IC 10-18-1-9 IS AMENDED TO READ AS  
 21          FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) The ~~commission~~  
 22          **department** may employ a superintendent.  
 23          (b) The superintendent shall give bond in an amount and with surety  
 24          to be approved by the ~~commission.~~ **department.**  
 25          (c) The superintendent's duties and compensation shall be  
 26          prescribed by the ~~department.~~ **commission.**  
 27          SECTION 151. IC 10-18-1-10 IS AMENDED TO READ AS  
 28          FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The ~~commission~~  
 29          **department** shall employ an individual who is responsible for the care  
 30          and preservation of all personal property owned by the ~~commission~~  
 31          **department** that has historic significance.  
 32          (b) The individual employed by the ~~commission~~ **department** under  
 33          subsection (a) must meet the qualifications set by the division of state  
 34          museums and historic sites of the department of natural resources.  
 35          SECTION 152. IC 10-18-1-11, AS AMENDED BY P.L.9-2024,  
 36          SECTION 319, IS AMENDED TO READ AS FOLLOWS  
 37          [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The ~~commission~~  
 38          **department** shall do the following:  
 39                  (1) Keep a record of the commission's proceedings.  
 40                  (2) Make a quarterly report for public use that includes the  
 41                  following:  
 42                          (A) A detailed account of the expenditures of the ~~commission.~~  
 43                          **department to administer this chapter.**  
 44                          (B) A summary of the ~~commission's~~ proceedings that includes:  
 45                                  (i) a statement of all contracts let;  
 46                                  (ii) the name of the person to whom the contracts were let;  
 47                                  and  
 48                                  (iii) the amount of each contract.  
 49                  (b) The report required under subsection (a) must be filed with the  
 50          state comptroller.

- 1 (c) Reports created and filed under this section are public records.  
 2 SECTION 153. IC 10-18-1-12 IS REPEALED [EFFECTIVE JULY  
 3 1, 2026]. Sec. 12: (a) The ~~commission~~ may adopt rules that set forth:  
 4 (1) the time, place, and method of calling and conducting  
 5 meetings; and  
 6 (2) the manner and method of the conduct of business, including:  
 7 (A) the government and regulation of the commission's  
 8 employees; and  
 9 (B) the management of the ground and premises under the  
 10 commission's care and control;  
 11 as the commission considers prudent and not inconsistent with this  
 12 chapter and other statutes.  
 13 (b) The ~~commission~~ shall meet at the call of the commission's  
 14 president or at the time set forth in the commission's rules. A majority  
 15 of the members constitutes a quorum for the transaction of business.  
 16 However, all official action of the commission must receive the  
 17 approval in a meeting of a majority of all the members of the  
 18 commission.  
 19 SECTION 154. IC 10-18-1-13 IS AMENDED TO READ AS  
 20 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13. (a) The ~~commission~~  
 21 shall designate one (1) of its members to ~~department~~ shall do the  
 22 following:  
 23 (1) Assume general charge of and preserve all Indiana battle  
 24 flags.  
 25 (2) Have custody of all battle and organization flags in the  
 26 possession of the state that were used by any of the military  
 27 organizations of the state:  
 28 (A) in any of the wars or campaigns in which the United States  
 29 has been engaged; and  
 30 (B) in which Indiana veterans have participated.  
 31 (3) In the preservation of the battle flags, as far as possible, see  
 32 that the name and the branch of service in which the organization  
 33 served are attached to or preserved with the flag.  
 34 (4) Collect data in reference to each organization or military unit  
 35 whose flag is in the possession of the ~~commission~~ **department**  
 36 and place the data with the flag or banner of each of the  
 37 organizations or military units.  
 38 (b) The ~~commission~~ **department** shall do the following:  
 39 (1) Collect Indiana battle flags not in the possession of the state  
 40 from the United States, patriotic societies, or individuals.  
 41 (2) Reinforce, collect the data for, and otherwise prepare all battle  
 42 flags for preservation.  
 43 (3) Collect, systematize, and prepare a brief history of each flag  
 44 and index and catalogue each flag.  
 45 (4) Collect, purchase, and procure all necessary materials for the  
 46 preservation of the flags.  
 47 (5) For the purpose of collecting and preparing the necessary data,  
 48 reinforcing the flags, and performing other duties required by this  
 49 chapter:  
 50 (A) with the approval of the budget agency, employ and fix the

1 compensation of employees as may be necessary; and  
 2 (B) purchase material of any character that is required in  
 3 carrying out this chapter.

4 SECTION 155. IC 10-18-1-14, AS AMENDED BY P.L.30-2013,  
 5 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2026]: Sec. 14. (a) The Indiana battle flags fund is established  
 7 to restore and preserve Indiana battle flags.

8 (b) The ~~department~~ ~~commission~~:

9 (1) shall administer the fund; and  
 10 (2) may spend the money in the fund for the purposes of the fund.

11 (c) The expenses of administering the fund shall be paid from  
 12 money in the fund.

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

17 (e) All money accruing to the fund is appropriated continuously for  
 18 the purposes of the fund.

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

21 SECTION 156. IC 10-18-1-15 IS AMENDED TO READ AS  
 22 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. (a) All flag cases  
 23 completed shall be in the custody of the ~~department~~ ~~commission~~. The  
 24 superintendent shall have the cases cleaned periodically as necessary.

25 (b) The ~~department~~ ~~commission~~ may determine the method and  
 26 manner in which the flags shall be preserved.

27 SECTION 157. IC 10-18-1-16 IS AMENDED TO READ AS  
 28 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) Out-lot five (5)  
 29 and out-lot thirty-six (36), in Indianapolis, according to the original plat  
 30 of the city, are dedicated and set apart as grounds for the Indiana War  
 31 Memorial subject to the provisions of this chapter.

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

37 (1) the state; or  
 38 (2) Indianapolis, by Marion County, or Indianapolis and Marion  
 39 County jointly and then conveyed by the city, county, or city and  
 40 county jointly by proper deed, grant, or contract to the state;

41 for War Memorial and other public purposes constitutes and shall be  
 42 referred to as "Memorial Place". The permanent name of "Memorial  
 43 Place" shall be selected by the ~~department~~ ~~commission~~.

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

45 (1) the kind, character, and height of buildings upon; and  
 46 (2) the use of real estate and buildings that are located within  
 47 three hundred (300) feet of the outside boundaries of;

48 Memorial Place as constituted in this chapter. The ~~department~~  
 49 ~~commission~~ may acquire, by purchase, donation, or condemnation, the  
 50 right to limit the kind, character, and height of buildings upon and the

1 use of real estate and buildings on real estate within three hundred  
2 (300) feet of the outside boundaries of Memorial Place.

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

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

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

14 (3) to keep records, archives, documents, flags, mementos, and  
15 relics; and

16 (4) for other public meetings and other public purposes;  
17 to inculcate a true understanding and appreciation of the duties,  
18 benefits, and privileges of American citizenship and inspire patriotism  
19 and respect for the law to the end that peace may prevail, good will be  
20 promoted, justice be administered and established, public order  
21 maintained, and liberty and freedom under the law perpetuated.

22 SECTION 158. IC 10-18-1-17 IS AMENDED TO READ AS  
23 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 17. (a) If squares five  
24 (5) and sixteen (16) or any part of those squares in Indianapolis,  
25 according to the original plat of the city, are acquired, dedicated, and  
26 set apart and added to the real estate dedicated in this chapter by the  
27 state for war memorial and other public purposes by Indianapolis, by  
28 Marion County, or by the city and county jointly by proper deed,  
29 contract, or grant, by which the city or county, or the city and county  
30 jointly, convey the real estate or any part of the real estate to the state  
31 for war memorial and other public purposes, the **department**  
32 **commission** may accept from the city, the county, or the city and  
33 county jointly the deed, grant, or contract by which the real estate or  
34 any part of the real estate is conveyed to the state for war memorial and  
35 other public purposes, subject to the terms, conditions, and provisions  
36 contained in the deed, grant, or contract.

37 (b) The **department commission** may agree that, to the extent that  
38 the city, the county, or the city and county jointly appropriate and use  
39 money in the acquisition of the real estate or any part of the real estate,  
40 the real estate and interests in the real estate and the memorial  
41 structures erected on the real estate (to the extent of the money so  
42 appropriated and used by the city, by the county, or by the county and  
43 city jointly) shall be a city war memorial, a county war memorial, or a  
44 joint war memorial.

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

50 (d) The **department commission** shall develop any part or all of the

1 real estate described in this chapter that has been dedicated or acquired  
 2 as provided in this chapter as a memorial place, together with square  
 3 twenty-five (25), known as University Square in Indianapolis,  
 4 according to the original plat of the city, to secure a harmonious and  
 5 unified architectural and aesthetic effect of the entire series of grounds  
 6 used and dedicated for memorial purposes. The grounds must include  
 7 square twenty-five (25), known as University Square, which shall be  
 8 and constitute a part of the memorial park, and shall be used as a public  
 9 park.

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

26 SECTION 159. IC 10-18-1-18, AS AMENDED BY P.L.17-2005,  
 27 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2026]: Sec. 18. The ~~department commission~~ may do the  
 29 following:

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

- 1 (A) Promote public support for the purposes of the  
 2 **department commission** and this chapter.
- 3 (B) Preserve and promote the historical and educational  
 4 activities of the ~~commission~~: **department**.
- 5 (C) Operate for the benefit of the purposes of the **department**  
 6 ~~commission~~ and this chapter.
- 7 The corporation is subject to audit by the state board of accounts  
 8 as if it were a state agency.
- 9 (7) Transfer money donated to the **department commission** for  
 10 the purposes described in subdivision (6) to a corporation  
 11 established under subdivision (6).
- 12 (8) Transfer:
- 13 (A) artifacts;  
 14 (B) images; or  
 15 (C) documents of cultural heritage, historical, or museum  
 16 relevance;  
 17 under the ~~commission's~~ **department's** control to a corporation  
 18 established under subdivision (6) without complying with  
 19 IC 5-22-21 and IC 5-22-22.
- 20 SECTION 160. IC 10-18-1-20 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 20. The **department**  
 22 ~~commission~~ shall adopt rules **under IC 4-22-2** for the government of  
 23 the monument and Monument Circle. ~~The rules are binding and~~  
 24 ~~effective when approved by the governor~~.
- 25 SECTION 161. IC 10-18-1-21 IS AMENDED TO READ AS  
 26 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 21. (a) The  
 27 ~~department: commission~~:
- 28 (1) has general control of the State Soldiers' and Sailors'  
 29 Monument Circle; and  
 30 (2) may employ a superintendent.
- 31 (b) The superintendent may, with the advice and consent of the  
 32 **department commission**, appoint engineers, elevator operators,  
 33 electricians, and watchmen as are actually required, all of whom are  
 34 subject to removal at any time by the **department commission** for any  
 35 reason satisfactory to the ~~commission~~: **department**.
- 36 (c) The superintendent:
- 37 (1) has direct charge and supervision of the monument and  
 38 Monument Circle, subject to the orders of the **department**;  
 39 ~~commission~~; and  
 40 (2) may require watchmen to act as elevator operators and  
 41 elevator operators to act as watchmen.
- 42 (d) The superintendent and the engineers, watchmen, and elevator  
 43 operators have police powers with all powers of a constable.
- 44 SECTION 162. IC 10-18-1-22, AS AMENDED BY P.L.9-2024,  
 45 SECTION 320, IS AMENDED TO READ AS FOLLOWS  
 46 [EFFECTIVE JULY 1, 2026]: Sec. 22. (a) The superintendent shall  
 47 execute a bond in the penal sum of five thousand dollars (\$5,000), to  
 48 be approved by the **department**. ~~commission~~.
- 49 (b) The superintendent shall:
- 50 (1) on the first day of each month, make a sworn statement to the

1 state comptroller of all receipts and expenditures, with vouchers  
 2 attached for the preceding month, on account of the monument;  
 3 and

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

7 The state comptroller shall draw a warrant on the treasurer of state,  
 8 payable to the superintendent, engineers, elevator operators, and  
 9 watchmen, for the amounts due them as salaries and to the  
 10 superintendent for a total of expenditures other than salaries incurred  
 11 in the management of the monument and Monument Circle as shown  
 12 by the vouchers.

13 SECTION 163. IC 10-18-1-25 IS AMENDED TO READ AS  
 14 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 25. A person who  
 15 intentionally damages or removes any of the property of the state on  
 16 Monument Circle is liable for the payment of a penalty not less than  
 17 twice the sum necessary to repair the damage or restore the lost  
 18 property. The penalty may be collected by the **department commission**  
 19 in a civil action.

20 SECTION 164. IC 10-18-1-26 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 26. (a) The  
 22 **department commission** may do the following:

- 23 (1) Make or sell the following:
- 24 (A) Pictures, models, books, and other representations of the
  - 25 monuments and grounds.
  - 26 (B) Souvenirs.
- 27 (2) Establish and maintain souvenir shops on property that the
- 28 **department commission** manages.
- 29 (3) Hire and pay salaries for full-time or part-time employees for
- 30 the souvenir shops.
- 31 (4) Contract with a nonprofit organization or corporation for the
- 32 continuous management of the souvenir shops.
- 33 (5) Report annually to the governor on the activities, revenues,
- 34 expenditures, and profits of the souvenir shops.

35 (b) Notwithstanding section 27 of this chapter, the following apply  
 36 to the profits from souvenir shop sales:

- 37 (1) The souvenir shop fund is established. The souvenir shop fund
- 38 shall be administered by the **department. commission**:
- 39 (2) Profits from the sales at souvenir shops established under
- 40 subsection (a) shall be deposited in the souvenir shop fund.
- 41 (3) The treasurer of state shall invest the money in the souvenir
- 42 shop fund not currently needed to meet the obligations of the fund
- 43 in the same manner as other public funds may be invested.
- 44 (4) The expenses of administering the souvenir shop fund shall be
- 45 paid from money in the fund.
- 46 (5) The **department commission** may spend the money in the
- 47 souvenir shop fund for the following purposes:
- 48 (A) Maintenance or repair of properties managed by the
- 49 **department. commission**.
- 50 (B) Maintenance, repair, and acquisition of the following:

- 1 (i) Battle flags.  
 2 (ii) Appropriate artifacts.  
 3 (iii) Appropriate memorabilia.
- 4 (6) All money accruing to the souvenir shop fund is appropriated  
 5 continuously for the purposes listed in subdivision (5).  
 6 (7) Money in the souvenir shop fund at the end of a state fiscal  
 7 year does not revert to the state general fund.
- 8 (c) A person may not make or sell pictures, models, books, or other  
 9 representations of the monuments or grounds unless the person is  
 10 authorized to do so by the **department**. ~~commission~~.
- 11 SECTION 165. IC 10-18-1-28 IS AMENDED TO READ AS  
 12 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 28. The superintendent  
 13 of the State Soldiers' and Sailors' Monument and of Monument Circle  
 14 and those serving under the superintendent who are appointed by the  
 15 **department** ~~commission~~ have police powers and may make arrests or  
 16 do other things as may be needed to enforce the laws for the protection  
 17 and care of the monuments and Monument Circle.
- 18 SECTION 166. IC 10-18-1-29 IS AMENDED TO READ AS  
 19 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 29. The **department**  
 20 ~~commission~~ may grant the use for public purposes of any structures or  
 21 any parts of structures erected by the ~~commission~~ **department** under  
 22 this chapter without rent or charge or for only a nominal rental:  
 23 (1) to any organizations of soldiers, sailors, and marines and  
 24 others as a place for their meeting and headquarters and for the  
 25 keeping of records, archives, documents, flags, mementos, and  
 26 relics; and  
 27 (2) for other public meetings and other public purposes not  
 28 inconsistent with the purpose of this chapter;  
 29 for the time and upon the terms and conditions as the ~~commission~~  
 30 **department** determines.
- 31 SECTION 167. IC 10-18-1-30 IS AMENDED TO READ AS  
 32 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 30. (a) The  
 33 **department** ~~commission~~ may not enter into a contract for:  
 34 (1) the purchase or sale of property, material, or supplies; or  
 35 (2) the performance of work or labor, except for salaries of  
 36 employees;  
 37 if the work and labor or materials and supplies cost more than ten  
 38 thousand dollars (\$10,000) without first giving notice of its intention  
 39 to purchase or sell the materials or supplies or to contract for the work  
 40 or labor by publication in a newspaper of general circulation printed  
 41 and published in the English language in Indianapolis for two (2)  
 42 successive weeks before the time fixed for the letting of the contract or  
 43 the sale of the property.
- 44 (b) A contract under this section must be in writing. The other  
 45 contracting party shall furnish bond for the faithful performance of the  
 46 contract in an amount fixed by the **department** ~~commission~~ and with  
 47 surety to the **department's** ~~commission's~~ approval, conditioned upon  
 48 the faithful performance of the contract. However, if the **department**  
 49 ~~commission~~ decides to purchase a patented article or material or an  
 50 article or material of a special type, character, or design of construction

1 or make that may be purchased from only one (1) person, firm, limited  
 2 liability company, or corporation, their agents or representatives, or for  
 3 which there is a fixed, standard price, the **department commission** is  
 4 not required to take or receive competitive bids. However, the  
 5 **department commission** shall publish in the manner set forth under  
 6 subsection (a) the number and character of the article or kind and  
 7 quality of material proposed to be purchased, the unit price, and the  
 8 total sum to be paid.

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

10 SECTION 168. IC 10-18-1-32 IS AMENDED TO READ AS  
 11 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 32. The **department,**  
 12 **commission;** with the approval of the governor, may let a contract for  
 13 the erection of additional structures on the site of the Indiana World  
 14 War Memorial, in accordance with plans and specifications adopted by  
 15 the **commission; department,** with the approval of the governor, to any  
 16 competent and reliable contractor.

17 SECTION 169. IC 10-18-1-33 IS AMENDED TO READ AS  
 18 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 33. (a) The  
 19 **department commission** shall commemorate the valor of those loyal  
 20 citizens of this state who served with the armed forces of the United  
 21 States during World War II and the Korean Conflict by placing their  
 22 names in the archives of the World War Memorial located at  
 23 Indianapolis.

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

26 SECTION 170. IC 10-18-1-34 IS AMENDED TO READ AS  
 27 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 34. (a) The  
 28 **department commission** shall commemorate the valor of those loyal  
 29 citizens of Indiana who served with the armed forces of the United  
 30 States during the Vietnam conflict by placing their names in the  
 31 archives of the World War Memorial located at Indianapolis.

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

35 SECTION 171. IC 10-18-1-38, AS AMENDED BY P.L.158-2013,  
 36 SECTION 169, IS AMENDED TO READ AS FOLLOWS  
 37 [EFFECTIVE JULY 1, 2026]: Sec. 38. It is a Level 6 felony for a  
 38 **member of the commission or the architect, secretary, superintendent**  
 39 or any other person in the employ of the **department commission** to:

40 (1) knowingly be interested in or derive any profit from any  
 41 contract, employment, or purchase connected with the Indiana  
 42 World War Memorial or with any action of the **department;**  
 43 **commission;** or

44 (2) knowingly be interested in any claim against the **department**  
 45 **commission** or the state growing out of the erection or  
 46 maintenance of the Indiana World War Memorial;  
 47 other than for the compensation for their services or for their expenses  
 48 as provided in this chapter.

49 SECTION 172. IC 10-18-2-18 IS AMENDED TO READ AS  
 50 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 18. In the establishment

1 and maintenance of a county world war memorial, a county executive  
 2 or a board of trustees of a joint county and city world war memorial has  
 3 all the powers and duties conferred upon the **Indiana department of**  
 4 **veterans' affairs** ~~Indiana War Memorials Commission~~ under  
 5 IC 10-18-1, in so far as the powers and duties are not inconsistent with  
 6 this chapter. However, a county executive or board may not employ a  
 7 secretary.

8 SECTION 173. IC 10-18-3-18 IS REPEALED [EFFECTIVE JULY  
 9 1, 2026]. Sec. 18: (a) ~~The governor may appoint a commission known~~  
 10 ~~as the memorial art commission:~~

11 (b) ~~The commission must consist of not more than seven (7)~~  
 12 ~~qualified persons who serve without pay. However, members are to be~~  
 13 ~~paid necessary expenses as certified by the governor to the state~~  
 14 ~~comptroller.~~

15 (c) ~~The commission shall consider the artistic qualities of a plan for~~  
 16 ~~a proposed memorial:~~

17 (d) ~~A memorial consisting of a building, monument, statue, tablet,~~  
 18 ~~picture, arch, or work of art of any kind may not be erected without~~  
 19 ~~first:~~

- 20 (1) ~~submitting the plans to the memorial art commission; and~~  
 21 (2) ~~securing criticism and advice from the commission with~~  
 22 ~~respect to the memorial:~~

23 ~~If a state art commission is established by law, it is ex officio the~~  
 24 ~~memorial art commission:~~

25 SECTION 174. IC 10-18-4-19 IS AMENDED TO READ AS  
 26 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 19. In the establishment  
 27 and maintenance of a World War memorial, a city's board of public  
 28 works or the board of trustees of a joint county and city World War  
 29 memorial has all the powers and duties conferred upon the **Indiana**  
 30 **department of veterans' affairs** ~~Indiana war memorials commission~~  
 31 under IC 10-18-1 to the extent the powers and duties conferred in  
 32 IC 10-18-1 are not inconsistent with this chapter. However, this chapter  
 33 does not authorize a city's board of public works or a board of trustees  
 34 of a joint county and city World War memorial to employ a secretary.

35 SECTION 175. IC 10-19-7-3, AS AMENDED BY P.L.238-2025,  
 36 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 37 JULY 1, 2027]: Sec. 3. (a) The state fire marshal appointed under  
 38 IC 22-14-2-2 shall manage the department's administration of the  
 39 following:

- 40 (1) IC 22-11.  
 41 (2) IC 22-12.  
 42 (3) IC 22-13.  
 43 (4) IC 22-14.  
 44 (5) IC 22-15.

45 (b) In carrying out the duties under subsection (a), the state fire  
 46 marshal shall ~~do the following:~~

- 47 (1) ~~Provide department staff to support the fire prevention and~~  
 48 ~~building safety commission established by IC 22-12-2-1.~~  
 49 (2) ~~partner with state agencies, including the Indiana department~~  
 50 ~~of health and state educational institutions, to develop public~~

1 safety education and outreach programs.  
 2 (c) The state fire marshal may not exercise any powers or perform  
 3 any duties specifically assigned to ~~either of the following:~~

- 4 ~~(1) The fire prevention and building safety commission;~~  
 5 ~~(2) the state building commissioner.~~

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

8 SECTION 176. IC 11-12-4-1, AS AMENDED BY P.L.56-2023,  
 9 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 JULY 1, 2027]: Sec. 1. (a) The department shall adopt under IC 4-22-2  
 11 minimum standards for county jails governing:

- 12 (1) general physical and environmental conditions;  
 13 (2) services and programs to be provided to confined persons;  
 14 (3) procedures for the care and control of confined persons that  
 15 are necessary to ensure the health and safety of confined persons,  
 16 the security of the jail, and public safety; and  
 17 (4) the restraint of pregnant inmates. Rules adopted under this  
 18 subdivision must be consistent with IC 11-10-3.5.

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

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

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

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

43 SECTION 177. IC 12-7-2-34, AS AMENDED BY P.L.42-2024,  
 44 SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 45 JULY 1, 2027]: Sec. 34. "Commission" means the following:

- 46 (1) For purposes of IC 12-10-2, the meaning set forth in  
 47 IC 12-10-2-1.  
 48 (2) For purposes of IC 12-12-2, the meaning set forth in  
 49 IC 12-12-2-1.  
 50 ~~(3) For purposes of IC 12-13-14, the meaning set forth in~~

- 1 ~~IC 12-13-14-1.~~  
 2 (4) For purposes of ~~IC 12-15-30.5~~, the meaning set forth in  
 3 ~~IC 12-15-30.5-2.~~  
 4 (5) (3) For purposes of IC 12-15-33, the meaning set forth in  
 5 IC 12-15-33-1.  
 6 (6) (4) For purposes of IC 12-21-7.1, the meaning set forth in  
 7 IC 12-21-7.1-1.  
 8 (7) (5) For purposes of IC 12-28-1, the meaning set forth in  
 9 IC 12-28-1-3.
- 10 SECTION 178. IC 12-7-2-44, AS AMENDED BY P.L.6-2012,  
 11 SECTION 81, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 2027]: Sec. 44. "Council" means the following:  
 13 (1) For purposes of IC 12-9-4, the meaning set forth in  
 14 IC 12-9-4-1.  
 15 (2) For purposes of IC 12-12-8, the meaning set forth in  
 16 IC 12-12-8-2.5.  
 17 (3) ~~For purposes of IC 12-13-4, the meaning set forth in~~  
 18 ~~IC 12-13-4-1.~~  
 19 (4) (3) For purposes of IC 12-12.7-2, the meaning set forth in  
 20 IC 12-12.7-2-2.  
 21 (5) (4) For purposes of IC 12-21-4, the meaning set forth in  
 22 IC 12-21-4-1.
- 23 SECTION 179. IC 12-7-2-87.8, AS AMENDED BY P.L.210-2015,  
 24 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 25 JULY 1, 2027]: Sec. 87.8. "Food retailer", for purposes of IC 12-13-14,  
 26 has the meaning set forth in ~~IC 12-13-14-1(f)~~: **IC 12-13-14-1.**
- 27 SECTION 180. IC 12-7-2-142, AS AMENDED BY P.L.171-2011,  
 28 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 142. "Political subdivision", for purposes of the  
 30 following statutes, has the meaning set forth in IC 36-1-2-13:  
 31 (1) IC 12-8.  
 32 (2) ~~IC 12-13-4.~~  
 33 (3) (2) IC 12-32-1.
- 34 SECTION 181. IC 12-11-14-10, AS ADDED BY P.L.12-2016,  
 35 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2027]: Sec. 10. (a) The ABLE board of the authority is  
 37 established. The board consists of the following:  
 38 (1) The following four (4) ex officio members:  
 39 (A) The treasurer of state.  
 40 (B) The secretary of family and social services.  
 41 (C) The budget director.  
 42 (D) The executive director of the Indiana housing and  
 43 community development authority.  
 44 (2) Five (5) ~~appointed~~ members ~~who~~:  
 45 (A) ~~are appointed by the governor; and~~  
 46 (B) ~~consist of the following:~~ **appointed as follows:**  
 47 (i) (A) One (1) member **appointed by the governor** who  
 48 has significant experience in actuarial analysis, accounting,  
 49 investment management, or other areas of finance that are  
 50 relevant to the authority.

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

1 board who are present is necessary for the authority to take action. A  
 2 vacancy in the membership of the board does not impair the right of a  
 3 quorum to exercise all the rights and perform all the duties of the  
 4 authority. An action taken by the board under this article may be  
 5 authorized by:

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

9 A resolution takes effect immediately upon adoption and need not be  
 10 published or posted.

11 SECTION 182. IC 12-13-14-1, AS AMENDED BY P.L.210-2015,  
 12 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 13 JULY 1, 2027]: Sec. 1. (a) As used in this chapter, "automated teller  
 14 machine" means an electronic hardware device owned or operated by  
 15 or on behalf of a financial institution or retailer that is capable of  
 16 dispensing currency and responding to balance inquiries through the  
 17 use of a magnetic stripe card issued by or on behalf of the division for  
 18 distribution of assistance through an EBT system as described in this  
 19 chapter.

20 ~~(b)~~ As used in this chapter, "commission" refers to the electronic  
 21 benefits transfer commission established by this chapter:

22 ~~(e)~~ **(b)** As used in this chapter, "Department" refers to the United  
 23 States Department of Health and Human Services.

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

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

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

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

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

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

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

- 40 (1) used at a retailer's place of business where consumers pay for
- 41 goods or services; and
- 42 (2) capable of:
  - 43 (A) initiating a request for authorization of a purchase of
  - 44 tangible personal property;
  - 45 (B) disbursing currency from an account;
  - 46 (C) initiating a balance inquiry for an account; or
  - 47 (D) distributing assistance through an EBT system as
  - 48 described in this chapter.

49 ~~(i)~~ **(h)** As used in this chapter, "primary business" means more than  
 50 fifty percent (50%) of the gross retail income (as defined in

1 IC 6-2.5-1-5) attributable to the location or premises where the  
2 business is located.

3 ~~(j)~~ (i) As used in this chapter, "retailer" means a person that, in the  
4 ordinary course of business:

5 (1) sells or transfers tangible personal property; or

6 (2) provides or performs services for compensation;

7 to consumers.

8 ~~(k)~~ (j) As used in this chapter, "Secretary" refers to the Secretary of  
9 the United States Department of Agriculture.

10 SECTION 183. IC 12-13-14-3 IS REPEALED [EFFECTIVE JULY  
11 1, 2027]. Sec. 3: (a) The electronic benefits transfer commission is  
12 established:

13 (b) The commission consists of eight (8) members appointed by the  
14 secretary of family and social services as follows:

15 (1) Two (2) employees of the office of the secretary of family and  
16 social services:

17 (2) Two (2) members of the Indiana Grocers and Convenience  
18 Store Association, nominated by the chief executive officer of the  
19 Indiana Grocers and Convenience Store Association for  
20 consideration by the secretary of family and social services:

21 (3) Two (2) members of the Indiana Bankers Association;  
22 nominated by the chief executive officer of the Indiana Bankers  
23 Association for consideration by the office of the secretary of  
24 family and social services:

25 (4) Two (2) persons representing recipients of SNAP benefits or  
26 TANF benefits. One (1) person shall be nominated by the Indiana  
27 Food and Nutrition Network; and one (1) person shall be  
28 nominated by the Indiana Coalition for Human Services for  
29 consideration by the secretary of family and social services:

30 (c) The terms of office shall be for three (3) years. The members  
31 serve at the will of the secretary of family and social services. A  
32 vacancy on the commission shall be filled by the secretary of family  
33 and social services in the same manner the original appointment was  
34 made:

35 (d) The secretary of family and social services shall appoint the  
36 initial chairperson from among the members of the commission. The  
37 commission shall meet on the call of the chairperson. When the  
38 chairperson's term expires, the commission shall elect a new  
39 chairperson from among the membership of the commission:

40 (e) The division shall provide staff needed for the commission to  
41 operate under this chapter:

42 (f) The commission members are not eligible for per diem  
43 reimbursement or reimbursement for expenses incurred for travel to  
44 and from commission meetings:

45 SECTION 184. IC 12-13-16-3 IS REPEALED [EFFECTIVE JULY  
46 1, 2027]. Sec. 3: As used in this chapter, "advisory committee" refers  
47 to the 211 advisory committee established by section 9 of this chapter:

48 SECTION 185. IC 12-13-16-8, AS ADDED BY P.L.73-2020,  
49 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
50 JULY 1, 2027]: Sec. 8. (a) The 211 services fund is established to

1 make 211 services available throughout Indiana. The fund shall be  
2 administered by the office of the secretary.

3 (b) The fund consists of the following:

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

9 (c) The office of the secretary ~~after consulting with the committee,~~  
10 shall annually prepare a plan for the expenditure of the money in the  
11 fund. The plan must include a strategy or plan to provide information  
12 concerning, and referrals for, human services in accordance with  
13 section 7 of this chapter.

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

- 15 (1) The creation of a structure for a statewide 211 resources data  
16 base.
- 17 (2) The development and implementation of a statewide 211  
18 resources data base described in subdivision (1). Permissible  
19 expenditures under this subdivision include expenditures for  
20 planning, training, accreditation, and system evaluation.
- 21 (3) Collecting, organizing, and maintaining information from state  
22 agencies, departments, and programs that provide human  
23 services, for access by a provider of 211 services.
- 24 (4) Providing grants for any of the following purposes to a  
25 provider of 211 services:
  - 26 (A) The design, development, and implementation of 211  
27 services in the provider's 211 service area. Funds provided  
28 under this clause may be used for planning, public awareness,  
29 training, accreditation, and evaluation.
  - 30 (B) The provision of 211 services on an ongoing basis after the  
31 design, development, and implementation of 211 services in  
32 the provider's service area.
  - 33 (C) The provision of 211 services on a twenty-four (24) hour  
34 per day, seven (7) day per week basis.

35 (e) The expenses of administering the fund shall be paid from  
36 money in the fund.

37 (f) The treasurer of state shall invest the money in the fund not  
38 currently needed to meet the obligations of the fund in the same  
39 manner as other public money may be invested.

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

42 SECTION 186. IC 12-13-16-9 IS REPEALED [EFFECTIVE JULY  
43 1, 2027]. ~~Sec. 9: (a) The 211 advisory committee is established. The~~  
44 ~~advisory committee includes the following members appointed by the~~  
45 ~~governor or the governor's designee:~~

- 46 ~~(1) Two (2) members, each of whom represents a different~~  
47 ~~Indiana United Way entity.~~
- 48 ~~(2) Two (2) members, each of whom represents a different local~~  
49 ~~service agency that receives referrals from 211.~~
- 50 ~~(3) Seven (7) members representing the types of human services~~

- 1 provided under this chapter.
- 2 (4) One (1) individual representing the Indiana Association of  
3 Rehabilitation Facilities.
- 4 (b) The initial members of the advisory committee serve the  
5 following terms:
- 6 (1) Three (3) members serve a term of one (1) year.
- 7 (2) Five (5) members serve a term of two (2) years.
- 8 (3) Five (5) members serve a term of four (4) years.
- 9 Members appointed to the advisory committee thereafter serve terms  
10 of four (4) years.
- 11 (c) The governor or the governor's designee shall appoint the  
12 chairperson of the advisory committee.
- 13 (d) The advisory committee shall do the following:
- 14 (1) Provide input and consultation regarding implementation and  
15 administration of 211 services by the office of the secretary to  
16 ensure compliance with any requirements or obligations under  
17 this chapter.
- 18 (2) Advise the office of the secretary and make recommendations  
19 concerning the use of and goals for 211 services.
- 20 (e) The office of the secretary shall staff the advisory committee.  
21 The expenses of the advisory committee shall be paid by the office of  
22 the secretary.
- 23 (f) Each member of the advisory committee who is not a state  
24 employee is entitled to the minimum salary per diem provided by  
25 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for  
26 traveling expenses as provided under IC 4-13-1-4 and other expenses  
27 actually incurred in connection with the member's duties as provided  
28 in the state policies and procedures established by the Indiana  
29 department of administration and approved by the budget agency.
- 30 (g) Each member of the advisory committee who is a state employee  
31 is entitled to reimbursement for traveling expenses as provided under  
32 IC 4-13-1-4 and other expenses actually incurred in connection with  
33 the member's duties as provided in the state policies and procedures  
34 established by the Indiana department of administration and approved  
35 by the budget agency.
- 36 SECTION 187. IC 12-15-30.5-2 IS REPEALED [EFFECTIVE  
37 JULY 1, 2027]. Sec. 2: As used in this chapter, "commission" refers to  
38 the nonemergency medical transportation commission established by  
39 section 7 of this chapter.
- 40 SECTION 188. IC 12-15-30.5-6 IS REPEALED [EFFECTIVE  
41 JULY 1, 2027]. Sec. 6: (a) Before October 1, 2019, the office of the  
42 secretary shall prepare a report containing the number of Medicaid  
43 fee-for-service nonemergency medical transportation claims paid by:
- 44 (1) vehicle type;
- 45 (2) Medicaid recipient category; and
- 46 (3) whether the recipient for which the claim was paid resided in:
- 47 (A) the community;
- 48 (B) a health facility;
- 49 (C) an intermediate care facility for individuals with  
50 intellectual disabilities;

- 1           (ⓓ) a hospital; or  
 2           (E) another location.
- 3           (b) Beginning June 1, 2016, through May 31, 2019, the claims data  
 4 reported in subsection (a) must be organized by month.
- 5           (c) The office of the secretary shall submit the report prepared under  
 6 subsection (a) to the commission.
- 7           SECTION 189. IC 12-15-30.5-7 IS REPEALED [EFFECTIVE  
 8 JULY 1, 2027]. Sec. 7. (a) The nonemergency medical transportation  
 9 commission is established for the purpose of overseeing the provision  
 10 of nonemergency medical transportation services to ensure that  
 11 Medicaid fee-for-service recipients are receiving satisfactory service  
 12 and to ensure that brokers pay the claims of transportation providers in  
 13 a timely manner.
- 14           (b) The commission consists of the following members:
- 15           (1) Two (2) members of the senate, who may not be members of  
 16 the same political party, appointed by the president pro tempore  
 17 of the senate with the advice of the minority leader of the senate.  
 18           (2) Two (2) members of the house of representatives, who may  
 19 not be members of the same political party, appointed by the  
 20 speaker of the house of representatives with the advice of the  
 21 minority leader of the house of representatives.  
 22           (3) One (1) representative of the office of the secretary.  
 23           (4) One (1) individual representing a broker.  
 24           (5) One (1) individual representing a transportation provider that  
 25 has contracted with a broker.  
 26           (6) One (1) individual representing the Indiana Hospital  
 27 Association.  
 28           (7) One (1) individual representing the Indiana Health Care  
 29 Association.  
 30           (8) One (1) individual representing the Indiana Association of  
 31 Rehabilitation Facilities.  
 32           (9) One (1) individual representing the Arc of Indiana.  
 33           (10) One (1) physician licensed under IC 25-22.5.  
 34           (11) One (1) individual representing dialysis providers.  
 35           (12) One (1) Medicaid fee-for-service recipient.  
 36           (13) One (1) individual representing the Indiana Association of  
 37 Area Agencies on Aging.  
 38           (14) One (1) individual representing the Indiana Emergency  
 39 Medical Services Association.
- 40           (c) The members of the commission described in subsection (b)(1)  
 41 and (b)(2) shall serve:
- 42           (1) as nonvoting advisory members; and  
 43           (2) for a four (4) year term.
- 44           (d) The members of the commission described in subsection (b)(3)  
 45 through (b)(14) shall be appointed by the governor for terms of four (4)  
 46 years. The term of a member of the commission expires July 1.  
 47 However, a member may continue to serve until a successor is  
 48 appointed. In case of a vacancy, the governor shall appoint an  
 49 individual to serve for the remainder of the unexpired term. The  
 50 governor shall designate one (1) member described in this subsection

1 as chairperson of the commission:

2 (e) The initial appointments beginning July 1, 2019, must be:

3 (1) made by the governor not later than October 1, 2019; and

4 (2) notwithstanding subsection (d), staggered as follows:

5 (A) Two (2) years for the members appointed under subsection

6 (b)(4); (b)(6); (b)(8); (b)(10); (b)(12); and (b)(14):

7 (B) Three (3) years for the members appointed under

8 subsection (b)(5); (b)(7); (b)(9); (b)(11); and (b)(13):

9 This subsection expires July 1, 2024.

10 (f) The office shall provide staff support and technical assistance to  
11 the commission; including the collection of and dissemination of data  
12 and reports required by this chapter; in order for the commission to  
13 carry out its duties under this chapter:

14 SECTION 190. IC 12-15-30.5-8 IS REPEALED [EFFECTIVE  
15 JULY 1, 2027]. Sec. 8: (a) Each member of the commission who is not  
16 a state employee is entitled to the minimum salary per diem provided  
17 by IC 4-10-11-2.1(b). Such a member is also entitled to reimbursement  
18 for traveling expenses and other expenses actually incurred in  
19 connection with the member's duties; as provided in the state travel  
20 policies and procedures established by the Indiana department of  
21 administration and approved by the budget agency:

22 (b) Each member of the commission who is a state employee but  
23 who is not a member of the general assembly is entitled to  
24 reimbursement for traveling expenses and other expenses actually  
25 incurred in connection with the member's duties; as provided in the  
26 state travel policies and procedures established by the Indiana  
27 department of administration and approved by the budget agency:

28 (c) Each member of the commission who is a member of the general  
29 assembly is entitled to receive the same per diem, mileage, and travel  
30 allowances paid to legislative members of interim study committees  
31 established by the legislative council. Per diem, mileage, and travel  
32 allowances paid under this subsection shall be paid from appropriations  
33 made to the legislative council or the legislative services agency:

34 SECTION 191. IC 12-15-30.5-9 IS REPEALED [EFFECTIVE  
35 JULY 1, 2027]. Sec. 9: The commission shall meet at least two (2)  
36 times per year at a public meeting to do the following:

37 (1) Review a report submitted under this chapter:

38 (2) Provide feedback and make recommendations to the office of  
39 the secretary concerning the provision of nonemergency medical  
40 transportation services:

41 (3) Approve any monies to be awarded to a broker as part of a  
42 withhold provision outlined in the contract between the office of  
43 the secretary and the broker:

44 SECTION 192. IC 12-15-30.5-10 IS REPEALED [EFFECTIVE  
45 JULY 1, 2027]. Sec. 10: On or before July 1, 2027, and July 1  
46 biennially thereafter, the commission shall submit a report to the  
47 executive director of the legislative services agency; in an electronic  
48 format under IC 5-14-6; for review by the interim committee on  
49 government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g).  
50 The report shall describe:

1           ~~(1) official action taken; and~~  
 2           ~~(2) actionable items considered;~~  
 3           ~~by the commission during the preceding two (2) years.~~

4           SECTION 193. IC 12-17.2-2-2, AS AMENDED BY P.L.56-2023,  
 5           SECTION 117, IS AMENDED TO READ AS FOLLOWS  
 6           [EFFECTIVE JULY 1, 2027]: Sec. 2. The division may do the  
 7           following:

8           (1) Prescribe forms for reports, statements, notices, and other  
 9           documents required by this article or by the rules adopted under  
 10           this article.

11           (2) Increase public awareness of this article and the rules adopted  
 12           under this article by preparing and publishing manuals and guides  
 13           explaining this article and the rules adopted under this article.

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

16           (4) Prepare reports and studies to advance the purpose of this  
 17           article.

18           (5) Seek the advice and recommendations of state agencies whose  
 19           information and knowledge would be of assistance in writing,  
 20           revising, or monitoring rules developed under this article. These  
 21           agencies, including the office of the attorney general, Indiana  
 22           department of health, division of mental health and addiction,  
 23           bureau of criminal identification and investigation, and ~~fire~~  
 24           ~~prevention and building safety commission; department of~~  
 25           **homeland security**, shall upon request supply necessary  
 26           information to the division.

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

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

31           (A) For a child care center license, a fee of two dollars (\$2) per  
 32           licensed child capacity.

33           (B) For a child care center new inquiry application packet, a  
 34           fee not to exceed five dollars (\$5).

35           (C) For a child care home license new inquiry application  
 36           packet, a fee not to exceed five dollars (\$5).

37           (D) For a child care home annual inspection, a fee not to  
 38           exceed twenty-five dollars (\$25).

39           (8) Exercise any other regulatory and administrative powers  
 40           necessary to carry out the functions of the division.

41           SECTION 194. IC 12-17.2-2-4, AS AMENDED BY P.L.56-2023,  
 42           SECTION 118, IS AMENDED TO READ AS FOLLOWS  
 43           [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The division shall adopt rules  
 44           under IC 4-22-2 concerning the licensing and inspection of child care  
 45           centers and child care homes after consultation with the following:

46           (1) Indiana department of health.

47           (2) ~~Fire prevention and building safety commission; Department~~  
 48           **of homeland security.**

49           (b) The rules adopted under subsection (a) shall be applied by the  
 50           division and state fire marshal in the licensing and inspection of

1 applicants for a license and licensees under this article.

2 SECTION 195. IC 12-17.2-2-9, AS AMENDED BY P.L.187-2021,  
3 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2027]: Sec. 9. (a) A program operated to serve migrant  
5 children that is exempted under section 8(6) of this chapter and is  
6 certified by the United States Department of Health and Human  
7 Services shall be:

8 (1) granted a provisional license by the division, for a limited  
9 period not to exceed one (1) year and that is subject to review  
10 every three (3) months, if the division determines that the  
11 program reasonably complies with the rules adopted by the  
12 division; and

13 (2) inspected by the department of homeland security.

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

18 (1) operate in donated space;

19 (2) provide services for children from migrant worker families;  
20 and

21 (3) are operated during a single period of less than one hundred  
22 twenty (120) consecutive days during a calendar year.

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

25 SECTION 196. IC 12-17.2-2-10, AS AMENDED BY P.L.225-2013,  
26 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
27 JULY 1, 2027]: Sec. 10. (a) The division may grant a variance or  
28 waiver of a rule governing a provider. A variance or waiver granted  
29 under this section must promote statewide practices and must protect  
30 the rights of persons affected by this article.

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

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

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

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

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

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

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

50 (3) Documents that the applicant for the waiver will be in

1 substantial compliance with the rules adopted by the division after  
2 the waiver is granted, as determined by the division.

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

7 (e) Except for a variance or waiver of a rule governing child care  
8 homes, a variance or waiver of a rule under this section that conflicts  
9 with a building rule or fire safety rule adopted by the ~~fire prevention  
10 and building safety commission~~ **department of homeland security** is  
11 not effective until the variance or waiver is approved by the ~~fire  
12 prevention and building safety commission~~ **department of homeland  
13 security or, with the approval of the department of homeland  
14 security, the state building commissioner.**

15 SECTION 197. IC 12-17.2-2-12 IS AMENDED TO READ AS  
16 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) If the division  
17 determines that a waiver or variance expiring under section 11 of this  
18 chapter will continue to serve the public interest, the division may do  
19 the following:

20 (1) Renew the waiver or variance without modifications.

21 (2) Renew and modify the waiver or variance as needed to  
22 promote statewide practices and to protect the rights of persons  
23 affected by this article.

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

26 (1) Apply for the renewal of a waiver or variance on the form  
27 specified by the division.

28 (2) Provide the information required by the division.

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

34 (1) The ~~fire prevention and building safety commission~~  
35 **department of homeland security** substantially changes a  
36 building rule or fire safety rule affected by the waiver or variance  
37 after the date the ~~commission~~ **department of homeland security**  
38 last approved the waiver or variance.

39 (2) The division substantially modifies any part of a waiver or  
40 variance that conflicts with a building rule or fire safety rule  
41 adopted by the ~~fire prevention and building safety commission~~.  
42 **department of homeland security.**

43 SECTION 198. IC 12-17.2-2-14.2, AS ADDED BY P.L.2-2014,  
44 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
45 JULY 1, 2027]: Sec. 14.2. (a) As used in this section, "program" refers  
46 to the paths to QUALITY program established by subsection (b).

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

- 1 (1) Indiana Association for the Education of Young Children.  
 2 (2) Indiana Association for Child Care Resource and Referral.  
 3 (3) Indiana Head Start Collaboration Office.  
 4 (4) Department of education established by IC 20-19-3-1.  
 5 (5) Early Childhood Alliance.  
 6 (6) 4C of Southern Indiana.
- 7 (c) The program shall use four (4) levels at which a child care  
 8 facility participating in the program may be rated, with Level 4  
 9 indicating the highest level of quality child care.
- 10 (d) The office of the secretary shall adopt rules under IC 4-22-2 to  
 11 administer the paths to QUALITY program rating system. The rules  
 12 must include procedures that outline eligibility and application  
 13 procedures for the program, the establishment of procedures relating  
 14 to the rating process, and the establishment or alteration of standards  
 15 used in the rating process.
- 16 ~~(e) The office of the secretary shall adopt rules under IC 4-22-2 to~~  
 17 ~~establish the steering council of the program to make recommendations~~  
 18 ~~to the division on program issues and resources. Rules adopted under~~  
 19 ~~this subsection must require that council members be appointed from~~  
 20 ~~partner organizations that assist in the implementation of the program~~  
 21 ~~and serve to coordinate the program plan.~~
- 22 SECTION 199. IC 12-17.2-3.5-10 IS AMENDED TO READ AS  
 23 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) A facility where  
 24 a provider operates a child care program must have two (2) exits that:  
 25 (1) do not require passage through a:  
 26 (A) garage; or  
 27 (B) storage area;  
 28 where hazardous materials are stored;  
 29 (2) are not windows;  
 30 (3) are on different sides of the facility;  
 31 (4) are not blocked; and  
 32 (5) are operable from the inside without the use of a key or any  
 33 special knowledge.
- 34 (b) A provider shall:  
 35 (1) conduct monthly documented fire drills:  
 36 (A) in accordance with the rules of the ~~fire prevention and~~  
 37 ~~building safety commission; department of homeland~~  
 38 ~~security; and~~  
 39 (B) that include complete evacuation of all:  
 40 (i) children; and  
 41 (ii) adults who provide child care;  
 42 in the facility;  
 43 (2) maintain documentation of all fire drills conducted during the  
 44 immediately preceding twelve (12) month period, including:  
 45 (A) the date and time of the fire drill;  
 46 (B) the name of the individual who conducted the fire drill;  
 47 (C) the weather conditions at the time of the fire drill; and  
 48 (D) the amount of time required to fully evacuate the facility;  
 49 and  
 50 (3) maintain a two and one-half (2 1/2) pound or greater ABC

1 multiple purpose fire extinguisher:

2 (A) on each floor of the facility; and

3 (B) in the kitchen area of the facility;

4 in each facility where the provider operates a child care program.

5 SECTION 200. IC 12-17.2-5-2 IS AMENDED TO READ AS  
6 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. The ~~fire prevention  
7 and building safety commission~~ **department of homeland security**  
8 must provide consultation regarding the licensure of child care homes  
9 to the division upon request.

10 SECTION 201. IC 12-17.2-5-36 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 36. The ~~fire prevention  
12 and building safety commission~~ **department of homeland security**  
13 may not adopt rules that classify a child care home as an E building  
14 occupancy classification.

15 SECTION 202. IC 12-17.2-6-5, AS AMENDED BY HEA  
16 1202-2026, SECTION 26, IS AMENDED TO READ AS FOLLOWS  
17 [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) As used in this section,  
18 "primary use of the building" means the occupancy classification that  
19 is:

20 (1) most closely related to the intended use of the building; and

21 (2) determined by the rules of the ~~fire prevention and building  
22 safety commission~~ **department of homeland security** in effect  
23 at the time that the child care ministry is first registered.

24 (b) The department of homeland security shall inspect a child care  
25 ministry registered under section 2 of this chapter to ensure that the  
26 child care ministry complies with the requirements of subsection (c).

27 (c) Except as provided in the following, a registered child care  
28 ministry shall comply with all rules of the ~~fire prevention and building  
29 safety commission~~ **department of homeland security** applicable to the  
30 primary use of the building:

31 (1) A registered child care ministry with an occupant load of at  
32 least fifty (50) shall do either of the following:

33 (A) Install and maintain a fire alarm system in compliance  
34 with the rules of the ~~fire prevention and building safety  
35 commission~~ **department of homeland security**.

36 (B) Provide a notice on a form prescribed by the department  
37 of homeland security to the parents of each child who attends  
38 the ministry stating that the ministry does not have the same  
39 level of fire safety protection as a licensed child care center.

40 (2) Each registered child care ministry with an occupant load of  
41 less than fifty (50) shall do either of the following:

42 (A) Install and maintain in good operating condition at least  
43 one (1) battery operated smoke detector in each room and  
44 corridor used by the ministry.

45 (B) Provide a notice on a form prescribed by the department  
46 of homeland security to the parents of each child who attends  
47 the ministry stating that the ministry does not have the same  
48 level of fire safety protection as a licensed child care center.

49 (3) Each registered child care ministry shall comply with the rules  
50 of the ~~fire prevention and building safety commission~~

1           **department of homeland security** concerning fire drills.  
 2 For purposes of this subsection, occupant load is determined by  
 3 dividing the total square footage of the area used by the child care  
 4 ministry by thirty-five (35) and rounding any result that is not a whole  
 5 number up to the next whole number.

6           (d) The department of homeland security shall perform inspections  
 7 of a child care ministry registered under section 2 of this chapter in  
 8 accordance with IC 22-14-2-11.

9           SECTION 203. IC 12-17.6-2-7, AS AMENDED BY P.L.53-2014,  
 10 SECTION 111, IS AMENDED TO READ AS FOLLOWS  
 11 [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The office shall contract with  
 12 an independent organization to evaluate the program.

13           (b) The office shall report the results of each evaluation to the  
 14 ~~(1) children's health policy board established by IC 4-23-27-2;~~  
 15 ~~and~~  
 16 ~~(2) interim study committee on public health, behavioral health,~~  
 17 ~~and human services established by IC 2-5-1.3-4 in an electronic~~  
 18 ~~format under IC 5-14-6.~~

19           (c) This section does not modify the requirements of other statutes  
 20 relating to the confidentiality of medical records.

21           SECTION 204. IC 12-17.6-2-12, AS AMENDED BY P.L.53-2014,  
 22 SECTION 112, IS AMENDED TO READ AS FOLLOWS  
 23 [EFFECTIVE JULY 1, 2027]: Sec. 12. Not later than April 1, the office  
 24 shall provide a report describing the program's activities during the  
 25 preceding calendar year to the:

26           (1) budget committee;  
 27           (2) legislative council; **and**  
 28 ~~(3) children's health policy board established by IC 4-23-27-2;~~  
 29 ~~and~~  
 30 ~~(4) (3) interim study committee on public health, behavioral~~  
 31 ~~health, and human services established by IC 2-5-1.3-4 in an~~  
 32 ~~electronic format under IC 5-14-6.~~

33 A report provided under this section to the legislative council must be  
 34 in an electronic format under IC 5-14-6.

35           SECTION 205. IC 12-17.6-4-2, AS AMENDED BY P.L.103-2009,  
 36 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 37 JULY 1, 2027]: Sec. 2. (a) The benefit package provided under the  
 38 program shall focus on age appropriate preventive, primary, and acute  
 39 care services.

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

42           (1) Inpatient and outpatient hospital services.  
 43           (2) Physicians' services provided by a physician (as defined in 42  
 44 U.S.C. 1395x(r)).  
 45           (3) Laboratory and x-ray services.  
 46           (4) Well-baby and well-child care, including:  
 47                (A) age appropriate immunizations; and  
 48                (B) periodic screening, diagnosis, and treatment services  
 49                according to a schedule developed by the office.

50           The office may offer services in addition to those listed in this

1 subsection if appropriations to the program exist to pay for the  
2 additional services.

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

- 8 (1) Prescription drugs.
- 9 (2) Mental health services.
- 10 (3) Vision services.
- 11 (4) Hearing services.
- 12 (5) Dental services.

13 (d) Notwithstanding subsections (b) and (c), the office may not  
14 impose treatment limitations or financial requirements on the coverage  
15 of services for a mental illness if similar treatment limitations or  
16 financial requirements are not imposed on coverage for services for  
17 other illnesses. Coverage for mental illness under the program must  
18 include the following:

- 19 (1) Inpatient mental health services and substance abuse services  
20 provided in an institution that:
  - 21 (A) treats mental disease; and
  - 22 (B) has more than sixteen (16) beds;
 unless coverage is prohibited by federal law.
- 23 (2) Psychiatric residential treatment services.
- 24 (3) Community mental health rehabilitation services.
- 25 (4) Outpatient mental health services and substance abuse  
26 services, with no greater limitations on the number of units per  
27 rolling year than are required under the Medicaid program.

28 However, the office may require prior authorization for the services  
29 specified in subdivisions (1) through (4).

30 SECTION 206. IC 12-17.6-4-5 IS AMENDED TO READ AS  
31 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) It is a violation  
32 of IC 27-4-1-4 if an insurer, or an insurance producer or insurance  
33 broker compensated by the insurer, knowingly or intentionally refers  
34 an insured or the dependent of an insured to the program for health  
35 insurance coverage when the insured already receives health insurance  
36 coverage through an employer's health care plan that is underwritten by  
37 the insurer.

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

42 SECTION 207. IC 13-20-13-5, AS AMENDED BY P.L.37-2012,  
43 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
44 JULY 1, 2027]: Sec. 5. A person that obtains a certificate of  
45 registration under section 3 of this chapter must do the following:

- 46 (1) Report annually to the department on the following:
  - 47 (A) The number of passenger tire equivalents received at the  
48 waste tire storage site or by the waste tire processing  
49 operation.

- 1 (B) The number and manner of disposal of the passenger tire  
 2 equivalents.
- 3 (2) Maintain contingency plans to protect public health and the  
 4 environment.
- 5 (3) If the person operates a waste tire storage site, maintain  
 6 financial assurance acceptable to the department necessary for  
 7 waste tire removal, in an amount specified in rules adopted by the  
 8 board under section 11(b)(3) of this chapter.
- 9 (4) Maintain a copy of the certificate of registration at the site.
- 10 (5) Comply with applicable rules and requirements established by  
 11 the ~~fire prevention and building safety commission~~ **department**  
 12 **of homeland security** for indoor waste tire storage sites.
- 13 (6) Retain a copy of manifests received from a waste tire  
 14 transporter under IC 13-20-14 for at least one (1) year and make  
 15 a copy of the manifests available to the department upon request.
- 16 SECTION 208. IC 13-23-2-1 IS AMENDED TO READ AS  
 17 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. A unit of local  
 18 government may not enact or enforce an ordinance that is in conflict  
 19 with any of the following:
- 20 (1) This article.
- 21 (2) Rules adopted by the ~~fire prevention and building safety~~  
 22 ~~commission~~ **department of homeland security** under this article.
- 23 (3) Rules adopted by the board under this article.
- 24 SECTION 209. IC 13-23-3-2 IS AMENDED TO READ AS  
 25 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) To obtain a  
 26 certificate under section 1 of this chapter, a person must:
- 27 (1) take an examination that is approved;
- 28 (2) achieve a passing score on the examination that is established;
- 29 and
- 30 (3) pay any reasonable fees necessary to offset the costs incurred  
 31 by the ~~state fire marshal~~ **department** in administering the  
 32 examination and certification procedures that are established;  
 33 under rules adopted by the ~~fire prevention and building safety~~  
 34 ~~commission~~ **board**.
- 35 (b) An examination described under subsection (a) must cover the  
 36 following subjects:
- 37 (1) Relevant rules adopted by ~~the~~  
 38 ~~(A) board; and~~  
 39 ~~(B) fire prevention and building safety commission;~~  
 40 **the board** concerning underground storage tanks.
- 41 (2) Any other subjects approved under rules adopted by the ~~fire~~  
 42 ~~prevention and building safety commission~~ **board**.
- 43 (c) The ~~fire prevention and building safety commission~~ **board** shall  
 44 adopt rules establishing the following:
- 45 (1) The number of times a person who fails an examination  
 46 described under this section may take the examination again.
- 47 (2) The period of time a person who fails an examination  
 48 described under this section must wait before taking the  
 49 examination again.
- 50 (d) The ~~state fire marshal~~ **department** may, ~~under rules adopted by~~

1 ~~the fire prevention and building safety commission~~, certify a person:

2 (1) under section 1 of this chapter; and

3 (2) by reciprocity;

4 if the person is licensed or certified by another state that has  
5 certification requirements that are substantially similar to the  
6 requirements established under this section.

7 SECTION 210. IC 14-10-1-1, AS AMENDED BY P.L.78-2019,  
8 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
9 UPON PASSAGE]: Sec. 1. The natural resources commission is  
10 established. The commission consists of twelve (12) members as  
11 follows:

12 (1) The commissioner of the Indiana department of transportation  
13 or the commissioner's designee.

14 (2) The commissioner of the department of environmental  
15 management or the commissioner's designated deputy.

16 (3) The director of the office of tourism development or the  
17 director's designee (before July 1, 2020) or the director of the  
18 Indiana destination development corporation or the director's  
19 designee (after June 30, 2020).

20 (4) The director of the department.

21 (5) The chairperson of the advisory council established by  
22 IC 14-9-6-1.

23 (6) The president of the Indiana academy of science or the  
24 president's designee.

25 (7) Six (6) citizen members appointed by the governor. ~~at least~~  
26 ~~two (2) of whom must have knowledge, experience, or education~~  
27 ~~in the environment or in natural resource conservation. Not more~~  
28 ~~than three (3) citizen members may be of the same political party.~~

29 SECTION 211. IC 14-10-1-4 IS AMENDED TO READ AS  
30 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The members of  
31 the commission who are not state employees are **not** entitled to:

32 **(1) the minimum salary per diem as provided in IC 4-10-11-2.1(b)**  
33 **for each day that the members are engaged in the official business**  
34 **of the commission; or**

35 **(2) reimbursement for traveling expenses and other expenses**  
36 **actually incurred in connection with the members' duties.**

37 (b) The members of the commission **who are state employees** are  
38 entitled to reimbursement for travel, lodging, meals, and other expenses  
39 as provided in the state travel policies and procedures established by  
40 the Indiana department of administration and approved by the budget  
41 agency.

42 SECTION 212. IC 15-12-5-12, AS ADDED BY P.L.2-2008,  
43 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
44 JULY 1, 2026]: Sec. 12. (a) ~~Each~~ **A** member of the council who is not  
45 a state employee is **not** entitled to:

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

48 **(2) The member is also entitled to reimbursement for traveling**  
49 **expenses as provided under IC 4-13-1-4 and other expenses**  
50 **actually incurred in connection with the member's duties. as**

1 provided in the state policies and procedures established by the  
 2 Indiana department of administration and approved by the budget  
 3 agency.

4 (b) Each member of the council who is a state employee is entitled  
 5 to reimbursement for traveling expenses as provided under IC 4-13-1-4  
 6 and other expenses actually incurred in connection with the member's  
 7 duties as provided in the state policies and procedures established by  
 8 the Indiana department of administration and approved by the budget  
 9 agency.

10 SECTION 213. IC 16-18-2-37.5, AS AMENDED BY P.L.3-2008,  
 11 SECTION 103, IS AMENDED TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2027]: Sec. 37.5. (a) "Board", for purposes of  
 13 IC 16-22-8, has the meaning set forth in IC 16-22-8-2.1.

14 (b) "Board", for purposes of ~~IC 16-41-42.2~~, has the meaning set  
 15 forth in ~~IC 16-41-42.2-1~~.

16 SECTION 214. IC 16-18-2-84, AS AMENDED BY P.L.129-2023,  
 17 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 18 JULY 1, 2027]: Sec. 84. (a) "Council", for purposes of ~~IC 16-46-6~~,  
 19 refers to the interagency state council on black and minority health.

20 (b) "Council", for purposes of IC 16-46-17, refers to the rare disease  
 21 advisory council.

22 SECTION 215. IC 16-18-2-161.5 IS REPEALED [EFFECTIVE  
 23 JULY 1, 2027]. Sec. ~~161.5~~: "Health care interpreter", for purposes of  
 24 ~~IC 16-46-11.1~~, has the meaning set forth in ~~IC 16-46-11.1-2~~.

25 SECTION 216. IC 16-18-2-163.5 IS REPEALED [EFFECTIVE  
 26 JULY 1, 2027]. Sec. ~~163.5~~: "Health care translator", for purposes of  
 27 ~~IC 16-46-11.1~~, has the meaning set forth in ~~IC 16-46-11.1-3~~.

28 SECTION 217. IC 16-19-3-4, AS AMENDED BY P.L.1-2025,  
 29 SECTION 182, IS AMENDED TO READ AS FOLLOWS  
 30 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The executive board may, by  
 31 an affirmative vote of a majority of its members, adopt reasonable rules  
 32 under IC 4-22-2 on behalf of the state department to protect or to  
 33 improve the public health in Indiana.

34 (b) The rules may concern but are not limited to the following:

- 35 (1) Nuisances dangerous to public health.
- 36 (2) The pollution of any water supply other than where  
 37 jurisdiction is in the environmental rules board and department of  
 38 environmental management.
- 39 (3) The disposition of excremental and sewage matter.
- 40 (4) The control of fly and mosquito breeding places.
- 41 (5) The detection, reporting, prevention, and control of diseases  
 42 that affect public health.
- 43 (6) The care of maternity and infant cases and the conduct of  
 44 maternity homes.
- 45 (7) The production, distribution, and sale of human food.
- 46 (8) Except as provided in section 4.4 of this chapter, the conduct  
 47 of camps.
- 48 (9) Standards of cleanliness of eating facilities for the public.
- 49 (10) Standards of cleanliness of sanitary facilities offered for  
 50 public use.

- 1 (11) The handling, disposal, disinterment, and reburial of dead  
 2 human bodies.
- 3 (12) Vital statistics.
- 4 (13) Sanitary conditions and facilities in public buildings and  
 5 grounds, including plumbing, drainage, sewage disposal, water  
 6 supply, lighting, heating, and ventilation, other than where  
 7 jurisdiction is vested by law in the ~~fire prevention and building~~  
 8 ~~safety commission~~ **department of homeland security** or other  
 9 state agency.
- 10 (14) The design, construction, and operation of swimming and  
 11 wading pools. However, the rules governing swimming and  
 12 wading pools do not apply to a pool maintained by an individual  
 13 for the sole use of the individual's household and house guests.
- 14 (c) The executive board shall adopt reasonable rules to regulate the  
 15 following:
- 16 (1) The sanitary operation of tattoo parlors.
- 17 (2) The sanitary operation of body piercing facilities.
- 18 (d) The executive board may adopt rules on behalf of the state  
 19 department for the efficient enforcement of this title, except as  
 20 otherwise provided. However, fees for inspections relating to weights  
 21 and measures may not be established by the rules.
- 22 (e) The executive board may declare that a rule described in  
 23 subsection (d) is necessary to meet an emergency and adopt the rule  
 24 under IC 4-22-2.
- 25 (f) The rules of the state department may not be inconsistent with  
 26 this title and or any other state law.
- 27 SECTION 218. IC 16-19-3.5-11, AS ADDED BY P.L.49-2016,  
 28 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 11. The state department may not deny a  
 30 construction permit based upon noncompliance or suspected  
 31 noncompliance with a rule adopted under the authority of the ~~fire~~  
 32 ~~prevention and building safety commission~~ **established by**  
 33 ~~IC 22-12-2-1:~~ **department of homeland security.**
- 34 SECTION 219. IC 16-19-13-3, AS AMENDED BY P.L.51-2021,  
 35 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2026]: Sec. 3. The office is established for the following  
 37 purposes:
- 38 (1) To educate and advocate for women's health by requesting that  
 39 the state department, either on its own or in partnership with other  
 40 entities, establish appropriate forums, programs, or initiatives  
 41 designed to educate the public regarding women's health, with an  
 42 emphasis on preventive health and healthy lifestyles.
- 43 (2) To assist the state health commissioner in identifying,  
 44 coordinating, and establishing priorities for programs, services,  
 45 and resources the state should provide for women's health issues  
 46 and concerns relating to the reproductive, menopausal, and  
 47 postmenopausal phases of a woman's life, with an emphasis on  
 48 postmenopausal health.
- 49 (3) To serve as a clearinghouse and resource for information  
 50 regarding women's health data, strategies, services, and programs

- 1 that address women's health issues, including the following:
- 2 (A) Diseases that significantly impact women, including heart
- 3 disease, cancer, and osteoporosis.
- 4 (B) Menopause.
- 5 (C) Mental health.
- 6 (D) Substance abuse.
- 7 (E) Sexually transmitted diseases.
- 8 (F) Sexual assault and domestic violence.
- 9 (G) Female genital mutilation (as defined in IC 35-42-2-10).
- 10 (4) To collect, classify, and analyze relevant research information
- 11 and data conducted or compiled by:
- 12 (A) the state department; or
- 13 (B) other entities in collaboration with the state department;
- 14 and to provide interested persons with information regarding the
- 15 research results, except as prohibited by law.
- 16 (5) To develop and recommend funding and program activities for
- 17 educating the public on women's health initiatives, including the
- 18 following:
- 19 (A) Health needs throughout a woman's life.
- 20 (B) Diseases that significantly affect women, including heart
- 21 disease, cancer, and osteoporosis.
- 22 (C) Access to health care for women.
- 23 (D) Poverty and women's health.
- 24 (E) The leading causes of morbidity and mortality for women.
- 25 (F) Special health concerns of minority women.
- 26 (6) To make recommendations to the state health commissioner
- 27 regarding programs that address women's health issues for
- 28 inclusion in the state department's biennial budget and strategic
- 29 planning.
- 30 (7) To seek funding from private or governmental entities to carry
- 31 out the purposes of this chapter.
- 32 (8) To prepare materials for publication and dissemination to the
- 33 public on women's health.
- 34 (9) To conduct public educational forums in Indiana to raise
- 35 public awareness and to educate citizens about women's health
- 36 programs, issues, and services.
- 37 (10) To coordinate the activities and programs of the office with
- 38 other entities that focus on women's health or women's issues,
- 39 including the ~~Indiana commission for women (IC 4-23-25-3)~~:
- 40 **Indiana cultural commission established by IC 4-23-36.**
- 41 (11) To represent the state health commissioner, upon request,
- 42 before the general assembly and the ~~Indiana commission for~~
- 43 ~~women established by IC 4-23-25-3~~: **Indiana cultural**
- 44 **commission established by IC 4-23-36.**
- 45 (12) To provide an annual report to the governor, the legislative
- 46 council, and the ~~Indiana commission for women~~ **Indiana cultural**
- 47 **commission established by IC 4-23-36** regarding the successes
- 48 of the programs of the office, priorities and services needed for
- 49 women's health in Indiana, and areas for improvement. A report
- 50 provided under this subdivision to the legislative council must be

1 in an electronic format under IC 5-14-6.

2 This section does not allow the director or any employees of the office  
3 to advocate, promote, refer to, or otherwise advance abortion or  
4 abortifacients.

5 SECTION 220. IC 16-22-2-5, AS AMENDED BY P.L.104-2022,  
6 SECTION 108, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) This section applies to a  
8 county hospital in a county having a population of more than sixteen  
9 thousand seven hundred (16,700) and less than ~~nineteen thousand~~  
10 ~~(19,000)~~ **twenty thousand (20,000)**.

11 (b) Subject to subsection (e), the hospital and the affairs and  
12 business of the hospital shall be under the management and control of  
13 a governing board consisting of seven (7) members as follows:

14 (1) Three (3) members must be members of the county executive.

15 (2) Two (2) members shall be appointed by the county fiscal  
16 body, one (1) of whom may be a licensed physician.

17 (3) Two (2) members shall be appointed by the county executive.

18 (c) One (1) of the members initially appointed by the county fiscal  
19 body serves for one (1) year and one (1) of the members initially  
20 appointed serves for two (2) years. After the initial appointment, the  
21 members serve for two (2) years.

22 (d) One (1) of the members initially appointed by the county  
23 executive serves for one (1) year and one (1) of the members initially  
24 appointed serves for two (2) years. After the initial appointment, the  
25 members serve for two (2) years.

26 (e) Not more than two (2) members of a governing board appointed  
27 under this section may reside in a county other than the county in  
28 which the hospital is located. A member who is not a resident of the  
29 county in which the hospital is located must:

30 (1) be an Indiana resident; and

31 (2) be appointed upon a submission made under section 11 of this  
32 chapter by the governing board of the hospital to the appointing  
33 authority.

34 SECTION 221. IC 16-28-1-7, AS AMENDED BY P.L.141-2014,  
35 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
36 JULY 1, 2027]: Sec. 7. The state department shall do the following:

37 (1) Adopt rules under IC 4-22-2 governing the following:

38 (A) Health and sanitation standards necessary to protect the  
39 health, safety, security, rights, and welfare of patients.

40 (B) Qualifications of applicants for licenses issued under this  
41 article to assure the proper care of patients.

42 (C) Operation, maintenance, management, equipment, and  
43 construction of facilities required to be licensed under this  
44 article if jurisdiction is not vested in any other state agency.

45 (D) Manner, form, and content of the license, including rules  
46 governing disclosure of ownership interests.

47 (E) Levels of medical staffing and medical services in  
48 cooperation with the office of Medicaid policy and planning,  
49 division of family resources, and other agencies authorized to  
50 pay for the services.

1 (2) Recommend to the ~~fire prevention and building safety~~  
 2 **commission department of homeland security** fire safety rules  
 3 necessary to protect the health, safety, security, rights, and welfare  
 4 of patients.

5 (3) Classify health facilities in health care categories.

6 SECTION 222. IC 16-41-26-8, AS AMENDED BY P.L.181-2018,  
 7 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2027]: Sec. 8. (a) Except as provided in subsection (b), the  
 9 state department shall adopt rules under IC 4-22-2 necessary to protect  
 10 the health, safety, and welfare of persons living in agricultural labor  
 11 camps, prescribing standards for living quarters at agricultural labor  
 12 camps, including provisions relating to construction of camps, sanitary  
 13 conditions, light, air, safety protection from fire hazards, equipment,  
 14 maintenance and operation of the camp, sewage disposal through septic  
 15 tank absorption fields or other approved methods, and other matters  
 16 appropriate for the security of the life and health of occupants.

17 (b) The environmental rules board shall adopt rules under  
 18 IC 13-14-9 pertaining to water supplies required for agricultural labor  
 19 camps.

20 (c) In the preparation of rules, the state department:

21 (1) shall consult with and request technical assistance from other  
 22 appropriate state agencies; and

23 (2) may appoint and consult with committees of technically  
 24 qualified persons and of representatives of employers and  
 25 employees.

26 (d) If a conflict exists between rules adopted under this chapter and  
 27 rules adopted by the ~~fire prevention and building safety commission;~~  
 28 **department of homeland security**, the rules authorized in this section  
 29 apply.

30 (e) A copy of every rule adopted under this chapter shall be sent to  
 31 each health officer in Indiana and to the heads of other state agencies  
 32 with specific or related responsibility affecting agricultural labor camps  
 33 and to any person requesting the rules. The rules affecting agricultural  
 34 labor camps adopted under this chapter shall be published periodically  
 35 in the manner the state department determines.

36 SECTION 223. IC 16-41-31-6 IS AMENDED TO READ AS  
 37 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. The ~~fire prevention~~  
 38 ~~and building safety commission department of homeland security~~  
 39 shall adopt rules under IC 4-22-2 to establish fire safety standards for  
 40 bed and breakfast establishments.

41 SECTION 224. IC 16-41-42.2-1 IS REPEALED [EFFECTIVE  
 42 JULY 1, 2027]. Sec. ~~1~~. As used in this chapter, "board" refers to the  
 43 ~~spinal cord and brain injury research board established by section 5 of~~  
 44 ~~this chapter.~~

45 SECTION 225. IC 16-41-42.2-4, AS AMENDED BY P.L.200-2015,  
 46 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 47 JULY 1, 2027]: Sec. 4. The fund is to be used for the following  
 48 purposes:

49 (1) Establishing and maintaining a state medical surveillance  
 50 registry for traumatic spinal cord and brain injuries.

- 1           ~~(2)~~ Fulfilling the duties of the board established by section 5 of  
 2           this chapter.  
 3           ~~(3)~~ **(2)** Funding research related to the treatment and cure of  
 4           spinal cord and brain injuries, including acute management,  
 5           medical complications, rehabilitative techniques, and neuronal  
 6           recovery. Research must be conducted in compliance with all  
 7           state and federal laws.  
 8           ~~(4)~~ **(3)** Concerning spinal cord injuries, funding of at least ten  
 9           percent (10%) and not more than fifteen percent (15%) of money  
 10          in the fund for:  
 11                (A) post acute extended treatment and services for an  
 12                individual with a spinal cord injury; or  
 13                (B) facilities that offer long term activity based therapy  
 14                services at affordable rates to an individual with a spinal cord  
 15                injury that requires extended post acute care.  
 16          ~~(5)~~ **(4)** Concerning brain injuries, funding of at least ten percent  
 17          (10%) and not more than fifteen percent (15%) of money in the  
 18          fund for:  
 19                (A) post acute extended treatment and services for an  
 20                individual with a brain injury; or  
 21                (B) facilities that offer long term activity based therapy  
 22                services at affordable rates to an individual with a brain injury  
 23                that requires extended post acute care.  
 24          ~~(6)~~ **(5)** Develop a statewide trauma system. However, not more  
 25          than fifty percent (50%) of money in the fund may be used for  
 26          purposes of developing a statewide trauma system.  
 27          SECTION 226. IC 16-41-42.2-5, AS AMENDED BY P.L.29-2016,  
 28          SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29          JULY 1, 2027]: Sec. 5. (a) The spinal cord and brain injury research  
 30          board is established for the purpose of administering the fund. The  
 31          board is composed of eleven ~~(11)~~ members.  
 32          (b) The following six ~~(6)~~ members of the board shall be appointed  
 33          by the governor:  
 34                (1) One ~~(1)~~ member who has a spinal cord or head injury or who  
 35                has a family member with a spinal cord or head injury.  
 36                (2) One ~~(1)~~ member who is a physician licensed under IC 25-22.5  
 37                who has specialty training in neuroscience and surgery.  
 38                (3) One ~~(1)~~ member who is a physiatrist holding a board  
 39                certification from the American Board of Physical Medicine and  
 40                Rehabilitation.  
 41                (4) One ~~(1)~~ member representing the technical life sciences  
 42                industry.  
 43                (5) One ~~(1)~~ member who is a physical therapist licensed under  
 44                IC 25-27 who treats individuals with traumatic spinal cord  
 45                injuries or brain injuries.  
 46                (6) One ~~(1)~~ member who owns or operates a facility that provides  
 47                long term activity based therapy services at affordable rates to  
 48                individuals with traumatic spinal cord injuries or brain injuries.  
 49          (c) Five ~~(5)~~ members of the board shall be appointed as follows:  
 50                (1) One ~~(1)~~ member representing Indiana University to be

- 1 appointed by Indiana University.
- 2 (2) One (1) member representing Purdue University to be  
3 appointed by Purdue University.
- 4 (3) One (1) member representing the National Spinal Cord Injury  
5 Association to be appointed by the National Spinal Cord Injury  
6 Association.
- 7 (4) One (1) member representing the largest freestanding  
8 rehabilitation hospital for brain and spinal cord injuries in Indiana  
9 to be appointed by the Rehabilitation Hospital of Indiana located  
10 in Indianapolis.
- 11 (5) One (1) member representing the Brain Injury Association of  
12 America to be appointed by the Brain Injury Association of  
13 Indiana.
- 14 (d) The term of a member is four (4) years. A member serves until  
15 a successor is appointed and qualified. If a vacancy occurs on the board  
16 before the end of a member's term, the appointing authority appointing  
17 the vacating member shall appoint an individual to serve the remainder  
18 of the vacating member's term.
- 19 (e) A majority of the members appointed to the board constitutes a  
20 quorum. The affirmative votes of a majority of the members are  
21 required for the board to take action on any measure.
- 22 (f) Each member of the board is entitled to the minimum salary per  
23 diem provided by IC 4-10-11-2.1(b). The member is also entitled to  
24 reimbursement for traveling expenses as provided under IC 4-13-1-4  
25 and other expenses actually incurred in connection with the member's  
26 duties as provided in the state policies and procedures established by  
27 the Indiana department of administration and approved by the budget  
28 agency.
- 29 (g) The board shall annually elect a chairperson who shall be the  
30 presiding officer of the board. The board may establish other officers  
31 and procedures as the board determines necessary.
- 32 (h) The board shall meet at least two (2) times each year. The  
33 chairperson may call additional meetings.
- 34 (i) The state department shall provide staff for the board. The state  
35 department shall maintain a registry of the members of the board. An  
36 appointing authority shall provide written confirmation of an  
37 appointment to the board to the state department in the form and  
38 manner specified by the state department.
- 39 (j) The board **state department** shall do the following:
- 40 (1) Consider policy matters relating to spinal cord and brain  
41 injury research projects and programs under this chapter.
- 42 (2) Consider research applications and make grants for approved  
43 research projects under this chapter.
- 44 (3) Consider applications and make grants to health care clinics  
45 that:
- 46 (A) are exempt from federal income taxation under Section  
47 501 of the Internal Revenue Code;
- 48 (B) employ physical therapists licensed under IC 25-27; and
- 49 (C) provide in Indiana long term activity based therapy  
50 services at affordable rates to individuals with spinal cord

- 1 injuries or brain injuries that require extended post acute care.  
 2 (4) Consider the application's efficacy in providing significant and  
 3 sustained improvement to individuals with spinal cord injuries or  
 4 brain injuries.  
 5 (5) Formulate policies and procedures concerning the operation  
 6 of the ~~board~~ **state department**.  
 7 (6) Review and authorize spinal cord and brain injury research  
 8 projects and programs to be financed under this chapter. For  
 9 purposes of this subdivision, the ~~board~~ **state department** may  
 10 establish an independent scientific advisory panel composed of  
 11 scientists and clinicians who are not members of the ~~board~~ **state**  
 12 **department** to review proposals submitted to the ~~board~~ **state**  
 13 **department** and make recommendations to the ~~board~~ **state**  
 14 **department**. Collaborations are encouraged with other  
 15 Indiana-based researchers as well as researchers located outside  
 16 Indiana, including researchers in other countries.  
 17 (7) Review and approve progress and final research reports on  
 18 projects authorized under this chapter, including any other  
 19 information the ~~board~~ **state department** has required to be  
 20 submitted as a condition of receiving a grant.  
 21 (8) Review and make recommendations concerning the  
 22 expenditure of money from the fund.  
 23 (9) Take other action necessary for the purpose ~~stated in~~  
 24 ~~subsection (a):~~ **of administering the fund**.  
 25 (10) Provide to the governor, the general assembly, and the  
 26 legislative council an annual report not later than January 30 of  
 27 each year showing the status of funds appropriated under this  
 28 chapter. The report to the general assembly and the legislative  
 29 council must be in an electronic format under IC 5-14-6.  
 30 ~~(k) A member of the board is exempt from civil liability arising or~~  
 31 ~~thought to arise from an action taken in good faith as a member of the~~  
 32 ~~board.~~  
 33 ~~(l) The department shall annually present to the board a financial~~  
 34 ~~statement that includes the following information for the current and~~  
 35 ~~previous fiscal year:~~  
 36 ~~(1) The amount of money deposited into the fund.~~  
 37 ~~(2) The amount of money expended from the fund.~~  
 38 ~~(3) The amount of money, including any reserves, available for~~  
 39 ~~grants from the fund.~~  
 40 SECTION 227. IC 16-46-6-1 IS REPEALED [EFFECTIVE JULY  
 41 1, 2027]. Sec. 1. As used in this chapter, "council" refers to the  
 42 interagency state council on black and minority health.  
 43 SECTION 228. IC 16-46-6-3 IS REPEALED [EFFECTIVE JULY  
 44 1, 2027]. Sec. 3: The state department shall establish the interagency  
 45 state council on black and minority health.  
 46 SECTION 229. IC 16-46-6-4 IS REPEALED [EFFECTIVE JULY  
 47 1, 2027]. Sec. 4: (a) The council consists of the following ~~twenty-one~~  
 48 ~~(21)~~ members:  
 49 ~~(1) Two (2) members of the house of representatives from~~  
 50 ~~different political parties appointed by the speaker of the house of~~

- 1 representatives.
- 2 (2) Two (2) members of the senate from different political parties
- 3 appointed by the president pro tempore of the senate.
- 4 (3) The governor or the governor's designee.
- 5 (4) The state health commissioner or the commissioner's
- 6 designee.
- 7 (5) The director of the division of family resources established by
- 8 IC 12-13-1-1 or the director's designee.
- 9 (6) The director of the office of Medicaid policy and planning
- 10 established by IC 12-8-6.5-1 or the director's designee.
- 11 (7) The director of the division of mental health and addiction
- 12 established by IC 12-21-1-1 or the director's designee.
- 13 (8) The commissioner of the department of correction or the
- 14 commissioner's designee.
- 15 (9) One (1) representative of a local health department appointed
- 16 by the governor.
- 17 (10) One (1) representative of a public health care facility
- 18 appointed by the governor.
- 19 (11) One (1) psychologist appointed by the governor who:
- 20 (A) is licensed to practice psychology in Indiana; and
- 21 (B) has knowledge and experience in the special health needs
- 22 of minorities.
- 23 (12) One (1) member appointed by the governor based on the
- 24 recommendation of the Indiana State Medical Association.
- 25 (13) One (1) member appointed by the governor based on the
- 26 recommendation of the National Medical Association.
- 27 (14) One (1) member appointed by the governor based on the
- 28 recommendation of the Indiana Hospital and Health Association.
- 29 (15) One (1) member appointed by the governor based on the
- 30 recommendation of the American Cancer Society.
- 31 (16) One (1) member appointed by the governor based on the
- 32 recommendation of the American Heart Association.
- 33 (17) One (1) member appointed by the governor based on the
- 34 recommendation of the American Diabetes Association.
- 35 (18) One (1) member appointed by the governor based on the
- 36 recommendation of the Black Nurses Association.
- 37 (19) One (1) member appointed by the governor based on the
- 38 recommendation of the Indiana Minority Health Coalition.
- 39 (b) At least fifty-one percent (51%) of the members of the council
- 40 must be minorities.
- 41 SECTION 230. IC 16-46-6-5 IS REPEALED [EFFECTIVE JULY
- 42 1, 2027]. Sec. 5: (a) Except as provided in subsection (b); all
- 43 appointments to the council are for two (2) years. A legislative
- 44 member's term expires on June 30 of an odd-numbered year.
- 45 (b) The term of a member appointed by the governor is four (4)
- 46 years and expires as follows:
- 47 (1) June 30, 2025; and each fourth year thereafter for a member
- 48 appointed under section 4(a)(9) through 4(a)(14) of this chapter.
- 49 (2) December 31, 2025; and each fourth year thereafter for a
- 50 member appointed under section 4(a)(15) through 4(a)(19) of this

- 1 chapter.
- 2 (c) A member may be reappointed to the commission for succeeding
- 3 terms.
- 4 SECTION 231. IC 16-46-6-6 IS REPEALED [EFFECTIVE JULY
- 5 1, 2027]. Sec. 6: The council shall select a chairman from the
- 6 membership annually.
- 7 SECTION 232. IC 16-46-6-7 IS REPEALED [EFFECTIVE JULY
- 8 1, 2027]. Sec. 7: Appointments to fill a vacancy are for the remainder
- 9 of an unexpired term and are made by the authority who made the
- 10 original appointment.
- 11 SECTION 233. IC 16-46-6-8 IS REPEALED [EFFECTIVE JULY
- 12 1, 2027]. Sec. 8: The state department shall provide staff for the
- 13 council.
- 14 SECTION 234. IC 16-46-6-9 IS REPEALED [EFFECTIVE JULY
- 15 1, 2027]. Sec. 9: The council shall hold at least four (4) meetings
- 16 annually.
- 17 SECTION 235. IC 16-46-6-10 IS AMENDED TO READ AS
- 18 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 10. The ~~council~~ shall
- 19 **Indiana cultural commission established under IC 4-23-36** may do
- 20 the following:
- 21 (1) Identify and study the special health care needs and health
- 22 problems of minorities.
- 23 (2) Examine the factors and conditions that affect the health of
- 24 minorities.
- 25 (3) Examine the health care services available to minorities in the
- 26 public and private sector and determine the extent to which these
- 27 services meet the needs of minorities.
- 28 (4) Study the state and federal laws concerning the health needs
- 29 of minorities.
- 30 (5) Examine the coordination of services to minorities and
- 31 recommend improvements in the delivery of services.
- 32 (6) Examine funding sources for minority health care.
- 33 (7) Examine and recommend preventive measures concerning the
- 34 leading causes of death or injury among minorities, including the
- 35 following:
- 36 (A) Heart disease.
- 37 (B) Stroke.
- 38 (C) Cancer.
- 39 (D) Intentional injuries.
- 40 (E) Accidental death and injury.
- 41 (F) Cirrhosis.
- 42 (G) Diabetes.
- 43 (H) Infant mortality.
- 44 (I) HIV and acquired immune deficiency syndrome.
- 45 (J) Mental Health.
- 46 (K) Substance Abuse.
- 47 (8) Examine the impact of the following on minorities:
- 48 (A) Adolescent pregnancy.
- 49 (B) Sexually transmitted and other communicable diseases.
- 50 (C) Lead poisoning.

- 1 (D) Long term disability and aging.  
 2 (E) Sickle cell anemia.  
 3 (9) Monitor the Indiana minority health initiative and other public  
 4 policies that affect the health status of minorities.  
 5 (10) Develop and implement a comprehensive plan and time line  
 6 to address health disparities and health issues of minority  
 7 populations in Indiana.
- 8 SECTION 236. IC 16-46-6-11 IS REPEALED [EFFECTIVE JULY  
 9 1, 2027]. Sec. 11: The council shall submit a report in an electronic  
 10 format under IC 5-14-6 to the general assembly before November 1 of  
 11 each year. The report must include the following:  
 12 (1) The findings and conclusions of the council.  
 13 (2) Recommendations of the council.
- 14 SECTION 237. IC 16-46-6-12 IS REPEALED [EFFECTIVE JULY  
 15 1, 2027]. Sec. 12: (a) Except as otherwise provided, a person who  
 16 recklessly violates or fails to comply with this chapter commits a Class  
 17 B misdemeanor.  
 18 (b) Each day a violation continues constitutes a separate offense.
- 19 SECTION 238. IC 16-46-6-13 IS REPEALED [EFFECTIVE JULY  
 20 1, 2027]. Sec. 13: (a) Each member of the council who is not a state  
 21 employee is entitled to the minimum salary per diem provided by  
 22 IC 4-10-11-2.1(b). The council member is also entitled to  
 23 reimbursement for mileage, traveling expenses as provided under  
 24 IC 4-13-1-4, and other expenses actually incurred in connection with  
 25 the member's duties as provided in the state policies and procedures  
 26 established by the Indiana department of administration and approved  
 27 by the budget agency.  
 28 (b) Each member of the council who is a state employee is entitled  
 29 to reimbursement for traveling expenses as provided under IC 4-13-1-4  
 30 and other expenses actually incurred in connection with the member's  
 31 duties as provided in the state policies and procedures established by  
 32 the Indiana department of administration and approved by the budget  
 33 agency.  
 34 (c) Except as provided in subsection (d), expenses incurred under  
 35 this section must be paid out of the funds appropriated to the state  
 36 department.  
 37 (d) Each member of the council who is a member of the general  
 38 assembly is entitled to receive the same per diem, mileage, and travel  
 39 allowances paid to legislative members of interim study committees  
 40 established by the legislative council. Per diem, mileage, and travel  
 41 allowances paid under this subsection shall be paid from appropriations  
 42 made to the legislative council or the legislative services agency.
- 43 SECTION 239. IC 16-46-11.1 IS REPEALED [EFFECTIVE JULY  
 44 1, 2027]. (Commission on Health Care Interpreters and Translators).
- 45 SECTION 240. IC 20-20-38-4, AS AMENDED BY P.L.213-2025,  
 46 SECTION 163, IS AMENDED TO READ AS FOLLOWS  
 47 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The state board shall develop  
 48 and implement a long range state plan for a comprehensive secondary  
 49 level career and technical education program in Indiana.  
 50 (b) The plan developed under this section must be updated as

1 changes occur. The state board shall make the plan and any revisions  
2 made to the plan available to:

- 3 (1) the governor;
- 4 (2) the general assembly;
- 5 (3) the department of workforce development;
- 6 (4) the commission for higher education; **and**
- 7 ~~(5) the board for proprietary education; and~~
- 8 ~~(6)~~ **(5)** any other appropriate state or federal agency.

9 A plan or revised plan submitted under this section to the general  
10 assembly must be in an electronic format under IC 5-14-6.

11 (c) The plan developed under this section must set forth specific  
12 goals for secondary level public career and technical education and  
13 must include the following:

- 14 (1) The preparation of each graduate for both employment and  
15 further education.
- 16 (2) Accessibility of career and technical education to individuals  
17 of all ages who desire to explore and learn for economic and  
18 personal growth.
- 19 (3) Projected employment opportunities in various career and  
20 technical education fields.
- 21 (4) A study of the supply of and the demand for a labor force  
22 skilled in particular career and technical education areas.
- 23 (5) A study of technological and economic change affecting  
24 Indiana.
- 25 (6) An analysis of the private career and education sector in  
26 Indiana.
- 27 (7) Recommendations for improvement in the state career and  
28 technical education program.
- 29 (8) The educational levels expected of career and technical  
30 education programs proposed to meet the projected employment  
31 needs.

32 (d) When making any revisions to the plan, the state board shall  
33 consider the workforce needs and training and education needs  
34 identified in the occupational demand report prepared by the  
35 department of workforce development under IC 22-4.1-4-10.

36 (e) The state board shall use data from the department of workforce  
37 development to develop and implement a plan or make revisions to a  
38 plan under this section.

39 SECTION 241. IC 20-20-38-6, AS AMENDED BY P.L.213-2025,  
40 SECTION 164, IS AMENDED TO READ AS FOLLOWS  
41 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The state board shall do the  
42 following:

- 43 (1) Make recommendations to the general assembly concerning  
44 the development, duplication, and accessibility of employment  
45 training and career and technical education on a regional and  
46 statewide basis.
- 47 (2) Consult with any state agency, commission, or organization  
48 that supervises or administers programs of career and technical  
49 education concerning the coordination of career and technical  
50 education, including the following:

- 1 (A) The Indiana economic development corporation.  
 2 (B) A private industry council (as defined in 29 U.S.C. 1501  
 3 et seq.).  
 4 (C) The department of labor.  
 5 (D) The commission for higher education.  
 6 (E) The department of workforce development.  
 7 ~~(F) The board for proprietary education.~~  
 8 ~~(G)~~ **(F)** The **Indiana** department of veterans' affairs.  
 9 (3) Review and make recommendations concerning plans  
 10 submitted by the commission for higher education. The state  
 11 board may request the resubmission of plans or parts of plans that:  
 12 (A) are not consistent with the long range state plan of the  
 13 state board;  
 14 (B) are incompatible with other plans within the system; or  
 15 (C) duplicate existing services.  
 16 (4) Report to the general assembly on the state board's  
 17 conclusions and recommendations concerning interagency  
 18 cooperation, coordination, and articulation of career and technical  
 19 education and employment training. A report under this  
 20 subdivision must be in an electronic format under IC 5-14-6.  
 21 (5) Study and develop a plan concerning the transition between  
 22 secondary level career and technical education and postsecondary  
 23 level career and technical education.

24 (b) The state board shall use data from the department of workforce  
 25 development in carrying out the state board's duties under this section.

26 SECTION 242. IC 20-26-5-6, AS AMENDED BY P.L.56-2023,  
 27 SECTION 177, IS AMENDED TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2027]: Sec. 6. All powers delegated to the  
 29 governing body of a school corporation under section 1 or 4 of this  
 30 chapter are subject to all laws subjecting the school corporation to  
 31 regulation by a state agency, including the secretary of education, state  
 32 board of accounts, state police department, ~~fire prevention and building~~  
 33 ~~safety commission~~, **department of homeland security**, department of  
 34 local government finance, environmental rules board, state school bus  
 35 committee, Indiana department of health, and any local governmental  
 36 agency to which the state has been delegated a specific authority in  
 37 matters other than educational matters and other than finance,  
 38 including plan commissions, zoning boards, and boards concerned with  
 39 health and safety.

40 SECTION 243. IC 20-37-2-13, AS AMENDED BY P.L.168-2022,  
 41 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2027]: Sec. 13. (a) As used in this section, "applicable high  
 43 school" means a high school at which all the students participate in a  
 44 work based learning course (as defined in IC 20-43-8-0.7) or school  
 45 based enterprise.

46 (b) As used in this section, "primary use of the building" means an  
 47 occupancy classification that is:

- 48 (1) most closely related to the intended use of the building; and  
 49 (2) determined by the rules of the ~~fire prevention and building~~  
 50 ~~safety commission established by IC 22-12-2-1~~ **department of**

1 **homeland security** that apply to the building immediately  
 2 preceding the date that the applicable high school agrees to use  
 3 the building.

4 (c) Except as provided in subsection (d), an applicable high school  
 5 shall comply with all rules of the ~~fire prevention and building safety~~  
 6 ~~commission department of homeland security~~ applicable to the  
 7 primary use of the building.

8 (d) The ~~fire prevention and building commission department of~~  
 9 ~~homeland security~~ may grant a variance under IC 22-13-2-11 to the  
 10 rules applicable to the primary use of the building necessary to  
 11 implement this section.

12 SECTION 244. IC 21-7-13-6, AS AMENDED BY P.L.11-2023,  
 13 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2027]: Sec. 6. (a) "Approved postsecondary educational  
 15 institution", for purposes of this title (except section 15 of this chapter  
 16 and IC 21-12-6) means the following:

17 (1) A postsecondary educational institution that operates in  
 18 Indiana and:

19 (A) provides an organized two (2) year or longer program of  
 20 collegiate grade directly creditable toward a baccalaureate  
 21 degree;

22 (B) is either operated by the state or operated nonprofit; and

23 (C) is accredited by a recognized regional accrediting agency,  
 24 including:

25 (i) Ancilla College;

26 (ii) Anderson University;

27 (iii) Bethel University;

28 (iv) Butler University;

29 (v) Calumet College of St. Joseph;

30 (vi) DePauw University;

31 (vii) Earlham College;

32 (viii) Franklin College;

33 (ix) Goshen College;

34 (x) Grace College and Seminary;

35 (xi) Hanover College;

36 (xii) Holy Cross College;

37 (xiii) Huntington University;

38 (xiv) Indiana Institute of Technology;

39 (xv) Indiana Wesleyan University;

40 (xvi) Manchester University;

41 (xvii) Marian University;

42 (xviii) Martin University;

43 (xix) Oakland City University;

44 (xx) Rose-Hulman Institute of Technology;

45 (xxi) Saint Mary-of-the-Woods College;

46 (xxii) Saint Mary's College;

47 (xxiii) Taylor University;

48 (xxiv) Trine University;

49 (xxv) University of Evansville;

50 (xxvi) University of Indianapolis;

- 1 (xxvii) University of Notre Dame;  
 2 (xxviii) University of Saint Francis;  
 3 (xxix) Valparaiso University; and  
 4 (xxx) Wabash College;  
 5 or is accredited by the ~~board for proprietary education~~  
 6 **commission for higher education** under IC 21-18.5-6 or an  
 7 accrediting agency recognized by the United States  
 8 Department of Education.
- 9 (2) Ivy Tech Community College.
- 10 (3) A hospital that operates a nursing diploma program that is  
 11 accredited by the Indiana state board of nursing.
- 12 (4) A postsecondary credit bearing proprietary educational  
 13 institution that meets the following requirements:
- 14 (A) Is incorporated in Indiana, or is registered as a foreign  
 15 corporation doing business in Indiana.
- 16 (B) Is fully accredited by and is in good standing with the  
 17 ~~board for proprietary education~~ **commission for higher**  
 18 **education** under IC 21-18.5-6.
- 19 (C) Is accredited by and is in good standing with a regional or  
 20 national accrediting agency.
- 21 (D) Offers a course of study that is at least eighteen (18)  
 22 consecutive months in duration (or an equivalent to be  
 23 determined by the ~~board for proprietary education~~ **commission**  
 24 **for higher education** under IC 21-18.5-6) and that leads to an  
 25 associate or a baccalaureate degree recognized by the ~~board~~  
 26 ~~for proprietary education~~ **commission for higher education**  
 27 under IC 21-18.5-6.
- 28 (E) Is certified by the ~~board for proprietary education~~  
 29 **commission for higher education** as meeting the  
 30 requirements of this subdivision.
- 31 (5) A postsecondary SEI affiliated educational institution.
- 32 (b) "Approved postsecondary educational institution" for purposes  
 33 of section 15 of this chapter and IC 21-12-6, means the following:
- 34 (1) A state educational institution.
- 35 (2) A nonprofit college or university.
- 36 (3) A postsecondary credit bearing proprietary educational  
 37 institution that is accredited by an accrediting agency recognized  
 38 by the United States Department of Education.
- 39 (4) A postsecondary SEI affiliated educational institution.
- 40 SECTION 245. IC 21-7-13-26.5, AS ADDED BY P.L.217-2017,  
 41 SECTION 142, IS AMENDED TO READ AS FOLLOWS  
 42 [EFFECTIVE JULY 1, 2027]: Sec. 26.5. (a) "Postsecondary SEI  
 43 affiliated educational institution" means a degree granting and credit  
 44 bearing institution that:
- 45 (1) is organized as a public benefit corporation (as described in  
 46 IC 23-17-2-23) and controlled by a state educational institution;  
 47 (2) is authorized under procedures approved by the executive  
 48 officer of the commission under IC 21-18-12.4 to provide  
 49 instructional or educational services or training in Indiana using  
 50 onsite, online, or any combination of these or other instructional

- 1 modalities;
- 2 (3) is accredited by a recognized regional accrediting agency or
- 3 is seeking or progressing toward accreditation by a recognized
- 4 regional accrediting agency; and
- 5 (4) has its debts and liabilities backed by the controlling state
- 6 educational institution described in subdivision (1) in the form of
- 7 a contribution, bond, or other surety consisting solely of eligible
- 8 property (as defined in IC 21-27-10-4).
- 9 (b) The term does not include the following:
- 10 (1) A state educational institution.
- 11 (2) A postsecondary credit bearing proprietary educational
- 12 institution approved or regulated by the ~~board for proprietary~~
- 13 **education commission for higher education** under IC 21-18.5-6.
- 14 (3) Any educational institution or educational training that:
- 15 (A) is maintained or provided by an employer or employers at
- 16 no charge for employees or potential employees;
- 17 (B) is maintained or provided by a labor organization at no
- 18 charge for its members or apprentices; or
- 19 (C) offers instruction that is exclusively focused on
- 20 self-improvement or exclusively intended to be motivational
- 21 or avocational, including instruction in dance, music,
- 22 self-defense, and private tutoring.
- 23 (4) A public or nonprofit degree granting institution organized or
- 24 incorporated in a jurisdiction other than Indiana that offers
- 25 instructional or educational services or training in Indiana.
- 26 (5) A religious institution that offers educational instruction or an
- 27 educational program of a clearly religious nature.
- 28 SECTION 246. IC 21-9-4-1, AS AMENDED BY P.L.43-2021,
- 29 SECTION 139, IS AMENDED TO READ AS FOLLOWS
- 30 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The board of directors of the
- 31 authority is established. The board consists of the following:
- 32 (1) The following four (4) ex officio members or directors:
- 33 (A) The treasurer of state.
- 34 (B) ~~The secretary of education.~~ **The director of the Indiana**
- 35 **public retirement system.**
- 36 (C) The Indiana commissioner for higher education.
- 37 (D) The budget director.
- 38 (2) Five (5) ~~appointed~~ members or directors ~~who:~~
- 39 ~~(A) are appointed by the governor; and~~
- 40 ~~(B) who~~ have knowledge, skill, and experience in academic,
- 41 business, financial, or education fields **appointed as follows:**
- 42 **(A) One (1) member appointed by the governor.**
- 43 **(B) Two (2) members appointed by the president pro**
- 44 **tempore of the senate.**
- 45 **(C) Two (2) members appointed by the speaker of the**
- 46 **house of representatives.**
- 47 **A member appointed under clause (B) or (C) may not be a**
- 48 **member of the general assembly.**
- 49 (b) ~~During a member's term of service on the board;~~ **Except as**
- 50 **otherwise provided in this section,** an appointed member of the board

1 may not be an official or employee of the state **during the member's**  
 2 **term of service on the board.**

3 ~~(e)~~ **Not more than three (3) of the appointed members of the board**  
 4 **may belong to the same political party.**

5 ~~(d)~~ **(c)** An appointed member serves a four (4) year term. An  
 6 appointed member shall hold over after the expiration of the member's  
 7 term until the member's successor is appointed and qualified. **A**  
 8 **member may be appointed to successive terms.**

9 ~~(e)~~ **The governor may reappoint an appointed member of the board.**

10 ~~(f)~~ **(d)** A vacancy shall be filled **by the appropriate appointing**  
 11 **authority** for the balance of an unexpired term in the same manner as  
 12 the original appointment.

13 ~~(g)~~ **(e)** The treasurer of state shall serve as chairman of the board.  
 14 The board shall annually elect one (1) of its ex officio members as vice  
 15 chairman, and may elect any other officer that the board desires.

16 ~~(h)~~ **(f)** The **governor appointing authority** may remove an  
 17 appointed member for misfeasance, malfeasance, willful neglect of  
 18 duty, or other cause after notice and a public hearing, unless the  
 19 member expressly waives the notice and hearing in writing.

20 SECTION 247. IC 21-12-1-8, AS AMENDED BY P.L.157-2023,  
 21 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2027]: Sec. 8. "Eligible institution", for the purposes of:

- 23 (1) IC 21-12-6, refers to a postsecondary educational institution  
 24 that qualifies as an eligible institution under IC 21-12-6-4; and  
 25 (2) IC 21-12-8, refers to a postsecondary educational institution  
 26 that:

27 (A) operates in Indiana;

28 (B) is either operated by the state or operated nonprofit;

29 (C) operates an organized program of postsecondary education  
 30 leading to a technical certificate, nursing diploma, or associate  
 31 or baccalaureate degree; and

32 (D) is authorized by the department of workforce development  
 33 under IC 22-4.1-21 or accredited by:

34 (i) a recognized regional accrediting agency;

35 (ii) the **board for proprietary education commission for**  
 36 **higher education** under IC 21-18.5-6; or

37 (iii) the Indiana state board of nursing.

38 SECTION 248. IC 21-12-4-2, AS AMENDED BY P.L.281-2013,  
 39 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 2. A person is eligible for a freedom of choice  
 41 grant if:

42 (1) the person is qualified for a higher education award under the  
 43 terms of IC 21-12-3-1, IC 21-12-3-2, and IC 21-12-3-3 or  
 44 IC 21-12-3-4, even if lack of funds prevents the award or grant;

45 (2) for a freedom of choice grant awarded before September 1,  
 46 2014, the person has a financial need that exceeds the award, as  
 47 determined in accordance with:

48 (A) this chapter, IC 21-18.5-4, IC 21-12-2, and IC 21-12-3;

49 and

50 (B) the rules of the commission; and

1 (3) the person will attend an approved postsecondary educational  
2 institution that:

3 (A) either:

4 (i) operates in Indiana, provides an organized two (2) year or  
5 longer program of collegiate grade directly creditable toward  
6 a baccalaureate degree, is operated by a nonprofit entity, and  
7 is accredited by a recognized regional accrediting agency or  
8 the ~~board for proprietary education~~ **commission for higher**  
9 **education** under IC 21-18.5-6; or

10 (ii) is a hospital that operates a nursing diploma program  
11 that is accredited by the Indiana state board of nursing; and

12 (B) is operated privately and not administered or controlled by  
13 any state agency or entity.

14 SECTION 249. IC 21-12-6-4, AS AMENDED BY P.L.107-2012,  
15 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2027]: Sec. 4. A scholarship recipient may apply a scholarship  
17 under this chapter to the educational costs of a postsecondary  
18 educational institution only if the postsecondary educational institution  
19 qualifies under this section. For a postsecondary educational institution  
20 to qualify under this section, the postsecondary educational institution  
21 must satisfy the following requirements:

22 (1) Be an approved postsecondary educational institution.

23 (2) Be accredited by an agency that is recognized by the Secretary  
24 of the United States Department of Education.

25 (3) Operate an organized program of postsecondary education  
26 leading to an associate or a baccalaureate degree on a campus  
27 located in Indiana.

28 (4) Be approved by the commission:

29 (A) under rules adopted under IC 4-22-2; and

30 (B) in consultation with the ~~board for proprietary education~~  
31 ~~established by IC 21-18.5-5-1;~~ **commission for higher**  
32 **education**, if appropriate.

33 SECTION 250. IC 21-13-6-7, AS ADDED BY P.L.170-2009,  
34 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
35 JULY 1, 2027]: Sec. 7. The medical **graduate and** education board  
36 shall annually make available to the commission the most recent  
37 information concerning the number of primary care physicians who are  
38 serving as medical residents in Indiana.

39 SECTION 251. IC 21-13-6.5-3, AS ADDED BY P.L.190-2015,  
40 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 3. The medical **graduate and** education board  
42 shall annually make available to the commission the most recent  
43 information concerning the number of current residency program slots  
44 in Indiana.

45 SECTION 252. IC 21-16-4-7, AS AMENDED BY P.L.152-2018,  
46 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
47 JULY 1, 2027]: Sec. 7. The commission may remove an eligible  
48 institution's qualified status upon finding, after reasonable notice and  
49 hearing, that the eligible institution fails to meet the standards  
50 established by the commission. The commission may direct the

1 department of workforce development ~~or the board for proprietary~~  
 2 ~~education~~ to review a school under its jurisdiction, or a comparable  
 3 school outside Indiana that is an eligible institution under this chapter.  
 4 The commission may use the results of the review to determine  
 5 whether to remove an eligible institution's qualified status.

6 SECTION 253. IC 21-18-1-5 IS REPEALED [EFFECTIVE UPON  
 7 PASSAGE]. Sec. 5: "~~Nominating committee~~" refers to the nominating  
 8 committee established under IC 21-18-3-4.

9 SECTION 254. IC 21-18-3-3 IS REPEALED [EFFECTIVE UPON  
 10 PASSAGE]. Sec. 3: The governor shall appoint the student member  
 11 and the full-time faculty member of the commission from a list that:

12 (1) contains at least three (3) names but not more than five (5)  
 13 names for each appointment; and

14 (2) is submitted by a nominating committee.

15 SECTION 255. IC 21-18-3-4 IS REPEALED [EFFECTIVE UPON  
 16 PASSAGE]. Sec. 4: The chairperson of the commission shall appoint  
 17 a seven (7) member student member nominating committee comprised  
 18 of students from state educational institutions; with not more than one  
 19 (1) student from any one (1) state educational institution.

20 SECTION 256. IC 21-18-3-4.5 IS REPEALED [EFFECTIVE  
 21 UPON PASSAGE]. Sec. 4.5: The chairperson of the commission shall  
 22 appoint a seven (7) member faculty member nominating committee  
 23 comprised of seven (7) full-time faculty members from state  
 24 educational institutions; with not more than one (1) faculty member  
 25 from any one (1) state educational institution.

26 SECTION 257. IC 21-18-6-1, AS AMENDED BY P.L.213-2025,  
 27 SECTION 245, IS AMENDED TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2027]: Sec. 1. The general purposes of the  
 29 commission are the following:

30 (1) Plan for and coordinate Indiana's state supported system of  
 31 postsecondary education.

32 (2) Review appropriation requests of state educational  
 33 institutions.

34 (3) Make recommendations to the governor, budget agency, or the  
 35 general assembly concerning postsecondary education.

36 (4) Perform other functions assigned by the governor or the  
 37 general assembly.

38 (5) Administer state financial aid programs under IC 21-18.5-4.

39 (6) ~~Provide staff and office space for the board for proprietary~~  
 40 ~~education established by IC 21-18.5-5-1.~~

41 SECTION 258. IC 21-18-12-1, AS AMENDED BY P.L.92-2020,  
 42 SECTION 106, IS AMENDED TO READ AS FOLLOWS  
 43 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The Indiana e-transcript  
 44 program is created to allow students at all state accredited high schools  
 45 accredited under IC 20-31-4.1 located in Indiana to request that the  
 46 student's school transcripts be transmitted electronically to state  
 47 educational institutions, participating Indiana not-for-profit or privately  
 48 endowed institutions, and participating Indiana institutions authorized  
 49 by the ~~board for proprietary education established by IC 21-18.5-5-1.~~  
 50 **commission for higher education.**

1 (b) The commission shall administer the program.

2 (c) Beginning July 1, 2013, the department of education established  
3 by IC 20-19-3-1, in collaboration with the state educational institutions  
4 and the commission, shall develop a common electronic transcript,  
5 using common data fields and formats that are required by state  
6 educational institutions.

7 (d) Not later than July 1, 2015, all public secondary schools shall  
8 use the common electronic transcript developed by the department of  
9 education.

10 (e) The governing body of a state accredited nonpublic secondary  
11 school may elect to use the common electronic transcript developed by  
12 the department of education.

13 SECTION 259. IC 21-18.5-1-3, AS AMENDED BY P.L.152-2018,  
14 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
15 JULY 1, 2027]: Sec. 3. Any reference to the Indiana commission for  
16 postsecondary proprietary education or the Indiana commission on  
17 proprietary education in any statute or rule shall be treated:

18 (1) after June 30, 2012, as a reference to the board for proprietary  
19 education established by IC 21-18.5-5-1 **(before its repeal)** if the  
20 reference pertains to a postsecondary credit bearing proprietary  
21 educational institution; or

22 (2) if the reference pertains to a postsecondary proprietary  
23 educational institution (as defined in IC 22-4.1-21-9):

24 (A) after June 30, 2012, and before July 1, 2016, as a reference  
25 to the state workforce innovation council established by  
26 IC 22-4.1-22-3 (before its repeal); or

27 (B) after June 30, 2016, as a reference to the department of  
28 workforce development established by IC 22-4.1-2-1.

29 SECTION 260. IC 21-18.5-1-4, AS AMENDED BY P.L.152-2018,  
30 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
31 JULY 1, 2027]: Sec. 4. (a) Changes made by P.L.218-1987 do not  
32 affect:

33 (1) rights or liabilities accrued;

34 (2) penalties incurred;

35 (3) crimes committed; or

36 (4) proceedings begun;

37 before July 1, 1987. These rights, liabilities, penalties, crimes, and  
38 proceedings continue and shall be imposed and enforced under prior  
39 law as if P.L.218-1987 had not been enacted.

40 (b) The abolishment of the Indiana commission on proprietary  
41 education on July 1, 2012, by P.L.107-2012 does not affect:

42 (1) rights or liabilities accrued;

43 (2) penalties incurred;

44 (3) crimes committed; or

45 (4) proceedings begun;

46 before July 1, 2012, that pertain to a postsecondary credit bearing  
47 proprietary educational institution. These rights, liabilities, penalties,  
48 crimes, and proceedings continue and shall be imposed and enforced  
49 by the board for proprietary education established by IC 21-18.5-5-1  
50 **(before its repeal).**

1 (c) The abolishment of the Indiana commission on proprietary  
2 education on July 1, 2012, by P.L.107-2012 does not affect:

- 3 (1) rights or liabilities accrued;  
4 (2) penalties incurred;  
5 (3) crimes committed; or  
6 (4) proceedings begun;

7 before July 1, 2012, that pertain to a postsecondary proprietary  
8 educational institution (as defined in IC 22-4.1-21-9). After June 30,  
9 2012, and before July 1, 2016, these rights, liabilities, penalties, crimes,  
10 and proceedings continue and shall be imposed and enforced by the  
11 state workforce innovation council established under IC 22-4.1-22-3  
12 (before its repeal). After June 30, 2016, these rights, liabilities,  
13 penalties, crimes, and proceedings continue and shall be imposed and  
14 enforced by the department of workforce development established by  
15 IC 22-4.1-2-1.

16 SECTION 261. IC 21-18.5-1-5, AS AMENDED BY P.L.152-2018,  
17 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
18 JULY 1, 2027]: Sec. 5. (a) The Indiana commission on proprietary  
19 education is abolished on July 1, 2012.

20 (b) Unless otherwise specified in a memorandum of understanding  
21 described in subsection (e), the following are transferred on July 1,  
22 2012, from the Indiana commission on proprietary education to the  
23 commission for higher education established by IC 21-18-2-1:

- 24 (1) All real and personal property of the Indiana commission on  
25 proprietary education.  
26 (2) All assets and liabilities of the Indiana commission on  
27 proprietary education.  
28 (3) All appropriations to the Indiana commission on proprietary  
29 education.

30 (c) All powers and duties of the Indiana commission on proprietary  
31 education before its abolishment pertaining to the accreditation of a  
32 postsecondary credit bearing proprietary educational institution are  
33 transferred to the board for proprietary education established by  
34 IC 21-18.5-5-1 (**before its repeal**).

35 (d) All powers and duties of the Indiana commission on proprietary  
36 education before its abolishment pertaining to the accreditation of a  
37 postsecondary proprietary educational institution (as defined in  
38 IC 22-4.1-21-9) are transferred to the state workforce innovation  
39 council established by IC 22-4.1-22-3 (before its repeal). After June 30,  
40 2016, all powers and duties transferred to the state workforce  
41 innovation council by this subsection are transferred to the department  
42 of workforce development established by IC 22-4.1-2-1.

43 (e) The commission for higher education established by  
44 IC 21-18-2-1 may enter into a memorandum of understanding with the  
45 state workforce innovation council established by IC 22-4.1-22-3  
46 (before its repeal) to implement the transition of the responsibilities  
47 and obligations of the Indiana commission on proprietary education  
48 before its abolishment to the commission for higher education and the  
49 state workforce innovation council. After June 30, 2016, the rights,  
50 powers, duties, and obligations of the state workforce innovation

1 council under a memorandum of understanding entered into by the  
2 state workforce innovation council under this subsection are transferred  
3 to the department of workforce development established by  
4 IC 22-4.1-2-1.

5 (f) Rules that were adopted by the Indiana commission on  
6 proprietary education before July 1, 2012, shall be treated as though the  
7 rules were adopted by the state workforce innovation council  
8 established by IC 22-4.1-22-3 (before its repeal) until the state  
9 workforce innovation council or the department of workforce  
10 development adopts rules under IC 4-22-2 to implement IC 22-4.1-21.  
11 Rules that were adopted by the state workforce innovation council after  
12 June 30, 2012, and before July 1, 2016, to implement IC 22-4.1-21  
13 shall be treated as though the rules were adopted by the department of  
14 workforce development until the department of workforce development  
15 adopts rules under IC 4-22-2 to implement IC 22-4.1-21.

16 (g) An accreditation granted or a permit issued under IC 21-17-3  
17 (repealed) by the Indiana commission on proprietary education before  
18 July 1, 2012, shall be treated after June 30, 2012, as an authorization  
19 granted by the:

20 (1) board for proprietary education established by IC 21-18.5-5-1  
21 **(before its repeal)** if the accreditation pertains to a postsecondary  
22 credit bearing proprietary educational institution (as defined in  
23 IC 21-18.5-2-12); or

24 (2) department of workforce development if the accreditation  
25 pertains to a postsecondary proprietary educational institution (as  
26 defined in IC 22-4.1-21-9).

27 (h) An accreditation granted or a permit issued before May 15,  
28 2013, under IC 21-17-3 (repealed):

29 (1) by the board for proprietary education established by  
30 IC 21-18.5-5-1 **(before its repeal)** shall be treated as an  
31 authorization granted by the board for proprietary education  
32 **(before its repeal)**; and

33 (2) by the state workforce innovation council shall be treated as  
34 an authorization granted by the department of workforce  
35 development.

36 (i) Proceedings pending before the Indiana commission on  
37 proprietary education on July 1, 2012, shall be transferred from the  
38 Indiana commission on proprietary education to:

39 (1) the board for proprietary education established by  
40 IC 21-18.5-5-1 **(before its repeal)** for a proceeding pertaining to  
41 a postsecondary credit bearing proprietary educational institution  
42 (as defined in IC 21-18.5-2-12); or

43 (2) the state workforce innovation council if the proceeding  
44 pertains to a postsecondary proprietary educational institution (as  
45 defined in IC 22-4.1-21-9).

46 (j) Proceedings that pertain to a postsecondary proprietary  
47 educational institution (as defined in IC 22-4.1-21-9) pending before  
48 the state workforce innovation council on July 1, 2012, shall be  
49 transferred from the state workforce innovation council to the  
50 department of workforce development established by IC 22-4.1-2-1.

1 SECTION 262. IC 21-18.5-1-7 IS ADDED TO THE INDIANA  
 2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2027]: **Sec. 7. All of the rights, duties,**  
 4 **obligations, and responsibilities transferred from the Indiana**  
 5 **commission on proprietary education to the board for proprietary**  
 6 **education established by IC 21-18.5-5-1 (before its repeal) under**  
 7 **this chapter are transferred to the commission for higher**  
 8 **education, including the following:**

9 (1) **The rights, liabilities, penalties, crimes, and proceedings**  
 10 **described in section 4(b) of this chapter continue and are**  
 11 **imposed and enforced by the commission for higher**  
 12 **education.**

13 (2) **The powers and duties described in section 5(c) of this**  
 14 **chapter are transferred to the commission for higher**  
 15 **education.**

16 (3) **An accreditation granted or a permit issued as described**  
 17 **in sections 5(g) of this chapter is treated as an authorization**  
 18 **by the commission for higher education.**

19 (4) **Any proceedings pending as described in section 5(i) of this**  
 20 **chapter are transferred to the commission for higher**  
 21 **education.**

22 SECTION 263. IC 21-18.5-2-5, AS AMENDED BY P.L.273-2013,  
 23 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2027]: Sec. 5. "Application", for purposes of IC 21-18.5-6,  
 25 means a written request for authorization on forms supplied by the  
 26 ~~board for proprietary education.~~ **commission for higher education.**

27 SECTION 264. IC 21-18.5-2-5.5, AS ADDED BY P.L.273-2013,  
 28 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 5.5. "Authorization", for purposes of IC 21-18.5-6,  
 30 means certification of a status of approval or authorization by the ~~board~~  
 31 ~~for proprietary education~~ **commission for higher education** to conduct  
 32 business as a postsecondary credit bearing proprietary educational  
 33 institution.

34 SECTION 265. IC 21-18.5-2-12, AS AMENDED BY P.L.273-2013,  
 35 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2027]: Sec. 12. (a) "Postsecondary credit bearing proprietary  
 37 educational institution" means a degree granting and credit bearing  
 38 institution that provides instructional or educational services or  
 39 training, whether onsite, online, or through any combination of these  
 40 or other instructional modalities, and is accredited by an accrediting  
 41 agency recognized by the United States Department of Education or is  
 42 seeking and progressing toward accreditation by an accrediting agency  
 43 recognized by the United States Department of Education.

44 (b) The term does not include the following:

45 (1) An Indiana state educational institution or another Indiana  
 46 educational institution established by law and financed in whole  
 47 or in part by public funds.

48 (2) A postsecondary proprietary educational institution approved  
 49 or regulated by any other state regulatory board, agency, or  
 50 commission other than the ~~board for proprietary education.~~  
 51 **commission for higher education.**

- 1 (3) An elementary or secondary school attended by students in  
 2 kindergarten or grades 1 through 12 and supported in whole or in  
 3 part by private tuition payments.
- 4 (4) Any educational institution or educational training that:  
 5 (A) is maintained or given by an employer or a group of  
 6 employers, without charge, for employees or for individuals  
 7 the employer anticipates employing;  
 8 (B) is maintained or given by a labor organization, without  
 9 charge, for its members or apprentices;  
 10 (C) offers exclusively instruction that is clearly  
 11 self-improvement, motivational, or avocational in intent  
 12 (including instruction in dance, music, or self-defense, and  
 13 private tutoring); or  
 14 (D) is a Montessori or nursery school.
- 15 (5) A privately endowed two (2) or four (4) year degree granting  
 16 institution that is regionally accredited and whose principal  
 17 campus is located in Indiana.
- 18 (6) Out-of-state public and nonprofit degree granting institutions  
 19 offering instructional or educational services or training in  
 20 Indiana.
- 21 (7) A religious institution that offers educational instruction or an  
 22 educational program of a clearly religious nature.
- 23 SECTION 266. IC 21-18.5-4-11 IS REPEALED [EFFECTIVE  
 24 JULY 1, 2027]. ~~Sec. 11. The commission may cooperate in developing~~  
 25 ~~training programs concerning grant program requirements with the~~  
 26 ~~board for proprietary education.~~
- 27 SECTION 267. IC 21-18.5-5-1 IS REPEALED [EFFECTIVE JULY  
 28 1, 2027]. ~~Sec. 1. The board for proprietary education is established.~~
- 29 SECTION 268. IC 21-18.5-5-2 IS REPEALED [EFFECTIVE JULY  
 30 1, 2027]. ~~Sec. 2. (a) The board for proprietary education consists of the~~  
 31 ~~following seven (7) members:~~
- 32 ~~(1) The secretary of education or the secretary's designee.~~  
 33 ~~(2) The executive officer of the commission for higher education~~  
 34 ~~or the executive officer's designee.~~  
 35 ~~(3) Five (5) members appointed by the governor.~~  
 36 ~~(b) The members appointed by the governor under subsection (a)~~  
 37 ~~serve for a term of four (4) years.~~  
 38 ~~(c) Not more than three (3) of the members appointed by the~~  
 39 ~~governor may be members of the same political party.~~  
 40 ~~(d) Of the five (5) members appointed by the governor:~~  
 41 ~~(1) one (1) must have been engaged for a period of at least five~~  
 42 ~~(5) years immediately preceding appointment in an executive or~~  
 43 ~~a managerial position in a postsecondary proprietary educational~~  
 44 ~~institution subject to IC 21-18.5-6;~~  
 45 ~~(2) one (1) must have been engaged in administering or managing~~  
 46 ~~an industrial employee training program for a period of at least~~  
 47 ~~five (5) years immediately preceding appointment; and~~  
 48 ~~(3) three (3) must be representatives of the public at large who are~~  
 49 ~~not representatives of the types of postsecondary credit bearing~~  
 50 ~~proprietary educational institutions to be authorized.~~

1 For purposes of subdivision (3); an elected or appointed state or local  
 2 official or a member of a private or public school may not be appointed  
 3 as a representative of the public at large.

4 (e) An appointment to fill a vacancy occurring on the board for  
 5 proprietary education is for the unexpired term.

6 SECTION 269. IC 21-18.5-5-3 IS REPEALED [EFFECTIVE JULY  
 7 1, 2027]. Sec. 3: (a) A member of the board for proprietary education  
 8 who is not a state employee is entitled to the minimum salary per diem  
 9 provided by IC 4-10-11-2.1(b). The member is also entitled to  
 10 reimbursement for traveling expenses as provided under IC 4-13-1-4  
 11 and other expenses actually incurred in connection with the member's  
 12 duties as provided in the state policies and procedures established by  
 13 the Indiana department of administration and approved by the budget  
 14 agency.

15 (b) Each member of the board for proprietary education who is a  
 16 state employee is entitled to reimbursement for traveling expenses as  
 17 provided under IC 4-13-1-4 and other expenses actually incurred in  
 18 connection with the member's duties as provided in the state policies  
 19 and procedures established by the Indiana department of administration  
 20 and approved by the budget agency.

21 SECTION 270. IC 21-18.5-5-4 IS REPEALED [EFFECTIVE JULY  
 22 1, 2027]. Sec. 4: (a) The board for proprietary education may select  
 23 officers from the board for proprietary education's membership as the  
 24 board for proprietary education considers necessary.

25 (b) The board for proprietary education may adopt reasonable rules  
 26 under IC 4-22-2 to implement this chapter and IC 21-18.5-6.

27 (c) The board for proprietary education:

- 28 (1) may meet as necessary upon call of the chairperson; and
- 29 (2) shall meet at least four (4) times a year.

30 SECTION 271. IC 21-18.5-5-5 IS REPEALED [EFFECTIVE JULY  
 31 1, 2027]. Sec. 5: An associate commissioner of the commission (as  
 32 defined in IC 21-18.5-2-7) shall serve as the executive director of the  
 33 board for proprietary education.

34 SECTION 272. IC 21-18.5-5-6 IS ADDED TO THE INDIANA  
 35 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 36 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The following are  
 37 transferred on July 1, 2027, from the board for proprietary  
 38 education to the commission for higher education:

- 39 (1) All real and personal property of the board for  
 40 proprietary education.
- 41 (2) All powers, duties, assets, and liabilities of the board for  
 42 proprietary education.
- 43 (3) All appropriations to the board for proprietary education.

44 (b) All rules or policies that were adopted by the board for  
 45 proprietary education before July 1, 2027, are treated as though  
 46 the rules were adopted by the commission for higher education.

47 (c) After June 30, 2027, a reference to the board for proprietary  
 48 education in a statute or a rule is treated as a reference to the  
 49 commission for higher education.

50 SECTION 273. IC 21-18.5-6-2, AS AMENDED BY P.L.273-2013,  
 51 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2027]: Sec. 2. A person may not do business as a  
 2 postsecondary credit bearing proprietary educational institution in  
 3 Indiana without having obtained authorization by the ~~board for~~  
 4 ~~proprietary education~~ **commission for higher education** under this  
 5 chapter, except for a religious institution that offers educational  
 6 instruction or an educational program of a clearly religious nature.

7 SECTION 274. IC 21-18.5-6-3, AS AMENDED BY P.L.273-2013,  
 8 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2027]: Sec. 3. Applications for authorization under this  
 10 chapter must be filed with the ~~board for proprietary education~~  
 11 **commission for higher education** and accompanied by an application  
 12 fee of at least one hundred dollars (\$100) for processing the application  
 13 and evaluating the postsecondary credit bearing proprietary educational  
 14 institution.

15 SECTION 275. IC 21-18.5-6-5, AS AMENDED BY P.L.273-2013,  
 16 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2027]: Sec. 5. The ~~board for proprietary education~~  
 18 **commission for higher education** shall require each postsecondary  
 19 credit bearing proprietary educational institution to include in each  
 20 curriculum catalog and promotional brochure the following:

21 (1) A statement indicating that the postsecondary credit bearing  
 22 proprietary educational institution is authorized by the ~~board for~~  
 23 ~~proprietary education~~ **commission for higher education** under  
 24 this chapter.

25 (2) The ~~board for proprietary education's~~ **commission for higher**  
 26 **education's** mailing address and telephone number.

27 SECTION 276. IC 21-18.5-6-6, AS AMENDED BY P.L.273-2013,  
 28 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 6. (a) The career college student assurance fund  
 30 is established to provide indemnification to a student or an enrollee of  
 31 a postsecondary credit bearing proprietary educational institution who  
 32 suffers loss or damage as a result of:

33 (1) the failure or neglect of the postsecondary credit bearing  
 34 proprietary educational institution to faithfully perform all  
 35 agreements, express or otherwise, with the student, enrollee, one  
 36 (1) or both of the parents of the student or enrollee, or a guardian  
 37 of the student or enrollee as represented by the application for the  
 38 institution's authorization and the materials submitted in support  
 39 of that application;

40 (2) the failure or neglect of the postsecondary credit bearing  
 41 proprietary educational institution to maintain and operate a  
 42 course or courses of instruction or study in compliance with the  
 43 standards of this chapter; or

44 (3) an agent's misrepresentation in procuring the student's  
 45 enrollment.

46 (b) The ~~board for proprietary education~~ **commission for higher**  
 47 **education** shall administer the fund.

48 (c) The expenses of administering the fund shall be paid from  
 49 money in the fund.

50 (d) The treasurer of state shall invest the money in the fund not

1 currently needed to meet the obligations of the fund in the same  
2 manner as other public funds may be invested.

3 (e) Money in the fund at the end of a state fiscal year does not revert  
4 to the state general fund but remains available to be used for providing  
5 money for reimbursements allowed under this chapter.

6 (f) Upon the fund acquiring fifty thousand dollars (\$50,000), the  
7 balance in the fund must not become less than fifty thousand dollars  
8 (\$50,000). If:

9 (1) a claim against the fund is filed that would, if paid in full,  
10 require the balance of the fund to become less than fifty thousand  
11 dollars (\$50,000); and

12 (2) the ~~board for proprietary education~~ **commission for higher**  
13 **education** determines that the student is eligible for a  
14 reimbursement under the fund;

15 the ~~board for proprietary education~~ **commission for higher education**  
16 shall prorate the amount of the reimbursement to ensure that the  
17 balance of the fund does not become less than fifty thousand dollars  
18 (\$50,000), and the student is entitled to receive that balance of the  
19 student's claim from the fund as money becomes available in the fund  
20 from contributions to the fund required under this chapter.

21 (g) The ~~board for proprietary education~~ **commission for higher**  
22 **education** shall ensure that all outstanding claim amounts described in  
23 subsection (f) are paid as money in the fund becomes available in the  
24 chronological order of the outstanding claims.

25 (h) A claim against the fund may not be construed to be a debt of the  
26 state.

27 SECTION 277. IC 21-18.5-6-7, AS ADDED BY P.L.107-2012,  
28 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
29 JULY 1, 2027]: Sec. 7. (a) Except as otherwise provided in this section,  
30 each postsecondary credit bearing proprietary educational institution  
31 shall make quarterly contributions to the fund. The quarters begin  
32 January 1, April 1, July 1, and October 1.

33 (b) For each quarter, each postsecondary credit bearing proprietary  
34 educational institution shall make a contribution equal to the STEP  
35 THREE amount derived under the following formula:

36 STEP ONE: Determine the total amount of tuition and fees earned  
37 during the quarter.

38 STEP TWO: Multiply the STEP ONE amount by one-tenth of one  
39 percent (0.1%).

40 STEP THREE: Add the STEP TWO amount and sixty dollars  
41 (\$60).

42 (c) After June 30, 2012, upon the career college student assurance  
43 fund achieving at least an initial balance of five hundred thousand  
44 dollars (\$500,000), a postsecondary credit bearing proprietary  
45 educational institution that contributes to the career college student  
46 assurance fund when the initial quarterly contribution is required under  
47 this chapter after the fund's establishment is not required to make  
48 contributions to the fund.

49 (d) The ~~board for proprietary education~~ **commission for higher**  
50 **education** shall determine the number of quarterly contributions

1 required for the career college student assurance fund to initially  
2 accumulate five hundred thousand dollars (\$500,000).

3 (e) Except as provided in subsections (a), (b), and (f), a  
4 postsecondary credit bearing proprietary educational institution that  
5 begins making contributions to the career college student assurance  
6 fund after the initial quarterly contribution as required under this  
7 section shall make contributions to the fund for the same number of  
8 quarters as determined by the ~~board for proprietary education~~  
9 **commission for higher education** under subsection (d).

10 (f) If, after a career college student assurance fund acquires five  
11 hundred thousand dollars (\$500,000), the balance in the fund becomes  
12 less than two hundred fifty thousand dollars (\$250,000), all  
13 postsecondary credit bearing proprietary educational institutions not  
14 required to make contributions to the career college student assurance  
15 fund as described in subsection (c) or (e) shall make contributions to  
16 the career college student assurance fund for the number of quarters  
17 necessary for the fund to accumulate five hundred thousand dollars  
18 (\$500,000).

19 SECTION 278. IC 21-18.5-6-8, AS AMENDED BY P.L.273-2013,  
20 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
21 JULY 1, 2027]: Sec. 8. (a) Upon receipt of an application for  
22 authorization under this chapter, the ~~board for proprietary education~~  
23 **commission for higher education** shall make an investigation to  
24 determine the accuracy of the statements in the application to  
25 determine if the postsecondary credit bearing proprietary educational  
26 institution meets the minimum standards for authorization.

27 (b) During the investigation under subsection (a), the ~~board for~~  
28 ~~proprietary education~~ **commission for higher education** may grant a  
29 temporary status of authorization. The temporary status of authorization  
30 is sufficient to meet the requirements of this chapter until a  
31 determination on authorization is made.

32 SECTION 279. IC 21-18.5-6-10, AS AMENDED BY P.L.9-2021,  
33 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2027]: Sec. 10. (a) A postsecondary credit bearing proprietary  
35 educational institution shall maintain at least the following records for  
36 each student:

- 37 (1) The program in which the student enrolls.
- 38 (2) The length of the program.
- 39 (3) The date of the student's initial enrollment in the program.
- 40 (4) A transcript of the student's academic progress.
- 41 (5) The amount of the student's tuition and fees.
- 42 (6) A copy of the enrollment agreement.

43 (b) Upon the request of the ~~board for proprietary education;~~  
44 **commission for higher education**, a postsecondary credit bearing  
45 proprietary educational institution shall submit the records described  
46 in subsection (a) to the ~~board for proprietary education.~~ **commission**  
47 **for higher education.**

48 (c) If a postsecondary credit bearing proprietary educational  
49 institution ceases operation, the postsecondary credit bearing  
50 proprietary educational institution shall submit the records described

1 in subsection (a) to the Indiana archives and records administration not  
 2 later than thirty (30) days after the institution ceases to operate,  
 3 regardless of any outstanding debts owed to the institution.

4 SECTION 280. IC 21-18.5-6-11, AS AMENDED BY P.L.273-2013,  
 5 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2027]: Sec. 11. Full authorization under this chapter may not  
 7 be issued unless and until the ~~board for proprietary education~~  
 8 **commission for higher education** finds that the postsecondary credit  
 9 bearing proprietary educational institution meets minimum standards  
 10 that are appropriate to that type or class of postsecondary credit bearing  
 11 proprietary educational institution, including the following minimum  
 12 standards:

13 (1) The postsecondary credit bearing proprietary educational  
 14 institution has a sound financial structure with sufficient  
 15 resources for continued support.

16 (2) The postsecondary credit bearing proprietary educational  
 17 institution has satisfactory training or educational facilities with  
 18 sufficient tools, supplies, or equipment and the necessary number  
 19 of work stations or classrooms to adequately train, instruct, or  
 20 educate the number of students enrolled or proposed to be  
 21 enrolled.

22 (3) The postsecondary credit bearing proprietary educational  
 23 institution has an adequate number of qualified instructors or  
 24 teachers, sufficiently trained by experience or education, to give  
 25 the instruction, education, or training contemplated.

26 (4) The advertising and representations made on behalf of the  
 27 postsecondary credit bearing proprietary educational institution  
 28 to prospective students are truthful and free from  
 29 misrepresentation or fraud.

30 (5) The charge made for the training, instruction, or education is  
 31 clearly stated and based upon the services rendered.

32 (6) The premises and conditions under which the students work  
 33 and study are sanitary, healthful, and safe according to modern  
 34 standards.

35 (7) The postsecondary credit bearing proprietary educational  
 36 institution has and follows a refund policy approved by the ~~board~~  
 37 ~~for proprietary education.~~ **commission for higher education.**

38 (8) The owner or chief administrator of the postsecondary credit  
 39 bearing proprietary educational institution is subject to a  
 40 background check by the ~~board for proprietary education~~  
 41 **commission for higher education** and has not been convicted of  
 42 a felony.

43 (9) The owner or chief administrator of the postsecondary credit  
 44 bearing proprietary educational institution has not been the owner  
 45 or chief administrator of a postsecondary credit bearing  
 46 proprietary educational institution that has had its authorization  
 47 revoked or has been closed involuntarily in the five (5) year  
 48 period preceding the application for authorization. However, if  
 49 the owner or chief administrator of the postsecondary credit  
 50 bearing proprietary educational institution has been the owner or

1 chief administrator of a postsecondary credit bearing proprietary  
 2 educational institution that has had its authorization revoked or  
 3 has been closed involuntarily more than five (5) years before the  
 4 application for authorization, the ~~board for proprietary education~~  
 5 **commission for higher education** may issue full authorization at  
 6 the board for proprietary education's discretion.

7 SECTION 281. IC 21-18.5-6-12, AS AMENDED BY P.L.273-2013,  
 8 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2027]: Sec. 12. (a) After an investigation and a finding that  
 10 the information in the application is true and that the postsecondary  
 11 credit bearing proprietary educational institution meets the minimum  
 12 standards, the ~~board for proprietary education~~ **commission for higher**  
 13 **education** shall issue an authorization to the postsecondary credit  
 14 bearing proprietary educational institution upon payment of an  
 15 additional fee of at least twenty-five dollars (\$25). An applicant's  
 16 market research may not be considered or required by the ~~board for~~  
 17 ~~proprietary education~~ **commission for higher education** as a condition  
 18 for authorizing or renewing the accreditation of or for authorization of  
 19 the programs of a postsecondary credit bearing proprietary educational  
 20 institution.

21 (b) The ~~board for proprietary education~~ **commission for higher**  
 22 **education** may waive inspection of a postsecondary credit bearing  
 23 proprietary educational institution that has been authorized by an  
 24 accrediting agency recognized by the United States Department of  
 25 Education whose standards are approved by the ~~board for proprietary~~  
 26 ~~education~~ **commission for higher education** as meeting or exceeding  
 27 the requirements of this chapter.

28 (c) A valid license, authorization to operate, or other form of  
 29 authorization issued to a postsecondary credit bearing proprietary  
 30 educational institution by another state may be accepted, instead of  
 31 inspection, if:

32 (1) the requirements of that state meet or exceed the requirements  
 33 of this chapter; and

34 (2) the other state will, in turn, extend reciprocity to  
 35 postsecondary credit bearing proprietary educational institutions  
 36 authorized by the ~~board for proprietary education.~~ **commission**  
 37 **for higher education.**

38 (d) The ~~board for proprietary education~~ **commission for higher**  
 39 **education** may join interstate reciprocity agreements and authorize an  
 40 institution to operate in Indiana, if the:

41 (1) institution; and

42 (2) state in which both the institution's:

43 (A) principal campus is located; and

44 (B) institutional accreditation is provided;

45 are members of the interstate reciprocity agreement.

46 (e) An authorization issued under this section expires one (1) year  
 47 following the authorization's issuance.

48 (f) An authorized postsecondary credit bearing proprietary  
 49 educational institution may renew the institution's authorization  
 50 annually upon:

- 1 (1) the payment of a fee of at least twenty-five dollars (\$25); and  
 2 (2) continued compliance with this chapter.
- 3 SECTION 282. IC 21-18.5-6-13, AS AMENDED BY P.L.273-2013,  
 4 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 JULY 1, 2027]: Sec. 13. Authorization may be revoked by the ~~board for~~  
 6 ~~proprietary education~~; **commission for higher education**:  
 7 (1) for cause upon notice and an opportunity for a hearing before  
 8 the ~~board for proprietary education~~; **commission for higher**  
 9 **education**; and  
 10 (2) for the authorized postsecondary credit bearing proprietary  
 11 educational institution failing to make the appropriate quarterly  
 12 contributions to the career college student assurance fund not  
 13 later than forty-five (45) days after the end of a quarter.
- 14 SECTION 283. IC 21-18.5-6-14, AS AMENDED BY P.L.273-2013,  
 15 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 14. (a) A postsecondary credit bearing proprietary  
 17 educational institution, after notification that the institution's  
 18 authorization has been refused, revoked, or suspended, may apply for  
 19 a hearing before the ~~board for proprietary education~~ **commission for**  
 20 **higher education** concerning the institution's qualifications. The  
 21 application for a hearing must be filed in writing with the ~~board for~~  
 22 ~~proprietary education~~ **commission for higher education** not more than  
 23 thirty (30) days after receipt of notice of the denial, revocation, or  
 24 suspension.
- 25 (b) The ~~board for proprietary education~~ **commission for higher**  
 26 **education** shall give a hearing promptly and with not less than ten (10)  
 27 days notice of the date, time, and place. The postsecondary credit  
 28 bearing proprietary educational institution is entitled to be represented  
 29 by counsel and to offer oral and documentary evidence relevant to the  
 30 issue.
- 31 (c) Not more than fifteen (15) days after a hearing, the ~~board for~~  
 32 ~~proprietary education~~ **commission for higher education** shall make  
 33 written findings of fact, a written decision, and a written order based  
 34 solely on the evidence submitted at the hearing, either granting or  
 35 denying authorization to the postsecondary credit bearing proprietary  
 36 educational institution.
- 37 SECTION 284. IC 21-18.5-6-20, AS AMENDED BY P.L.13-2013,  
 38 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 39 JULY 1, 2027]: Sec. 20. (a) This section applies to claims against the  
 40 balance of the career college student assurance fund.
- 41 (b) A student or enrollee of a postsecondary credit bearing  
 42 proprietary educational institution who believes that the student or  
 43 enrollee has suffered loss or damage resulting from any of the  
 44 occurrences described in section 6(a) of this chapter may file a claim  
 45 with the ~~board for proprietary education~~ **commission for higher**  
 46 **education** against the balance of the fund.
- 47 (c) A claim under this section is limited to a refund of the claimant's  
 48 applicable tuition and fees.
- 49 (d) All claims must be filed not later than five (5) years after the  
 50 occurrence resulting in the loss or damage to the claimant occurs.

1 (e) Upon the filing of a claim under this section, the ~~board for~~  
 2 ~~proprietary education~~ **commission for higher education** shall review  
 3 the records submitted by the appropriate postsecondary credit bearing  
 4 proprietary educational institution described under section 12 of this  
 5 chapter and shall investigate the claim.

6 (f) Upon a determination by the ~~board for proprietary education~~  
 7 **commission for higher education** that a claimant shall be reimbursed  
 8 under the career college student assurance fund, the ~~board for~~  
 9 ~~proprietary education~~ **commission for higher education** shall  
 10 prioritize the reimbursements under the following guidelines:

- 11 (1) A student's educational loan balances.
- 12 (2) Federal grant repayment obligations of the student.
- 13 (3) Other expenses paid directly by the student.

14 SECTION 285. IC 21-18.5-6-23, AS ADDED BY P.L.107-2012,  
 15 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 23. The prosecuting attorney of the county in  
 17 which an offense under this chapter occurred shall, at the request of the  
 18 ~~board for proprietary education~~ **commission for higher education** or  
 19 on the prosecuting attorney's own motion, bring any appropriate action,  
 20 including a mandatory and prohibitive injunction.

21 SECTION 286. IC 21-18.5-6-24, AS AMENDED BY P.L.273-2013,  
 22 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 24. An action of the ~~board for proprietary~~  
 24 ~~education~~ **commission for higher education** concerning the issuance,  
 25 denial, or revocation of an authorization under this chapter is subject  
 26 to review under IC 4-21.5.

27 SECTION 287. IC 21-18.5-6-26, AS AMENDED BY P.L.273-2013,  
 28 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 26. (a) As used in this section, "fund" means the  
 30 postsecondary credit bearing proprietary educational institution  
 31 authorization fund established by subsection (b).

32 (b) The postsecondary credit bearing proprietary educational  
 33 institution authorization fund is established.

34 (c) The fund shall be administered by the commission (as defined  
 35 in IC 21-18.5-2-7.).

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

38 (e) All fees collected by the ~~board for proprietary education~~  
 39 **commission for higher education** under this chapter shall be  
 40 deposited in the fund.

41 (f) Money in the fund shall be used by the ~~board for proprietary~~  
 42 ~~education~~ **commission for higher education** to administer this  
 43 chapter.

44 SECTION 288. IC 21-18.5-6-27, AS ADDED BY P.L.107-2012,  
 45 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 46 JULY 1, 2027]: Sec. 27. The ~~board for proprietary education~~  
 47 **commission for higher education** may adopt rules under IC 4-22-2 to  
 48 implement this chapter.

49 SECTION 289. IC 21-38-1-1.5 IS ADDED TO THE INDIANA  
 50 CODE AS A **NEW** SECTION TO READ AS FOLLOWS

1 [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. "Commission" refers to the**  
 2 **commission for higher education of the state of Indiana established**  
 3 **by IC 21-18-2.**

4 SECTION 290. IC 21-38-1-3 IS REPEALED [EFFECTIVE JULY  
 5 1, 2027]. ~~Sec. 3. "Council" refers to the Indiana excellence in teaching~~  
 6 ~~council.~~

7 SECTION 291. IC 21-38-8-1 IS REPEALED [EFFECTIVE JULY  
 8 1, 2027]. ~~Sec. 4. The Indiana excellence in teaching council is~~  
 9 ~~established. The council consists of nine (9) members as follows:~~

10 ~~(1) One (1) representative of the commission for higher~~  
 11 ~~education.~~

12 ~~(2) One (1) representative of the budget agency.~~

13 ~~(3) One (1) representative from each state educational institution.~~

14 SECTION 292. IC 21-38-8-2, AS AMENDED BY P.L.234-2007,  
 15 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 2. (a) The Indiana excellence in teaching  
 17 endowment is established to provide state educational institutions with  
 18 grants to match interest income generated by an endowment to attract  
 19 and retain distinguished teachers. The fund shall be administered by  
 20 the ~~council~~: **commission.**

21 (b) The expenses of administering the fund shall be paid from  
 22 money in the fund.

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

26 (d) Money in the fund at the end of the state fiscal year does not  
 27 revert to the state general fund but remains available to be used for  
 28 providing money for grants as allowed under this chapter.

29 SECTION 293. IC 21-38-8-4, AS ADDED BY P.L.2-2007,  
 30 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
 31 [EFFECTIVE JULY 1, 2027]: Sec. 4. A state educational institution  
 32 must apply for a matching grant in the manner prescribed by the  
 33 ~~council~~: **commission.**

34 SECTION 294. IC 21-38-8-5, AS ADDED BY P.L.2-2007,  
 35 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
 36 [EFFECTIVE JULY 1, 2027]: Sec. 5. When determining a  
 37 distinguished teacher's prominence, the ~~council~~ **commission** shall  
 38 consider the following criteria when distributing endowment funds:

39 (1) Evidence of excellent teaching ability.

40 (2) Distinguished accomplishments.

41 (3) Either:

42 (A) productive scholarship; or

43 (B) artistic achievement and superior talent.

44 The ~~council~~ **commission** may consider any other criteria for  
 45 distributing endowment funds that the ~~council~~ **commission** determines  
 46 appropriate.

47 SECTION 295. IC 21-38-8-6, AS ADDED BY P.L.2-2007,  
 48 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
 49 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The ~~council~~ **commission**  
 50 shall approve or disapprove a matching grant application within sixty

1 (60) days after the application is received by the ~~council~~ **commission**.

2 (b) The ~~council~~ **commission** may approve a grant application with  
3 an amount that is the same or less than the amount requested by the  
4 state educational institution.

5 SECTION 296. IC 21-38-8-7, AS ADDED BY P.L.2-2007,  
6 SECTION 279, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Each matching grant from the  
8 fund is intended to be used to supplement, and may not be used instead  
9 of, a distinguished teacher's regular annual salary.

10 (b) The ~~council~~ **commission** may not approve a matching grant from  
11 the fund that exceeds income generated from the endowment of the  
12 institution.

13 SECTION 297. IC 21-38-8-8 IS REPEALED [EFFECTIVE JULY  
14 1, 2027]. ~~Sec. 8: Staff for the council shall be provided by the~~  
15 ~~commission for higher education:~~

16 SECTION 298. IC 21-38-8-10 IS REPEALED [EFFECTIVE JULY  
17 1, 2027]. ~~Sec. 10: The council may:~~

18 ~~(1) develop guidelines; and~~

19 ~~(2) adopt rules under IC 4-22-2;~~

20 ~~to administer the fund and this chapter:~~

21 SECTION 299. IC 21-44-1-3, AS AMENDED BY P.L.190-2015,  
22 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
23 JULY 1, 2027]: Sec. 3. (a) "Board", for purposes of IC 21-44-5 **and**  
24 **IC 21-44-7**, refers to the medical **graduate and** education board  
25 established by IC 21-44-5-1.

26 (b) "Board", for purposes of IC 21-44-6, refers to the mental health  
27 and addiction services development programs board established by  
28 IC 21-44-6-1.

29 (c) "Board", for purposes of IC 21-44-7, refers to the graduate  
30 medical education board established by IC 21-44-7-2.

31 SECTION 300. IC 21-44-1-12, AS AMENDED BY P.L.170-2009,  
32 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 12. "Intern, residency, and graduate program", for  
34 purposes of IC 21-44-5, refers to an intern, residency, and graduate  
35 program for which the medical **graduate and** education board  
36 establishes policies under IC 21-44-5.

37 SECTION 301. IC 21-44-5-1, AS ADDED BY P.L.2-2007,  
38 SECTION 285, IS AMENDED TO READ AS FOLLOWS  
39 [EFFECTIVE JULY 1, 2027]: Sec. 1. There is established a medical  
40 **graduate and** education board. ~~consisting of seven (7) persons:~~

41 SECTION 302. IC 21-44-5-2 IS REPEALED [EFFECTIVE JULY  
42 1, 2027]. ~~Sec. 2: (a) The board consists of the following members:~~

43 ~~(1) The dean of the Indiana University School of Medicine, who~~  
44 ~~serves as an ex officio member of the board. The dean of the~~  
45 ~~Indiana University School of Medicine shall serve as the~~  
46 ~~chairman of the board:~~

47 ~~(2) The commissioner of the Indiana department of health, who~~  
48 ~~serves as an ex officio member of the board:~~

49 ~~(3) Five (5) members appointed by the governor as follows:~~

50 ~~(A) One (1) member appointed by the governor who is a~~

1 director of medical education of an Indiana hospital not owned  
2 or operated by Indiana University.

3 (B) One (1) member who:

4 (i) is a hospital administrator in a hospital not owned or  
5 operated by Indiana University; and

6 (ii) is not the hospital administrator for the hospital that  
7 employs the member appointed under clause (A).

8 (C) One (1) member who:

9 (i) is a citizen of Indiana; and

10 (ii) is not a physician and not a hospital administrator.

11 (D) Two (2) members who are physicians holding unlimited  
12 licenses to practice medicine in Indiana. The two (2)  
13 physicians appointed under this subdivision may not be  
14 directors of medical education. One (1) of the members  
15 appointed under this subdivision must practice in the specialty  
16 of family practice.

17 (b) The terms of the five (5) members appointed to the board by the  
18 governor are for three (3) years beginning January 1 of the year of  
19 appointment and continuing until the member's successor is appointed  
20 and qualified. If a membership on the board becomes vacant before the  
21 expiration of the term, the governor shall appoint a replacement with  
22 the same representative status to fill the unexpired term.

23 SECTION 303. IC 21-44-5-2.5 IS ADDED TO THE INDIANA  
24 CODE AS A NEW SECTION TO READ AS FOLLOWS  
25 [EFFECTIVE JULY 1, 2027]: **Sec. 2.5. (a) This section applies after  
26 June 30, 2027.**

27 **(b) The board consists of the following fourteen (14) members:**

28 **(1) The dean of the Indiana University School of Medicine.**

29 **(2) The following thirteen (13) members appointed by the  
30 governor:**

31 **(A) One (1) member representing a regional medical school  
32 campus of the Indiana University School of Medicine.**

33 **(B) One (1) member representing the Marian University  
34 College of Osteopathic Medicine.**

35 **(C) One (1) member representing the Indiana state medical  
36 association.**

37 **(D) One (1) member representing the Indiana osteopathic  
38 medical association.**

39 **(E) One (1) member representing the Indiana primary  
40 health care association.**

41 **(F) One (1) member representing a teaching hospital that  
42 is a member of the Indiana hospital association.**

43 **(G) One (1) member representing a nonteaching hospital  
44 that is a member of the Indiana hospital association.**

45 **(H) Two (2) members who are medical directors of  
46 residency programs.**

47 **(I) One (1) member who is the director of medical  
48 education of an Indiana hospital that is not owned by,  
49 operated by, or affiliated with Indiana University.**

50 **(J) One (1) member who is:**

51 **(i) a hospital administrator employed by a hospital not**

1 owned by, operated by, or affiliated with Indiana  
2 University; and

3 (ii) not employed by the hospital that employs the  
4 member appointed under clause (I).

5 (K) Two (2) members who are physicians holding  
6 unlimited licenses to practice medicine in Indiana. The  
7 following apply to the members appointed under this  
8 clause:

9 (i) Neither member may be employed as a director of  
10 medical education.

11 (ii) At least one (1) of the members must practice in the  
12 specialty of family medicine.

13 The members of the board shall elect the chair at the first meeting  
14 of each year. The member elected chair serves a one (1) year term  
15 as chair.

16 (c) The terms of the appointed to the board by the governor are  
17 for three (3) years beginning January 1 of the year of appointment  
18 and continuing until the member's successor is appointed and  
19 qualified. If a membership on the board becomes vacant before the  
20 expiration of the term, the governor shall appoint a replacement  
21 with the same representative status to fill the unexpired term.

22 (d) A member may be reappointed to successive terms.

23 SECTION 304. IC 21-44-5-3.5 IS ADDED TO THE INDIANA  
24 CODE AS A NEW SECTION TO READ AS FOLLOWS  
25 [EFFECTIVE JULY 1, 2027]: **Sec. 3.5. The chairperson of the board  
26 is permitted to vote only to break a tie.**

27 SECTION 305. IC 21-44-6-1 IS REPEALED [EFFECTIVE JULY  
28 1, 2027]. ~~Sec. 1: There is established the mental health and addiction  
29 services development programs board.~~

30 SECTION 306. IC 21-44-6-1.5 IS ADDED TO THE INDIANA  
31 CODE AS A NEW SECTION TO READ AS FOLLOWS  
32 [EFFECTIVE JULY 1, 2027]: **Sec. 1.5. As used in this chapter,  
33 "commission" refers to the commission for higher education of the  
34 state of Indiana established by IC 21-18-2.**

35 SECTION 307. IC 21-44-6-2 IS REPEALED [EFFECTIVE JULY  
36 1, 2027]. ~~Sec. 2: The board consists of the following ten (10) members:~~

37 (1) ~~The dean of the Indiana University School of Medicine or the  
38 dean's designee. The dean of the Indiana University School of  
39 Medicine or the dean's designee shall serve as the chairperson of  
40 the board.~~

41 (2) ~~The chairperson of the department of psychiatry of the Indiana  
42 University School of Medicine or the chairperson's designee.~~

43 (3) ~~The director of the division of mental health and addiction  
44 created by IC 12-21-1-1 or the director's designee.~~

45 (4) ~~The commissioner of the Indiana department of health or the  
46 commissioner's designee.~~

47 (5) ~~The dean of the department of family practice of the Marian  
48 University College of Osteopathic Medicine or the dean's  
49 designee.~~

50 (6) ~~The administrator of a graduate program in an institution of  
51 higher education in Indiana engaged in training psychologists.~~

1 (7) The administrator of a program in an institution of higher  
 2 education in Indiana engaged in training advanced practice  
 3 psychiatric nurses:

4 (8) One (1) psychiatrist who practices psychiatry in Indiana:

5 (9) The administrator of a program in an institution of higher  
 6 education in Indiana engaged in training addiction counselors:

7 (10) The director of the Indiana department of veterans' affairs or  
 8 the director's designee:

9 The governor shall appoint the members of the board described in  
 10 subdivisions (6) through (9):

11 SECTION 308. IC 21-44-6-3 IS REPEALED [EFFECTIVE JULY  
 12 1, 2027]. Sec. 3: The board shall meet at least quarterly each year at the  
 13 call of the chairperson:

14 SECTION 309. IC 21-44-6-4 IS REPEALED [EFFECTIVE JULY  
 15 1, 2027]. Sec. 4: (a) Each board member who is not a state employee  
 16 is not entitled to a salary per diem. The member is, however, entitled  
 17 to reimbursement for traveling expenses as provided under IC 4-13-1-4  
 18 and other expenses actually incurred in connection with the member's  
 19 duties as provided in the state policies and procedures established by  
 20 the Indiana department of administration and approved by the budget  
 21 agency:

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

28 (c) The affirmative votes of a majority of the members appointed to  
 29 the board are required for the board to take action on any measure:

30 SECTION 310. IC 21-44-6-5, AS AMENDED BY P.L.209-2015,  
 31 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 JULY 1, 2027]: Sec. 5. The purpose of the board is to **commission**  
 33 **shall** do the following:

34 (1) ~~To~~ Establish and oversee a loan forgiveness program designed  
 35 to increase the number of professional mental health care  
 36 providers, including addiction health care professionals, in areas  
 37 with health professional shortages, as determined by the ~~board~~;  
 38 **commission**, by assisting professionals in the following  
 39 occupational categories to pay off loans incurred in the training  
 40 needed to practice in Indiana:

41 (A) Psychiatrists.

42 (B) Addiction psychiatrists, including psychiatrists pursuing  
 43 fellowship training and certification in addiction psychiatry.

44 (C) Psychologists.

45 (D) Psychiatric nurses.

46 (E) Addiction counselors.

47 (F) Mental health professionals.

48 (2) ~~To~~ Establish and oversee an integrated behavioral health and  
 49 addiction treatment development program to attract and train  
 50 psychiatrists, psychologists, psychiatric nurses, addiction

1 counselors, or mental health professionals who will engage in the  
 2 practice of integrated behavioral health and addiction treatment  
 3 in:

- 4 (A) state mental health institutions;
- 5 (B) community mental health centers;
- 6 (C) state funded addiction treatment centers; or
- 7 (D) other behavioral health and addiction treatment settings  
 8 determined by the **board commission** to be mental health and  
 9 addiction dual diagnoses treatment settings.

10 (3) ~~To~~ Develop and oversee an integrated behavioral health and  
 11 addiction treatment training track program through the Indiana  
 12 University School of Medicine, Department of Psychiatry  
 13 residency training program. The training track program must  
 14 provide an opportunity for residents to work in mental health and  
 15 addiction dual diagnoses treatment settings, including:

- 16 (A) state psychiatric hospitals;
- 17 (B) community mental health centers;
- 18 (C) state funded addiction treatment centers; or
- 19 (D) other behavioral health and addiction treatment settings  
 20 determined by the **board commission** to be mental health and  
 21 addiction dual diagnoses treatment settings.

22 (4) ~~To~~ Develop standards for participation in the training track  
 23 program that include:

- 24 (A) guidelines for the amounts of grants and other assistance  
 25 a participant receives;
- 26 (B) guidelines for the type of training in integrated behavioral  
 27 health and addiction treatment the participant receives;
- 28 (C) guidelines for agreements with mental health hospitals,  
 29 community mental health centers, and other entities  
 30 participating in the training track program; and
- 31 (D) other guidelines and standards necessary for governing the  
 32 training track program.

33 SECTION 311. IC 21-44-6-6, AS AMENDED BY P.L.142-2014,  
 34 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 35 JULY 1, 2027]: Sec. 6. The **board commission** shall establish  
 36 guidelines for the repayment of the loans incurred by a psychiatrist,  
 37 psychologist, psychiatric nurse, addiction counselor, or mental health  
 38 professional, including the following:

- 39 (1) A participant may not receive more than twenty-five thousand  
 40 dollars (\$25,000) in a year.
- 41 (2) Except as provided in subdivision (3), a participant may not  
 42 receive grants for more than four (4) years.
- 43 (3) A participant who is a psychiatrist pursuing fellowship  
 44 training and certification in addiction psychiatry may not receive  
 45 grants for more than five (5) years.
- 46 (4) A participant must commit to a full year of service in an  
 47 integrated behavioral health and addiction treatment setting as  
 48 described in section 5(2) or 5(3) of this chapter for each year of  
 49 loan repayment.
- 50 (5) A participant must be a practitioner who:

- 1 (A) is:  
 2 (i) from Indiana; and  
 3 (ii) accepting a new position in Indiana; or  
 4 (B) is:  
 5 (i) from outside Indiana;  
 6 (ii) not currently practicing in Indiana and has not practiced  
 7 in Indiana for three (3) years before applying for the  
 8 program; and  
 9 (iii) establishing a new practice in Indiana.
- 10 SECTION 312. IC 21-44-6-7, AS AMENDED BY P.L.142-2014,  
 11 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 2027]: Sec. 7. (a) As used in this section, "account" refers to  
 13 the mental health and addiction services loan forgiveness account  
 14 established in subsection (b).  
 15 (b) The mental health and addiction services loan forgiveness  
 16 account within the state general fund is established for the purpose of  
 17 providing grants for loan repayment under this chapter. The account  
 18 shall be administered by the ~~board~~ **commission**. Money in the account  
 19 shall be used to fund loan forgiveness grants under this chapter.  
 20 (c) The account consists of:  
 21 (1) appropriations made by the general assembly;  
 22 (2) grants; and  
 23 (3) gifts and bequests.  
 24 (d) The expenses of administering the account shall be paid from  
 25 money in the account.  
 26 (e) The treasurer of state shall invest the money in the account not  
 27 currently needed to meet the obligations of the account in the same  
 28 manner as other public money may be invested. Interest that accrues  
 29 from these investments shall be deposited in the account.  
 30 (f) Money in the account at the end of a state fiscal year does not  
 31 revert to the state general fund.
- 32 SECTION 313. IC 21-44-6-8, AS AMENDED BY P.L.142-2014,  
 33 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 34 JULY 1, 2027]: Sec. 8. (a) As used in this section, "account" refers to  
 35 the integrated behavioral health and addiction treatment development  
 36 program account established in subsection (b).  
 37 (b) The integrated behavioral health and addiction treatment  
 38 development program account within the state general fund is  
 39 established for the purpose of providing funding for the integrated  
 40 behavioral health and addiction treatment development program  
 41 established under this chapter. The account shall be administered by  
 42 the division of mental health and addiction. Money in the account shall  
 43 be used to fund residency positions, fellowship training, and  
 44 certification in addiction psychiatry, including:  
 45 (1) educational expenses;  
 46 (2) grants and scholarships;  
 47 (3) salaries; and  
 48 (4) benefits.  
 49 (c) The account consists of:  
 50 (1) appropriations made by the general assembly;

- 1 (2) grants; and  
 2 (3) gifts and bequests.  
 3 (d) The expenses of administering the account shall be paid from  
 4 money in the account.  
 5 (e) The treasurer of state shall invest the money in the account not  
 6 currently needed to meet the obligations of the account in the same  
 7 manner as other public money may be invested. Interest that accrues  
 8 from these investments shall be deposited in the account.  
 9 (f) Money in the account at the end of a state fiscal year does not  
 10 revert to the state general fund.  
 11 (g) **The board division of mental health and addiction established**  
 12 **by IC 12-21-1-1, in consultation with the commission,** shall give due  
 13 consideration to annually funding two (2) psychiatrists pursuing  
 14 fellowship training and certification in addiction psychiatry. A  
 15 participant who is a psychiatrist pursuing fellowship training and  
 16 certification in addiction psychiatry must agree to establish a new  
 17 practice in Indiana for at least five (5) years upon completion of the  
 18 fellowship training and certification in addiction psychiatry.  
 19 SECTION 314. IC 21-44-6-9 IS REPEALED [EFFECTIVE JULY  
 20 1, 2027]. ~~Sec. 9: The division of mental health and addiction shall~~  
 21 ~~provide administrative support for the board.~~  
 22 SECTION 315. IC 21-44-7-1, AS ADDED BY P.L.190-2015,  
 23 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2027]: Sec. 1. The following definitions apply throughout this  
 25 chapter:  
 26 (1) "Board" refers to the ~~graduate~~ medical **graduate and**  
 27 **education board established by section 2 of this chapter.**  
 28 **IC 21-44-5-1.**  
 29 (2) "Fund" refers to the graduate medical education fund  
 30 established by section 8 of this chapter.  
 31 SECTION 316. IC 21-44-7-2 IS REPEALED [EFFECTIVE JULY  
 32 1, 2027]. ~~Sec. 2: The graduate medical education board is established~~  
 33 ~~for the following purposes:~~  
 34 (1) ~~To provide funding for residents not funded by the federal~~  
 35 ~~Centers for Medicare and Medicaid Services.~~  
 36 (2) ~~To provide technical assistance for entities that wish to~~  
 37 ~~establish a residency program, including the following:~~  
 38 (A) ~~Entities that are not licensed hospitals.~~  
 39 (B) ~~Federally qualified health centers.~~  
 40 (3) ~~To provide startup funding for entities that wish to establish~~  
 41 ~~a residency program.~~  
 42 SECTION 317. IC 21-44-7-3 IS REPEALED [EFFECTIVE JULY  
 43 1, 2027]. ~~Sec. 3: (a) The board is comprised of ten (10) members~~  
 44 ~~appointed by the governor as follows:~~  
 45 (1) ~~One (1) member representing the Indiana University School~~  
 46 ~~of Medicine.~~  
 47 (2) ~~One (1) member representing a regional medical school~~  
 48 ~~campus of the Indiana University School of Medicine.~~  
 49 (3) ~~One (1) member representing the Marian University College~~  
 50 ~~of Osteopathic Medicine.~~

- 1 (4) One (1) member representing the Indiana State Medical  
 2 Association:  
 3 (5) One (1) member representing the Indiana Osteopathic Medical  
 4 Association:  
 5 (6) One (1) member representing the Indiana Primary Health Care  
 6 Association:  
 7 (7) One (1) member representing a teaching hospital in the  
 8 Indiana Hospital Association:  
 9 (8) One (1) member representing a nonteaching hospital in the  
 10 Indiana Hospital Association:  
 11 (9) Two (2) members who are medical directors of residency  
 12 programs:  
 13 (b) Except as provided in subsection (c), a member appointed to the  
 14 board shall serve for a term of two (2) years. Except as provided in  
 15 subsection (c), the term of a member appointed under subsection (a)(1)  
 16 through (a)(4) begins on January 1 of an odd-numbered year. The term  
 17 of a member appointed under subsection (a)(5) through (a)(9) begins  
 18 on January 1 of an even-numbered year.  
 19 (c) This subsection applies to a member appointed under subsection  
 20 (a)(1) through (a)(4) before January 1, 2016. A member to whom this  
 21 subsection applies serves for a term of one (1) year beginning January  
 22 1, 2016.  
 23 (d) The governor shall make appointments to the board at the  
 24 following times:  
 25 (1) The governor shall make the initial appointments to the board  
 26 before January 1, 2016.  
 27 (2) Before the end of each year after 2015, the governor shall  
 28 appoint members to the board to succeed those members whose  
 29 terms are scheduled to expire at the end of the year.  
 30 (3) When a member resigns or is otherwise unable to complete  
 31 the member's term, the governor shall appoint a member to serve  
 32 the remaining term of the member who has resigned or who is  
 33 otherwise unable to complete the member's term.  
 34 SECTION 318. IC 21-44-7-4 IS REPEALED [EFFECTIVE JULY  
 35 1, 2027]. Sec. 4: (a) The commission for higher education shall provide  
 36 staff for the board. The commission shall call the first meeting of the  
 37 board and notify members of the board.  
 38 (b) The board members shall designate a chairperson from among  
 39 themselves. The member designated as the chairperson continues to  
 40 serve as chairperson until the earlier of:  
 41 (1) the first anniversary of the chairperson's designation under this  
 42 section; or  
 43 (2) the date on which the chairperson's term expires.  
 44 (c) The board shall meet at the call of the chairperson or at the call  
 45 of a majority of the appointed members.  
 46 SECTION 319. IC 21-44-7-5 IS REPEALED [EFFECTIVE JULY  
 47 1, 2027]. Sec. 5: An affirmative vote of at least six (6) members is  
 48 necessary in order for the board to take any official action.  
 49 SECTION 320. IC 21-47-2-4, AS AMENDED BY P.L.161-2025,  
 50 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2026]: Sec. 4. (a) There is established a geological and water  
2 survey advisory council.

3 (b) The council consists of the following members:

4 (1) One (1) member appointed by the president of Indiana  
5 University who is a faculty member of the Indiana University  
6 School of Public and Environmental Affairs to serve for a period  
7 of four (4) years. A member appointed under this subdivision  
8 must have a background in energy, geology, water, or  
9 environmental science.

10 (2) One (1) member appointed by the president of Indiana  
11 University who is a faculty member of the earth sciences  
12 department to serve for a period of four (4) years.

13 (3) The vice provost of research of Indiana University, or the vice  
14 provost's designee.

15 (4) The chairperson of the house of representatives standing  
16 committee tasked with studying utilities and energy, or the  
17 chairperson's designee.

18 (5) The chairperson of the senate standing committee tasked with  
19 studying utilities and energy, or the chairperson's designee.

20 (6) The director of the department of natural resources, or the  
21 director's designee.

22 (7) The director of the Indiana department of environmental  
23 management, or the director's designee.

24 (8) The director of the Indiana economic development  
25 corporation, or the director's designee.

26 (9) The public finance director appointed under IC 5-1.2-3-6, or  
27 the public finance director's designee.

28 (10) Two (2) individuals who:

29 (A) are appointed by the governor;

30 (B) represent private industry; and

31 (C) have a background in energy, geology, water, or  
32 environmental science.

33 An individual appointed by the governor under this subdivision  
34 serves for a term of four (4) years.

35 A designee under subdivision (3), (4), (5), (6), (7), (8), or (9) must have  
36 a background in energy, geology, water, or environmental science. The  
37 members of the council shall annually elect a chair and vice chair from  
38 among the membership of the council.

39 (c) A member who is appointed or designated to serve on the  
40 council under subsection (b):

41 (1) in the case of an appointed member:

42 (A) holds the position for the term of the appointment;

43 (B) continues to serve after expiration of the appointment until  
44 a successor is appointed and qualified; and

45 (C) subject to subdivision (2), is eligible for reappointment;

46 (2) may not serve on the council for a total of more than two (2)  
47 consecutive terms; and

48 (3) serves at the pleasure of the appointing or designating  
49 authority and may be removed by the appointing or designating  
50 authority at any time.

1 The appointing or designating authority shall fill a vacancy that occurs  
 2 after a member appointed or designated by the authority resigns, is  
 3 removed, or is no longer qualified to serve.

4 (d) The state geologist shall serve as secretary of the council, shall  
 5 provide staff support to the council, and shall report on the following  
 6 at each meeting of the council:

- 7 (1) The staffing of the survey.
- 8 (2) The finances of the survey.
- 9 (3) The outreach programs of the survey.
- 10 (4) The current research projects of the survey.
- 11 (5) Any other report requested by the council.

12 (e) The state geologist may cast the deciding vote to break a tie.

13 (f) ~~Each~~ **A** member of the council who is not a state employee is **not**  
 14 entitled to:

- 15 (1) the minimum salary per diem provided by IC 4-10-11-2.1(b);
- 16 **or**
- 17 (2) ~~A member is also entitled to~~ reimbursement for mileage and  
 18 traveling expenses actually incurred in connection with the  
 19 member's duties. ~~as provided in the state policies and procedures~~  
 20 ~~established by the Indiana department of administration and~~  
 21 ~~approved by the budget agency.~~

22 (g) Each member of the council who is a member of the general  
 23 assembly is entitled to receive the same per diem, mileage, and travel  
 24 allowances paid to legislative members of interim study committees  
 25 established by the legislative council. Per diem, mileage, and travel  
 26 allowances paid under this section shall be paid from appropriations  
 27 made to the legislative council or the legislative services agency.

28 (h) Each member of the commission who is a state employee is  
 29 entitled to reimbursement for traveling expenses as provided under  
 30 IC 4-13-1-4 and other expenses actually incurred in connection with  
 31 the member's duties as provided in the state policies and procedures  
 32 established by the Indiana department of administration and approved  
 33 by the budget agency.

34 (i) Expenses paid under ~~subsections (f) and subsection~~ (h) shall be  
 35 paid from appropriations made to the state geologist.

36 (j) The council shall meet quarterly in the first month of each  
 37 quarter. The date, time, and location of a meeting must be upon  
 38 agreement of the council.

39 (k) The council shall meet with the state geologist to make  
 40 recommendations concerning:

- 41 (1) the functions and performance of the survey; and
- 42 (2) appropriations and funding for the survey.

43 (l) The council may make recommendations concerning the  
 44 effectiveness and efficiency of the survey and other matters.

45 (m) Recommendations and reports of the council shall be directed  
 46 to the following:

- 47 (1) The governor.
- 48 (2) The budget agency.
- 49 (3) The president of Indiana University.
- 50 (4) The director of the department of natural resources.

- 1 (5) The commissioner of the department of environmental  
2 management.
- 3 (n) The terms of the members of the council described in subsection  
4 (b)(1), (b)(2), and (b)(10) expire as follows:
- 5 (1) For the members described in subsection (b)(1) and (b)(2),  
6 June 30, 2025, and each fourth year thereafter.
- 7 (2) For the members described in subsection (b)(10), June 30,  
8 2027, and each fourth year thereafter.
- 9 (o) The terms of the members of the council who are members of  
10 the general assembly designated under subsection (b)(4) and (b)(5)  
11 expire June 30 of an odd-numbered year.
- 12 (p) On or before July 1, 2027, and July 1 biennially thereafter, the  
13 council shall submit a report to the executive director of the legislative  
14 services agency, in an electronic format under IC 5-14-6, for review by  
15 the interim committee on government in accordance with IC 1-1-15.5-4  
16 and IC 2-5-1.3-13(g). The report shall describe:
- 17 (1) official action taken; and  
18 (2) actionable items considered;  
19 by the council during the preceding two (2) years.
- 20 SECTION 321. IC 22-4.1-21-9, AS AMENDED BY P.L.174-2018,  
21 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
22 JULY 1, 2027]: Sec. 9. As used in this chapter, "postsecondary  
23 proprietary educational institution" means a person doing business in  
24 Indiana by offering to the public, for a tuition, fee, or charge,  
25 instructional or educational services or training in a technical,  
26 professional, mechanical, business, or industrial occupation, in the  
27 recipient's home, at a designated location, or by mail. The term does  
28 not include the following:
- 29 (1) A postsecondary credit bearing proprietary educational  
30 institution accredited by the ~~board for proprietary education~~  
31 **commission for higher education** under IC 21-18.5-6.
- 32 (2) A state educational institution or another educational  
33 institution established by law and financed in whole or in part by  
34 public funds.
- 35 (3) A postsecondary proprietary educational institution approved  
36 or regulated by any other state regulatory board, agency, or  
37 commission.
- 38 (4) An elementary or secondary school attended by students in  
39 kindergarten or grades 1 through 12 and supported in whole or in  
40 part by private tuition payments.
- 41 (5) Any educational institution or educational training that:
- 42 (A) is maintained or given by an employer or a group of  
43 employers, without charge, for employees or for individuals  
44 the employer anticipates employing;
- 45 (B) is maintained or given by a labor organization, without  
46 charge, for its members or apprentices;
- 47 (C) offers exclusively instruction that is clearly  
48 self-improvement, motivational, or avocational in intent  
49 (including instruction in dance, music, or self-defense, and  
50 private tutoring); or

1 (D) is a Montessori or nursery school.

2 (6) A privately endowed two (2) or four (4) year degree granting

3 institution that is regionally accredited and whose principal

4 campus is located in Indiana.

5 (7) All educational institutions offering programs requiring

6 approval by the Indiana state board of nursing under

7 IC 25-23-1-7.

8 SECTION 322. IC 22-8-1.1-1, AS AMENDED BY P.L.32-2008,

9 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

10 JULY 1, 2027]: Sec. 1. As used in this chapter, unless otherwise

11 provided:

12 "Board" means the board of safety review created by this chapter.

13 ~~"Commission" means the occupational safety standards commission~~

14 ~~created by this chapter.~~

15 "Commissioner" means the commissioner of labor or the

16 commissioner's duly designated representative.

17 "Department" means the department of labor.

18 "Employee" means a person permitted to work by an employer in

19 employment.

20 "Employer" means any individual or type of organization, including

21 the state and all its political subdivisions, that has in its employ one (1)

22 or more individuals.

23 "INSafe" means the division of the department created by section 40

24 of this chapter.

25 "Safety order" refers to a notice issued to employers by the

26 commissioner of labor for alleged violations of this chapter, including

27 any health and safety standards.

28 "Standard" refers to both health and safety standards.

29 "Voluntary protection program" means a program offered by the

30 United States Occupational Safety and Health Administration to

31 employers subject to this chapter that exempts the employers from

32 general scheduled inspections.

33 SECTION 323. IC 22-8-1.1-7 IS REPEALED [EFFECTIVE JULY

34 1, 2027]. ~~Sec. 7: An occupational safety standards commission is~~

35 ~~created within the department to promulgate, modify, or revoke safety~~

36 ~~and health standards in Indiana and to hear and determine applications~~

37 ~~for temporary and permanent variances from those standards.~~

38 SECTION 324. IC 22-8-1.1-8 IS REPEALED [EFFECTIVE JULY

39 1, 2027]. ~~Sec. 8: Commission: Membership: The commission shall be~~

40 ~~composed of nine (9) members; all of whom shall be selected by the~~

41 ~~governor as follows: three (3) shall represent the management of~~

42 ~~principal industries in the state; one (1) of which shall represent~~

43 ~~agricultural industry; three (3) shall represent labor and three (3) shall~~

44 ~~represent the public all of whom shall be recognized as experienced in~~

45 ~~the field of occupational health and safety. The commissioner shall~~

46 ~~serve as secretary of the commission. No member of the commission~~

47 ~~having an economic interest in any application for a temporary or~~

48 ~~permanent variance, shall be allowed to participate in the decision.~~

49 SECTION 325. IC 22-8-1.1-9 IS REPEALED [EFFECTIVE JULY

50 1, 2027]. ~~Sec. 9: Commission: Terms: Members of the commission~~

1 shall serve terms of three (3) years and until their successors are  
 2 appointed except that of the members first appointed, three (3)  
 3 members representing management, labor and the public shall be  
 4 appointed for three (3) years and three (3) members representing  
 5 management, labor and the public for two (2) years and three (3)  
 6 members representing management, labor and the public for one (1)  
 7 year. Vacancies shall be filled by appointment for an unexpired term  
 8 by the governor in the same manner as the original appointments.

9 SECTION 326. IC 22-8-1.1-10 IS REPEALED [EFFECTIVE JULY  
 10 1, 2027]. Sec. 10: The commission shall meet annually at the call of the  
 11 commissioner and elect a chairman and such other officers as they  
 12 deem appropriate.

13 SECTION 327. IC 22-8-1.1-11 IS REPEALED [EFFECTIVE JULY  
 14 1, 2027]. Sec. 11: (Commission: Quorum) A majority of the  
 15 commission constitutes a quorum for the transaction of business.

16 SECTION 328. IC 22-8-1.1-12 IS REPEALED [EFFECTIVE JULY  
 17 1, 2027]. Sec. 12: (a) Each member of the commission who is not a  
 18 state employee is entitled to the minimum salary per diem provided by  
 19 IC 4-10-11-2.1(b). Such a member is also entitled to reimbursement for  
 20 traveling expenses and other expenses actually incurred in connection  
 21 with the member's duties, as provided in the state travel policies and  
 22 procedures established by the department of administration and  
 23 approved by the budget agency.

24 (b) Each member of the commission who is a state employee is  
 25 entitled to reimbursement for traveling expenses and other expenses  
 26 actually incurred in connection with the member's duties, as provided  
 27 in the state travel policies and procedures established by the  
 28 department of administration and approved by the budget agency.

29 SECTION 329. IC 22-8-1.1-13 IS REPEALED [EFFECTIVE JULY  
 30 1, 2027]. Sec. 13: The commission shall meet at the call of the  
 31 commissioner or the chairman or upon the written request of any four  
 32 (4) members. However, the commission shall meet at least one (1) time  
 33 per year at the call of the commissioner to conduct the business that  
 34 comes before the commission.

35 SECTION 330. IC 22-8-1.1-15 IS AMENDED TO READ AS  
 36 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (Standards:  
 37 Incorporation by reference) The ~~commission~~ **board** may adopt by  
 38 reference any standards, code, manuals or portions thereof, published  
 39 by any nationally recognized organizations or associations organized  
 40 or conducted in whole or in part for the purpose of developing  
 41 standards for the protection of the life, health or safety of employees.

42 SECTION 331. IC 22-8-1.1-15.1, AS AMENDED BY  
 43 P.L.123-2006, SECTION 33, IS AMENDED TO READ AS  
 44 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15.1. Any interested  
 45 person, including representatives of employers and representatives of  
 46 employees may propose a standard to the ~~commission~~, **board**, or the  
 47 **commission board** may do so on its own motion. Such proposals shall  
 48 be in writing. In the development or adoption of each standard  
 49 proposed in this manner, the ~~commission~~ **board** shall appoint and  
 50 consult with an advisory committee. The advisory committee shall

1 include equal number of persons qualified to present the viewpoint of  
 2 employers involved and of persons similarly qualified to present the  
 3 viewpoint of the workers involved. All members of the advisory  
 4 committee shall be experienced in the field to which the proposed  
 5 standard will apply. The number of members of any advisory  
 6 committee shall be at the discretion of the ~~commission~~ **board**. Any  
 7 standard developed shall not unduly burden interstate commerce. Any  
 8 such standard must be adopted by the ~~commission~~ **board** in accordance  
 9 with IC 4-22-2. The said standard shall be published in a newspaper of  
 10 general circulation published in Marion County, Indiana, at least ten  
 11 (10) days prior to the filing of said standard with the publisher of the  
 12 Indiana Register.

13 SECTION 332. IC 22-8-1.1-16.1, AS AMENDED BY P.L.93-2024,  
 14 SECTION 160, IS AMENDED TO READ AS FOLLOWS  
 15 [EFFECTIVE JULY 1, 2027]: Sec. 16.1. The ~~commission~~ **board** may  
 16 adopt emergency temporary standards under IC 4-22-2. The emergency  
 17 temporary standard shall be published in a newspaper of general  
 18 circulation published in Marion County, Indiana, at least ten (10) days  
 19 before the filing with the publisher of the Indiana Register. In the  
 20 exercise of this power, the ~~commission~~ **board** shall first expressly  
 21 determine:

22 (1) that employees are exposed to grave danger from exposure to  
 23 substances or agents determined to be toxic or physically harmful  
 24 or from new hazards; and

25 (2) that such emergency temporary standard is necessary to  
 26 protect employees from such danger.

27 SECTION 333. IC 22-8-1.1-16.2 IS AMENDED TO READ AS  
 28 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 16.2. (a) A United  
 29 States Occupational Safety and Health Administration (OSHA)  
 30 standard lawfully adopted by OSHA under federal law may be enforced  
 31 by the department without any further action by the ~~commission~~  
 32 **board**.

33 (b) The commissioner or the commissioner's designee shall enforce  
 34 the federal standards described in subsection (a) not earlier than sixty  
 35 (60) days after the final standard by federal OSHA becomes effective.

36 (c) The ~~commission~~ **board** may adopt an alternate standard which  
 37 it finds is at least as effective in providing safe and healthful  
 38 employment as the federal standard under the procedures set forth in  
 39 IC 22-8-1.1-15, IC 22-8-1.1-15.1, and IC 22-8-1.1-16.1.

40 (d) Notwithstanding IC 4-22-7-7(a), the ~~commission~~ **board** shall  
 41 publish a statement describing a standard enforceable under this  
 42 section. The statement must make reference to the federal regulation.  
 43 The statement must be published under IC 4-22-7-7(b).

44 SECTION 334. IC 22-8-1.1-17.1 IS AMENDED TO READ AS  
 45 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 17.1. (a) Any standard  
 46 promulgated under this chapter shall prescribe the use of labels or other  
 47 appropriate forms of warning as are necessary to insure that employees  
 48 are apprised of all hazards to which they are exposed, relevant  
 49 symptoms and appropriate emergency treatment, and proper conditions  
 50 and precautions of safe use or exposure. Where appropriate, such a

1 standard shall also prescribe suitable protective equipment and control  
2 or technological procedures to be used in connection with the hazards  
3 and shall provide for monitoring or measuring employee exposure at  
4 such locations and intervals and in such manner as may be necessary  
5 for the protection of employees. In addition where appropriate, any  
6 standard shall prescribe the type or frequency of medical examinations  
7 or other tests which shall be made available by the employer, at  
8 employer's cost, to employees exposed to hazards in order to most  
9 effectively determine whether the health of the employees is adversely  
10 affected by the exposure. Upon request, the results of examinations or  
11 tests shall be furnished to the department and shall remain confidential  
12 within the department. At the request of the employee, results shall be  
13 furnished to his physician.

14 (b) The ~~commission~~, **board**, in promulgating standards dealing with  
15 toxic materials or harmful physical agents, shall set the standard which  
16 most adequately assures, to the extent feasible, on the basis of the best  
17 available evidence, that no employee will suffer material impairment  
18 of health or functional capacity even if the employee has regular  
19 exposure to the hazard dealt with by the standard for the period of his  
20 working life. Development of standards shall be based upon research,  
21 demonstrations, experiments, and such other information as may be  
22 appropriate. In addition to the attainment of the highest degree of  
23 health and safety protection for the employee, other considerations  
24 shall be the latest available scientific data in the field, the feasibility of  
25 the standards, and experience gained under this and other health and  
26 safety laws. Whenever practicable, the standard promulgated shall be  
27 expressed in terms of objective criteria and of the performance desired.

28 (c) The ~~commission~~, **board**, in promulgating standards, shall adopt  
29 rules requiring employers to maintain accurate records of employee  
30 exposures to potentially toxic material or harmful physical agents  
31 which are required to be monitored or measured under the standards.  
32 These rules shall provide employees or their representatives with an  
33 opportunity to observe monitoring or measuring and to have access to  
34 the records thereof. These rules shall also make appropriate provisions  
35 for each employee to have access to such records as will indicate his  
36 own exposure to toxic materials or harmful physical agents. Under  
37 these rules, each employer shall notify any employee who is being  
38 consistently exposed to toxic materials or harmful physical agents in  
39 concentrations or at levels which exceed those prescribed by an  
40 occupational safety and health standard and shall inform any employee  
41 who is being thus exposed of the corrective action being taken.

42 SECTION 335. IC 22-8-1.1-19 IS AMENDED TO READ AS  
43 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19. Standards:  
44 Declaratory Judgment. After promulgation of a safety standard by the  
45 ~~commission~~, **board**, any question as to its applicability or legal validity  
46 may be adjudicated by an action for a declaratory judgment filed by an  
47 affected person or firm under IC 34-14-1 (or IC 34-4-10 before its  
48 repeal).

49 SECTION 336. IC 22-8-1.1-19.1 IS AMENDED TO READ AS  
50 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 19.1. Temporary

1 Variances. Any employer may apply to the ~~commission board~~ for a  
2 temporary order granting a variance from a standard or any provision  
3 thereof promulgated under this chapter. Such temporary order shall be  
4 granted only if the employer establishes that he is unable to comply  
5 with a standard by its effective date because of unavailability of  
6 professional or technical personnel or of materials and equipment  
7 needed to come into compliance with the standard or because necessary  
8 construction or alteration of facilities cannot be completed by the  
9 effective date; that he is taking all available steps to safeguard his  
10 employees against the hazards covered by the standard; and that he has  
11 an effective program for coming into compliance with a standard as  
12 quickly as practicable. Any temporary order issued under this section  
13 shall prescribe the practices, means, methods, operations and processes  
14 which the employer must adopt and use while the order is in effect and  
15 state in detail his program for coming into compliance with the  
16 standard. Such a temporary order may be granted only after notice to  
17 employees and an opportunity for a hearing. Said notice shall be given  
18 to the authorized representative of the employees and be posted at or  
19 near the location for which the variance is sought. No order for a  
20 temporary variance may be in effect for longer than the period needed  
21 by the employer to achieve compliance with the standard or one (1)  
22 year, whichever is shorter, except that such an order may be renewed  
23 not more than twice, so long as the requirements of this paragraph are  
24 met and if an application for renewal is filed at least ninety (90) days  
25 prior to the expiration date of the order.

26 SECTION 337. IC 22-8-1.1-20.1 IS AMENDED TO READ AS  
27 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 20.1. Any affected  
28 employer may apply to the ~~commission board~~ for a permanent variance  
29 from a standard promulgated under this chapter. Affected employees  
30 shall be given notice of each such application by posting it at or near  
31 the location for which the variance is sought, and an opportunity to  
32 participate in a hearing. The ~~commission board~~ shall issue such rule  
33 or order if it determines, after a hearing, including an inspection, if  
34 appropriate, that the proponent of the variance has demonstrated by a  
35 preponderance of the evidence that the conditions, practices, means,  
36 methods, operations, or processes used or proposed to be used by the  
37 employer will provide employment and places of employment to his  
38 employees which are as safe and healthful as those which would  
39 prevail if he complied with the standard. The rule or order so issued  
40 shall prescribe the conditions the employer must maintain, and the  
41 practices, means, methods, operations, and processes which he must  
42 adopt and utilize to the extent they differ from the standard in question.  
43 Such a rule or order may be modified or revoked upon application by  
44 an employer, employees, the commissioner of labor, or the ~~commission~~  
45 ~~board~~ on its own motion, in the manner prescribed for its issuance  
46 under this section at any time after six (6) months from its issuance,  
47 provided that the moving party gives thirty (30) days notice to the other  
48 parties, and a hearing is held at the request of any of the parties.

49 SECTION 338. IC 22-8-1.1-21.1 IS REPEALED [EFFECTIVE  
50 JULY 1, 2027]. ~~Sec. 21.1. The commissioner and the department shall~~

1 provide such administrative services, including docketing,  
2 stenographic, and recordkeeping services, as the commission may  
3 require in discharging its function under this chapter.

4 SECTION 339. IC 22-8-1.1-22.1 IS AMENDED TO READ AS  
5 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 22.1. ~~Commissioner to~~  
6 ~~Administer = Other Agencies.~~ The commissioner and such  
7 ~~representatives as he may designate~~ **the commissioner's designees**  
8 shall administer and enforce the provisions of this chapter and the  
9 safety standards adopted by the ~~commission.~~ **board.** The commissioner  
10 may utilize other agencies of the state government and its political  
11 subdivisions in carrying out ~~his~~ **the commissioner's** functions under  
12 this chapter.

13 SECTION 340. IC 22-8-1.1-30.1 IS AMENDED TO READ AS  
14 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 30.1. (a) A board of  
15 safety review is created within the department.

16 (b) The board shall conduct hearings on contests involving safety  
17 orders, penalties, and notices of failure to correct a violation issued  
18 under this chapter and may affirm, modify, or dismiss the action of the  
19 commissioner in respect to the violation, the penalty, and the abatement  
20 period. All enforcement action on a properly contested safety order  
21 shall be suspended until a final decision has been rendered by the board  
22 of safety review. If a petition for judicial review is filed under  
23 IC 4-21.5-5, the person seeking review may seek a stay under  
24 IC 4-21.5-5-9. If compliance with the safety order is a final decision,  
25 the full abatement period shall commence from the date of the issuance  
26 of the final decision of the board of safety review or of a court if a stay  
27 has been granted.

28 **(c) The board may promulgate, modify, or revoke safety and**  
29 **health standards in Indiana and shall hear and determine**  
30 **applications for temporary and permanent variances from those**  
31 **standards.**

32 SECTION 341. IC 22-8-1.1-48.1, AS AMENDED BY P.L.32-2008,  
33 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2027]: Sec. 48.1. The commissioner of labor, ~~the occupational~~  
35 ~~safety standards commission,~~ the board of safety review, and INSafe  
36 shall have the power to make rules governing functions under this  
37 chapter, provided such rules shall not be inconsistent with this chapter  
38 or other applicable statutes.

39 SECTION 342. IC 22-8-1.1-48.4, AS AMENDED BY P.L.32-2008,  
40 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 48.4. (a) All information reported to or otherwise  
42 obtained by the commissioner, the designated representatives of the  
43 commissioner, the department of labor, ~~the occupational safety~~  
44 ~~standards commission,~~ the board of safety review, INSafe, and the  
45 agents and employees of any of them that contains or might reveal a  
46 trade secret, shall be considered confidential and shall be disclosed  
47 only to such other officers or employees concerned with the functions  
48 set forth in this chapter as may be necessary for them to discharge their  
49 duties under this chapter. In any proceeding, the commissioner, ~~the~~  
50 ~~commission,~~ the board, or a court shall issue such orders as may be

1 appropriate, including the impoundment of files, or portions of files, to  
2 protect the confidentiality of trade secrets.

3 (b) No person may violate the confidentiality of trade secrets.

4 SECTION 343. IC 22-9-1-19 IS ADDED TO THE INDIANA  
5 CODE AS A **NEW SECTION TO READ AS FOLLOWS**  
6 [EFFECTIVE JULY 1, 2027]: **Sec. 19. (a) The commission shall**  
7 **commemorate the birthday of Dr. Martin Luther King Jr. with**  
8 **programs or activities that:**

9 (1) **honor Dr. King's life and works; and**

10 (2) **reflect Dr. King's philosophy and dream of freedom,**  
11 **justice, and racial equality through nonviolent social change.**

12 (b) **The commission may do the following:**

13 (1) **Sponsor, promote, or engage in activities on dates other**  
14 **than the Dr. King holiday that honor Dr. Martin Luther King**  
15 **Jr. or that relate to the philosophy and principles advocated**  
16 **by Dr. King.**

17 (2) **Coordinate the commission's activities and projects with**  
18 **the Dr. Martin Luther King Jr. federal holiday commission,**  
19 **community organizations, local municipalities, and other**  
20 **entities that the commission determines to be appropriate.**

21 SECTION 344. IC 22-9.5-5-5 IS AMENDED TO READ AS  
22 FOLLOWS [EFFECTIVE JULY 1, 2027]: **Sec. 5. (a) A person may not**  
23 **discriminate in the sale or rental or otherwise make unavailable or deny**  
24 **a dwelling to any buyer or renter because of a disability of:**

25 (1) the buyer or renter;

26 (2) a person residing in or intending to reside in the dwelling after  
27 the dwelling is sold, rented, or made available; or

28 (3) any person associated with the buyer or renter.

29 (b) A person may not discriminate against any person in the terms,  
30 conditions, or privileges of sale or rental of a dwelling or in the  
31 provision of services or facilities in connection with the dwelling  
32 because of a disability of:

33 (1) the person;

34 (2) a person residing in or intending to reside in the dwelling after  
35 the dwelling is sold, rented, or made available; or

36 (3) any person associated with the person.

37 (c) For purposes of this section only, discrimination includes the  
38 following:

39 (1) A refusal to permit, at the expense of the person with a  
40 disability, reasonable modifications of existing premises occupied  
41 or to be occupied by the person if the modifications may be  
42 necessary to afford the person full enjoyment of the premises.

43 (2) A refusal to make reasonable accommodations in rules,  
44 policies, practices, or services, when the accommodations may be  
45 necessary to afford the person equal opportunity to use and enjoy  
46 a dwelling.

47 (3) In connection with the design and construction of covered  
48 multifamily dwellings for first occupancy after March 13, 1991,  
49 a failure to design and construct those dwellings in a manner that:

50 (A) the public use and common use parts of the dwellings are  
51 readily accessible to and usable by persons with disabilities;

- 1 (B) all the doors are designed to allow passage into and within  
 2 all premises within the dwellings and are sufficiently wide to  
 3 allow passage by persons with disabilities in wheelchairs; and  
 4 (C) all premises within the dwellings contain the following  
 5 features of adaptive design:
- 6 (i) An accessible route into and through the dwelling.
  - 7 (ii) Light switches, electrical outlets, thermostats, and other  
 8 environmental controls in accessible locations.
  - 9 (iii) Reinforcements in bathroom walls to allow later  
 10 installation of grab bars.
  - 11 (iv) Usable kitchens and bathrooms so that an individual in  
 12 a wheelchair can maneuver about the space.
- 13 (d) As used in subsection (c), "covered multifamily dwellings"  
 14 means:
- 15 (1) buildings consisting of four (4) or more units if the buildings  
 16 have one (1) or more elevators; and
  - 17 (2) ground floor units in other buildings consisting of four (4) or  
 18 more units.
- 19 (e) Compliance with the rules of the ~~fire prevention and building~~  
 20 ~~safety commission~~ **department of homeland security** that incorporate  
 21 by reference the appropriate requirements of the American National  
 22 Standard for buildings and facilities providing accessibility and  
 23 usability for people with physical disabilities (ANSI A117.1) satisfies  
 24 the requirements of subsection (c)(3)(C).
- 25 (f) This section does not require that a dwelling be made available  
 26 to an individual whose tenancy would constitute a direct threat to the  
 27 health or safety of other individuals or whose tenancy would result in  
 28 substantial physical damage to the property of others.
- 29 SECTION 345. IC 22-10-1.5-3, AS AMENDED BY P.L.35-2007,  
 30 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2026]: Sec. 3. (a) ~~Except as provided in subsection (b)~~; A  
 32 member of the board **who is a state employee** is not entitled to the  
 33 minimum salary per diem provided by IC 4-10-11-2.1(b). The member  
 34 is, however, entitled to reimbursement for traveling expenses as  
 35 provided under IC 4-13-1-4 and other expenses actually incurred in  
 36 connection with the member's duties, as provided in the state policies  
 37 and procedures established by the Indiana department of administration  
 38 and approved by the budget agency.
- 39 (b) ~~Effective July 1, 2007~~; A member of the board who is not a state  
 40 employee is **not** entitled to:
- 41 (1) the minimum salary per diem provided by IC 4-10-11-2.1(b);
  - 42 **or**
  - 43 (2) ~~The member also is entitled to~~ reimbursement for traveling  
 44 expenses ~~as provided under IC 4-13-1-4~~ and other expenses  
 45 actually incurred in connection with the member's duties. ~~as~~  
 46 ~~provided in the state policies and procedures established by the~~  
 47 ~~Indiana department of administration and approved by the budget~~  
 48 ~~agency.~~
- 49 SECTION 346. IC 22-11-14-2, AS AMENDED BY P.L.187-2021,  
 50 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2027]: Sec. 2. (a) The ~~fire prevention and building safety~~  
 2 **commission department of homeland security** shall:

3 (1) adopt rules under IC 4-22-2 for the granting of permits for  
 4 supervised public displays of fireworks by municipalities, fair  
 5 associations, amusement parks, and other organizations or groups  
 6 of individuals; and

7 (2) establish by rule the fee for the permit, which shall be paid  
 8 into the fire and building services fund created under  
 9 IC 22-12-6-1.

10 (b) The application for a permit required under subsection (a) must:

11 (1) name a competent operator who is to officiate at the display;

12 (2) set forth a brief resume of the operator's experience;

13 (3) be made in writing or an electronic format; and

14 (4) be received with the applicable fee by the department of  
 15 homeland security at least five (5) business days before the  
 16 display.

17 No operator who has a prior conviction for violating this chapter may  
 18 operate any display for one (1) year after the conviction.

19 (c) Every display shall be handled by a qualified operator approved  
 20 by the chief of the fire department of the municipality in which the  
 21 display is to be held. A display shall be located, discharged, or fired as,  
 22 in the opinion of:

23 (1) the chief of the fire department of the city or town in which  
 24 the display is to be held; or

25 (2) the township fire chief or the fire chief of the municipality  
 26 nearest the site proposed, in the case of a display to be held  
 27 outside of the corporate limits of any city or town;

28 after proper inspection, is not hazardous to property or person.

29 (d) A permit granted under this section is not transferable.

30 (e) A denial of a permit by a municipality shall be issued in writing  
 31 before the date of the display.

32 (f) A person may not possess, transport, or deliver special fireworks,  
 33 except as authorized under this section.

34 SECTION 347. IC 22-11-14-3.5, AS ADDED BY P.L.187-2006,  
 35 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2027]: Sec. 3.5. The ~~fire prevention and building safety~~  
 37 **commission department of homeland security** may adopt rules under  
 38 IC 4-22-2 that specify the conditions under which the chief of a  
 39 municipal or township fire department may grant a permit to a person  
 40 to sponsor a special discharge location in the municipality or township.

41 SECTION 348. IC 22-11-14-4.5, AS AMENDED BY HEA  
 42 1202-2026, SECTION 34, IS AMENDED TO READ AS FOLLOWS  
 43 [EFFECTIVE JULY 1, 2027]: Sec. 4.5. (a) A retailer may sell  
 44 consumer fireworks and items referenced in section 8(a) of this chapter  
 45 from a tent under the following conditions:

46 (1) The tent may not be larger than one thousand five hundred  
 47 (1,500) square feet.

48 (2) There may be only one (1) tent for each registration granted  
 49 under section 11(a) of this chapter.

50 (3) The tent may not be located closer than one hundred (100) feet

- 1 from a permanent structure.
- 2 (4) A vehicle may not be parked closer than twenty (20) feet from
- 3 the edge of the tent.
- 4 (5) The tent must be fire retardant.
- 5 (6) The sales site must comply with all applicable local zoning
- 6 and land use rules.
- 7 (7) Sales of fireworks may be made from the tent for not more
- 8 than forty-five (45) days in a year.
- 9 (8) The weight of consumer fireworks in a tent may not exceed
- 10 three thousand (3,000) gross pounds of consumer fireworks.
- 11 (9) A retailer that legally operated a tent with a registration in
- 12 2005 may continue operation in a tent in 2006 and the following
- 13 years. A registration under section 11(a) of this chapter is
- 14 required for operation in 2006 and following years. For purposes
- 15 of this subdivision, a retailer includes a resident wholesaler who
- 16 supplied consumer fireworks to an applicant for a tent registration
- 17 in 2005.
- 18 (10) The retailer holds a valid registration under section 11(a) of
- 19 this chapter.
- 20 (b) A retailer may sell consumer fireworks and items referenced in
- 21 section 8(a) of this chapter from a Class 1 structure (as defined in
- 22 IC 22-12-1-4) if the Class 1 structure meets the requirements of any of
- 23 the following subdivisions:
- 24 (1) The structure complied with the rules for a B-2 or M building
- 25 occupancy classification before July 4, 2003, under the Indiana
- 26 building code adopted by the fire prevention and building safety
- 27 commission established under IC 22-12-2-1 **(before its repeal):**
- 28 (A) in which consumer fireworks were sold or stored on or
- 29 before July 4, 2003; and
- 30 (B) in which no subsequent intervening nonfireworks sales or
- 31 storage use has occurred.
- 32 (2) The structure complied with the rules for a B-2 or M building
- 33 occupancy classification before July 4, 2003, under the Indiana
- 34 building code adopted by the fire prevention and building safety
- 35 commission established under IC 22-12-2-1 **(before its repeal):**
- 36 (A) in which consumer fireworks were sold or stored on or
- 37 before July 4, 2003;
- 38 (B) in a location at which the retailer was registered as a
- 39 resident wholesaler in 2005; and
- 40 (C) in which the retailer's primary business is not the sale of
- 41 consumer fireworks.
- 42 (3) The structure complies with the rules for an H-3 building
- 43 occupancy classification under the Indiana building code adopted
- 44 by the ~~fire prevention and building safety commission established~~
- 45 ~~under IC 22-12-2-1, or the equivalent occupancy classification~~
- 46 ~~adopted by subsequent rules of the fire prevention and building~~
- 47 ~~safety commission: department of homeland security.~~
- 48 (4) The structure complies with the rules adopted after July 3,
- 49 2003, by the ~~fire prevention and building safety commission~~
- 50 ~~established under IC 22-12-2-1~~ **department of homeland**

1           **security** for an M building occupancy classification under the  
2           Indiana building code.

3           A registration under section 11(a) of this chapter is required for  
4           operation in 2006 and following years.

5           (c) This subsection does not apply to a structure identified in  
6           subsection (b)(1), (b)(2), (b)(3), or (b)(4). A retailer may sell consumer  
7           fireworks and items referenced in section 8(a) of this chapter from a  
8           structure under the following conditions:

9           (1) The structure must be a Class 1 structure in which consumer  
10           fireworks are sold and stored.

11           (2) The sales site must comply with all applicable local zoning  
12           and land use rules.

13           (3) The weight of consumer fireworks in the structure may not  
14           exceed three thousand (3,000) gross pounds of consumer  
15           fireworks.

16           (4) The retailer holds a valid registration under section 11(a) of  
17           this chapter.

18           (5) A retailer that sold consumer fireworks and operated from a  
19           structure with a registration in 2005 may continue in operation in  
20           the structure in 2006 and the following years. A registration under  
21           section 11(a) of this chapter is required for operation in 2006 and  
22           following years.

23           (d) A member of the department of homeland security staff shall,  
24           under section 9 of this chapter, inspect tents and structures in which  
25           fireworks are sold in accordance with IC 22-14-2-11. The department  
26           of homeland security may delegate this responsibility to a responding  
27           fire department with jurisdiction over the tent or structure, subject to  
28           the policies and procedures of the state fire marshal.

29           (e) A retailer shall file an application for each retail location on a  
30           form to be provided by the department of homeland security.

31           (f) This chapter does not limit the quantity of items referenced in  
32           section 8(a) of this chapter that may be sold from any Class 1 structure  
33           that complied with the rules of the fire prevention and building safety  
34           commission (**before its repeal**) in effect before May 21, 2003.

35           SECTION 349. IC 22-11-14-8, AS AMENDED BY P.L.187-2006,  
36           SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
37           JULY 1, 2027]: Sec. 8. (a) A person shall not sell at retail, offer for sale  
38           at retail, or deliver the following items to a person less than eighteen  
39           (18) years of age:

40           (1) Dipped sticks or wire sparklers. However, total pyrotechnic  
41           composition may not exceed one hundred (100) grams per item.  
42           Devices containing chlorate or perchlorate salts may not exceed  
43           five (5) grams in total composition per item.

44           (2) Cylindrical fountains.

45           (3) Cone fountains.

46           (4) Illuminating torches.

47           (5) Wheels.

48           (6) Ground spinners.

49           (7) Flitter sparklers.

50           (8) Snakes or glow worms.

- 1 (9) Smoke devices.
- 2 (10) Trick noisemakers, which include:
- 3 (A) Party poppers.
- 4 (B) Booby traps.
- 5 (C) Snappers.
- 6 (D) Trick matches.
- 7 (E) Cigarette loads.
- 8 (F) Auto burglar alarms.
- 9 (b) A retailer or wholesaler of consumer fireworks may sell
- 10 consumer fireworks to a person at least eighteen (18) years of age.
- 11 (c) An individual who sells consumer fireworks must be at least
- 12 eighteen (18) years of age.
- 13 (d) An individual who sells an item set forth in subsection (a) must
- 14 be at least sixteen (16) years of age.
- 15 (e) The ~~fire prevention and building safety commission~~ **department**
- 16 **of homeland security** may adopt rules under IC 4-22-2 establishing
- 17 procedures to ensure compliance with the age limitations set forth in
- 18 this section.
- 19 SECTION 350. IC 22-11-14-15, AS ADDED BY P.L.187-2006,
- 20 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 21 JULY 1, 2027]: Sec. 15. The ~~fire prevention and building safety~~
- 22 **commission department of homeland security** and the department of
- 23 state revenue shall adopt rules under IC 4-22-2 to carry out this
- 24 chapter.
- 25 SECTION 351. IC 22-11-14.5-3, AS AMENDED BY P.L.101-2006,
- 26 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 27 JULY 1, 2027]: Sec. 3. The ~~fire prevention and building safety~~
- 28 **commission department of homeland security** shall adopt rules under
- 29 IC 4-22-2 to implement a statewide code concerning displays of indoor
- 30 pyrotechnics. The rules:
- 31 (1) must require that a certificate of insurance be issued that
- 32 provides general liability coverage of at least five hundred
- 33 thousand dollars (\$500,000) for the injury or death of any number
- 34 of persons in any one (1) occurrence and five hundred thousand
- 35 dollars (\$500,000) for property damage in any one (1) occurrence
- 36 by an intended display of indoor pyrotechnics arising from any
- 37 acts of the operator of the display or the operator's agents,
- 38 employees, or subcontractors;
- 39 (2) must require the person intending to present the display to
- 40 give, at least twenty four (24) hours before the time of the display,
- 41 written notice of the intended display to the chief of the
- 42 responding fire department of the location proposed for the
- 43 display of the indoor pyrotechnics and to include with the written
- 44 notice a certification from the person intending to display the
- 45 indoor pyrotechnics that the display will be made in accordance
- 46 with:
- 47 (A) the rules adopted under this section; and
- 48 (B) any ordinance or resolution adopted under section 4 of this
- 49 chapter;
- 50 (3) must include and adopt NFPA 1126, Standard for the Use of

1 Pyrotechnics before a Proximate Audience, 2001 Edition,  
 2 published by the National Fire Protection Association, 1  
 3 Batterymarch Park, Quincy, Massachusetts 02169;

4 (4) must be amended to adopt any subsequent edition of NFPA  
 5 Standard 1126, including addenda, within eighteen (18) months  
 6 after the effective date of the subsequent edition; and

7 (5) may provide for amendments to NFPA Standard 1126 as a  
 8 condition of the adoption under subdivisions (3) and (4).

9 SECTION 352. IC 22-11-16-2 IS AMENDED TO READ AS  
 10 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The ~~fire~~  
 11 ~~prevention and building safety commission~~ **department of homeland**  
 12 **security** shall adopt rules under IC 4-22-2 governing fire safety in  
 13 certain buildings as specified in subsection (b).

14 (b) Except as provided in subsection (c) and subsection (d), this  
 15 chapter and the rules adopted under it apply to:

16 (1) all hotels, motels, apartments (in buildings containing three  
 17 (3) or more apartments), and buildings containing three (3) or  
 18 more sleeping rooms that rent for a fee; and

19 (2) all buildings occupied after September 14, 1982, as hotels,  
 20 motels, apartments (in buildings containing three (3) or more  
 21 apartments), and buildings containing three (3) or more sleeping  
 22 rooms that rent for a fee.

23 (c) This chapter does not apply to hotels and motels that have no  
 24 interior corridors and whose individual rooms have only exterior exits.

25 (d) This chapter does not apply to an apartment in an apartment  
 26 building from which apartment there is immediate ground level access  
 27 to the outside.

28 (e) Compliance with this chapter and the rules adopted under it does  
 29 not relieve the owner of a building covered by this chapter from the  
 30 requirements of any other applicable law, rule, regulation, or ordinance.

31 SECTION 353. IC 22-11-17-1, AS AMENDED BY P.L.187-2021,  
 32 SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2027]: Sec. 1. As used in this chapter:

34 (1) ~~"Commission"~~ **refers to the Indiana fire prevention and**  
 35 ~~building safety commission.~~ **"Department" refers to the**  
 36 **department of homeland security.**

37 (2) "Exit" means a continuous and unobstructed means of egress  
 38 to a public way designated as an exit pursuant to the rules of the  
 39 ~~commission.~~ **department.** The term includes doorways, corridors,  
 40 exterior exit balconies, ramps, stairways, smokeproof enclosures,  
 41 horizontal exits, exit passageways, exit courts, and yards.

42 (3) "Owner" means a person having control or custody of any  
 43 building covered by this chapter.

44 (4) "Public building" means any structure used in whole or in part  
 45 as a place of resort, assemblage, lodging, trade, traffic,  
 46 occupancy, or use by the public, or by three (3) or more tenants.  
 47 It also means all educational buildings, day care centers,  
 48 hospitals, institutions, health facilities, residential-custodial care  
 49 facilities, mercantile occupancies, and office occupancies.

50 (5) "Special egress control device" means an electronically

1 controlled exit locking system that:

- 2 (A) allows a delay in exiting through an exit in a  
 3 nonemergency situation; and  
 4 (B) complies with rules adopted by the ~~commission~~  
 5 **department**.

6 SECTION 354. IC 22-11-17-2, AS AMENDED BY P.L.187-2021,  
 7 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2027]: Sec. 2. (a) Except as provided in subsections (b) and  
 9 (d) and section 2.5 of this chapter, an owner of a public building shall  
 10 not permit an exit to be locked or obstructed in any manner that denies  
 11 the public a continuous and unobstructed means of egress while  
 12 lawfully occupied by anyone who is not an officer or an employee.

13 (b) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 14 that:

- 15 (1) allow the owner of a public building to equip an exit with a  
 16 special egress control device;  
 17 (2) limit the circumstances under which a special egress control  
 18 device may be used; and  
 19 (3) allow an exit that was in compliance with the rules of the  
 20 ~~commission~~ **department** when the exit was constructed to be  
 21 equipped with a special egress control device.

22 (c) An owner of a public building shall not permit a fire alarm to be  
 23 disconnected or otherwise rendered inoperative, except in cases of  
 24 routine maintenance or for repair.

25 (d) A school that has one (1) or more employees shall develop a  
 26 plan to address unplanned fire alarm activation as part of its emergency  
 27 operations plan.

28 (e) A school's emergency operations plan for unplanned fire alarm  
 29 activation shall include procedures for the following:

- 30 (1) Evacuation of the building when the fire alarm is heard. A  
 31 school with a fire alarm panel that allows for a positive fire alarm  
 32 sequence may:  
 33 (A) develop a plan to investigate an unplanned fire alarm  
 34 activation before activating the audible and visual alarms  
 35 requiring evacuation;  
 36 (B) designate school officials to acknowledge that an alarm  
 37 has been activated and initiate an investigation within fifteen  
 38 (15) seconds;  
 39 (C) secure-in-place for up to three (3) minutes in order for a  
 40 designated school official to determine, by investigation, if an  
 41 active shooter is on the property; and  
 42 (D) following the three (3) minute period under clause (C), the  
 43 school must evacuate, unless an active shooter has been  
 44 verified to be on the school's property.

45 (2) Compliance with all provisions of 675 IAC 28-1-28.

46 SECTION 355. IC 22-12-1-4, AS AMENDED BY P.L.142-2013,  
 47 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 48 JULY 1, 2027]: Sec. 4. (a) "Class 1 structure" means any part of the  
 49 following:

- 50 (1) A building or structure that is intended to be or is occupied or

1 otherwise used in any part by any of the following:

2 (A) The public.

3 (B) Three (3) or more tenants.

4 (C) One (1) or more persons who act as the employees of  
5 another.

6 (2) A site improvement affecting access by persons with physical  
7 disabilities to a building or structure described in subdivision (1).

8 (3) Outdoor event equipment.

9 (4) Any class of buildings or structures that the ~~commission~~  
10 **department** determines by rules to affect a building or structure  
11 described in subdivision (1), except buildings or structures  
12 described in subsections (c) through (f).

13 (b) Subsection (a)(1) includes a structure that contains three (3) or  
14 more condominium units (as defined in IC 32-25-2-9) or other units  
15 that:

16 (1) are intended to be or are used or leased by the owner of the  
17 unit; and

18 (2) are not completely separated from each other by an  
19 unimproved space.

20 (c) Subsection (a)(1) does not include a building or structure that:

21 (1) is intended to be or is used only for an agricultural purpose on  
22 the land where it is located; and

23 (2) is not used for retail trade or is a stand used for retail sales of  
24 farm produce for eight (8) or less consecutive months in a  
25 calendar year.

26 (d) Subsection (a)(1) does not include a Class 2 structure.

27 (e) Subsection (a)(1) does not include a vehicular bridge.

28 (f) Subsection (a)(1) does not include a structure that is intended to  
29 be or is occupied solely to provide periodic maintenance or repair of:

30 (1) the structure; or

31 (2) mechanical or electrical equipment located within and affixed  
32 to the structure.

33 SECTION 356. IC 22-12-1-6 IS REPEALED [EFFECTIVE JULY  
34 1, 2027]. ~~Sec. 6: "Commission" refers to the fire prevention and  
35 building safety commission.~~

36 SECTION 357. IC 22-12-1-8 IS AMENDED TO READ AS  
37 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) "Control" means  
38 authority to create, change, or eliminate a condition or to initiate,  
39 regulate, or terminate conduct that is based on any of the following:

40 (1) An agency, employment, or contractual relationship.

41 (2) A possessory or nonpossessory ownership or leasehold interest  
42 in property.

43 (3) A contractual right to possess or use property.

44 **(b) The term does not apply to IC 22-12-2.1-1.**

45 SECTION 358. IC 22-12-2 IS REPEALED [EFFECTIVE JULY 1,  
46 2027]. (Fire Prevention and Building Safety Commission).

47 SECTION 359. IC 22-12-2.1 IS ADDED TO THE INDIANA  
48 CODE AS A NEW CHAPTER TO READ AS FOLLOWS  
49 [EFFECTIVE JULY 1, 2027]:

50 **Chapter 2.1. Transition of Responsibilities for Fire Prevention**

1 **and Building Safety**

2 **Sec. 1. (a) On July 1, 2027, all powers, duties, agreements, and**  
 3 **liabilities of the fire prevention and building safety commission are**  
 4 **transferred to the department.**

5 **(b) On July 1, 2027, all records and property of the fire**  
 6 **prevention and building safety commission, including**  
 7 **appropriations and other funds under the control or supervision of**  
 8 **the fire prevention and building safety commission, are transferred**  
 9 **to the department.**

10 **(c) After June 30, 2027, any amounts owed to the fire prevention**  
 11 **and building safety commission before July 1, 2027, are considered**  
 12 **to be owed to the department as the successor agency.**

13 **(d) After June 30, 2027, a reference to the fire prevention and**  
 14 **building safety commission in a statute, rule, or other document is**  
 15 **considered a reference to the department.**

16 **(e) Proceedings pending before the fire prevention and building**  
 17 **safety commission on July 1, 2027, shall be transferred from the**  
 18 **fire prevention and building safety commission to the department**  
 19 **and treated as if initiated by the department.**

20 **(f) A license or permit issued by the fire prevention and building**  
 21 **safety commission before July 1, 2027, shall be treated after June**  
 22 **30, 2027, as a certification issued by the department.**

23 **(g) The rules adopted by the fire prevention and building safety**  
 24 **commission before July 1, 2027, are considered, after June 30,**  
 25 **2027, rules of the department. For purposes of applying IC 4-22-2.6**  
 26 **to the readoption of rules transferred by this subsection, the rules**  
 27 **shall be treated as not expiring. Except as permitted under**  
 28 **IC 4-22-2-38 to make nonsubstantive technical corrections, the**  
 29 **department may not revise or repeal the transferred rules,**  
 30 **including matters incorporated by reference, unless authorized by**  
 31 **act of the general assembly.**

32 **(h) Not later than July 1, 2028, and each year thereafter, the**  
 33 **department shall submit a report to the legislative council in an**  
 34 **electronic format under IC 5-14-6 making recommendations for**  
 35 **amendment of the rules of the fire prevention and building safety**  
 36 **commission transferred to the department under this section. The**  
 37 **legislative council shall assign the report to be reviewed by an**  
 38 **interim study committee established under IC 2-5-1.3. In preparing**  
 39 **the report required by this subsection, the department shall consult**  
 40 **with industry experts, professionals, and interested stakeholders**  
 41 **who have indicated an interest in the subject matter of the**  
 42 **recommendations contained in the report.**

43 **SECTION 360. IC 22-12-2.5 IS REPEALED [EFFECTIVE JULY**  
 44 **1, 2027]. (Building Codes and Standards; Review and Implementation**  
 45 **of Rules; Taking Effect of Rules).**

46 **SECTION 361. IC 22-12-6-1, AS AMENDED BY P.L.187-2021,**  
 47 **SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**  
 48 **JULY 1, 2027]: Sec. 1. (a) The fire and building services fund is**  
 49 **established for the purpose of defraying the personal services, other**  
 50 **operating expense, and capital outlay of the following:**

51 **(1) The department.**

- 1 (2) The education board.  
 2 ~~(3) The commission.~~  
 3 (b) The fund shall be administered by the department. Money  
 4 collected for deposit in the fund shall be deposited at least monthly  
 5 with the treasurer of state.  
 6 (c) The treasurer of state shall deposit the following collected  
 7 amounts in the fund:  
 8 (1) Fire insurance policy premium taxes assessed under section 5  
 9 of this chapter.  
 10 (2) Except as provided in section 6(d) of this chapter, all fees  
 11 collected under this chapter.  
 12 (3) Any money not otherwise described in this subsection but  
 13 collected by the department ~~commission~~, or education board and  
 14 designated for distribution to the fund by statute or the executive  
 15 director of the department.  
 16 (4) A fee collected by the education board for the issuance of a  
 17 certification under IC 22-14-2-7.  
 18 (d) The treasurer of state shall invest the money in the fund not  
 19 currently needed to meet the obligations of the fund in the same  
 20 manner as other public funds may be invested.  
 21 (e) Money in the fund at the end of a fiscal year does not revert to  
 22 the state general fund.  
 23 SECTION 362. IC 22-12-6-3, AS AMENDED BY P.L.187-2021,  
 24 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 25 JULY 1, 2027]: Sec. 3. (a) The statewide fire and building safety  
 26 education fund is established to provide money to:  
 27 (1) local fire and building inspection departments for enrollment  
 28 in education and training programs approved by the department;  
 29 and  
 30 (2) the department for:  
 31 (A) enrollment in education and training programs approved  
 32 by the department; and  
 33 (B) the sponsoring of training conferences.  
 34 (b) The department shall administer the fund. The department shall  
 35 distribute money from the fund in accordance with the rules adopted  
 36 under IC 4-22-2 by the ~~commission~~. **department**.  
 37 (c) The fund consists of:  
 38 (1) money allocated under section 6(d) of this chapter; and  
 39 (2) fees collected under subsection (e).  
 40 (d) Money in the fund at the end of a fiscal year does not revert to  
 41 the state general fund.  
 42 (e) The department may charge a fee for a person's participation in  
 43 a training conference. The department shall deposit the fees collected  
 44 under this subsection in the fund. The department shall pay all  
 45 expenses associated with training conferences out of the fund.  
 46 SECTION 363. IC 22-12-6-6, AS AMENDED BY P.L.230-2019,  
 47 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 48 JULY 1, 2027]: Sec. 6. (a) The ~~commission~~ **department** may adopt  
 49 rules under IC 4-22-2 setting a fee schedule for the following:  
 50 (1) Fireworks display permits issued under IC 22-11-14-2.

- 1 (2) Explosives magazine permits issued under IC 35-47.5-4.  
 2 (3) Design releases issued under IC 22-15-3 and IC 22-15-3.2.  
 3 (4) Certification of industrialized building systems and mobile  
 4 structures under IC 22-15-4.  
 5 (5) Inspection of regulated amusement devices under IC 22-15-7.  
 6 (6) Application fees for variance requests under IC 22-13-2-11  
 7 and inspection fees for exemptions under IC 22-13-4-5.  
 8 (7) Except as provided in section 6.5 of this chapter, permitting  
 9 and inspection of regulated lifting devices under IC 22-15-5.  
 10 (8) Permitting and inspection of regulated boiler and pressure  
 11 vessels under IC 22-15-6.  
 12 (9) Licensing of boiler and pressure vessel inspectors under  
 13 IC 22-15-6-5.  
 14 (10) Licensing of elevator contractors, elevator inspectors, and  
 15 elevator mechanics under IC 22-15-5-6 through IC 22-15-5-16.

16 (b) Fee schedules set under this section must be sufficient to pay all  
 17 of the costs, direct and indirect, that are payable from the fund into  
 18 which the fee must be deposited, after deducting other money deposited  
 19 in the fund. In setting these fee schedules, the **commission department**  
 20 may consider differences in the degree or complexity of the activity  
 21 being performed for each fee.

22 (c) The fee schedule set for design releases issued under subsection  
 23 (a)(3) may not be changed more than one (1) time each year. The  
 24 **commission department** may include in this fee schedule a fee for the  
 25 review of plans and specifications and, if a political subdivision does  
 26 not have a program to periodically inspect the construction covered by  
 27 the design release, a fee for inspecting the construction.

28 (d) The fee schedule set under subsection (a) for design releases  
 29 may provide that a portion of the fees collected shall be deposited in  
 30 the statewide fire and building safety education fund established under  
 31 section 3 of this chapter.

32 SECTION 364. IC 22-12-6-6.5, AS ADDED BY P.L.230-2019,  
 33 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 34 JULY 1, 2027]: Sec. 6.5. (a) The **commission department** may adopt  
 35 rules under IC 4-22-2 to set fees for a permit issued under  
 36 IC 22-15-5-4(c) if the acceptance inspection of the regulated lifting  
 37 device required by IC 22-15-5-4(c)(1)(A) is conducted by an inspector  
 38 who is not employed by the department.

39 (b) A fee under subsection (a) must be a lesser fee than that set  
 40 under section 6(a)(7) of this chapter.

41 (c) When determining a fee under subsection (a), the **commission**  
 42 **department** shall consider any savings the department will experience  
 43 as a result of a permit applicant using an inspector who is not employed  
 44 by the department, including savings related to department inspector  
 45 salaries, travel, and administrative costs.

46 SECTION 365. IC 22-12-6-7, AS AMENDED BY P.L.187-2021,  
 47 SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 48 JULY 1, 2027]: Sec. 7. (a) This section does not apply to a nonpublic  
 49 school (as defined in IC 20-18-2-12) or a school operated by a school  
 50 corporation (as defined in IC 20-18-2-16).

1 (b) The department shall charge an application fee set by rules  
2 adopted by the ~~commission~~ **department** under IC 4-22-2 for  
3 amusement and entertainment permits issued under IC 22-14-3.

4 (c) The department shall collect an inspection fee set by rules  
5 adopted by the ~~commission~~ **department** under IC 4-22-2 whenever the  
6 department conducts an inspection for a special event endorsement  
7 under IC 22-14-3.

8 (d) Halls, gymnasiums, or places of assembly in which contests,  
9 drills, exhibitions, plays, displays, dances, concerts, or other types of  
10 amusement are held by colleges, universities, social or fraternal  
11 organizations, lodges, farmers organizations, societies, labor unions,  
12 trade associations, or churches are exempt from the fees charged or  
13 collected under subsections (b) and (c), unless rental fees are charged  
14 or collected.

15 (e) The fees set for applications or inspections under this section  
16 must be sufficient to pay all the direct and indirect costs of processing  
17 an application or performing an inspection for which the fee is set. In  
18 setting the fees, the ~~commission~~ **department** may consider differences  
19 in the degree or complexity of the activity being performed for each  
20 fee.

21 SECTION 366. IC 22-12-6-8 IS AMENDED TO READ AS  
22 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) The application  
23 fee for a fireworks manufacturer, distributor, wholesaler, or importer  
24 permit issued under IC 22-11-14-5 shall be set by rules adopted by the  
25 ~~commission~~ **department** under IC 4-22-2.

26 (b) The application fee for a fireworks retail stand permit issued  
27 under IC 22-11-14-7 shall be set by rules adopted by the ~~commission~~  
28 **department** under IC 4-22-2. The rules must exempt a nonprofit  
29 corporation incorporated under IC 23-7-1.1 (before its repeal on  
30 August 1, 1991) or IC 23-17 from the fee.

31 (c) The fees set for applications under this section must be sufficient  
32 to pay all the direct and indirect costs of processing an application for  
33 which the fee is set. In setting the fees, the ~~commission~~ **department**  
34 may consider differences in the degree or complexity of the activity  
35 being performed for each fee.

36 SECTION 367. IC 22-12-6-15, AS AMENDED BY P.L.1-2025,  
37 SECTION 205, IS AMENDED TO READ AS FOLLOWS  
38 [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) As used in this section,  
39 "credit card" means a bank card, debit card, charge card, prepaid card,  
40 or other similar device used for payment.

41 (b) In addition to other methods of payment allowed by law, the  
42 department may accept payment by credit card for certifications,  
43 licenses, and fees, and other amounts payable to the following:

44 (1) The department.

45 (2) The fire prevention and building safety commission (**before  
46 its repeal**).

47 (3) The Indiana homeland security foundation (before its repeal).

48 (c) The department may enter into appropriate agreements with  
49 banks or other organizations authorized to do business in Indiana to  
50 enable the department to accept payment by credit card.

1 (d) The department may recognize net amounts remitted by the bank  
2 or other organization as payment in full of amounts due the department.

3 (e) The department may pay any applicable credit card service  
4 charge or fee.

5 SECTION 368. IC 22-12-7-1, AS AMENDED BY P.L.238-2025,  
6 SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 2027]: Sec. 1. This chapter applies to ~~the commission~~, the  
8 education board and every officer, employee, and agent of an office or  
9 division within the department whenever the person has authority to  
10 administer or enforce a law under IC 22-11 through IC 22-15,  
11 IC 35-47.5, or IC 36-8-10.5.

12 SECTION 369. IC 22-12-7-12, AS AMENDED BY P.L.238-2025,  
13 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
14 JULY 1, 2027]: Sec. 12. (a) This section applies to an order issued by  
15 an officer, employee, or agent of an office or division within the  
16 department.

17 (b) The office or division issuing an order shall give a person who:

18 (1) is aggrieved by the order; and

19 (2) requests review of the order in verbal or written form;

20 an opportunity to informally discuss the order with the office or  
21 division. Review under this subsection does not suspend the running of  
22 the time period in which a person must petition under IC 4-21.5-3-7 to  
23 appeal the order.

24 (c) The office or division issuing the order may, on its own initiative  
25 or at the request of any person, modify its order or reverse the order.

26 (d) An order issued by an office or a division may be appealed to the  
27 ~~commission department~~ under IC 4-21.5-3-7. A decision to deny a  
28 request to modify or reverse an order under subsection (c) is not  
29 appealable. However, orders issued under IC 22-14-2-7,  
30 IC 22-14-2-7.5, or IC 36-8-10.5 are appealed to the education board.

31 (e) If an order is appealed, the agency that is responsible for  
32 reviewing the order under subsection (d) or its designee shall conduct  
33 all administrative proceedings under IC 4-21.5. In its proceedings, the  
34 agency conducting the proceeding may modify the order to impose any  
35 requirement authorized under this article or reverse the order.

36 SECTION 370. IC 22-12-7-15, AS ADDED BY P.L.160-2025,  
37 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38 JULY 1, 2027]: Sec. 15. (a) Except as provided by subsection (c), if a  
39 property is inspected by the department or plans were reviewed by the  
40 department, neither the department nor a political subdivision may  
41 require compliance with a new or different set of building, fire safety,  
42 or equipment laws than were originally enforced by the department:

43 (1) before July 1, 2025; or

44 (2) two (2) years after the earlier of the date of the:

45 (A) initial inspection; or

46 (B) plan review.

47 (b) A child care home (as defined in IC 12-7-2-28.6) that was  
48 licensed to operate in a Class 2 structure by the office of the secretary  
49 of family and social services before July 1, 2025, may continue to  
50 operate in the structure notwithstanding the provisions of this article

- 1 and 675 IAC 13.
- 2 (c) Subsection (a) does not apply to any of the following:
- 3 (1) Any:
- 4 (A) fraud;
- 5 (B) material misrepresentation; or
- 6 (C) other act of bad faith;
- 7 that results in misapplication of the appropriate requirements.
- 8 (2) A change of use or occupancy of the structure or equipment.
- 9 (3) A condition imposed in a variance issued by the:
- 10 (A) department; or
- 11 (B) ~~commission~~; **state building commissioner**.
- 12 (4) Any new construction, addition, or alteration of the structure
- 13 or equipment.
- 14 (5) A violation that would qualify for an emergency order under
- 15 section 6(a)(1) of this chapter.
- 16 (6) Any maintenance requirements.
- 17 SECTION 371. IC 22-13-1-2 IS AMENDED TO READ AS
- 18 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 2. "Building rule"
- 19 means a rule that:
- 20 (1) is adopted by the ~~commission~~; **department**; and
- 21 (2) qualifies as a building law under IC 22-12-1-3.
- 22 SECTION 372. IC 22-13-1-3 IS AMENDED TO READ AS
- 23 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. "Fire safety rule"
- 24 means a rule that:
- 25 (1) is adopted by the ~~commission~~; **department**; and
- 26 (2) qualifies as a fire safety law under IC 22-12-1-13.
- 27 SECTION 373. IC 22-13-2-2, AS AMENDED BY P.L.230-2019,
- 28 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 29 JULY 1, 2027]: Sec. 2. (a) Except as provided in **IC 22-12-2.1 and**
- 30 section 3.5 of this chapter, the ~~commission~~ **department** shall adopt
- 31 rules under IC 4-22-2 to adopt a statewide code of fire safety laws and
- 32 building laws.
- 33 (b) ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall
- 34 adopt the following national codes or their equivalent by rules under
- 35 IC 4-22-2 and IC 22-13-2.5 (before its repeal):
- 36 (1) ANSI A10.4 (Safety Requirements for Personnel Hoists).
- 37 (2) ASME A17.1 (Safety Code for Elevators and Escalators, an
- 38 American National Standard).
- 39 (3) ASME A18.1 (Safety Standard for Platform Lifts and Stairway
- 40 Chairlifts, American National Standard).
- 41 (4) ASME QEI-1 (Standard for the Qualification of Elevator
- 42 Inspectors, an American National Standard).
- 43 (5) The American Society of Civil Engineers (ASCE) Automated
- 44 People Mover Standard 21.
- 45 (6) ANSI A90.1 Safety Code for Manlifts.
- 46 (7) ASME A17.3 (Safety Code for Existing Elevators and
- 47 Escalators, an American National Standard).
- 48 (8) ASME A17.6 (Standard for Elevator Suspension,
- 49 Compensation, and Governor Systems).
- 50 (c) ~~The commission~~ shall review the subsequent edition of each

1 code adopted under subsection (b) within twenty-four (24) months after  
2 the effective date of the subsequent edition:

3 (d) Except as provided in subsection (e), the commission may  
4 amend the national codes as a condition of the adoption under  
5 subsections (b) and (c):

6 (e) An amendment to the national code under subsection (d) may  
7 not unreasonably impair public safety:

8 SECTION 374. IC 22-13-2-2.5 IS REPEALED [EFFECTIVE JULY  
9 1, 2027]. Sec. 2.5: (a) Before January 1, 2020, the commission shall  
10 adopt rules under IC 4-22-2 to replace the statewide residential code  
11 for Class 2 structures that is included within the statewide code of fire  
12 safety laws and building laws adopted under section 2 of this chapter:

13 (b) If the commission uses a national code as part of the adoption of  
14 a replacement statewide residential code under subsection (a), the  
15 commission shall amend the national code as a condition of the  
16 adoption under subsection (a):

17 (c) The commission shall submit a report to the general assembly  
18 not later than January 1, 2019, regarding the commission's work during  
19 the previous year related to adoption of a replacement statewide  
20 residential code under subsection (a): The report to the general  
21 assembly must be submitted in an electronic format under IC 5-14-6:

22 SECTION 375. IC 22-13-2-2.6 IS REPEALED [EFFECTIVE JULY  
23 1, 2027]. Sec. 2.6: Before January 1, 2021, the commission may adopt  
24 rules under IC 4-22-2 to exempt a bunkhouse from being required to be  
25 equipped with an automatic fire sprinkler system:

26 SECTION 376. IC 22-13-2-3, AS AMENDED BY P.L.155-2023,  
27 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
28 JULY 1, 2027]: Sec. 3. (a) The rules adopted under section 2 of this  
29 chapter take precedence over:

- 30 (1) any rule adopted by a state agency that conflicts with the
- 31 ~~commission's department's~~ fire safety rules or building rules; and
- 32 (2) any ordinance or other regulation adopted by a political
- 33 subdivision that covers the same subject matter as the
- 34 ~~commission's department's~~ fire safety rules or building rules.

35 (b) State agencies and political subdivisions may incorporate the  
36 rules adopted by the ~~commission department~~ by reference into a rule,  
37 ordinance, or other regulation. Notwithstanding IC 4-22-9-6, a  
38 reference to the rules adopted by the ~~commission; department~~, by  
39 citation to the Indiana Administrative Code (IAC), shall be construed  
40 to include all amendments as of the date that the reference is written  
41 and any later amendments to that provision, unless accompanied by a  
42 reference to a specific edition or supplement to the Indiana  
43 Administrative Code.

44 (c) A city, town, or county may not adopt an ordinance that conflicts  
45 with or includes more stringent or detailed requirements than the  
46 ~~commission's department's~~ rules.

47 SECTION 377. IC 22-13-2-3.5, AS ADDED BY P.L.104-2018,  
48 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
49 JULY 1, 2027]: Sec. 3.5. (a) The following may not adopt rules  
50 requiring the installation of an automatic fire sprinkler system in a

1 Class 2 structure:

2 (1) The ~~commission~~ **department**.

3 (2) Another state agency.

4 (b) A political subdivision may not adopt an ordinance or other  
5 regulation requiring the installation of an automatic fire sprinkler  
6 system in a Class 2 structure.

7 SECTION 378. IC 22-13-2-4 IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. If the ~~commission~~  
9 **department** finds duplication, conflict, or overlapping of responsibility  
10 between:

11 (1) this article, IC 22-12, IC 22-14, IC 22-15, a fire safety rule, or  
12 a building rule; and

13 (2) the rules adopted by another state agency;

14 the ~~commission~~ **department** shall notify the state agency, and the state  
15 agency shall revise its rules to eliminate the duplication, conflict, or  
16 overlap.

17 SECTION 379. IC 22-13-2-4.1, AS AMENDED BY P.L.187-2021,  
18 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2027]: Sec. 4.1. (a) This section applies only to a plan review  
20 for a design release performed:

21 (1) before construction of a Class 1 structure; and

22 (2) to determine compliance with the rules of the ~~commission~~  
23 **department**.

24 (b) This section does not apply to a plan review for the issuance of  
25 a building permit, an improvement permit, a fire protection system  
26 permit, or any other permit issued by a state agency or a city, town, or  
27 county.

28 (c) A plan review for a design release must be:

29 (1) authorized under IC 22-15-3; and

30 (2) performed in compliance with the rules and objective criteria  
31 adopted by the ~~commission~~ **department** under IC 22-15-3-1.

32 (d) If the ~~commission~~ **department** has certified that a city, town, or  
33 county is qualified to perform a plan review for a design release under  
34 IC 22-15-3, both of the following may perform the plan review for a  
35 design release:

36 (1) The department.

37 (2) The city, town, or county.

38 However, only the entity described in subdivision (1) or (2) that  
39 performs the initial plan review for a design release may charge a fee  
40 for the plan review for a design release. The other entity shall not  
41 charge a fee for the plan review for a design release.

42 SECTION 380. IC 22-13-2-5.6, AS ADDED BY P.L.155-2023,  
43 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
44 JULY 1, 2027]: Sec. 5.6. (a) As used in this section, "building code"  
45 means a building code and includes the standards related to a building  
46 code.

47 (b) As used in this section, "unit" means a county, city, or town.

48 (c) ~~Beginning January 1, 2024~~; A unit may submit a proposal to the  
49 ~~commission~~ **department** to amend any building code. ~~that the~~  
50 ~~commission~~ ~~adopts or updates after December 31, 2023~~. A unit may

1 submit the proposal in hard copy or in an electronic form that is  
 2 acceptable to the ~~commission~~ **department**. A proposal must include  
 3 the following:

4 (1) A resolution adopted by the unit to request an amendment to  
 5 the building code that:

6 (A) specifies the building code language to be amended; and

7 (B) states the safety issue that is the basis for the proposed  
 8 amendment.

9 (2) A fiscal analysis of the estimated cost or savings resulting  
 10 from the proposed building code amendment.

11 (d) The ~~commission~~ **department** shall ~~hold one (1) meeting each~~  
 12 ~~year to~~ review and consider all proposals submitted by units **at least**  
 13 **annually**. A unit may submit a proposal at any time. However, the  
 14 ~~commission shall review and consider only complete proposal~~  
 15 ~~submissions that are received not later than sixty (60) days before the~~  
 16 ~~date of a meeting in which proposals are considered:~~

17 (e) The ~~commission~~ shall:

18 (1) ~~place a proposal on the meeting agenda not later than thirty~~  
 19 ~~(30) days before the date of the meeting in which the proposal is~~  
 20 ~~considered; and~~

21 (2) ~~take public testimony at the meeting:~~

22 (f) The ~~commission~~ may only adopt a proposed amendment upon an  
 23 affirmative vote of not less than two-thirds (2/3) of the members of the  
 24 ~~commission present and voting as provided in IC 22-12-2-6:~~

25 (g) A building code amendment adopted by the ~~commission~~ under  
 26 this section is subject to IC 22-12-2.5-2.

27 SECTION 381. IC 22-13-2-7 IS AMENDED TO READ AS  
 28 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) The ~~commission~~  
 29 **department** may review and modify or reverse any variance or other  
 30 order that:

31 (1) is issued by a state agency or political subdivision; and

32 (2) covers a subject governed by this article, IC 22-12, IC 22-14,  
 33 IC 22-15, a fire safety rule, or a building rule.

34 (b) The ~~commission~~ **department** shall review variances granted by  
 35 a political subdivision to the fire safety laws and building laws adopted  
 36 in its ordinances. The variance is not effective until it is approved by  
 37 the ~~commission~~ **department**.

38 (c) The ~~commission~~ **department** shall review orders under this  
 39 section that:

40 (1) are issued by a political subdivision; and

41 (2) concern a Class 2 structure;

42 if a person aggrieved by the order petitions for review under  
 43 IC 4-21.5-3-7 within thirty (30) days after the political subdivision has  
 44 issued the order.

45 (d) A copy of the petition under subsection (c) shall be delivered to  
 46 the political subdivision issuing the order.

47 (e) Review of an order under this section does not suspend the  
 48 running of the time period under any statute in which a person must  
 49 petition a court for judicial review of the order.

50 SECTION 382. IC 22-13-2-8, AS AMENDED BY P.L.93-2024,

1 SECTION 161, IS AMENDED TO READ AS FOLLOWS  
 2 [EFFECTIVE JULY 1, 2027]: Sec. 8. (a) ~~The commission~~ **Subject to**  
 3 **IC 22-12-2.1, the department** shall adopt rules under IC 4-22-2 to  
 4 create equipment laws applicable to regulated lifting devices.

5 (b) ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall  
 6 adopt rules under IC 4-22-2 to create equipment laws applicable to  
 7 regulated boilers and pressure vessels.

8 (c) ~~The commission~~ **Subject to IC 22-12-2.1, the department** may  
 9 adopt rules under IC 4-22-2 to adopt by reference all or part of the  
 10 following national boiler and pressure vessel codes:

11 (1) The American Society of Mechanical Engineers Boiler and  
 12 Pressure Vessel Code.

13 (2) The National Board of Boiler and Pressure Vessel Inspectors  
 14 Inspection Code.

15 (3) The American Petroleum Institute 510 Pressure Vessel  
 16 Inspection Code.

17 (4) Any subsequent editions of the codes listed in subdivisions (1)  
 18 through (3).

19 (d) ~~The commission~~ **Subject to IC 22-12-2.1, the department** shall  
 20 adopt rules under IC 4-22-2 to create equipment laws applicable to  
 21 regulated amusement devices.

22 SECTION 383. IC 22-13-2-8.5, AS AMENDED BY P.L.93-2024,  
 23 SECTION 162, IS AMENDED TO READ AS FOLLOWS  
 24 [EFFECTIVE JULY 1, 2027]: Sec. 8.5. (a) ~~The commission~~ **Subject**  
 25 **to IC 22-12-2.1, the department** shall adopt rules under IC 4-22-2 for  
 26 outdoor event equipment at outdoor performances to protect the safety  
 27 of persons at the outdoor performances. ~~The commission~~ **department**  
 28 may:

29 (1) exempt small assemblies of outdoor event equipment, as  
 30 defined by the ~~commission;~~ **department**, from some or all fees or  
 31 other requirements that otherwise would apply to outdoor event  
 32 equipment under a rule adopted under this section or another  
 33 building law; or

34 (2) establish alternative procedures, fees, or other requirements,  
 35 or any combination, for small assemblies of outdoor event  
 36 equipment, as defined by the ~~commission;~~ **department**.

37 (b) Subject to this section, a city, town, or county that regulated  
 38 outdoor event equipment before March 15, 2012, under an ordinance  
 39 adopted before March 15, 2012, may, if the ordinance is in effect on  
 40 March 15, 2012, continue to regulate outdoor event equipment under  
 41 the ordinance after March 14, 2012, in the same manner that the city,  
 42 town, or county applied the ordinance before March 15, 2012.  
 43 However, a statewide code of fire safety laws or building laws  
 44 governing outdoor event equipment that is adopted by the ~~commission~~  
 45 **department** under this section after March 14, 2012, takes precedence  
 46 over any part of a city, town, or county ordinance that is in conflict with  
 47 the ~~commission's~~ **department's** adopted code. The ordinances to which  
 48 this section applies include Chapter 536 of the Revised Code of the  
 49 Consolidated City and County Indianapolis/Marion, Indiana Codified  
 50 through Ordinance No. 36, 2011, passed August 15, 2011. (Supp. No.

1 27). A city, town, or county to which this subsection applies need not  
 2 be certified or approved under IC 22-15-3-1 or another law to continue  
 3 to regulate outdoor event equipment after March 14, 2012.

4 (c) This subsection applies to cities, towns, and counties described  
 5 in subsection (b) and any other city, town, or county that, after March  
 6 14, 2012, adopts an ordinance governing outdoor event equipment that  
 7 is approved by the ~~commission~~ **department** or the state building  
 8 commissioner. The city, town, or county shall require compliance with:

9 (1) the rules adopted under this section;

10 (2) orders issued under IC 22-13-2-11 that grant a variance to the  
 11 rules adopted under this section;

12 (3) orders issued under IC 22-12-7 that apply the rules adopted  
 13 under this section; and

14 (4) a written interpretation of the rules adopted under this section  
 15 binding on the unit under IC 22-13-5-3 or IC 22-13-5-4;

16 on both private and public property located within the boundaries of  
 17 the city, town, or county, including, in the case of a consolidated city,  
 18 the state fairgrounds. This subsection does not limit the authority of a  
 19 unit (as defined in IC 36-1-2-23) under IC 36-7-2-9 to enforce building  
 20 laws and orders and written interpretations related to building laws.

21 SECTION 384. IC 22-13-2-10, AS AMENDED BY P.L.187-2021,  
 22 SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 23 JULY 1, 2027]: Sec. 10. (a) A county, city, or town may regulate  
 24 regulated lifting devices if the unit's regulatory program is approved by  
 25 the ~~commission~~ **department**.

26 (b) A unit must submit its ordinances and other regulations that  
 27 regulate lifting devices to the ~~commission~~ **department** for approval.  
 28 The ordinance or other regulation is not effective until it is approved by  
 29 the ~~commission~~ **department**. If any of these ordinances or regulations  
 30 conflict with the ~~commission's~~ **department's** rules, the ~~commission's~~  
 31 **department's** rules supersede the local ordinance or other regulation.

32 (c) A unit may issue permits only to applicants who qualify under  
 33 IC 22-15-5. However, the unit may specify a lesser fee than that set  
 34 under IC 22-12-6-6(a)(7).

35 (d) A unit must inspect regulated lifting devices with inspectors who  
 36 possess the qualifications necessary to be employed by the department  
 37 of homeland security as a regulated lifting device inspector.

38 SECTION 385. IC 22-13-2-11, AS AMENDED BY P.L.93-2024,  
 39 SECTION 163, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The department ~~or the~~  
 41 ~~commission~~ may grant a variance to any rule adopted by the  
 42 ~~commission~~ **department**. However, the ~~commission~~ may grant a  
 43 variance under this section only if the department places the  
 44 application for the variance on the ~~commission's~~ agenda.

45 (b) To qualify for a variance, an applicant must pay the fee set under  
 46 IC 22-12-6-6 and file an application, on a form approved by the  
 47 department, that contains facts demonstrating that:

48 (1) compliance with the rule will impose an undue hardship upon  
 49 the applicant or prevent the preservation of an architecturally  
 50 significant or historically significant part of a building or other

- 1 structure; and  
 2 (2) either:  
 3 (A) noncompliance with the rule; or  
 4 (B) compliance with an alternative requirement approved by  
 5 the body considering the variance application;  
 6 will not be adverse to the public health, safety, or welfare.  
 7 (c) A variance granted under this section is conditioned upon  
 8 compliance with an alternative standard approved under subsection  
 9 (b)(2)(B).  
 10 (d) A variance granted under this section takes precedence over  
 11 conflicting rules adopted by a state agency and conflicting ordinances  
 12 and other regulations adopted by a political subdivision.  
 13 (e) Variances granted by the boiler and pressure vessel rules board  
 14 and the regulated amusement device safety board prior to July 1, 2019,  
 15 are valid and remain in full force and effect.  
 16 (f) The department shall make all variance applications available for  
 17 review on a public portal.  
 18 (g) Local fire and building officials shall receive notice of variance  
 19 applications filed under this section within their respective  
 20 jurisdictions.  
 21 (h) A local fire official, local building official, or other interested  
 22 party may submit documentation regarding a variance application to  
 23 the department ~~or commission~~ for review and consideration prior to an  
 24 initial determination being made on the application by the department.  
 25 ~~or the commission.~~  
 26 (i) The department ~~or commission~~ shall wait at least five (5)  
 27 business days after a variance application is filed before making an  
 28 initial determination on the application.  
 29 (j) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 30 to implement this section.  
 31 SECTION 386. IC 22-13-2-11.5, AS AMENDED BY P.L.93-2024,  
 32 SECTION 164, IS AMENDED TO READ AS FOLLOWS  
 33 [EFFECTIVE JULY 1, 2027]: Sec. 11.5. (a) As used in this section,  
 34 "NFPA 72" refers to NFPA 72, National Fire Alarm and Signaling  
 35 Code, 2010 Edition, published by the National Fire Protection  
 36 Association, 1 Batterymarch Park, Quincy, Massachusetts 02169-7471.  
 37 (b) It is the intent of the general assembly that NFPA 72, as may be  
 38 amended by the ~~commission~~ **department** under subsection (c), be  
 39 incorporated into the Indiana Administrative Code. Not later than July  
 40 1, 2014, the ~~commission~~ **department** shall adopt rules under IC 4-22-2  
 41 to amend 675 IAC 28-1-28 to incorporate NFPA 72 into the Indiana  
 42 Administrative Code, subject to subsection (c)(1) and (c)(2).  
 43 **Rulemaking under this section is subject to IC 22-12-2.1.**  
 44 (c) In adopting rules to incorporate NFPA 72 into the Indiana  
 45 Administrative Code, as required by subsection (b), the ~~commission~~  
 46 **department** may amend NFPA 72 as the ~~commission~~ **department**  
 47 considers appropriate. However, the rules finally adopted by the  
 48 ~~commission~~ **department** to comply with this section must do the  
 49 following:  
 50 (1) Incorporate the definition of, and associated requirements for:

- 1 (A) a managed facilities-based voice network (MFVN); and  
 2 (B) a public switched telephone network (PSTN);  
 3 as set forth in NFPA 72.
- 4 (2) Allow digital alarm communicator systems that make use of  
 5 a managed facilities-based voice network (MFVN) to transmit  
 6 signals from a fire alarm system to an offsite monitoring facility,  
 7 subject to the requirements for those systems set forth in NFPA  
 8 72.
- 9 (d) If the **commission department** does not comply with subsection  
 10 (b), the following apply: ~~on July 1, 2014:~~
- 11 (1) The definition of, and associated requirements for:  
 12 (A) a managed facilities-based voice network (MFVN); and  
 13 (B) a public switched telephone network (PSTN);  
 14 as set forth in NFPA 72, are considered incorporated into the  
 15 Indiana Administrative Code. Any provisions of 675 IAC 28-1-28  
 16 (or any rules adopted by a state agency, or any ordinances or other  
 17 regulations adopted by a political subdivision) that conflict with  
 18 the definitions and requirements described in this subdivision are  
 19 superseded by the definitions and requirements described in this  
 20 subdivision. This subdivision continues to apply until the  
 21 **commission department** adopts rules that amend 675  
 22 IAC 28-1-28 to incorporate NFPA 72 into the Indiana  
 23 Administrative Code and that comply with subsection (c)(1) and  
 24 (c)(2).
- 25 (2) A person that after June 30, 2014, installs or uses a digital  
 26 alarm communicator system that:  
 27 (A) makes use of a managed facilities-based voice network  
 28 (MFVN) to transmit signals from a fire alarm system to an  
 29 offsite monitoring facility; and  
 30 (B) meets the requirements for such a system set forth in  
 31 NFPA 72;  
 32 is not required to obtain a variance under section 11 of this  
 33 chapter for the installation or use.
- 34 SECTION 387. IC 22-13-2-12 IS AMENDED TO READ AS  
 35 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 12. (a) This section  
 36 applies if the **commission department** is authorized by statute to enter  
 37 into agreements with the federal government, another state, or foreign  
 38 country.
- 39 (b) An agreement under this section must be submitted to the  
 40 attorney general for approval. The attorney general shall approve the  
 41 agreement unless the attorney general finds that it does not comply  
 42 with the statutes. If the attorney general disapproves the agreement, the  
 43 attorney general shall give the **commission department** a detailed  
 44 statement indicating the basis for the disapproval. If the attorney  
 45 general fails to approve or disapprove the agreement within sixty (60)  
 46 days after it is submitted, it is considered approved.
- 47 SECTION 388. IC 22-13-2-13, AS AMENDED BY P.L.187-2021,  
 48 SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 49 JULY 1, 2027]: Sec. 13. (a) The **commission department** may adopt  
 50 rules under IC 4-22-2 to implement this article, IC 22-12, IC 22-14, and

1 IC 22-15.

2 (b) Any power of the state fire marshal or the department to adopt  
3 rules to implement this article, IC 22-12, IC 22-14, and IC 22-15 shall  
4 be exercised by the ~~commission~~ **department**.

5 SECTION 389. IC 22-13-2-14, AS AMENDED BY P.L.249-2019,  
6 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 JULY 1, 2027]: Sec. 14. The ~~commission~~ or department may engage  
8 in studies and consult with any person to implement this article,  
9 IC 22-12, IC 22-14, and IC 22-15.

10 SECTION 390. IC 22-13-2-14.1, AS AMENDED BY P.L.187-2021,  
11 SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
12 JULY 1, 2027]: Sec. 14.1. (a) The ~~commission~~ or department shall  
13 consult with an industry expert to discuss a variance application or an  
14 update to a rule or safety standard concerning:

15 (1) a boiler or pressure vessel; or

16 (2) a regulated amusement device.

17 (b) An industry expert for the purposes of consulting under  
18 subsection (a)(1) must be:

19 (1) a professional engineer registered under IC 25-31; and

20 (2) knowledgeable in and have experience with boiler and  
21 pressure vessels.

22 SECTION 391. IC 22-13-2-15 IS ADDED TO THE INDIANA  
23 CODE AS A NEW SECTION TO READ AS FOLLOWS  
24 [EFFECTIVE JULY 1, 2027]: **Sec. 15. (a) This section applies to any  
25 property regulated by IC 22-12, this article, IC 22-14, IC 22-15, or  
26 a rule of the department.**

27 **(b) The department shall authorize compliance with a more  
28 recent version of a model code than that which is currently  
29 incorporated into the rules of the department, as amended from  
30 time to time under IC 22-12-2.1.**

31 **(c) To make an authorization under subsection (b), the  
32 department must:**

33 **(1) specifically identify, by name and version, the model code  
34 that is being authorized;**

35 **(2) include a finding that compliance with the more recent  
36 version of the model code is not adverse to the health, safety,  
37 or welfare of the public;**

38 **(3) identify any other associated model codes that must also be  
39 complied with in lieu of the Indiana version; and**

40 **(4) file a notice in the Indiana Register containing the  
41 information described in subdivisions (1) through (3).**

42 **(d) The department may impose conditions on an authorization  
43 issued under this section necessary to ensure that the following are  
44 maintained:**

45 **(1) The health, safety, or welfare of the public.**

46 **(2) The integrity of Indiana's regulatory program.**

47 **(e) The department may modify or eliminate any authorization  
48 made under this section by filing an updated notice in the Indiana  
49 Register. The modification or elimination of an authorization may  
50 not take effect sooner than one hundred eighty (180) days after the  
51 date of posting in the Indiana Register. The modification or**

1 **elimination of an authorization is subject to IC 4-21.5.**

2 **(f) Compliance with an authorization made under this section is**  
 3 **voluntary. However, if a person elects to comply with an**  
 4 **authorization, the failure to comply with any provision of the**  
 5 **authorization is a violation of the building, fire safety, or**  
 6 **equipment laws of Indiana.**

7 SECTION 392. IC 22-13-3-1 IS AMENDED TO READ AS  
 8 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 1. The ~~commission~~  
 9 **department** shall adopt fire safety rules that prohibit the following:

10 (1) The storage of regulated explosives (as defined in  
 11 IC 35-47.5-2-13) in quantities exceeding the maximum quantity  
 12 specified by the ~~commission~~ **department**.

13 (2) The storage of regulated explosives (as defined in  
 14 IC 35-47.5-2-13) at a site that is located less than the minimum  
 15 distance specified by the ~~commission~~ **department** from a  
 16 railroad, highway, or other place of habitation or assembly.

17 (3) The use of a receptacle, burning fixture or equipment, heating  
 18 fixture or equipment, or structure for an explosive, flammable, or  
 19 other combustible matter that does not meet the design and  
 20 composition standards specified by the ~~commission~~ **department**.

21 (4) The keeping, storage, use, manufacture, sale, handling,  
 22 transportation, or disposition of an explosive, flammable, or other  
 23 combustible matter in violation of any other requirements  
 24 specified by the ~~commission~~ **department**.

25 SECTION 393. IC 22-13-3-2, AS AMENDED BY P.L.187-2021,  
 26 SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2027]: Sec. 2. (a) This section applies to the following  
 28 laboratories:

29 (1) Analytical laboratories approved by the department under the  
 30 alternative criteria established by the ~~commission~~ **department** in  
 31 its rules.

32 (2) Laboratories that are:

33 (A) operated by a college, university, school, or other  
 34 educational entity for the purpose of instruction or research;  
 35 and

36 (B) approved by the department under the alternative criteria  
 37 established by the ~~commission~~ **department** in the rules.

38 (b) The ~~commission~~ **department** may:

39 (1) apply different rules to the manufacture of regulated  
 40 explosives (as defined in IC 35-47.5-2-13) in a laboratory  
 41 described in subsection (a) than apply to other places where  
 42 regulated explosives (as defined in IC 35-47.5-2-13) are  
 43 manufactured; and

44 (2) adopt rules under IC 4-22-2 to exempt laboratories described  
 45 in subsection (a) from the regulated explosive magazines permit  
 46 requirement under IC 35-47.5-4.

47 SECTION 394. IC 22-13-3-3 IS AMENDED TO READ AS  
 48 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. ~~The commission~~  
 49 **Subject to IC 22-12-2.1, the department** shall adopt fire safety rules  
 50 that prohibit the occupancy or use of Class 1 structures that do not

1 comply with the ~~commission's~~ **department's** rules governing the  
 2 number, type, location, identification, repair, and maintenance of  
 3 emergency exits, smoke detection devices, and other emergency  
 4 communication devices.

5 SECTION 395. IC 22-13-4 IS REPEALED [EFFECTIVE JULY 1,  
 6 2027]. (Standards for Building Rules; Exemption From Design Release  
 7 Requirement).

8 SECTION 396. IC 22-13-5-2, AS AMENDED BY P.L.187-2021,  
 9 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10 JULY 1, 2027]: Sec. 2. (a) Except as provided under subsection (c),  
 11 upon the written request of an interested person, the state building  
 12 commissioner of the department shall issue a written interpretation of  
 13 a building law or a fire safety law not later than ten (10) business days  
 14 after the date of receiving a request. An interpretation issued by the  
 15 state building commissioner must be consistent with building laws and  
 16 fire safety laws enacted by the general assembly or adopted by the  
 17 ~~commission.~~ **department.**

18 (b) The state building commissioner shall issue a written  
 19 interpretation of a building law or fire safety law under subsection (a)  
 20 whether or not the county or municipality has taken any action to  
 21 enforce the building law or fire safety law.

22 (c) If:

23 (1) an interested person submits a written or electronic request to  
 24 the **state** building commissioner for a written interpretation of a  
 25 building law or fire safety law applicable to a Class 2 structure;  
 26 and

27 (2) the **state** building commissioner is absent and unable to issue  
 28 a written interpretation within the time specified under subsection  
 29 (a);

30 the ~~chair of the commission; or, if the chair is absent, the vice chair of~~  
 31 ~~the commission;~~ **department** shall issue the written interpretation not  
 32 later than ten (10) business days after the date of receiving the request.

33 SECTION 397. IC 22-13-5-3 IS AMENDED TO READ AS  
 34 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) A written  
 35 interpretation issued under section 2 of this chapter binds the interested  
 36 person and the county or municipality with whom the interested person  
 37 has the dispute until the written interpretation is overruled in a  
 38 proceeding under IC 4-21.5.

39 (b) For purposes of IC 4-21.5, the ~~commission~~ **department** is the  
 40 ultimate authority regarding a written interpretation issued under  
 41 section 2 of this chapter.

42 SECTION 398. IC 22-13-5-4, AS AMENDED BY THE  
 43 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL  
 44 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 45 JULY 1, 2027]: Sec. 4. (a) A written interpretation of a building law or  
 46 fire safety law binds all counties and municipalities if the state building  
 47 commissioner publishes the written interpretation of the building law  
 48 or fire safety law in the Indiana Register under IC 4-22-7-7(b). For  
 49 purposes of IC 4-22-7-7, a written interpretation of a building law or  
 50 fire safety law published by the state building commissioner is

1 considered adopted by an agency.

2 (b) A written interpretation of a building law or fire safety law  
3 published under subsection (a) binds all counties and municipalities  
4 until the earlier of the following:

5 (1) The general assembly enacts a statute that substantively  
6 changes the building law or fire safety law interpreted or voids the  
7 written interpretation.

8 (2) The ~~commission~~ **department** adopts a rule under IC 4-22-2 to  
9 state a different interpretation of the building law or fire safety  
10 law.

11 (3) The written interpretation is found to be an erroneous  
12 interpretation of the building law or fire safety law in a judicial  
13 proceeding.

14 (4) The state building commissioner publishes a different written  
15 interpretation of the building law or fire safety law.

16 (c) The department or the state building commissioner shall create  
17 an electronic data base for the purpose of cataloging all available  
18 variance rulings by ~~the commission~~ or the department for the purpose  
19 of making the information available to the public on the ~~Internet web~~  
20 **site website** of the department or the state building commissioner.

21 SECTION 399. IC 22-14-2-5, AS AMENDED BY P.L.187-2021,  
22 SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
23 JULY 1, 2027]: Sec. 5. (a) The department shall carry out a program to  
24 provide public information concerning fire prevention and maintain  
25 data and statistics concerning fires and fire prevention activities.

26 (b) The department shall provide a copy of the fire safety rules  
27 adopted by the ~~commission~~ **department** to the chief of each fire  
28 department. The department may exclude, from the rules distributed  
29 under this subsection, any text that is incorporated by reference into the  
30 rules published in the Indiana Administrative Code.

31 SECTION 400. IC 22-14-3-4, AS AMENDED BY P.L.187-2021,  
32 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
33 JULY 1, 2027]: Sec. 4. (a) The department may modify an amusement  
34 and entertainment permit with a special event endorsement that covers  
35 one (1) or more events not specified in the initial permit.

36 (b) To qualify for a special event endorsement, an applicant must:

37 (1) provide the information required by the ~~commission~~;  
38 **department**;

39 (2) demonstrate through an inspection that the special events  
40 covered by the application will be conducted in compliance with  
41 applicable fire safety laws; and

42 (3) pay the inspection fee set under IC 22-12-6-7.

43 SECTION 401. IC 22-14-7-17, AS ADDED BY P.L.82-2008,  
44 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
45 JULY 1, 2027]: Sec. 17. The ~~commission~~ **department** may adopt a  
46 subsequent ASTM Standard Test Method for Measuring the Ignition  
47 Strength of Cigarettes upon a finding that the subsequent method does  
48 not result in a change in the percentage of full length burns exhibited  
49 by any tested cigarette when compared to the percentage of full length  
50 burns the same cigarette would exhibit when tested in accordance with

1 ASTM Standard E2187-04 and the performance standard in section  
2 13(c) of this chapter.

3 SECTION 402. IC 22-14-7-21, AS ADDED BY P.L.82-2008,  
4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2027]: Sec. 21. (a) Except as provided in subsection (d), each  
6 manufacturer shall submit to the state fire marshal a written  
7 certification attesting that:

- 8 (1) each cigarette listed in the certification has been tested as  
9 required under section 13 or 15 of this chapter; and
- 10 (2) each cigarette listed in the certification meets the performance  
11 standard in section 13(c) or 15 of this chapter.

12 (b) Each cigarette listed in the certification must include the  
13 following information:

- 14 (1) Brand, or trade name on the package.
- 15 (2) Style, such as light or ultra light.
- 16 (3) Length in millimeters.
- 17 (4) Circumference in millimeters.
- 18 (5) Flavor, such as menthol, if applicable.
- 19 (6) Filter or nonfilter.
- 20 (7) Package description, such as soft pack or box.
- 21 (8) Marking under section 23 of this chapter.
- 22 (9) The name, address, and telephone number of the laboratory,  
23 if different than the manufacturer that conducted the test.
- 24 (10) The date that the testing occurred.

25 (c) The certifications must be made available to the attorney general  
26 for purposes consistent with this chapter and the department of state  
27 revenue and the alcohol and tobacco commission for the purposes of  
28 ensuring compliance with this section.

29 (d) Notwithstanding subsection (a), the state fire marshal may  
30 accept as evidence of compliance with this chapter a certification  
31 issued to:

- 32 (1) the New York State Department of State's Office of Fire  
33 Prevention and Control; or
- 34 (2) the responsible entity of another state that has:
  - 35 (A) substantially equivalent certification requirements relating  
36 to reduced ignition propensity cigarettes; and
  - 37 (B) the same test method and performance standard  
38 requirements as provided in sections 13 and 15 of this chapter.

39 (e) Each cigarette listed in a certification submitted under this  
40 section must be recertified every three (3) years.

41 (f) For each brand family listed in a certification submitted under  
42 subsection (a) or (d), a manufacturer shall pay a fee to the state fire  
43 marshal of eight hundred dollars (\$800). The state fire marshal may  
44 adjust the fee every three (3) years to ensure that the fee defrays the  
45 actual costs of the processing, testing, enforcement, and oversight  
46 activities required by this chapter under rules adopted by the ~~fire  
47 prevention and building safety commission: department.~~ However, the  
48 fee for each brand family may not exceed one thousand dollars  
49 (\$1,000).

50 (g) If a manufacturer has certified a cigarette under this section, and

1 after submitting the certification, makes a change to the cigarette that  
 2 is likely to alter the cigarette's compliance with the reduced cigarette  
 3 ignition propensity standards required by this chapter, that cigarette  
 4 may not be sold or offered for sale in Indiana until the manufacturer  
 5 retests the cigarette under the testing standards in section 13 or 15 of  
 6 this chapter and maintains records of that retesting as required by  
 7 section 16 of this chapter. An altered cigarette that does not meet the  
 8 performance standard in section 13 or 15 of this chapter may not be  
 9 sold in Indiana.

10 SECTION 403. IC 22-14-7-29, AS ADDED BY P.L.82-2008,  
 11 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 12 JULY 1, 2027]: Sec. 29. The ~~commission~~ **department** may adopt rules  
 13 under IC 4-22-2 to implement this chapter.

14 SECTION 404. IC 22-14-8-2, AS ADDED BY P.L.217-2023,  
 15 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2027]: Sec. 2. As used in this chapter, "NFPA 855" refers to:

- 17 (1) the 2023 edition of NFPA 855, Standard for the Installation of
- 18 Stationary Energy Storage Systems, as adopted by the National
- 19 Fire Protection Association; or
- 20 (2) if the ~~commission~~ **department** adopts a rule under IC 4-22-2
- 21 to amend:

22 (A) the 2023 edition; or

23 (B) any subsequent edition;

24 of NFPA 855, the version of NFPA 855 as amended by the  
 25 ~~commission.~~ **department.**

26 SECTION 405. IC 22-14-8-7, AS ADDED BY P.L.217-2023,  
 27 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2027]: Sec. 7. The total capacity of the batteries contained  
 29 within a single enclosure in:

- 30 (1) a utility scale battery energy storage system installation of
- 31 which is subject to department approval under section 4(a)(1) of
- 32 this chapter; or
- 33 (2) an installation added to an existing utility scale battery energy
- 34 storage system in an expansion for which department approval is
- 35 required under section 4(a)(2) of this chapter;

36 may not exceed ten (10) megawatt hours unless authorized under rules  
 37 adopted by the ~~commission~~ **department** under this chapter.

38 SECTION 406. IC 22-14-8-10, AS AMENDED BY P.L.93-2024,  
 39 SECTION 166, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) The ~~commission~~  
 41 **department** may adopt rules under IC 4-22-2 to implement this chapter  
 42 and to specify standards for the installation and operation of utility  
 43 scale battery energy storage systems consistent with:

44 (1) this chapter; and

45 (2) NFPA 855.

46 (b) Rules adopted by the ~~commission~~ **department** under subsection  
 47 (a) must include standards for:

48 (1) chemical spill prevention and control; and

49 (2) appropriate setbacks from surface water resources;

50 for the installation and expansion of utility scale battery energy storage

1 systems, as necessary to protect soil and surface water resources from  
 2 chemicals contained in or produced by utility scale battery energy  
 3 storage systems. In establishing the standards described in this  
 4 subsection, the ~~commission~~ **department** shall consult with the  
 5 department of environmental management or the department of natural  
 6 resources, as appropriate.

7 SECTION 407. IC 22-15-1-2, AS AMENDED BY P.L.22-2005,  
 8 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2027]: Sec. 2. (a) This section applies to a provision of this  
 10 article, **IC 22-12, IC 22-13, IC 22-14, or a rule of the department**  
 11 that requires an applicant for a **release**, certification, registration,  
 12 permit, approval, or other license to:

13 (1) demonstrate that the person is in compliance with all building  
 14 laws, fire safety laws, or equipment laws; or

15 (2) submit proof **or certify** that a person is acting or will act in  
 16 conformity with all building laws, fire safety laws, or equipment  
 17 laws.

18 (b) Compliance with **either**:

19 (1) the conditions of a variance issued under IC 22-13-2-11; **or**

20 (2) **an authorization made under IC 22-13-2-15;**

21 shall be treated under this article as compliance with the building law,  
 22 fire safety law, or equipment law from which the variance **or**  
 23 **authorization** is granted.

24 SECTION 408. IC 22-15-2-6, AS AMENDED BY P.L.187-2021,  
 25 SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2027]: Sec. 6. (a) To carry out the department's  
 27 responsibilities, the department or an employee or another agent of the  
 28 department may:

29 (1) exercise any program of supervision that is approved by the  
 30 ~~commission~~, **department**, if the responsibility involves the  
 31 administration or enforcement of a building law;

32 (2) enter and inspect any property, at a reasonable hour;

33 (3) issue and enforce administrative orders under IC 22-12-7 and  
 34 apply for judicial orders under IC 22-12-7-13; and

35 (4) cooperate with law enforcement officers and political  
 36 subdivisions that have jurisdiction over a matter.

37 (b) To carry out the state building commissioner's responsibilities,  
 38 the state building commissioner shall issue a written interpretation of  
 39 any building law under IC 22-13-5.

40 SECTION 409. IC 22-15-3-1, AS AMENDED BY P.L.187-2021,  
 41 SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2027]: Sec. 1. (a) The state building commissioner or a city,  
 43 town, or county certified under subsection (d) shall issue a design  
 44 release for the construction of a Class 1 structure to an applicant who  
 45 qualifies under section 2 or 3 of this chapter.

46 (b) The state building commissioner shall issue a design release for  
 47 the fabrication of an industrial building system or mobile structure  
 48 under section 4 of this chapter.

49 (c) A design release issued under this chapter expires on the date  
 50 specified in the rules adopted by the ~~commission~~ **department**.

1 (d) The ~~commission~~ **department** may certify a city, town, or county  
2 as qualified to issue design releases, if the city, town, or county:

3 (1) is competent under the ~~commission's~~ **department's** objective  
4 criteria; and

5 (2) has adopted the rules of the ~~commission~~ **department** under  
6 IC 22-13-2-3.

7 (e) A city, town, or county that is certified by the ~~commission~~  
8 **department** under subsection (d) may issue design releases. A design  
9 release issued by a certified city, town, or county must be:

10 (1) in accordance with the ~~commission's~~ **department's** objective  
11 criteria; and

12 (2) for a construction type for which the city, town, or county is  
13 certified.

14 All records held by a certified city, town, or county that pertain to the  
15 design release must be submitted to the department to be held in a  
16 central repository.

17 SECTION 410. IC 22-15-3-2, AS AMENDED BY P.L.187-2021,  
18 SECTION 100, IS AMENDED TO READ AS FOLLOWS  
19 [EFFECTIVE JULY 1, 2027]: Sec. 2. To qualify for a design release  
20 under this section, an applicant must:

21 (1) demonstrate, through the submission of plans and  
22 specifications for the construction covered by the application, that  
23 the construction will comply with all applicable building laws and  
24 fire safety laws;

25 (2) pay the fees set under IC 22-12-6-6;

26 (3) have the plans and specifications:

27 (A) prepared by a registered architect or professional engineer  
28 who is:

29 (i) competent to design the construction covered by the  
30 application as determined by the department; and

31 (ii) registered under IC 25-4 or IC 25-31;

32 (B) include on each page of all drawings and the title page of  
33 all specifications the seal of the registered architect or  
34 professional engineer described by clause (A) or the person's  
35 technical or professional staff; and

36 (C) filed by the registered architect or professional engineer  
37 described by clause (A) or the person's technical or  
38 professional staff; and

39 (4) submit a certificate prepared on a form provided by the  
40 department and sworn or affirmed under penalty of perjury by the  
41 registered architect or professional engineer described in  
42 subdivision (3)(A):

43 (A) providing an estimate of the cost of the construction  
44 covered by the application, its square footage, and any other  
45 information required under the rules of the ~~commission~~;  
46 **department**;

47 (B) stating that the plans and specifications submitted for the  
48 application were prepared either by or under the immediate  
49 supervision of the person making the statement;

50 (C) stating that the plans and specifications submitted for the

- 1 application provide for construction that will meet all building  
 2 laws; and  
 3 (D) stating that the construction covered by the application  
 4 will be subject to inspection at intervals appropriate to the  
 5 stage of the construction by a registered architect or  
 6 professional engineer identified in the statement for the  
 7 purpose of determining in general if work is proceeding in  
 8 accordance with the released plans and specifications.
- 9 SECTION 411. IC 22-15-3-3, AS AMENDED BY P.L.87-2020,  
 10 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 JULY 1, 2027]: Sec. 3. (a) This section applies only to an application  
 12 for a design release to construct:
- 13 (1) a Class 1 structure with thirty thousand (30,000) or fewer  
 14 cubic feet of space;
  - 15 (2) an addition to a Class 1 structure, if the addition adds thirty  
 16 thousand (30,000) or fewer cubic feet of space;
  - 17 (3) an alteration to a Class 1 structure, if the alteration does not  
 18 involve changes affecting the structural safety of the Class 1  
 19 structure; or
  - 20 (4) an installation or alteration of an automatic fire sprinkler  
 21 system in a Class 1 structure by persons qualified pursuant to  
 22 rules set forth by the ~~fire prevention and building safety~~  
 23 ~~commission~~ **department**.
- 24 (b) The design release requirements under subsection (c) do not  
 25 apply for any construction that is otherwise exempted under 675  
 26 IAC 12-6-4(b), even if the construction is:
- 27 (1) a part of;
  - 28 (2) supplemental to; or
  - 29 (3) an accessory of;
- 30 any other construction that would otherwise require a design release.
- 31 (c) To qualify for a design release under this section, an applicant  
 32 must do the following:
- 33 (1) Demonstrate, through the submission of plans and  
 34 specifications for the construction covered by the application, that  
 35 the construction will comply with all applicable building laws and  
 36 fire safety laws.
  - 37 (2) Pay the fees set under IC 22-12-6-6.
- 38 SECTION 412. IC 22-15-3-4, AS AMENDED BY P.L.22-2005,  
 39 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 4. (a) This section applies to a design release for  
 41 the fabrication of a model or other series of similar industrialized  
 42 building systems or mobile structures.
- 43 (b) To qualify for a design release under this section, an applicant  
 44 must:
- 45 (1) demonstrate, through the submission of plans and  
 46 specifications for the construction covered by the application, that  
 47 the construction will comply with all applicable building laws and  
 48 fire safety laws;
  - 49 (2) have the submitted plans and specifications prepared by an  
 50 architect registered under IC 25-4 or a professional engineer

1 registered under IC 25-31, if required under the rules adopted by  
 2 the ~~commission~~; **department**; and

3 (3) pay the fees set under IC 22-12-6-6.

4 SECTION 413. IC 22-15-3-5, AS AMENDED BY P.L.187-2021,  
 5 SECTION 101, IS AMENDED TO READ AS FOLLOWS  
 6 [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) This section does not  
 7 authorize a variance from any rule adopted by the ~~commission~~  
 8 **department**.

9 (b) The rules adopted by the ~~commission~~ **department** do not  
 10 prevent the use of:

- 11 (1) materials;
- 12 (2) methods of construction; or
- 13 (3) design procedures;

14 if they are not specifically prohibited in the rules and if they are  
 15 approved under subsection (c).

16 (c) The state fire marshal and the department may, in the review of  
 17 an application for a design release, consider as evidence of compliance  
 18 with the rules adopted by the ~~commission~~ **department** any evaluation  
 19 report that:

- 20 (1) contains limitations, conditions, or standards for alternative
- 21 materials, methods of construction, or design procedures; and
- 22 (2) is published by an independent, nationally recognized testing
- 23 laboratory or other organization that is approved under the rules
- 24 adopted by the ~~commission~~; **department**.

25 SECTION 414. IC 22-15-3-7 IS AMENDED TO READ AS  
 26 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) This section does  
 27 not apply to construction that is exempted from this section in the rules  
 28 adopted by the ~~commission under IC 22-13-4~~; **department**.

29 (b) This section applies to the following:

- 30 (1) Each person who engages in the construction.
- 31 (2) Each person who has control over the construction.
- 32 (3) Each person who has control over the Class 1 structure
- 33 industrialized building system or mobile home that is constructed.

34 (c) A person described in subsection (b) commits a Class C  
 35 infraction if:

- 36 (1) a Class 1 structure is constructed, or construction is begun, at
- 37 the site where it is to be used; and
- 38 (2) no design release issued under section 2 or 3 of this chapter
- 39 covers the construction.

40 (d) A person described in subsection (b) commits a Class C  
 41 infraction if:

- 42 (1) an industrialized building system or a mobile structure is
- 43 fabricated; and
- 44 (2) no design release issued under section 4 of this chapter covers
- 45 the fabrication.

46 SECTION 415. IC 22-15-3.2-7, AS AMENDED BY P.L.238-2025,  
 47 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 48 JULY 1, 2027]: Sec. 7. (a) A design release shall be issued to an  
 49 applicant without a plan review if:

- 50 (1) the applicant submits a complete application and ~~(2)~~ the

1 department does not select the application for a plan review under  
2 this section; or

3 **(2) the applicant self-certifies as provided in IC 22-15-3.5.**

4 (b) The department may select any application for design release to  
5 be subject to a plan review. The department has complete discretion in  
6 the criteria used by the department to select a design release  
7 application for a plan review. A criterion used by the department may  
8 be whether the design professional has received disciplinary sanctions  
9 under IC 25-1-11-12 within the preceding five (5) years.

10 (c) Not later than July 1, ~~2025~~, **2027**, the department shall identify  
11 and publish a **complete** list of ~~projects~~ **the types of plans** that qualify  
12 under subsection ~~(a)(2)~~ **(a)(1)** for release without a plan review.

13 SECTION 416. IC 22-15-3.2-11, AS AMENDED BY P.L.187-2021,  
14 SECTION 109, IS AMENDED TO READ AS FOLLOWS  
15 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) This section applies if the  
16 results of a plan review reveal that a design professional knowingly or  
17 recklessly submitted plans or specifications containing one (1) or more  
18 violations of the rules of the ~~commission~~ **department** that are  
19 determined by the department ~~and the commission~~ to pose a wanton  
20 and willful disregard for the public health, safety, or welfare.

21 (b) The provisions regarding the time limitations for review and  
22 notice under this chapter do not apply, and the department is not  
23 required to issue a design release and confirmation number for  
24 providing notice. The department shall send written notice of its  
25 determination to:

26 (1) the design professional's licensing or registration authority  
27 under IC 25-4-1 or IC 25-31, as appropriate, for the purpose of  
28 conducting a hearing under IC 4-21.5 to determine if action under  
29 IC 4-21.5-3-8 is appropriate;

30 (2) the design professional; and

31 (3) the project owner or general contractor on whose behalf the  
32 application was submitted.

33 (c) An applicant that receives notice under subsection (b) may  
34 withdraw the application and submit a new application and plans to the  
35 department that are prepared by a different design professional.  
36 Withdrawal of an application does not affect any disciplinary action  
37 against the professional of record that prepared the plans described in  
38 subsection (a).

39 SECTION 417. IC 22-15-3.5 IS ADDED TO THE INDIANA  
40 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS  
41 [EFFECTIVE JULY 1, 2027]:

42 **Chapter 3.5. Self-certification by Design Professional**

43 **Sec. 1. The definitions in IC 22-15-3.2 apply throughout this**  
44 **chapter.**

45 **Sec. 2. (a) Notwithstanding any other law, an applicant for a**  
46 **construction project requiring a design release for a Class 1**  
47 **structure under IC 22-15-3 may satisfy the design release**  
48 **requirement through self-certification.**

49 **(b) Self-certification may be used only for projects that are**  
50 **required to be signed and sealed by an Indiana registered design**  
51 **professional. The department may exclude projects from**

1 self-certification that involve high-hazard occupancies, essential  
2 facilities, or other structures determined to pose an elevated risk  
3 to life safety.

4 **Sec. 3. To self-certify a project, an applicant for a design release  
5 must:**

6 (1) be an Indiana registered design professional in good  
7 standing with the applicable registration board;

8 (2) be a registered design professional for at least five (5)  
9 years;

10 (3) have completed at least five (5) projects in Indiana as the  
11 registered design professional of record or as the registered  
12 design professional responsible for the production of the  
13 construction documents; and

14 (4) maintain professional liability insurance of at least five  
15 hundred thousand dollars (\$500,000) per claim and one  
16 million dollars (\$1,000,000) aggregate.

17 **Sec. 4. The department shall develop an electronic application  
18 form for self-certifying applicants.**

19 **Sec. 5. The certifying design professional shall:**

20 (1) perform a comprehensive review of the construction  
21 documents; and

22 (2) submit to the department a signed certification, under  
23 penalty of perjury, affirming that the plans comply with all  
24 applicable state building codes and rules.

25 **Sec. 6. Upon receipt of a complete certification and required  
26 documentation, the department shall, not later than the next  
27 business day, provide to the applicant:**

28 (1) a copy of the design release; or

29 (2) a confirmation number that serves as a temporary design  
30 release until the applicant receives a copy of the design  
31 release;

32 **without conducting a technical plan review.**

33 **Sec. 7. The department may:**

34 (1) audit self-certified projects;

35 (2) require corrective action for noncompliance;

36 (3) revoke or suspend a professional's authority to provide  
37 certifications; and

38 (4) refer violations to the appropriate licensing board or  
39 impose civil penalties as authorized by law.

40 **Sec. 8. The department may collect plan review fees for projects  
41 that are released without a plan review.**

42 **Sec. 9. Nothing in this chapter limits the authority of state or  
43 local inspection officials to conduct inspections or enforce  
44 compliance during construction.**

45 **Sec. 10. An applicant who is qualified to self-certify may apply  
46 for a design release under:**

47 (1) this chapter; or

48 (2) IC 22-15-3.

49 **Sec. 11. Participation in the self-certification program is  
50 voluntary. Nothing in this chapter prohibits the department from  
51 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 (1) is manufactured after:  
 2 (A) January 1, 1972, if the mobile structure is designed to be  
 3 a dwelling; or  
 4 (B) June 30, 1987, if the mobile structure is not designed to be  
 5 a dwelling; and  
 6 (2) is kept or transported without:  
 7 (A) a seal issued under IC 9-8-1.5 (before its repeal on July 1,  
 8 1987) or section 2 or 4 of this chapter; and  
 9 (B) an affidavit from the manufacturer (if the mobile structure  
 10 was manufactured in Indiana or the mobile structure was  
 11 manufactured outside Indiana and has not been used by its  
 12 owner) or a dealer who has sold at least three (3) mobile  
 13 structures in the previous twelve (12) month period (if the  
 14 mobile structure was manufactured outside Indiana and the  
 15 mobile structure has been used by its owner) that states that  
 16 the mobile structure meets or exceeds the applicable  
 17 requirements adopted by the ~~commission~~ **department** in its  
 18 rules or an agreement under IC 22-13-2-12;

19 commits a Class C infraction.

20 SECTION 422. IC 22-15-4-6, AS AMENDED BY P.L.187-2021,  
 21 SECTION 114, IS AMENDED TO READ AS FOLLOWS  
 22 [EFFECTIVE JULY 1, 2027]: Sec. 6. A person who offers to sell or  
 23 sells a mobile structure that:

- 24 (1) was certified under IC 9-8-1.5 (before its repeal on July 1,  
 25 1987) or certified by the department under section 2 or 4 of this  
 26 chapter; and  
 27 (2) has been altered or converted in violation of a rule adopted by  
 28 the ~~commission;~~ **department;**

29 commits a Class C infraction.

30 SECTION 423. IC 22-15-5-1, AS AMENDED BY P.L.187-2021,  
 31 SECTION 115, IS AMENDED TO READ AS FOLLOWS  
 32 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) The department shall issue a  
 33 regulated lifting device installation or alteration permit to an applicant  
 34 who qualifies under this section.

35 (b) To qualify for a permit under this section, an applicant must  
 36 meet the following requirements:

- 37 (1) Demonstrate through the submission of complete plans,  
 38 including:  
 39 (A) copies of specifications and accurately scaled and fully  
 40 dimensioned plans showing the location of the installation in  
 41 relation to the plans and elevation of the building;  
 42 (B) plans showing the location of the machine room and the  
 43 equipment to be installed, relocated, or altered;  
 44 (C) plans showing the structural supporting members,  
 45 including foundations; and  
 46 (D) a specification of all materials employed and loads to be  
 47 supported or conveyed;

48 that the installation or alteration covered by the application will  
 49 comply with all applicable equipment laws. All plans and  
 50 specifications must be sufficiently complete to illustrate all details

- 1 of construction and design.
- 2 (2) Pay the fee set under IC 22-12-6-6(a)(7).
- 3 (3) Be the holder of a current elevator contractor license, if
- 4 applicable, as set forth under IC 22-15-5-7.
- 5 (c) A copy of the permit shall be kept at the construction site at all
- 6 times while the work is in progress.
- 7 (d) The regulated lifting device must be installed or altered in
- 8 compliance with:
- 9 (1) applicable codes; and
- 10 (2) the details of the application, plans, specifications, and
- 11 conditions of the permit.
- 12 (e) The regulated lifting device must be installed or altered under
- 13 the direction and control of a licensed contractor. The elevator
- 14 contractor does not have to be present at the site.
- 15 (f) The responsibilities of the department under this section may be
- 16 carried out by a political subdivision that is approved by the
- 17 ~~commission~~ **department** under IC 22-13-2-10.
- 18 SECTION 424. IC 22-15-5-3, AS AMENDED BY P.L.187-2021,
- 19 SECTION 116, IS AMENDED TO READ AS FOLLOWS
- 20 [EFFECTIVE JULY 1, 2027]: Sec. 3. (a) All regulated lifting devices
- 21 shall be registered under this section.
- 22 (b) The department shall issue a registration for a regulated lifting
- 23 device to an applicant who qualifies under this section.
- 24 (c) To register a regulated lifting device under this section, an
- 25 applicant must submit, on a form approved by the department, the
- 26 following information:
- 27 (1) Type, rated load and speed, name of manufacturer, location,
- 28 and the nature of the use of the regulated lifting device.
- 29 (2) Any information required under the rules adopted by the
- 30 ~~commission.~~ **department.**
- 31 SECTION 425. IC 22-15-5-4, AS AMENDED BY P.L.187-2021,
- 32 SECTION 117, IS AMENDED TO READ AS FOLLOWS
- 33 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall carry
- 34 out a program for the periodic inspection of regulated lifting devices
- 35 being operated in Indiana. A regulated lifting device may not be
- 36 operated without an operating certificate that covers the operation of
- 37 the regulated lifting device.
- 38 (b) A permit issued under this section expires on the earlier of:
- 39 (1) one (1) year after issuance; or
- 40 (2) when the regulated lifting device is altered.
- 41 (c) After a regulated lifting device has been installed or altered, an
- 42 applicant shall apply for an initial operating certificate. The department
- 43 shall issue an initial operating certificate for a regulated lifting device
- 44 if:
- 45 (1) the applicant demonstrates:
- 46 (A) through an acceptance inspection made by an elevator
- 47 inspector licensed under section 11 of this chapter that the
- 48 regulated lifting device covered by the application complies
- 49 with the laws governing its construction, repair, maintenance,
- 50 and operation; and

- 1 (B) that the applicant has paid the fee set under  
 2 IC 22-12-6-6(a)(7); and  
 3 (2) the department verifies, through an inspection, that the  
 4 regulated lifting device complies with the laws governing the  
 5 construction, repair, maintenance, and operation of the regulated  
 6 lifting device.
- 7 (d) The department shall issue a renewal operating certificate if the  
 8 applicant:  
 9 (1) demonstrates through the completion of applicable safety tests  
 10 that the regulated lifting device complies with the laws governing  
 11 the construction, repair, maintenance, and operation of the  
 12 regulated lifting device;  
 13 (2) submits results of all applicable safety tests, including failed  
 14 safety tests for the regulated lifting device; and  
 15 (3) has paid the fee set under IC 22-12-6-6(a)(7).
- 16 (e) The department may issue a temporary operating permit to an  
 17 applicant under this section who does not comply with subsection  
 18 (c)(1)(A) for a new or altered regulated lifting device or subsection  
 19 (d)(1) for an existing unaltered regulated lifting device. The applicant  
 20 must pay the fee set under IC 22-12-6-6(a)(7) to qualify for the  
 21 temporary operating permit. Except as provided in subsection (f), the  
 22 permit, including all renewal periods, is limited to sixty (60) days.
- 23 (f) The department may renew a temporary operating permit issued  
 24 under subsection (e) for thirty (30) day periods during the construction  
 25 of a building if the regulated lifting device is used for the transportation  
 26 of construction personnel, tools, and materials.
- 27 (g) The responsibilities of the department under this section may be  
 28 carried out by a political subdivision that is approved by the  
 29 **commission department** under IC 22-13-2-10.
- 30 (h) A copy of the operating certificate shall be displayed in or on  
 31 each regulated lifting device or in an associated machine room. In  
 32 addition to the requirements of this subsection, the two-dimensional bar  
 33 code assigned to an elevator shall be displayed in or on each elevator  
 34 in a location that is easily viewed and scanned by a person riding on the  
 35 elevator.
- 36 (i) A licensed elevator mechanic shall perform the maintenance on  
 37 a regulated lifting device.
- 38 SECTION 426. IC 22-15-5-6, AS AMENDED BY P.L.2-2007,  
 39 SECTION 309, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) The following definitions  
 41 apply to sections 7 through 16 of this chapter:  
 42 (1) "Competency examination" means an examination that  
 43 thoroughly tests the scope of the knowledge and skill of the  
 44 applicant for the license.  
 45 (2) "Elevator apprentice" means an individual who works under  
 46 the direct supervision of a licensed elevator mechanic. The term  
 47 includes an individual commonly known as an elevator helper  
 48 while working under the direct supervision of a licensed elevator  
 49 mechanic.  
 50 (3) "Elevator contractor" means a person who alone or with other

1 persons, constructs, repairs, alters, remodels, adds to, subtracts  
 2 from, or improves a regulated lifting device and who is  
 3 responsible for substantially all the regulated lifting devices  
 4 within the entire project, or who fabricates elevator lifting devices  
 5 substantially completed and ready for installation.

6 (4) "Elevator inspector" means an individual who conducts the  
 7 acceptance inspection of a regulated lifting device required by  
 8 section 4(c)(1)(A) of this chapter.

9 (5) "Elevator mechanic" means an individual who engages in the  
 10 construction, reconstruction, alteration, maintenance, mechanical,  
 11 or electrical work or adjustments of a regulated lifting device.

12 (6) "License" means a certificate issued by the department that  
 13 confers upon the holder the privilege to act as an elevator  
 14 contractor, elevator inspector, or elevator mechanic.

15 (7) "Licensing program" means the program for licensing elevator  
 16 contractors, elevator inspectors, and elevator mechanics  
 17 established under this section and sections 7 through 16 of this  
 18 chapter.

19 (8) "Municipality" has the meaning set forth in IC 36-1-2-11.

20 (9) "Person" means:

21 (A) a natural person;

22 (B) the partners or members of a partnership or a limited  
 23 partnership;

24 (C) a state educational institution; or

25 (D) a corporation or the officers, directors, and employees of  
 26 the corporation.

27 (10) "Practitioner" means a person that holds:

28 (A) an unlimited license;

29 (B) a limited or probationary license;

30 (C) a temporary license;

31 (D) an emergency license; or

32 (E) an inactive license.

33 (b) The ~~commission and the~~ department shall establish a program  
 34 to license elevator contractors, elevator mechanics, and elevator  
 35 inspectors.

36 (c) The department shall issue a license as an elevator contractor, an  
 37 elevator mechanic, or an elevator inspector to a person who qualifies  
 38 and complies with the provisions of the licensing program. A person  
 39 who receives a license under this chapter is subject to the supervision  
 40 and control of the department.

41 (d) The department may contract with public and private  
 42 institutions, agencies, businesses, and organizations to implement all  
 43 or part of its duties established under this chapter.

44 (e) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 45 to implement the licensing program.

46 SECTION 427. IC 22-15-5-7, AS AMENDED BY P.L.230-2019,  
 47 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 48 JULY 1, 2027]: Sec. 7. (a) An individual may not act as an elevator  
 49 contractor unless the individual:

50 (1) holds an elevator contractor license issued under this chapter;

1 or  
 2 (2) is an employee of a partnership, a limited partnership, a  
 3 corporation, or a state educational institution that holds an  
 4 elevator contractor license issued under this chapter.

5 (b) A partnership, a limited partnership, a corporation, or a state  
 6 educational institution may not act as an elevator contractor unless it  
 7 holds an elevator contractor license issued under this chapter.

8 (c) An individual who is an applicant for an elevator contractor  
 9 license shall:

10 (1) hold a valid elevator contractor license issued by another state  
 11 that has a licensing program that, as determined by the  
 12 department, ~~or the commission~~, is equivalent to the elevator  
 13 contractor licensing program established under this chapter; or

14 (2) except as otherwise provided, satisfy both of the following  
 15 requirements:

16 (A) Have at least five (5) years of documented work  
 17 experience in the elevator industry in construction,  
 18 maintenance, and service or repair in Indiana.

19 (B) Successfully complete a written competency examination  
 20 approved by the ~~commission~~ **department**.

21 (d) A corporation or a state educational institution that is an  
 22 applicant for an elevator contractor license must have at least one (1)  
 23 officer or employee of the corporation or a state educational institution  
 24 that holds a valid elevator contractor license issued under this chapter.  
 25 A license granted to a corporation or a state educational institution to  
 26 act as an elevator contractor under this chapter becomes invalid when  
 27 an officer or employee of the corporation or state educational  
 28 institution no longer holds a valid elevator contractor license issued  
 29 under this chapter.

30 (e) A partnership or limited partnership that is an applicant for an  
 31 elevator contractor license must have at least one (1) partner or general  
 32 partner that holds a valid elevator contractor license issued under this  
 33 chapter. A license granted to a partnership or limited partnership to act  
 34 as an elevator contractor under this chapter becomes invalid when the  
 35 partner of a partnership or general partner of a limited partnership  
 36 named in the application no longer holds a valid elevator contractor  
 37 license as provided by this chapter.

38 SECTION 428. IC 22-15-5-11, AS AMENDED BY P.L.230-2019,  
 39 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40 JULY 1, 2027]: Sec. 11. (a) An individual may not act as an elevator  
 41 inspector unless the individual holds an elevator inspector license  
 42 issued under this chapter.

43 (b) An individual who is an applicant for an elevator inspector  
 44 license shall meet the standards set forth in American Society of  
 45 Mechanical Engineers (ASME) American National Standard QEI-1  
 46 (Standard for the Qualification of Elevator Inspectors) or other  
 47 nationally accepted standard qualifying authority that the ~~commission~~  
 48 **department** has determined has equivalent requirements as ASME  
 49 QEI-1 for obtaining and retaining certification.

50 (c) An applicant for an initial elevator inspector license must do the

- 1 following:
- 2 (1) Submit to the department an application provided by the
- 3 department that contains the following information:
- 4 (A) The name, address, telephone number, and electronic mail
- 5 address of the applicant.
- 6 (B) Any other information the department requires.
- 7 (2) Submit to the department any proof of eligibility the
- 8 department requires.
- 9 (3) Demonstrate proof of insurance as required by section 14 of
- 10 this chapter.
- 11 (4) Pay the license fee established under IC 22-12-6-6. The
- 12 license fee is nonrefundable and must be paid each time an
- 13 applicant submits an application.
- 14 (5) Affirm under penalty of perjury that all information provided
- 15 to the department is true to the best of the applicant's knowledge
- 16 and belief.
- 17 (d) An applicant for a renewal elevator inspector license shall:
- 18 (1) Submit to the department an application provided by the
- 19 department that contains the following information:
- 20 (A) The name, address, telephone number, and electronic mail
- 21 address of the applicant.
- 22 (B) Any other information the department requires.
- 23 (2) Submit proof of completion of the continuing education
- 24 required by section 15 of this chapter.
- 25 (3) Demonstrate proof of insurance as required by section 14 of
- 26 this chapter.
- 27 (4) Pay the license fee established under IC 22-12-6-6. The
- 28 license fee is nonrefundable and must be paid each time an
- 29 applicant submits an application.
- 30 (5) Affirm under penalty of perjury that all information provided
- 31 to the department is true to the best of the applicant's knowledge
- 32 and belief.
- 33 (e) An initial elevator inspector license issued under this chapter
- 34 expires on December 31 of the second year after the license was issued.
- 35 (f) A renewal of an elevator inspector license is valid for two (2)
- 36 years.
- 37 (g) An individual who engages in the business of an elevator
- 38 inspector shall carry the individual's license and present the license for
- 39 inspection by a representative of the department upon request.
- 40 (h) If the QEI-1 certification or other certification standard approved
- 41 by the ~~commission~~ **department** that made the individual eligible for an
- 42 inspector license under subsection (b):
- 43 (1) is terminated;
- 44 (2) expires; or
- 45 (3) becomes invalid for any other reason;
- 46 the elevator inspector's license immediately becomes invalid.
- 47 SECTION 429. IC 22-15-5-12, AS AMENDED BY P.L.230-2019,
- 48 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 49 JULY 1, 2027]: Sec. 12. (a) An individual may not act as an elevator
- 50 mechanic unless the individual holds an elevator mechanic license

1 issued under this chapter. A license is not required for an elevator  
2 apprentice.

3 (b) An individual who is an applicant for an elevator mechanic  
4 license must meet one (1) of the following eligibility criteria:

5 (1) Hold an active elevator mechanic license issued by a state that  
6 the ~~commission~~ **department** has determined has a licensing  
7 program that is at least equivalent to the elevator mechanic  
8 licensing program established under this chapter.

9 (2) Satisfy both of the following:

10 (A) Have at least one (1) of the following types of work  
11 experience or training:

12 (i) Have at least three (3) years of documented work  
13 experience in the elevator industry in construction,  
14 maintenance, and service or repair.

15 (ii) Have at least eighteen (18) months experience in the  
16 elevator industry in construction, maintenance, and service  
17 or repair and have at least three (3) years experience in a  
18 related field that is certified by a licensed elevator  
19 contractor.

20 (iii) Complete an apprenticeship program that is registered  
21 with the Bureau of Apprenticeship and Training of the  
22 United States Department of Labor or a state apprenticeship  
23 program and that the ~~commission~~ **department** determines  
24 is at least equivalent to three (3) years of work experience in  
25 the elevator industry in construction, maintenance, and  
26 service or repair.

27 (B) Successfully complete a written competency examination  
28 approved by the ~~commission~~ **department**.

29 (3) Successfully complete an elevator mechanic's program that  
30 consists of a combination of extensive training and a  
31 comprehensive examination that the ~~commission~~ **department** has  
32 determined is at least equivalent to both the work experience  
33 required under subdivision (2)(A)(i) and the competency  
34 examination established under subdivision (2)(B).

35 (c) An applicant for an initial elevator mechanic license must do the  
36 following:

37 (1) Submit to the department an application provided by the  
38 department that contains the following information:

39 (A) The name, business address, telephone number, and  
40 electronic mail address of the applicant.

41 (B) Any other information the department requires.

42 (2) Submit to the department any proof of eligibility the  
43 department requires.

44 (3) Pay the nonrefundable and nontransferable license fee  
45 established under IC 22-12-6-6.

46 (4) Affirm under penalty of perjury that all information provided  
47 to the department is true to the best of the applicant's knowledge  
48 and belief.

49 (d) An applicant for a renewal elevator mechanic license must do  
50 the following:

- 1 (1) Submit to the department an application provided by the  
 2 department that contains the following information:  
 3 (A) The name, business address, telephone number, and  
 4 electronic mail address of the applicant.  
 5 (B) Any other information the department requires.  
 6 (2) Submit proof of completion of the continuing education  
 7 required by section 15 of this chapter.  
 8 (3) Pay the nonrefundable and nontransferable license fee  
 9 established under IC 22-12-6-6.  
 10 (4) Affirm under penalty of perjury that all information provided  
 11 to the department is true to the best of the applicant's knowledge  
 12 and belief.  
 13 (e) An initial elevator mechanic license issued under this chapter  
 14 expires on December 31 of the second year after the license was issued.  
 15 (f) A renewal of an elevator mechanic license is valid for two (2)  
 16 years.  
 17 (g) An individual engaged in the business of an elevator mechanic  
 18 shall carry the individual's license and present the license for inspection  
 19 by a representative of the department upon request.  
 20 SECTION 430. IC 22-15-5-15 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 15. (a) This section  
 22 does not apply to a licensed elevator contractor that is not an  
 23 individual.  
 24 (b) To renew a license issued under this licensing program, the  
 25 license holder must satisfy the continuing education requirement and  
 26 submit a proof of completion of training to the department.  
 27 (c) The continuing education requirement is at least eight (8) hours  
 28 of instruction that must be attended and completed within one (1) year  
 29 before a license renewal.  
 30 (d) The continuing education courses designed to ensure the  
 31 continuing education of an individual holding a license regarding new  
 32 and existing provisions of the rules of the ~~commission~~ **department**  
 33 may include:  
 34 (1) programs sponsored by the ~~commission;~~ **department**;  
 35 (2) trade association seminars;  
 36 (3) labor training programs; or  
 37 (4) joint labor management apprenticeship and journeyman  
 38 upgrade training programs.  
 39 For an individual's completion of a continuing education course to  
 40 satisfy the individual's continuing education requirement under this  
 41 chapter, the continuing education provider, instructor and the  
 42 curriculum must have been approved by the department.  
 43 (e) All instructors of continuing education courses must be approved  
 44 by the department. If an instructor is approved by the department, has  
 45 worked as an instructor teaching a curriculum approved by the  
 46 department at any time within the year preceding the expiration date of  
 47 the license, and submits proof of this work to the department, the  
 48 instructor is exempt from the requirements of subsection (c).  
 49 (f) Continuing education providers shall keep uniform records of  
 50 attendance at approved continuing education courses for at least ten

1 (10) years on forms designed and distributed by the department.

2 (g) A license holder who is unable to complete the continuing  
3 education required under this chapter before the expiration of the  
4 individual's license due to temporary physical or mental disability may  
5 apply for a waiver from the department in accordance with the  
6 following:

7 (1) A waiver application must be submitted to the department on  
8 a form established by the department.

9 (2) A waiver application must be signed and accompanied by an  
10 affidavit signed by the physician of the applicant attesting to the  
11 applicant's temporary disability.

12 (h) After the cessation of the temporary disability, the applicant  
13 must submit to the department a certification from the same physician,  
14 if the physician is still the treating physician of the applicant, or from  
15 a subsequent treating physician attesting to the termination of the  
16 temporary disability.

17 (i) Upon the submission of the certification under subsection (h), the  
18 department shall issue a temporary waiver of the continuing education  
19 requirement. A temporary waiver is valid for ninety (90) days after the  
20 date of issue and allows the individual to work as an elevator  
21 contractor, elevator inspector, or elevator mechanic without the  
22 completion of the continuing education requirement for ninety (90)  
23 days.

24 (j) A temporary waiver of the continuing education requirement may  
25 not be renewed.

26 SECTION 431. IC 22-15-5-16, AS AMENDED BY P.L.186-2025,  
27 SECTION 123, IS AMENDED TO READ AS FOLLOWS  
28 [EFFECTIVE JULY 1, 2027]: Sec. 16. (a) A practitioner shall comply  
29 with the standards established under this licensing program. A  
30 practitioner is subject to the exercise of the disciplinary sanctions under  
31 IC 22-12-7-7 if the department finds that a practitioner has:

32 (1) engaged in or knowingly cooperated in fraud or material  
33 deception in order to obtain a license to practice, including  
34 cheating on a licensing examination;

35 (2) engaged in fraud or material deception in the course of  
36 professional services or activities;

37 (3) advertised services or goods in a false or misleading manner;

38 (4) falsified or knowingly allowed another person to falsify  
39 attendance records or certificates of completion of continuing  
40 education courses provided under this chapter;

41 (5) been convicted of a crime that has a direct bearing on the  
42 practitioner's ability to continue to practice competently;

43 (6) knowingly violated a state statute or rule or federal statute or  
44 regulation regulating the profession for which the practitioner is  
45 licensed;

46 (7) continued to practice although the practitioner has become  
47 unfit to practice due to:

48 (A) professional incompetence;

49 (B) failure to keep abreast of current professional theory or  
50 practice;

- 1 (C) physical or mental disability; or  
 2 (D) addiction to, abuse of, or severe dependency on alcohol or  
 3 other drugs that endanger the public by impairing a  
 4 practitioner's ability to practice safely;  
 5 (8) engaged in a course of lewd or immoral conduct in connection  
 6 with the delivery of services to the public;  
 7 (9) allowed the practitioner's name or a license issued under this  
 8 chapter to be used in connection with an individual or business  
 9 who renders services beyond the scope of that individual's or  
 10 business's training, experience, or competence;  
 11 (10) had disciplinary action taken against the practitioner or the  
 12 practitioner's license to practice in another state or jurisdiction on  
 13 grounds similar to those under this chapter;  
 14 (11) assisted another person in committing an act that would  
 15 constitute a ground for disciplinary sanction under this chapter;  
 16 or  
 17 (12) allowed a license issued by the department to be:  
 18 (A) used by another person; or  
 19 (B) displayed to the public when the license has expired, is  
 20 inactive, is invalid, or has been revoked or suspended.
- 21 For purposes of subdivision (10), a certified copy of a record of  
 22 disciplinary action constitutes prima facie evidence of a disciplinary  
 23 action in another jurisdiction.
- 24 (b) If an applicant or a practitioner has engaged in or knowingly  
 25 cooperated in fraud or material deception to obtain a license to  
 26 practice, including cheating on the licensing examination, the  
 27 department may rescind the license if it has been granted, void the  
 28 examination or other fraudulent or deceptive material, and prohibit the  
 29 applicant from reapplying for the license for a length of time  
 30 established by the department.
- 31 (c) The department may deny licensure to an applicant who has had  
 32 disciplinary action taken against the applicant or the applicant's license  
 33 to practice in another state or jurisdiction or who has practiced without  
 34 a license in violation of the law. A certified copy of the record of  
 35 disciplinary action is conclusive evidence of the other jurisdiction's  
 36 disciplinary action.
- 37 (d) The department may order a practitioner to submit to a  
 38 reasonable physical or mental examination if the practitioner's physical  
 39 or mental capacity to practice safely and competently is at issue in a  
 40 disciplinary proceeding. Failure to comply with a department order to  
 41 submit to a physical or mental examination makes a practitioner liable  
 42 to temporary suspension under subsection (h).
- 43 (e) Except as provided under subsection (f) or (g), a license may not  
 44 be denied, revoked, or suspended because the applicant or holder has  
 45 been convicted of an offense. The acts from which the applicant's or  
 46 holder's conviction resulted may, however, be considered as to whether  
 47 the applicant or holder should be entrusted to serve the public in a  
 48 specific capacity.
- 49 (f) The department may deny, suspend, or revoke a license issued  
 50 under this chapter if the individual who holds the license is convicted

- 1 of any of the following:
- 2 (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.
- 3 (2) Possession of methamphetamine under IC 35-48-4-6.1.
- 4 (3) Possession of a controlled substance under IC 35-48-4-7(a).
- 5 (4) Fraudulently obtaining a controlled substance under
- 6 IC 35-48-4-7(b) (for a crime committed before July 1, 2014) or
- 7 IC 35-48-4-7(c) (for a crime committed after June 30, 2014).
- 8 (5) Manufacture of paraphernalia as a Class D felony (for a crime
- 9 committed before July 1, 2014) or a Level 6 felony (for a crime
- 10 committed after June 30, 2014) under IC 35-48-4-8.1(c).
- 11 (6) Dealing in paraphernalia as a Class D felony (for a crime
- 12 committed before July 1, 2014) or a Level 6 felony (for a crime
- 13 committed after June 30, 2014) under IC 35-48-4-8.5(b).
- 14 (7) Possession of paraphernalia as a Class D felony (for a crime
- 15 committed before July 1, 2014) or a Level 6 felony (for a crime
- 16 committed after June 30, 2014) under IC 35-48-4-8.3(b) (before
- 17 its amendment on July 1, 2015).
- 18 (8) Possession of marijuana, hash oil, hashish, or salvia as a Class
- 19 D felony (for a crime committed before July 1, 2014) or a Level
- 20 6 felony (for a crime committed after June 30, 2014) under
- 21 IC 35-48-4-11.
- 22 (9) A felony offense under IC 35-48-4 involving possession of a
- 23 synthetic drug (as defined in IC 35-31.5-2-321), possession of a
- 24 controlled substance analog (as defined in IC 35-48-1.1-8), or
- 25 possession of a synthetic drug lookalike substance (as defined in
- 26 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) as a:
- 27 (A) Class D felony for a crime committed before July 1, 2014;
- 28 or
- 29 (B) Level 6 felony for a crime committed after June 30, 2014;
- 30 under IC 35-48-4-11.5 (before its repeal on July 1, 2019).
- 31 (10) Maintaining a common nuisance under IC 35-48-4-13
- 32 (repealed) or IC 35-45-1-5, if the common nuisance involves a
- 33 controlled substance.
- 34 (11) An offense relating to registration, labeling, and prescription
- 35 forms under IC 35-48-4-14.
- 36 (g) The department shall deny, revoke, or suspend a license issued
- 37 under this chapter if the individual who holds the license is convicted
- 38 of any of the following:
- 39 (1) Dealing in a controlled substance resulting in death under
- 40 IC 35-42-1-1.5.
- 41 (2) Dealing in cocaine or a narcotic drug under IC 35-48-4-1.
- 42 (3) Dealing in methamphetamine under IC 35-48-4-1.1.
- 43 (4) Manufacturing methamphetamine under IC 35-48-4-1.2.
- 44 (5) Dealing in a schedule I, II, or III controlled substance under
- 45 IC 35-48-4-2.
- 46 (6) Dealing in a schedule IV controlled substance under
- 47 IC 35-48-4-3.
- 48 (7) Dealing in a schedule V controlled substance under
- 49 IC 35-48-4-4.
- 50 (8) Dealing in a substance represented to be a controlled

- 1 substance under IC 35-48-4-4.5 (repealed).
- 2 (9) Knowingly or intentionally manufacturing, advertising,  
3 distributing, or possessing with intent to manufacture, advertise,  
4 or distribute a substance represented to be a controlled substance  
5 under IC 35-48-4-4.6.
- 6 (10) Dealing in a counterfeit substance under IC 35-48-4-5.
- 7 (11) Dealing in marijuana, hash oil, hashish, or salvia as a felony  
8 under IC 35-48-4-10.
- 9 (12) An offense under IC 35-48-4 involving the manufacture or  
10 sale of a synthetic drug (as defined in IC 35-31.5-2-321), a  
11 synthetic drug lookalike substance (as defined in  
12 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) under  
13 IC 35-48-4-10.5 (before its repeal on July 1, 2019), a controlled  
14 substance analog (as defined in IC 35-48-1.1-8), or a substance  
15 represented to be a controlled substance (as described in  
16 IC 35-48-4-4.6).
- 17 (13) A violation of any federal or state drug law or rule related to  
18 wholesale legend drug distributors licensed under IC 25-26-14.
- 19 (h) The department may temporarily suspend a practitioner's license  
20 under IC 4-21.5-4 before a final adjudication or during the appeals  
21 process if the department finds that a practitioner represents a clear and  
22 immediate danger to the public's health, safety, or property if the  
23 practitioner is allowed to continue to practice.
- 24 (i) On receipt of a complaint or an information alleging that a person  
25 licensed under this chapter has engaged in or is engaging in a practice  
26 that jeopardizes the public health, safety, or welfare, the department  
27 shall initiate an investigation against the person.
- 28 (j) Any complaint filed with the office of the attorney general  
29 alleging a violation of this licensing program shall be referred to the  
30 department for summary review and for its general information and any  
31 authorized action at the time of the filing.
- 32 (k) The department shall conduct a fact finding investigation as the  
33 department considers proper in relation to the complaint.
- 34 (l) A practitioner may petition the department to accept the  
35 surrender of the practitioner's license. The practitioner may not  
36 surrender the practitioner's license without the written approval of the  
37 department, and the department may impose any conditions appropriate  
38 to the surrender or reinstatement of a surrendered license.
- 39 (m) A practitioner who has been subjected to disciplinary sanctions  
40 may be required by the ~~commission~~ **department** to pay the costs of the  
41 proceeding. The practitioner's ability to pay shall be considered when  
42 costs are assessed. If the practitioner fails to pay the costs, a suspension  
43 may not be imposed solely upon the practitioner's inability to pay the  
44 amount assessed. The costs are limited to costs for the following:
- 45 (1) Court reporters.  
46 (2) Transcripts.  
47 (3) Certification of documents.  
48 (4) Photo duplication.  
49 (5) Witness attendance and mileage fees.  
50 (6) Postage.

- 1 (7) Expert witnesses.
- 2 (8) Depositions.
- 3 (9) Notarizations.

4 SECTION 432. IC 22-15-6-0.5, AS AMENDED BY P.L.249-2019,  
5 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
6 JULY 1, 2027]: Sec. 0.5. This chapter applies to a regulated boiler and  
7 pressure vessel as set forth in rules adopted by the ~~commission~~  
8 **department** under IC 4-22-2.

9 SECTION 433. IC 22-15-6-1, AS AMENDED BY P.L.249-2019,  
10 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
11 JULY 1, 2027]: Sec. 1. Sections 2 through 3 of this chapter do not  
12 apply to any regulated boiler or pressure vessel exempted by a rule  
13 adopted by the ~~commission~~ **department** under IC 4-22-2.

14 SECTION 434. IC 22-15-6-2, AS AMENDED BY P.L.93-2024,  
15 SECTION 167, IS AMENDED TO READ AS FOLLOWS  
16 [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department may conduct  
17 a program of inspections of regulated boilers and pressure vessels.

18 (b) The department shall do the following:

- 19 (1) Issue a regulated boiler and pressure vessel operating permit  
20 to an applicant who qualifies under this section.
- 21 (2) Perform an operating permit inspection of a boiler or pressure  
22 vessel owned by the state.
- 23 (3) Conduct a program to audit boiler and pressure vessel  
24 inspectors licensed under section 5 of this chapter.
- 25 (4) Conduct a program to audit inspections completed by a boiler  
26 and pressure vessel inspector licensed under section 5 of this  
27 chapter.

28 (c) Except as provided in subsection (e), an operating permit issued  
29 under this section expires one (1) year after it is issued.

30 (d) To qualify for an operating permit or to renew an operating  
31 permit under this section, an applicant must do the following:

- 32 (1) Apply for an operating permit on a form approved by the  
33 department.
- 34 (2) Demonstrate through an inspection, performed by an inspector  
35 licensed under section 5 of this chapter, that the regulated boiler  
36 or pressure vessel covered by the application complies with the  
37 rules adopted by the ~~commission~~ **department**.
- 38 (3) Submit a report of the inspection conducted under subdivision  
39 (2) to the department.
- 40 (4) Pay the fee set under IC 22-12-6-6(a)(8).

41 (e) The ~~commission~~ **department** may, by rule adopted under  
42 IC 4-22-2, specify:

- 43 (1) a period between inspections of more than one (1) year; and
- 44 (2) an expiration date for an operating permit longer than one (1)  
45 year from the date of issuance.

46 However, the ~~commission~~ **department** may not set an inspection  
47 period of greater than five (5) years or issue an operating permit valid  
48 for a period of more than five (5) years for regulated pressure vessels  
49 or steam generating equipment that is an integral part of a continuous  
50 processing unit.

1 (f) For any inspection conducted by the department under this  
 2 section, the department may designate an inspector licensed under  
 3 section 5 of this chapter to act as the department's agent for purposes  
 4 of the inspection.

5 (g) The ~~commission~~ **department** may adopt rules under IC 4-22-2  
 6 to implement this chapter.

7 SECTION 435. IC 22-15-6-5, AS AMENDED BY P.L.187-2021,  
 8 SECTION 120, IS AMENDED TO READ AS FOLLOWS  
 9 [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) The department shall issue a  
 10 boiler and pressure vessel inspector license to an applicant who  
 11 qualifies under this section.

12 (b) To qualify for a license under this section an applicant must:

13 (1) meet the qualifications set by the ~~commission~~ **department** in  
 14 its rules;

15 (2) pass an examination approved by the ~~commission~~ **department**  
 16 and conducted, supervised, and graded as prescribed by the  
 17 ~~commission;~~ **department;** and

18 (3) pay the fee set under IC 22-12-6-6(a)(9).

19 (c) The ~~commission~~ **department** may exempt an applicant from any  
 20 part of the examination required by subsection (b) if the applicant has:

21 (1) a boiler and pressure vessel inspector's license issued by  
 22 another state with qualifications substantially equal to the  
 23 qualifications for a license under this section; or

24 (2) a commission as a boiler and pressure vessel inspector issued  
 25 by the National Board of Boiler and Pressure Vessel Inspectors.

26 (d) The ~~commission~~ **department** may sanction a boiler and pressure  
 27 vessel inspector under IC 22-12-7 if the boiler and pressure vessel  
 28 inspector violates this chapter or rules adopted by the ~~commission~~  
 29 **department.**

30 SECTION 436. IC 22-15-7-0.6, AS ADDED BY P.L.80-2024,  
 31 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 JULY 1, 2027]: Sec. 0.6. (a) Except as provided in subsection (c), the  
 33 department shall not inspect, and operating permits are not required  
 34 for, the following regulated amusement devices:

35 (1) A barrel train pulled by a garden tractor or a rubber tired farm  
 36 tractor propelled by a motor of not more than forty (40)  
 37 horsepower.

38 (2) A regulated amusement device exempt from the operating  
 39 permit and inspection requirements by a rule of the ~~commission~~  
 40 **department.**

41 (b) A regulated amusement device covered by this section shall  
 42 comply with all other requirements applicable to regulated amusement  
 43 devices under this chapter.

44 (c) The department may perform an inspection of a regulated  
 45 amusement device covered by this section only if a valid complaint or  
 46 incident is reported to the department concerning the regulated  
 47 amusement device.

48 SECTION 437. IC 22-15-7-2, AS AMENDED BY P.L.187-2021,  
 49 SECTION 122, IS AMENDED TO READ AS FOLLOWS  
 50 [EFFECTIVE JULY 1, 2027]: Sec. 2. (a) The department shall issue a

1 regulated amusement device operating permit to an applicant who  
 2 qualifies under this section. If an applicant qualifies for a permit under  
 3 this section, an inspector shall place an inspection seal on the device  
 4 that is covered by the permit.

5 (b) A permit issued under this section:

- 6 (1) expires one (1) year from the date the permit was issued; and
- 7 (2) may be renewed if the applicant continues to qualify for a  
 8 permit under this section.

9 (c) To qualify for a permit under this section, an applicant or an  
 10 authorized officer of the applicant shall pay the inspection fee set under  
 11 IC 22-12-6-6 and execute an application form affirming under penalties  
 12 for perjury the following:

13 (1) That all information provided in the application is true to the  
 14 best of the applicant's or officer's knowledge and belief after  
 15 reasonable investigation.

16 (2) That all personnel employed by the applicant having  
 17 maintenance responsibility for the amusement devices have or  
 18 will have sufficient background, knowledge, skills, and training  
 19 to adequately maintain the amusement devices under the rules of  
 20 the ~~commission~~ **department**.

21 (3) That all persons employed by the applicant having operational  
 22 responsibility for the amusement devices have or will have  
 23 sufficient background, knowledge, skills, and training to  
 24 adequately operate the amusement devices under the rules of the  
 25 ~~commission~~ **department**.

26 (4) That adequate training will be provided or otherwise made  
 27 available on an ongoing basis to maintenance and operational  
 28 personnel to ensure the continuous compliance of the personnel  
 29 with the standards set forth in subdivisions (2) and (3).

30 (5) That all maintenance and operational personnel will be trained  
 31 to recognize and report any condition that would prohibit the safe  
 32 operation of the amusement device.

33 (6) That, upon discovering a condition that would prohibit the  
 34 safe operation of an amusement device, both operational and  
 35 maintenance personnel must possess the requisite authority to  
 36 immediately shut down the amusement device and report the  
 37 condition of the amusement device to supervisory personnel. An  
 38 amusement device that is shut down under this subdivision may  
 39 not be returned to operation until the amusement device complies  
 40 with ASTM standards for operation.

41 (7) That the applicant assumes full financial responsibility for:

- 42 (A) any condition or circumstance occasioned by, caused by,  
 43 or resulting from noncompliance with the maintenance and  
 44 operational standards set forth in subdivisions (2) through (6);  
 45 and
- 46 (B) any death, injury, or other loss occasioned by, caused by,  
 47 or resulting from noncompliance with the maintenance and  
 48 operational standards set forth in subdivisions (2) through (6).

49 (d) The execution of an application under subsection (c) by an  
 50 officer of an applicant corporation does not create individual financial

1 liability for the officer.

2 (e) The applicant must satisfy an inspector for the department that  
3 the regulated amusement device meets the safety requirements set by  
4 the ~~commission~~. **department**.

5 SECTION 438. IC 22-15-7-4, AS AMENDED BY P.L.187-2021,  
6 SECTION 124, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The ~~commission~~ **department**  
8 shall adopt rules under IC 4-22-2 to define appropriate training for a  
9 person who inspects regulated amusement devices.

10 (b) The rules required under this section must, at a minimum,  
11 provide the following:

- 12 (1) The adoption by reference of:
- 13 (A) ASTM F 698 (1994 edition) ("Specification for Physical
  - 14 Information to be Provided to Amusement Rides and
  - 15 Devices");
  - 16 (B) ASTM F 770 (1993 edition) ("Practice for Operation
  - 17 Procedures for Amusement Rides and Devices");
  - 18 (C) ASTM F 846 (1992 edition) ("Guide for Testing
  - 19 Performance of Amusement Rides and Devices");
  - 20 (D) ASTM F 853 (1993 edition) ("Practice for Maintenance
  - 21 Procedures for Amusement Rides and Devices");
  - 22 (E) ASTM F 893 (1987 edition) ("Guide for Inspection of
  - 23 Amusement Rides and Devices");
  - 24 (F) ASTM F 1305 (1994 edition) ("Standard Guides for the
  - 25 Classification of Amusement Ride and Device Related Injuries
  - 26 and Illnesses"); or
  - 27 (G) any subsequent published editions of the ASTM standards
  - 28 described in clauses (A) through (F).
- 29 (2) A requirement that inspectors employed or contracted by the  
30 department:
- 31 (A) have and maintain at least:
    - 32 (i) a Level 1 certification from the National Association of
    - 33 Amusement Ride Safety Officials or an equivalent
    - 34 organization approved by the ~~commission~~; **department**; or
    - 35 (ii) an equivalent certification under a process or system
    - 36 approved by the ~~commission~~; **department**; and
  - 37 (B) conduct inspections that conform to the rules of the  
38 ~~commission~~. **department**.
- 39 (3) A requirement that regulated amusement devices be operated  
40 and maintained in accordance with the rules of the ~~commission~~.  
41 **department**.
- 42 (4) The ~~commission's~~ **department's** chief inspector or supervisor  
43 of regulated amusement device inspectors must have and  
44 maintain a Level I certification.

45 SECTION 439. IC 22-15-7-7 IS AMENDED TO READ AS  
46 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 7. In addition to a  
47 regularly scheduled inspection of a regulated amusement device, the  
48 ~~commission~~ **department** may, upon demand by the ~~commission~~;  
49 **department**, inspect a regulated amusement device at any time  
50 following:

- 1 (1) the report of an accident involving the regulated amusement  
 2 device; or  
 3 (2) a complaint concerning the regulated amusement device.
- 4 SECTION 440. IC 25-1-5-4, AS AMENDED BY HEA 1230-2026,  
 5 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2027]: Sec. 4. (a) The agency shall employ necessary staff,  
 7 including specialists and professionals, to carry out the administrative  
 8 duties and functions of the boards, including but not limited to:
- 9 (1) notice of board meetings and other communication services;  
 10 (2) recordkeeping of board meetings, proceedings, and actions;  
 11 (3) recordkeeping of all persons licensed, regulated, or certified  
 12 by a board;  
 13 (4) administration of examinations; and  
 14 (5) administration of license or certificate issuance or renewal.
- 15 (b) In addition, the agency:
- 16 (1) shall prepare a consolidated statement of the budget requests  
 17 of all the boards described in IC 25-0.5-5 or IC 25-0.5-7;  
 18 (2) may coordinate licensing or certification renewal cycles,  
 19 examination schedules, or other routine activities to efficiently  
 20 utilize agency staff, facilities, and transportation resources, and to  
 21 improve accessibility of board functions to the public;  
 22 (3) may consolidate, where feasible, office space, recordkeeping,  
 23 and data processing services;  
 24 (4) shall operate and maintain the electronic registry of  
 25 professions established under IC 25-1-5.5;  
 26 (5) shall post each board's public meeting agenda on the  
 27 applicable board's website not less than seventy-two (72) hours  
 28 before a board's public meeting;  
 29 (6) shall post each board's public meeting minutes on the  
 30 applicable board's website not more than fourteen (14) calendar  
 31 days after adoption of the minutes by the board;  
 32 (7) shall post any vacancy on a board on the applicable board's  
 33 website within fourteen (14) calendar days of the vacancy;  
 34 (8) notwithstanding any other law:  
 35 (A) shall prescribe the application form and manner for each  
 36 board; and  
 37 (B) shall make any new application form publicly available on  
 38 the applicable board's website for sixty (60) calendar days  
 39 before being adopted by the agency; ~~and~~  
 40 (9) shall send notification of incomplete items in an application  
 41 to the applicant every fourteen (14) calendar days after the  
 42 applicant initiates the application until the earlier of the  
 43 following:  
 44 (A) The date the application is completed.  
 45 (B) One (1) calendar year after the applicant initiates the  
 46 application; ~~and~~  
 47 **(10) may adopt and enforce procedural rules under**  
 48 **IC 25-1-6-3.**
- 49 (c) In administering the renewal of licenses or certificates under this  
 50 chapter, the agency shall send a notice of the upcoming expiration of

1 a license or certificate to each holder of a license or certificate at least  
2 ninety (90) days before the expiration of the license or certificate. The  
3 notice must inform the holder of the license or certificate of the need  
4 to renew the license or certificate and the requirement of payment of  
5 the renewal fee. If this notice of expiration is not sent by the agency,  
6 the holder of the license or certificate is not subject to a sanction for  
7 failure to renew if, once notice is received from the agency, the license  
8 or certificate is renewed within forty-five (45) days after receipt of the  
9 notice.

10 (d) In administering an examination for licensure or certification,  
11 the agency shall make the appropriate application forms available at  
12 least thirty (30) days before the deadline for submitting an application  
13 to all persons wishing to take the examination.

14 (e) The agency may require an applicant for license or certificate  
15 renewal to submit evidence proving that:

16 (1) the applicant continues to meet the minimum requirements for  
17 licensure or certification; and

18 (2) the applicant is not in violation of:

19 (A) the statute regulating the applicant's profession; or

20 (B) rules adopted by the board regulating the applicant's  
21 profession.

22 (f) The agency shall process an application for renewal of a license  
23 or certificate:

24 (1) not later than ten (10) days after the agency receives all  
25 required forms and evidence; or

26 (2) within twenty-four (24) hours after the time that an applicant  
27 for renewal appears in person at the agency with all required  
28 forms and evidence.

29 This subsection does not require the agency to issue a renewal license  
30 or certificate to an applicant if subsection (g) applies.

31 (g) The agency may delay issuing a license or certificate renewal for  
32 up to one hundred twenty (120) days after the renewal date for the  
33 purpose of permitting the board to investigate information received by  
34 the agency that the applicant for renewal may have committed an act  
35 for which the applicant may be disciplined. If the agency delays issuing  
36 a license or certificate renewal, the agency shall notify the applicant  
37 that the applicant is being investigated. Except as provided in  
38 subsection (h), before the end of the one hundred twenty (120) day  
39 period, the board shall do one (1) of the following:

40 (1) Deny the license or certificate renewal following a personal  
41 appearance by the applicant before the board.

42 (2) Issue the license or certificate renewal upon satisfaction of all  
43 other conditions for renewal.

44 (3) Issue the license or certificate renewal and file a complaint  
45 under IC 25-1-7.

46 (4) Upon agreement of the applicant and the board and following  
47 a personal appearance by the applicant before the board, renew  
48 the license or certificate and place the applicant on probation  
49 status under IC 25-1-9-9.

50 (h) If an individual fails to appear before the board under subsection

1 (g), the board may take action on the applicant's license or certificate  
2 allowed under subsection (g)(1), (g)(2), or (g)(3).

3 (i) The applicant's license or certificate remains valid until the final  
4 determination of the board is rendered unless the renewal is denied or  
5 the license is summarily suspended under IC 25-1-9-10.

6 (j) The license or certificate of the applicant for a license or  
7 certificate renewal remains valid during the one hundred twenty (120)  
8 day period unless the license or certificate renewal is denied following  
9 a personal appearance by the applicant before the board before the end  
10 of the one hundred twenty (120) day period. If the one hundred twenty  
11 (120) day period expires without action by the board, the license or  
12 certificate is automatically renewed at the end of the one hundred  
13 twenty (120) day period.

14 (k) The board's renewal of a license or certificate does not preclude  
15 the board from imposing sanctions on the licensee or certificate holder  
16 as a result of a complaint filed by the attorney general after renewal of  
17 the license or certificate.

18 (l) Notwithstanding any other statute or rule, the agency may stagger  
19 license or certificate renewal cycles. However, if a renewal cycle for a  
20 specific board or committee is changed, the agency must obtain the  
21 approval of the affected board or committee.

22 (m) An application for a license, certificate, registration, or permit  
23 is abandoned without an action of the board, if the applicant does not  
24 complete the requirements to complete the application within one (1)  
25 year after the date on which the application was filed. However, the  
26 board may, for good cause shown, extend the validity of the application  
27 for additional thirty (30) day periods. An application submitted after  
28 the abandonment of an application is considered a new application.

29 SECTION 441. IC 25-1-6-3, AS AMENDED BY P.L.3-2014,  
30 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
31 JULY 1, 2027]: Sec. 3. (a) The licensing agency shall perform all  
32 administrative functions, duties, and responsibilities assigned by law  
33 or rule to the executive director, secretary, or other statutory  
34 administrator of the entities described in IC 25-0.5-7.

35 (b) Nothing in this chapter may be construed to give the licensing  
36 agency policy making authority **for any professional standard of**  
37 **practice**, which remains with each board. **The licensing agency may**  
38 **adopt and enforce procedural rules in accordance with IC 4-22-2**  
39 **for the administration of a board if the rule:**

40 **(1) will affect multiple boards; and**

41 **(2) is not inconsistent with any rule adopted by the affected**  
42 **board.**

43 SECTION 442. IC 25-4-1-18 IS AMENDED TO READ AS  
44 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 18. Nothing contained  
45 in this chapter shall prevent the draftsmen, students, clerks of works,  
46 superintendents, and other employees of those lawfully practicing as  
47 registered architects, under the provisions of this chapter, from acting  
48 under the instruction, control, or supervision of their employers, or to  
49 prevent the employment of superintendents of the construction,  
50 enlargement, or alteration of buildings, or any parts thereof, or prevent  
51 such superintendents from acting under the immediate personal

1 supervision of the registered architect by whom the plans and  
 2 specifications of any building, enlargement, or alteration were  
 3 prepared. Nor shall anything contained in this chapter apply to the  
 4 making of plans or specifications or the supervision of construction,  
 5 enlargement or alteration of buildings or any parts thereof specifically  
 6 exempted from the rules of the ~~fire prevention and building safety~~  
 7 ~~commission~~ **department of homeland security** or specifically  
 8 exempted from the ~~fire prevention and building safety commission~~  
 9 **department of homeland security** requirements for preparation of  
 10 such plans and specifications by registered architects or registered  
 11 engineers.

12 SECTION 443. IC 25-4-1-29 IS AMENDED TO READ AS  
 13 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 29. (a) Except as  
 14 hereinafter otherwise provided, the state of Indiana, nor any board,  
 15 department or agency thereof, nor any county, city, town, township,  
 16 school corporations, or other political subdivision of this state shall  
 17 engage in the construction, alteration, or maintenance of any public  
 18 building or public work involving the practice of architecture for which  
 19 plans, specifications and estimates have not been prepared, certified,  
 20 and sealed by, and the construction, alteration, or maintenance  
 21 executed under the direct supervision of an architect, which architect  
 22 shall be the holder in good standing of a certificate of registration from  
 23 the board of registration for architects and landscape architects  
 24 entitling him to practice architecture in this state.

25 (b) No official of this state, nor of any city, town, county, township,  
 26 or school corporation thereof, charged with the enforcement of any law,  
 27 ordinance, or rule relating to the construction or alteration of buildings  
 28 or structures, shall use or accept or approve any plans or specifications  
 29 that have not been prepared by, or under the supervision of, and  
 30 certified by a registered architect. This subsection shall not apply if  
 31 such plans or specifications have been prepared by, or under the  
 32 supervision of and certified by a professional engineer who is  
 33 registered under the laws of the state of Indiana. This subsection shall  
 34 not apply to the construction or alteration of any building or structures  
 35 specifically exempted from the rules of the ~~fire prevention and building~~  
 36 ~~safety commission~~ **department of homeland security** or specifically  
 37 exempted from the ~~fire prevention and building safety commission~~  
 38 **department of homeland security** requirements for preparation of  
 39 such plans and specifications by registered architects or registered  
 40 engineers. This section shall not be construed as to abridge, or  
 41 otherwise affect, the powers of the ~~fire prevention and building safety~~  
 42 ~~commission~~; **department of homeland security**, or any other state  
 43 board or department, to issue rules governing the safety of buildings or  
 44 structures.

45 SECTION 444. IC 25-20-1-1.5, AS AMENDED BY HEA  
 46 1230-2026, SECTION 38, IS AMENDED TO READ AS FOLLOWS  
 47 [EFFECTIVE JULY 1, 2026]: Sec. 1.5. (a) Subject to IC 25-1-6.5-3,  
 48 there is established the committee of hearing aid dealer examiners  
 49 which consists of ~~five (5)~~ **four (4)** members all appointed by the  
 50 governor to a term under IC 25-1-6.5. ~~Four (4)~~ **Three (3)** members

1 must be hearing aid dealers licensed under this chapter, who are  
 2 residents of this state and who have been practicing as hearing aid  
 3 dealers for at least one (1) year prior to their appointment. One (1)  
 4 member must be a resident of this state who is in no way associated  
 5 with the business of hearing aid dealers, audiology, or speech-language  
 6 pathology other than as a consumer. Whenever a vacancy occurs on the  
 7 committee, the governor shall appoint a successor under IC 25-1-6.5.

8 (b) Three (3) members present constitute a quorum. **The**  
 9 **chairperson of the committee is not allowed to cast a vote on any**  
 10 **matter before the committee unless the chairperson's vote is**  
 11 **necessary to break a tie.**

12 (c) The members serve without compensation, except that each  
 13 member is entitled to the salary per diem as provided by IC 4-10-11-2.1  
 14 and to reimbursement for travel, lodging, meals, and other expenses as  
 15 provided in the state travel policies and procedures established by the  
 16 department of administration and approved by the state budget agency.

17 (d) A member may be removed under IC 25-1-6.5-4.

18 SECTION 445. IC 25-23-1-7.2, AS ADDED BY P.L.148-2023,  
 19 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2027]: Sec. 7.2. (a) As used in this section, "nursing education  
 21 program" means a nursing education program that is required to be  
 22 authorized by the ~~board for proprietary education (established by~~  
 23 ~~IC 21-18.5-5-1):~~ **commission for higher education established by**  
 24 **IC 21-18-2-1.**

25 (b) The board may not prohibit a nursing education program from  
 26 submitting an application for accreditation to the board before being  
 27 authorized by the ~~board for proprietary education (established by~~  
 28 ~~IC 21-18.5-5-1):~~ **commission for higher education established by**  
 29 **IC 21-18-2-1.**

30 (c) The board shall review and approve or deny a nursing education  
 31 program's application for accreditation within ninety (90) days of being  
 32 authorized by the ~~board for proprietary education (established by~~  
 33 ~~IC 21-18.5-5-1)~~ **commission for higher education established by**  
 34 **IC 21-18-2-1** unless the nursing education program, after receiving  
 35 authorization from the ~~board of proprietary education;~~ **commission for**  
 36 **higher education**, requests additional time from the board before the  
 37 board's review of the application.

38 SECTION 446. IC 25-35.6-2-1, AS AMENDED BY P.L.249-2019,  
 39 SECTION 135, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2027]: Sec. 1. (a) There is established the  
 41 speech-language pathology and audiology board.

42 (b) The board shall be comprised of ~~five (5)~~ **four (4)** members, who  
 43 shall be appointed by the governor. Subject to IC 25-1-6.5-3, four (4)  
 44 board members shall have been residents of this state for at least one  
 45 (1) year immediately preceding their appointment and shall have been  
 46 engaged in rendering services to the public, teaching, or research in  
 47 speech-language pathology or audiology for at least five (5) years  
 48 immediately preceding their appointment. At least two (2) board  
 49 members shall be speech-language pathologists and at least two (2)  
 50 shall be audiologists. ~~Subject to IC 25-1-6.5-3; the fifth member of the~~

1 board, to represent the general public, shall be a resident of this state  
 2 who has never been associated with speech-language pathology or  
 3 audiology in any way other than as a consumer. Except for the member  
 4 representing the general public, All board members shall at all times be  
 5 holders of active and valid licenses for the practice of speech-language  
 6 pathology or audiology in this state.

7 (c) A member may be removed under IC 25-1-6.5-4.

8 (d) Appointments shall be:

9 (1) for members appointed before July 1, 2019, for a three year  
 10 term; and

11 (2) for members appointed after June 30, 2019, for a term under  
 12 IC 25-1-6.5.

13 (e) The governor may consider, but shall not be bound to accept,  
 14 recommendations for board membership made by a statewide  
 15 association for speech-language and hearing. A statewide association  
 16 for speech-language and hearing may submit to the governor its  
 17 recommendations for board membership not less than sixty (60) days  
 18 after a vacancy. In the event of a mid-term vacancy, such association  
 19 may make recommendations for filling such vacancy.

20 (f) At the first meeting of the board each year, members shall elect  
 21 a chairperson for the subsequent twelve (12) month period. Further  
 22 meetings may be convened at the call of the chairperson or the written  
 23 request of any two (2) board members. All meetings of the board shall  
 24 be open to the public, except that the board may hold closed sessions  
 25 to prepare, approve, grade, or administer examinations or, upon request  
 26 of an applicant who fails an examination, to prepare a response  
 27 indicating any reason for the applicant's failure. All meetings of the  
 28 board must be held in Indiana.

29 (g) A quorum of the board consists of a majority of the appointed  
 30 members. A majority of the quorum may transact business. **The**  
 31 **chairperson of the board is not allowed to cast a vote on any matter**  
 32 **before the board unless the chairperson's vote is necessary to break**  
 33 **a tie.**

34 SECTION 447. IC 27-1-15.7-4, AS AMENDED BY P.L.158-2024,  
 35 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2027]: Sec. 4. (a) The commissioner shall approve and  
 37 disapprove continuing education courses. ~~after considering~~  
 38 ~~recommendations made by the insurance producer education and~~  
 39 ~~continuing education commission established under section 6.5 of this~~  
 40 ~~chapter.~~

41 (b) The commissioner may not approve a course under this section  
 42 if the course:

43 (1) is designed to prepare an individual to receive an initial  
 44 license under this chapter;

45 (2) concerns only routine, basic office skills, including filing,  
 46 keyboarding, and basic computer skills; or

47 (3) may be completed by a licensee without supervision by an  
 48 instructor, unless the course involves an examination process that  
 49 is:

50 (A) completed and passed by the licensee as determined by the

- 1 provider of the course; and  
 2 (B) approved by the commissioner.
- 3 (c) The commissioner shall approve a course under this section that  
 4 is submitted for approval by an insurance trade association or  
 5 professional insurance association if:
- 6 (1) the objective of the course is to educate a manager or an  
 7 owner of a business entity that is required to obtain an insurance  
 8 producer license under IC 27-1-15.6-6(d);  
 9 (2) the course teaches insurance producer management and is  
 10 designed to result in improved efficiency in insurance producer  
 11 operations, systems use, or key functions;  
 12 (3) the course is designed to benefit consumers; and  
 13 (4) the course is not described in subsection (b).
- 14 (d) Approval of a continuing education course under this section  
 15 shall be for a period of not more than two (2) years.
- 16 (e) A prospective provider of a continuing education course shall  
 17 pay:
- 18 (1) a fee of forty dollars (\$40) for each course submitted for  
 19 approval of the commissioner under this section; or  
 20 (2) an annual fee of five hundred dollars (\$500) not later than  
 21 January 1 of a calendar year, which entitles the prospective  
 22 provider to submit an unlimited number of courses for approval  
 23 of the commissioner under this section during the calendar year.
- 24 The commissioner may waive all or a portion of the fee for a course  
 25 submitted under a reciprocity agreement with another state for the  
 26 approval or disapproval of continuing education courses. Fees collected  
 27 under this subsection shall be deposited in the department of insurance  
 28 fund established under IC 27-1-3-28.
- 29 (f) A prospective provider of a continuing education course may  
 30 electronically deliver to the commissioner any supporting materials for  
 31 the course.
- 32 (g) The commissioner shall adopt rules under IC 4-22-2 to establish  
 33 procedures for approving continuing education courses.
- 34 SECTION 448. IC 27-1-15.7-5, AS AMENDED BY P.L.158-2024,  
 35 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2027]: Sec. 5. (a) To qualify as a certified prelicensing course  
 37 of study for purposes of IC 27-1-15.6-6, an insurance producer program  
 38 of study must meet all of the following criteria:
- 39 (1) Be conducted or developed by an:
- 40 (A) insurance trade association;  
 41 (B) accredited college or university;  
 42 (C) educational organization certified by the ~~insurance~~  
 43 ~~producer education and continuing education commission;~~  
 44 ~~commissioner;~~ or  
 45 (D) insurance company licensed to do business in Indiana.
- 46 (2) Provide for self-study or instruction provided by an approved  
 47 instructor in a structured setting, as follows:
- 48 (A) For life insurance producers, not less than twenty (20)  
 49 hours of instruction in a structured setting or comparable  
 50 self-study on:

- 1 (i) ethical practices in the marketing and selling of  
2 insurance;
- 3 (ii) requirements of the insurance laws and administrative  
4 rules of Indiana; and  
5 (iii) principles of life insurance.
- 6 (B) For health insurance producers, not less than twenty (20)  
7 hours of instruction in a structured setting or comparable  
8 self-study on:
- 9 (i) ethical practices in the marketing and selling of  
10 insurance;
- 11 (ii) requirements of the insurance laws and administrative  
12 rules of Indiana; and  
13 (iii) principles of health insurance.
- 14 (C) For life and health insurance producers, not less than forty  
15 (40) hours of instruction in a structured setting or comparable  
16 self-study on:
- 17 (i) ethical practices in the marketing and selling of  
18 insurance;
- 19 (ii) requirements of the insurance laws and administrative  
20 rules of Indiana;
- 21 (iii) principles of life insurance; and  
22 (iv) principles of health insurance.
- 23 (D) For property and casualty insurance producers, not less  
24 than forty (40) hours of instruction in a structured setting or  
25 comparable self-study on:
- 26 (i) ethical practices in the marketing and selling of  
27 insurance;
- 28 (ii) requirements of the insurance laws and administrative  
29 rules of Indiana;
- 30 (iii) principles of property insurance; and  
31 (iv) principles of liability insurance.
- 32 (E) For personal lines producers, a minimum of twenty (20)  
33 hours of instruction in a structured setting or comparable  
34 self-study on:
- 35 (i) ethical practices in the marketing and selling of  
36 insurance;
- 37 (ii) requirements of the insurance laws and administrative  
38 rules of Indiana; and  
39 (iii) principles of property and liability insurance applicable  
40 to coverages sold to individuals and families for primarily  
41 noncommercial purposes.
- 42 (F) For title insurance producers, not less than ten (10) hours  
43 of instruction in a structured setting or comparable self-study  
44 on:
- 45 (i) ethical practices in the marketing and selling of title  
46 insurance;
- 47 (ii) requirements of the insurance laws and administrative  
48 rules of Indiana;
- 49 (iii) principles of title insurance, including underwriting and  
50 escrow issues; and

- 1 (iv) principles of the federal Real Estate Settlement  
2 Procedures Act (12 U.S.C. 2608).
- 3 (G) For annuity product producers, not less than four (4) hours  
4 of instruction in a structured setting or comparable self-study  
5 on:
- 6 (i) types and classifications of annuities;  
7 (ii) identification of the parties to an annuity;  
8 (iii) the manner in which fixed, variable, and indexed  
9 annuity contract provisions affect consumers;  
10 (iv) income taxation of qualified and non-qualified  
11 annuities;  
12 (v) primary uses of annuities; and  
13 (vi) appropriate sales practices, replacement, and disclosure  
14 requirements.
- 15 (3) Instruction provided in a structured setting must be provided  
16 only by individuals who meet the qualifications established by the  
17 commissioner under subsection (b).
- 18 (b) The commissioner ~~after consulting with the insurance producer~~  
19 ~~education and continuing education commission~~, shall adopt rules  
20 under IC 4-22-2 prescribing the criteria that a person must meet to  
21 render instruction in a certified prelicensing course of study.
- 22 (c) The commissioner shall adopt rules under IC 4-22-2 prescribing  
23 the subject matter that an insurance producer program of study must  
24 cover to qualify for certification as a certified prelicensing course of  
25 study under this section.
- 26 (d) The commissioner may make recommendations that the  
27 commissioner considers necessary for improvements in course  
28 materials.
- 29 (e) The commissioner shall designate a program of study that meets  
30 the requirements of this section as a certified prelicensing course of  
31 study for purposes of IC 27-1-15.6-6.
- 32 (f) For each person that provides one (1) or more certified  
33 prelicensing courses of study, the commissioner shall annually  
34 determine, of all individuals who received classroom instruction in the  
35 certified prelicensing courses of study provided by the person, the  
36 percentage who passed the examination required by IC 27-1-15.6-5.  
37 The commissioner shall determine only one (1) passing percentage  
38 under this subsection for all lines of insurance described in  
39 IC 27-1-15.6-7(a) for which the person provides classroom instruction  
40 in certified prelicensing courses of study.
- 41 (g) The commissioner may, after notice and opportunity for a  
42 hearing, do the following:
- 43 (1) Withdraw the certification of a course of study that does not  
44 maintain reasonable standards, as determined by the  
45 commissioner for the protection of the public.
- 46 (2) Disqualify a person that is currently qualified under  
47 subsection (b) to render instruction in a certified prelicensing  
48 course of study from rendering the instruction if the passing  
49 percentage calculated under subsection (f) is less than forty-five  
50 percent (45%).

1 (h) Current course materials for a prelicensing course of study that  
 2 is certified under this section must be submitted to the commissioner  
 3 upon request, but not less frequently than once every three (3) years.

4 SECTION 449. IC 27-1-15.7-6.5 IS REPEALED [EFFECTIVE  
 5 JULY 1, 2027]. Sec. 6-5: (a) As used in this section, "commission"  
 6 refers to the insurance producer education and continuing education  
 7 commission established by subsection (b):

8 (b) The insurance producer education and continuing education  
 9 commission is established within the department. The commissioner  
 10 shall appoint the following seven (7) individuals:

11 (1) One (1) individual nominated by the Professional Insurance  
 12 Agents of Indiana or its successor organization:

13 (2) One (1) individual nominated by the Independent Insurance  
 14 Agents of Indiana or its successor organization:

15 (3) One (1) individual nominated by the Indiana Association of  
 16 Insurance and Financial Advisors or its successor organization:

17 (4) One (1) individual nominated by the Indiana State Association  
 18 of Health Underwriters or its successor organization:

19 (5) One (1) individual nominated by the Association of Life  
 20 Insurance Companies or its successor organization:

21 (6) One (1) individual nominated by the Insurance Institute of  
 22 Indiana or its successor organization:

23 (7) One (1) individual nominated by the Indiana Land Title  
 24 Association or its successor organization:

25 The commissioner shall solicit nominations from the entities set forth  
 26 in this subsection. The commissioner may deny to make the  
 27 appointment of an individual nominated under this subsection only if  
 28 the commissioner determines that the individual is not in good standing  
 29 with the department or is not qualified. If the commissioner denies the  
 30 appointment of an individual nominated under this subsection, the  
 31 commissioner shall provide the nominating entity with the reason for  
 32 the denial and allow the nominating entity to submit an alternative  
 33 nomination:

34 (c) A member of the commission serves for a term of three (3) years  
 35 that expires June 30, 2027, and every third year thereafter. A member  
 36 may not serve more than two (2) consecutive terms:

37 (d) The commissioner shall appoint a member of the commission to  
 38 serve as chairperson, who serves at the will of the commissioner. The  
 39 commission shall meet:

40 (1) at the call of the chairperson; and

41 (2) at least semiannually.

42 The department shall staff the commission. Four (4) members  
 43 constitute a quorum of the commission:

44 (e) The commissioner shall fill a vacancy on the commission with  
 45 a nomination from the entity that nominated the predecessor or the  
 46 entity's successor. The individual appointed to fill the vacancy shall  
 47 serve for the remainder of the predecessor's term:

48 (f) A member of the commission is entitled to the minimum salary  
 49 per diem provided under IC 4-10-11-2.1(b). A member is also entitled  
 50 to reimbursement for traveling expenses and other expenses actually

1 incurred in connection with the member's duties, in accordance with  
 2 state travel policies and procedures established by the Indiana  
 3 department of administration and approved by the budget agency.  
 4 Money paid under this subsection shall be paid from amounts  
 5 appropriated to the department.

6 (g) The commission shall review and make recommendations to the  
 7 commissioner concerning the following:

8 (1) Course materials and curriculum and instructor credentials for  
 9 prelicensing courses of study for which certification by the  
 10 commissioner is sought under section 5 of this chapter.

11 (2) Continuing education requirements for insurance producers.

12 (3) Continuing education courses for which the approval of the  
 13 commissioner is sought under section 4 of this chapter.

14 (4) Rules proposed for adoption by the commissioner concerning  
 15 continuing education under this chapter.

16 (h) A member of the commission or a designee of the commissioner  
 17 is permitted access to any classroom while instruction is in progress to  
 18 monitor the classroom instruction.

19 SECTION 450. IC 31-9-2-10.6, AS ADDED BY P.L.145-2006,  
 20 SECTION 175, IS AMENDED TO READ AS FOLLOWS  
 21 [EFFECTIVE JULY 1, 2027]: Sec. 10.6. (a) "Board", for purposes of  
 22 IC 31-25-4, has the meaning set forth in IC 31-25-4-34(a).

23 (b) "Board", for purposes of IC 31-26-4, has the meaning set forth  
 24 in IC 31-26-4-2.

25 SECTION 451. IC 31-9-2-21.5 IS ADDED TO THE INDIANA  
 26 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 27 [EFFECTIVE JULY 1, 2027]: **Sec. 21.5. "Commission", for purposes**  
 28 **of IC 31-26-4, has the meaning set forth in IC 31-26-4-2.1.**

29 SECTION 452. IC 31-26-4-2 IS REPEALED [EFFECTIVE JULY  
 30 1, 2027]. **Sec. 2:** As used in this chapter, "board" refers to the Indiana  
 31 kids first trust fund board established by section 5 of this chapter.

32 SECTION 453. IC 31-26-4-2.1 IS ADDED TO THE INDIANA  
 33 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 34 [EFFECTIVE JULY 1, 2027]: **Sec. 2.1. As used in this chapter,**  
 35 **"commission" refers to the commission on improving the status of**  
 36 **children in Indiana established by IC 2-5-36-3.**

37 SECTION 454. IC 31-26-4-2.3, AS ADDED BY P.L.220-2011,  
 38 SECTION 506, IS AMENDED TO READ AS FOLLOWS  
 39 [EFFECTIVE JULY 1, 2027]: Sec. 2.3. (a) After June 30, 2003, **and**  
 40 **before July 1, 2027**, any reference in a statute or rule referring to the  
 41 Indiana children's trust fund board is considered a reference to the  
 42 board.

43 (b) **This subsection does not apply after June 30, 2027.** On July  
 44 1, 2003, the board becomes the owner of all the personal property and  
 45 assets and assumes the obligations and liabilities of the Indiana  
 46 children's trust fund board, as it existed before July 1, 2003.

47 (c) **After June 30, 2027, any reference in a statute or rule**  
 48 **referring to the Indiana children's trust fund board is considered**  
 49 **a reference to the commission.**

50 (d) **On July 1, 2027, the commission becomes the owner of all**

1 **the personal property and assets and assumes the obligations and**  
 2 **liabilities of the Indiana children's trust fund board, as it existed**  
 3 **before July 1, 2027.**

4 SECTION 455. IC 31-26-4-5 IS REPEALED [EFFECTIVE JULY  
 5 1, 2027]. Sec. 5: (a) The Indiana kids first trust fund board is  
 6 established:

7 (b) The purpose of the board is to determine whether proposed  
 8 projects under this chapter should be approved and to perform other  
 9 duties given to the board by this chapter. The board shall approve  
 10 projects and recommend to the department that the projects receive  
 11 funds under sections 12 and 14 of this chapter.

12 (c) The board shall, before January 1 of each year, prepare a budget  
 13 for expenditures from the fund for the following state fiscal year. The  
 14 budget must contain priorities for expenditures from the fund to  
 15 accomplish the projects that have been approved under this chapter.  
 16 The budget shall be submitted to the department and the budget  
 17 committee.

18 (d) The board may employ staff necessary to carry out the duties of  
 19 the board.

20 (e) The board may establish a nonprofit subsidiary corporation  
 21 under section 17 of this chapter.

22 SECTION 456. IC 31-26-4-5.5 IS ADDED TO THE INDIANA  
 23 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 24 [EFFECTIVE JULY 1, 2027]: Sec. 5.5. (a) **After June 30, 2027, the**  
 25 **commission shall determine whether proposed projects under this**  
 26 **chapter should be approved and to perform other duties as**  
 27 **directed by this chapter. The commission shall approve projects**  
 28 **and recommend to the department that the projects receive funds**  
 29 **under sections 12 and 14 of this chapter.**

30 (b) **The commission shall annually prepare a budget for**  
 31 **expenditures from the fund for the following state fiscal year. The**  
 32 **budget must contain priorities for expenditures from the fund to**  
 33 **accomplish the projects that have been approved under this**  
 34 **chapter. The commission shall submit a budget to the department**  
 35 **and the budget committee before January 1, 2028, and each year**  
 36 **thereafter.**

37 (c) **The commission may employ staff necessary to carry out the**  
 38 **duties of the commission under this chapter.**

39 (d) **The commission may establish a nonprofit subsidiary**  
 40 **corporation under section 17 of this chapter (before its repeal).**

41 SECTION 457. IC 31-26-4-6 IS REPEALED [EFFECTIVE JULY  
 42 1, 2027]. Sec. 6: The board consists of the following ten (10) members:

43 (1) ~~Two~~ (2) individuals who are not members of the general  
 44 assembly; appointed by the president pro tempore of the senate  
 45 with advice from the minority leader of the senate.

46 (2) ~~Two~~ (2) individuals who are not members of the general  
 47 assembly; appointed by the speaker of the house of  
 48 representatives with advice from the minority leader of the house  
 49 of representatives.

50 (3) The director of the department or the director's designee.

51 (4) ~~Four~~ (4) individuals appointed by the governor as follows:

- 1 (A) One (1) individual who represents the general public.  
 2 (B) Two (2) individuals who represent child advocacy  
 3 organizations.  
 4 (C) One (1) individual who represents the medical community.  
 5 (5) The commissioner of the Indiana department of health or the  
 6 commissioner's designee. An individual designated by the  
 7 commissioner under this subdivision must have knowledge of or  
 8 experience in issues relating to:  
 9 (A) the prevention of child abuse and neglect; and  
 10 (B) the reduction of infant mortality.
- 11 SECTION 458. IC 31-26-4-7 IS REPEALED [EFFECTIVE JULY  
 12 1, 2027]. Sec. 7: (a) The members shall annually choose a chairperson  
 13 and vice chairperson from among the members of the board under this  
 14 section.  
 15 (b) The director of the department or the director's designee may not  
 16 serve as chairperson or vice chairperson.  
 17 (c) If the member chosen as chairperson was appointed as a member  
 18 by the president pro tempore of the senate or the speaker of the house  
 19 of representatives, the vice chairperson must be chosen from among the  
 20 members appointed by the governor. If the member chosen as  
 21 chairperson was appointed as a member by the governor, the vice  
 22 chairperson must be chosen from among the members appointed by the  
 23 president pro tempore of the senate or the speaker of the house of  
 24 representatives.
- 25 SECTION 459. IC 31-26-4-8 IS REPEALED [EFFECTIVE JULY  
 26 1, 2027]. Sec. 8: (a) The board shall meet at least quarterly and at the  
 27 call of the chair.  
 28 (b) A majority of the appointed members of the board constitutes a  
 29 quorum. The board may take action only in the presence of a quorum.  
 30 (c) The affirmative vote of a majority of the members of the board  
 31 participating in a board meeting is necessary for the board to take any  
 32 action at the meeting.  
 33 (d) The board shall post the minutes of a meeting on the board's  
 34 Internet web site not later than ten (10) days after the minutes are  
 35 approved by the board.
- 36 SECTION 460. IC 31-26-4-9 IS REPEALED [EFFECTIVE JULY  
 37 1, 2027]. Sec. 9: (a) The term of a board member begins on the later of  
 38 the following:  
 39 (1) The day the term of the member whom the individual is  
 40 appointed to succeed expires.  
 41 (2) The day the individual is appointed.  
 42 (b) The term of a member expires July 1 of the fourth year after the  
 43 member is appointed. However, a member serves at the pleasure of the  
 44 appointing authority.  
 45 (c) The appointing authority may reappoint a member for a new  
 46 term.  
 47 (d) The appointing authority shall appoint an individual to fill a  
 48 vacancy among the members.
- 49 SECTION 461. IC 31-26-4-10 IS REPEALED [EFFECTIVE JULY  
 50 1, 2027]. Sec. 10: (a) Each member of the board who is not a state

1 employee is entitled to the minimum salary per diem provided by  
 2 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for  
 3 traveling expenses as provided under IC 4-13-1-4 and other expenses  
 4 actually incurred in connection with the member's duties as provided  
 5 in the state policies and procedures established by the Indiana  
 6 department of administration and approved by the budget agency.

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

13 SECTION 462. IC 31-26-4-11, AS ADDED BY P.L.145-2006,  
 14 SECTION 272, IS AMENDED TO READ AS FOLLOWS  
 15 [EFFECTIVE JULY 1, 2027]: Sec. 11. The **board commission** shall  
 16 adopt and make available to the public:

- 17 (1) a strategic plan to implement the purposes of this chapter; and
- 18 (2) a method for proposing projects and requesting funds from the  
 19 Indiana kids first trust fund.

20 SECTION 463. IC 31-26-4-12, AS AMENDED BY P.L.93-2021,  
 21 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2027]: Sec. 12. (a) The Indiana kids first trust fund is  
 23 established to carry out the purposes of this chapter.

24 (b) The fund consists of the following:

- 25 (1) Appropriations made by the general assembly.
- 26 (2) Interest as provided in subsection (e).
- 27 (3) Fees from kids first trust license plates issued under  
 28 IC 9-18-30 (before its expiration) or IC 9-18.5-14.
- 29 (4) Money donated to the fund, including donations from a  
 30 nonprofit subsidiary corporation established under section 17 of  
 31 this chapter **(before its repeal)**.
- 32 (5) Money transferred to the fund from other funds.

33 (c) The treasurer of state shall administer the fund.

34 (d) The expenses of administering the fund and this chapter shall be  
 35 paid from the fund.

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

40 (f) An appropriation made by the general assembly to the fund shall  
 41 be allotted and allocated at the beginning of the fiscal period for which  
 42 the appropriation was made.

43 (g) Money in the fund at the end of a state fiscal year does not revert  
 44 to the state general fund or any other fund.

45 (h) Subject to this chapter, there is annually appropriated to the  
 46 department all money in the fund for the purposes of this chapter.  
 47 However, the department may not request the allotment of money from  
 48 the appropriation for a project that has not been approved and  
 49 recommended by the **board commission**.

50 SECTION 464. IC 31-26-4-14, AS AMENDED BY P.L.156-2011,

1 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2027]: Sec. 14. (a) The infant mortality account is established  
3 within the fund for the purpose of providing money for education and  
4 programs approved by the ~~board~~ **commission** under section ~~5(b)~~ **5.5(a)**  
5 of this chapter to reduce infant mortality in Indiana. The account shall  
6 be administered by the treasurer of state.

7 (b) Expenses of administering the account shall be paid from money  
8 in the account. The account consists of the following:

9 (1) Appropriations to the account.

10 (2) Money donated to the account.

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

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

17 SECTION 465. IC 31-26-4-15, AS ADDED BY P.L.145-2006,  
18 SECTION 272, IS AMENDED TO READ AS FOLLOWS  
19 [EFFECTIVE JULY 1, 2027]: Sec. 15. **(a) This subsection applies to**  
20 **a calendar year ending before January 1, 2027.** Before October 1 of  
21 each year, the board shall prepare a report concerning the program  
22 established by this chapter for the public and the general assembly. A  
23 report prepared under this section for the general assembly must be in  
24 an electronic format under IC 5-14-6.

25 **(b) This subsection applies to a calendar year beginning after**  
26 **December 31, 2026. Before October 1 of each year, the commission**  
27 **shall prepare a report concerning the program established by this**  
28 **chapter for the public and the general assembly. The commission**  
29 **shall submit the report to the general assembly in an electronic**  
30 **format under IC 5-14-6.**

31 SECTION 466. IC 31-26-4-17 IS REPEALED [EFFECTIVE JULY  
32 1, 2027]. Sec. 17. (a) The board may establish a nonprofit subsidiary  
33 corporation that is exempt from federal income taxation under Section  
34 501(c)(3) of the Internal Revenue Code to solicit and accept private  
35 funding; gifts; donations; bequests; devises; and contributions.

36 (b) The board shall study the topic of establishing a nonprofit  
37 subsidiary corporation described in subsection (a). Not later than  
38 December 31, 2021, the board shall submit a report to the general  
39 assembly in an electronic format under IC 5-14-6 addressing the  
40 board's findings and determinations under this subsection. If the board  
41 determines to establish a nonprofit subsidiary corporation as described  
42 in subsection (a), the report must also include an implementation plan  
43 and estimated budget for the establishment of the nonprofit subsidiary  
44 corporation.

45 (c) A subsidiary corporation established under this section is  
46 governed by a board of directors comprised of members appointed by  
47 the Indiana kids first trust fund board. Employees of the Indiana kids  
48 first trust fund board may serve on the board of directors of the  
49 subsidiary corporation. A subsidiary corporation established under this  
50 section:

51 (1) shall use money received under subsection (a) to carry out, in

1 any manner; the purposes and programs of the board;

2 (2) shall report to the budget committee each year concerning:

3 (A) the use of money received; and

4 (B) the balances in any accounts or funds established by the  
5 subsidiary corporation;

6 (3) may donate money received to the Indiana kids first trust fund;  
7 and

8 (4) may deposit money received in an account or fund that is:

9 (A) administered by the subsidiary corporation; and

10 (B) not part of the state treasury.

11 (d) The board of directors of a subsidiary corporation established  
12 under this section shall post the minutes of a meeting on the subsidiary  
13 corporation's Internet web site not later than ten (10) days after the  
14 minutes are approved by the board of directors.

15 (e) Employees of the Indiana kids first trust fund board shall provide  
16 administrative support for a subsidiary corporation established under  
17 this section. Employees of the board directly involved in the subsidiary  
18 corporation may engage in fundraising activities on behalf of the  
19 subsidiary corporation.

20 (f) The state board of accounts shall annually audit a subsidiary  
21 corporation established under this section.

22 SECTION 467. IC 31-27-2-2, AS AMENDED BY P.L.56-2023,  
23 SECTION 300, IS AMENDED TO READ AS FOLLOWS  
24 [EFFECTIVE JULY 1, 2027]: Sec. 2. The department may do the  
25 following:

26 (1) Prescribe forms for reports, statements, notices, and other  
27 documents required by this article or by the rules adopted under  
28 this article.

29 (2) Increase public awareness of this article and the rules adopted  
30 under this article by preparing and publishing manuals and guides  
31 explaining this article and the rules adopted under this article.

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

34 (4) Prepare reports and studies to advance the purpose of this  
35 article.

36 (5) Seek the advice and recommendations of state agencies whose  
37 information and knowledge would be of assistance in writing,  
38 revising, or monitoring rules developed under this article. These  
39 agencies, including the office of the attorney general, Indiana  
40 department of health, division of mental health and addiction,  
41 division of family resources, the state police department, and ~~fire  
42 prevention and building safety commission; department of  
43 homeland security,~~ shall upon request supply necessary  
44 information to the department.

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

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

49 (A) For a child caring institution or group home license, a fee  
50 not to exceed three dollars (\$3) for each licensed bed based on

- 1 total licensed bed capacity not to exceed a maximum fee of  
 2 one hundred fifty dollars (\$150).  
 3 (B) For a child placing agency license, a fee not to exceed fifty  
 4 dollars (\$50).  
 5 (8) Exercise any other regulatory and administrative powers  
 6 necessary to carry out the functions of the department.  
 7 SECTION 468. IC 31-27-2-4, AS AMENDED BY HEA 1202-2026,  
 8 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2027]: Sec. 4. (a) The department shall adopt rules under  
 10 IC 4-22-2 concerning the licensing and inspection of:  
 11 (1) child caring institutions, foster family homes, group homes,  
 12 and child placing agencies after consultation with the:  
 13 (A) Indiana department of health; and  
 14 (B) **department of homeland security; and**  
 15 (2) child caring institutions and group homes that are licensed for  
 16 infants and toddlers after consultation with the division of family  
 17 resources.  
 18 (b) The rules adopted under subsection (a) shall be applied by the  
 19 department in the licensing and inspection of applicants for a license  
 20 and licensees under this article.  
 21 (c) The rules adopted under IC 4-22-2 must establish minimum  
 22 standards for the care and treatment of children in a secure private  
 23 facility.  
 24 (d) The rules described in subsection (c) must include standards  
 25 governing the following:  
 26 (1) Admission criteria.  
 27 (2) General physical and environmental conditions.  
 28 (3) Services and programs to be provided to confined children.  
 29 (4) Procedures for ongoing monitoring and discharge planning.  
 30 (5) Procedures for the care and control of confined persons that  
 31 are necessary to ensure the health, safety, and treatment of  
 32 confined children.  
 33 (e) The department shall license a facility as a secure private facility  
 34 if the facility:  
 35 (1) meets the minimum standards required under subsection (c);  
 36 (2) provides a continuum of care and services; and  
 37 (3) is licensed under IC 31-27-3.  
 38 (f) A waiver of the rules may not be granted for treatment and  
 39 reporting requirements.  
 40 (g) Rules that the ~~fire prevention and building safety commission~~  
 41 **department of homeland security** adopts under IC 22-13-2-2:  
 42 (1) establish the minimum building and fire safety requirements  
 43 applicable to structures covered by this article; and  
 44 (2) take precedence over conflicting rules as provided for in  
 45 IC 22-13-2-3.  
 46 (h) The department may not adopt rules regulating the same subject  
 47 matter as rules adopted by the ~~fire prevention and building safety~~  
 48 **commission: department of homeland security.**  
 49 SECTION 469. IC 31-27-2-7, AS ADDED BY P.L.145-2006,  
 50 SECTION 273, IS AMENDED TO READ AS FOLLOWS

1 [EFFECTIVE JULY 1, 2027]: Sec. 7. (a) Except as provided in  
 2 subsections (b) and (c), the department shall exempt from licensure a  
 3 child caring institution and a group home operated by a church or  
 4 religious ministry that is a religious organization exempt from federal  
 5 income taxation under Section 501(c)(3) of the Internal Revenue Code  
 6 (as defined in IC 6-3-1-11) and that does not:

7 (1) accept for care:

8 (A) a child who is a delinquent child under IC 31-37-1-1 or  
 9 IC 31-37-2-1; or

10 (B) a child who is a child in need of services under  
 11 IC 31-34-1-1 through IC 31-34-1-9; or

12 (2) operate a residential facility that provides child care on a  
 13 twenty-four (24) hour basis for profit.

14 (b) The department shall adopt rules under IC 4-22-2 to govern the  
 15 inspection of a child caring institution and a group home operated by  
 16 a church or religious ministry with regard to sanitation.

17 (c) ~~The fire prevention and building safety commission~~ **department**  
 18 **of homeland security** shall adopt rules under IC 4-22-2 to govern the  
 19 inspection of a child caring institution and a group home operated by  
 20 a church or religious ministry under this section. The rules must  
 21 provide standards for fire alarms and fire drills.

22 (d) A child caring institution and a group home operated by a  
 23 church or religious ministry under this section shall comply with the  
 24 rules established by the department and the ~~fire prevention and~~  
 25 ~~building safety commission~~ **department of homeland security** under  
 26 this section.

27 SECTION 470. IC 31-27-2-8, AS AMENDED BY P.L.183-2017,  
 28 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29 JULY 1, 2027]: Sec. 8. (a) Except as provided in subsection (f), the  
 30 department may grant a variance or waiver of a rule governing child  
 31 caring institutions, foster family homes, group homes, or child placing  
 32 agencies. A variance or waiver granted under this section must promote  
 33 statewide practices and must protect the rights of persons affected by  
 34 this article.

35 (b) The department may grant a variance to a rule if an applicant for  
 36 a license or a licensee under this article does the following:

37 (1) Submits to the department a written request for the variance  
 38 in the form and manner specified by the department.

39 (2) Documents that compliance with an alternative method of  
 40 compliance approved by the department will not be adverse to the  
 41 health, safety, or welfare of a child receiving services from the  
 42 applicant for the variance, as determined by the department.

43 (c) A variance granted under subsection (b) must be conditioned  
 44 upon compliance with the alternative method approved by the  
 45 department. Noncompliance constitutes the violation of a rule of the  
 46 department and may be the basis for revoking the variance.

47 (d) The department may grant a waiver of a rule if an applicant for  
 48 a license or a licensee under this article does the following:

49 (1) Submits to the department a written request for the waiver in  
 50 the form and manner specified by the department.

- 1 (2) Documents that compliance with the rule specified in the  
 2 application for the waiver will create an undue hardship on the  
 3 applicant for the waiver, as determined by the department.
- 4 (3) Documents that the applicant for the waiver will be in  
 5 substantial compliance with the rules adopted by the department  
 6 after the waiver is granted, as determined by the department.
- 7 (4) Documents that noncompliance with the rule specified in the  
 8 application for a waiver will not be adverse to the health, safety,  
 9 or welfare of a child receiving services from the applicant for the  
 10 waiver, as determined by the department.
- 11 (e) Except for a variance or waiver of a rule governing foster family  
 12 homes, a variance or waiver of a rule under this section that conflicts  
 13 with a building rule or fire safety rule adopted by the ~~fire prevention~~  
 14 ~~and building safety commission~~ **department of homeland security** is  
 15 not effective until the variance or waiver is approved by the ~~fire~~  
 16 ~~prevention and building safety commission.~~ **department of homeland**  
 17 **security.**
- 18 (f) A waiver may not be granted for an applicant who has been  
 19 convicted of a nonwaivable offense, as defined in IC 31-9-2-84.8.
- 20 SECTION 471. IC 31-27-2-10, AS ADDED BY P.L.145-2006,  
 21 SECTION 273, IS AMENDED TO READ AS FOLLOWS  
 22 [EFFECTIVE JULY 1, 2027]: Sec. 10. (a) If the department determines  
 23 that a waiver or variance expiring under section 9 of this chapter will  
 24 continue to serve the public interest, the department may do the  
 25 following:
- 26 (1) Renew the waiver or variance without modifications.
- 27 (2) Renew and modify the waiver or variance as needed to  
 28 promote statewide practices and to protect the rights of persons  
 29 affected by this chapter.
- 30 (b) Before taking an action under subsection (a), the department  
 31 may require a licensee under this article to do the following:
- 32 (1) Apply for the renewal of a waiver or variance on the form  
 33 specified by the department.
- 34 (2) Provide the information required by the department.
- 35 (c) Except for a variance or waiver of a rule governing foster family  
 36 homes, before taking an action under subsection (a), the department  
 37 must obtain the approval of the ~~fire prevention and building safety~~  
 38 ~~commission~~ **department of homeland security, or if applicable, the**  
 39 **state building commissioner,** for the action if either of the following  
 40 occurs:
- 41 (1) The ~~fire prevention and building safety commission~~  
 42 ~~substantially~~ **department of homeland security or state**  
 43 **building commissioner** changes a building ~~rule requirement~~ or  
 44 fire safety rule **adopted by the department of homeland**  
 45 **security** affected by the waiver or variance after the date the  
 46 ~~commission~~ **department of homeland security or state building**  
 47 **commissioner** last approved the waiver or variance.
- 48 (2) The department substantially modifies any part of a waiver or  
 49 variance that conflicts with a building rule or fire safety rule  
 50 adopted by the ~~fire prevention and building safety commission.~~

1            **department of homeland security.**

2            SECTION 472. IC 31-27-3-17, AS ADDED BY P.L.145-2006,  
3            SECTION 273, IS AMENDED TO READ AS FOLLOWS  
4            [EFFECTIVE JULY 1, 2027]: Sec. 17. The ~~fire prevention and~~  
5            ~~building safety commission~~ **department of homeland security** may  
6            not adopt rules requiring the installation of a sprinkler system in a  
7            living unit of a licensed child caring institution in which fewer than  
8            sixteen (16) children reside, each of whom is:

- 9            (1) ambulatory; and  
10           (2) at least six (6) years of age.

11           SECTION 473. IC 31-27-4-4, AS ADDED BY P.L.145-2006,  
12           SECTION 273, IS AMENDED TO READ AS FOLLOWS  
13           [EFFECTIVE JULY 1, 2027]: Sec. 4. The ~~fire prevention and building~~  
14           ~~safety commission~~ **department of homeland security** shall provide  
15           consultation regarding the licensure of foster family homes to the  
16           department upon request.

17           SECTION 474. IC 32-21-2.5-8, AS AMENDED BY SEA 191-2026,  
18           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19           JULY 1, 2027]: Sec. 8. (a) As used in this section, "paper document"  
20           or "paper documents" means a tangible record that is received by a  
21           county recorder in a form that is not electronic.

22           (b) A county recorder shall receive for recording, indexing, storage,  
23           archiving, access to, searching of, retrieval, and transmittal all  
24           electronic documents proper for recording. A county recorder shall also  
25           accept electronically any fee or tax that the county recorder is  
26           authorized to collect under applicable laws. A county recorder shall  
27           implement the processing of electronic documents proper for recording  
28           in compliance with:

- 29           (1) this article;  
30           (2) IC 33-42;  
31           (3) IC 36-2-7.5;  
32           (4) IC 36-2-11; and  
33           (5) IC 36-2-13;

34           and the standards adopted by the electronic recording commission  
35           created under section 9 of this chapter **(before its repeal).**

36           (c) This section does not apply to the following documents:

- 37           (1) A military discharge under IC 10-17-2.  
38           (2) A survey of real property.  
39           (3) A plat of real property.  
40           (4) A document containing the identifying information of a  
41           participant in the address confidentiality program under  
42           IC 5-26.5.

43           (d) A recorder who accepts electronic documents for recording  
44           shall:

- 45           (1) continue to accept paper documents as authorized by state  
46           law; and  
47           (2) place entries for paper documents and electronic documents  
48           in the same index.

49           (e) A recorder who accepts electronic documents for recording may:

- 50           (1) convert paper documents accepted for recording into

1 electronic form;

2 (2) convert into electronic form information recorded before the  
3 county recorder began to accept and index electronic documents;  
4 or

5 (3) agree with other officials of a state or a political subdivision  
6 of a state, or of the United States, on procedures or processes to  
7 facilitate the electronic satisfaction of prior approvals and  
8 conditions precedent to recording and the electronic payment of  
9 fees and taxes.

10 SECTION 475. IC 32-21-2.5-9 IS REPEALED [EFFECTIVE JULY  
11 1, 2027]. Sec. 9: (a) ~~The electronic recording commission is established  
12 to adopt standards to implement this chapter before January 1, 2018.  
13 The commission consists of the following five (5) members appointed  
14 by the governor:~~

15 ~~(1) Three (3) members must be county recorders.~~

16 ~~(2) One (1) member must be employed in Indiana in the banking  
17 or mortgage lending industry.~~

18 ~~(3) One (1) member must be employed in Indiana in the land title  
19 industry.~~

20 ~~(b) To keep the standards and practices of county recorders in  
21 Indiana in harmony with the standards and practices of recording  
22 offices in other jurisdictions that enact substantially this chapter and to  
23 keep the technology used by county recorders in Indiana compatible  
24 with technology used by recording offices in other jurisdictions that  
25 enact substantially this chapter, the electronic recording commission;  
26 so far as is consistent with the purposes, policies, and provisions of this  
27 chapter, in adopting, amending, and repealing standards shall consider:~~

28 ~~(1) standards and practices of other jurisdictions;~~

29 ~~(2) the most recent standards promulgated by national standard  
30 setting bodies, such as the Property Records Industry Association  
31 (PRIA);~~

32 ~~(3) the views of interested persons and governmental officials and  
33 entities;~~

34 ~~(4) the needs of counties of varying size, population, and  
35 resources; and~~

36 ~~(5) standards requiring adequate information security protection  
37 to ensure that electronic documents are accurate, authentic,  
38 adequately preserved, and resistant to tampering.~~

39 SECTION 476. IC 32-21-5.2-3, AS ADDED BY P.L.157-2024,  
40 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2027]: Sec. 3. As used in this chapter, "local building  
42 department" means, in any county, city, or town, the department,  
43 division, agency, section, or office that enforces the Indiana building  
44 code adopted by the ~~fire prevention and building safety commission;~~  
45 **department of homeland security**, as required by IC 36-7-2-9(1).

46 SECTION 477. IC 34-13-3-2, AS AMENDED BY P.L.111-2021,  
47 SECTION 102, IS AMENDED TO READ AS FOLLOWS  
48 [EFFECTIVE JULY 1, 2027]: Sec. 2. This chapter applies to a claim  
49 or suit in tort against any of the following:

50 (1) The bureau of motor vehicles commission established by

- 1 IC 9-14-9-1.  
 2 (2) A member of the bureau of motor vehicles commission board  
 3 established under IC 9-14-9-2.  
 4 (3) An employee of the bureau of motor vehicles commission.  
 5 (4) A member of the driver education advisory board established  
 6 by IC 9-27-6-5 **(before its repeal)**.  
 7 (5) An approved postsecondary educational institution (as defined  
 8 in IC 21-7-13-6(a)(1)), or an association acting on behalf of an  
 9 approved postsecondary educational institution, that:  
 10 (A) shares data with the commission for higher education  
 11 under IC 21-12-12-1; and  
 12 (B) is named as a defendant in a claim or suit in tort based on  
 13 any breach of the confidentiality of the data that occurs after  
 14 the institution has transmitted the data in compliance with  
 15 IC 21-12-12-1.  
 16 (6) The state fair commission established by IC 15-13-2-1.  
 17 (7) A member of the state fair commission established by  
 18 IC 15-13-2-1 or an employee of the state fair commission.  
 19 (8) The state fair board established by IC 15-13-5-1.  
 20 (9) A member of the state fair board established by IC 15-13-5-1.  
 21 SECTION 478. IC 34-30-2.1-12 IS REPEALED [EFFECTIVE  
 22 JULY 1, 2027]. Sec. 12: IC 4-23-6-6 (Concerning medical examiners  
 23 performing certain examinations or autopsies).  
 24 SECTION 479. IC 34-30-2.1-30 IS REPEALED [EFFECTIVE  
 25 JULY 1, 2027]. Sec. 30: IC 5-2-2-14(b) (Concerning the state for  
 26 violations of the law enforcement academy building commission law).  
 27 SECTION 480. IC 34-30-2.1-106 IS REPEALED [EFFECTIVE  
 28 JULY 1, 2027]. Sec. 106: IC 9-27-6-5(h) (Concerning members of the  
 29 driver education advisory board).  
 30 SECTION 481. IC 34-30-2.1-107 IS REPEALED [EFFECTIVE  
 31 JULY 1, 2027]. Sec. 107: IC 9-27-7-6(e) (Concerning members of the  
 32 advisory board to the motorcycle operator safety education program).  
 33 SECTION 482. IC 34-30-2.1-127 IS REPEALED [EFFECTIVE  
 34 JULY 1, 2026]. Sec. 127: IC 10-18-1-2 (Concerning members of the  
 35 Indiana war memorials commission).  
 36 SECTION 483. IC 34-30-2.1-252 IS REPEALED [EFFECTIVE  
 37 JULY 1, 2027]. Sec. 252: IC 16-41-42.2-5(k) (Concerning members of  
 38 the spinal cord and brain injury research board).  
 39 SECTION 484. IC 35-44.2-3-3 IS REPEALED [EFFECTIVE JULY  
 40 1, 2027]. Sec. 3: A member or person employed by the law  
 41 enforcement academy building commission who has a conflict of  
 42 interest with respect to an action by the commission is subject to  
 43 criminal prosecution under IC 5-2-2-11.  
 44 SECTION 485. IC 35-47.5-2-3 IS REPEALED [EFFECTIVE JULY  
 45 1, 2027]. Sec. 3: "Commission" refers to the fire prevention and  
 46 building safety commission established by IC 22-12-2-1.  
 47 SECTION 486. IC 35-47.5-4-4, AS AMENDED BY P.L.187-2021,  
 48 SECTION 134, IS AMENDED TO READ AS FOLLOWS  
 49 [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The department shall issue a  
 50 regulated explosives magazine permit to maintain an explosives

1 magazine to an applicant who qualifies under section 5 of this chapter.

2 (b) A permit issued under subsection (a) expires one (1) year after  
3 it is issued. The permit is limited to storage of the types and maximum  
4 quantities of explosives specified in the permit in the place covered by  
5 the permit and under the construction and location requirements  
6 specified in the rules of the ~~commission~~ **department**.

7 SECTION 487. IC 35-47.5-4-4.5, AS AMENDED BY  
8 P.L.187-2021, SECTION 135, IS AMENDED TO READ AS  
9 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4.5. (a) This section  
10 does not apply to:

- 11 (1) a person who is regulated under IC 14-34; or  
12 (2) near surface or subsurface use of regulated explosives  
13 associated with oil and natural gas:  
14 (A) exploration;  
15 (B) development;  
16 (C) production; or  
17 (D) abandonment activities or procedures.

18 (b) The ~~commission~~ **department** shall adopt rules under IC 4-22-2  
19 to:

- 20 (1) govern the use of a regulated explosive; and  
21 (2) establish requirements for the issuance of a license for the use  
22 of a regulated explosive.

23 (c) The ~~commission~~ **department** shall include the following  
24 requirements in the rules adopted under subsection (b):

- 25 (1) Relicensure every three (3) years after the initial issuance of  
26 a license.  
27 (2) Continuing education as a condition of relicensure.  
28 (3) An application for licensure or relicensure must be submitted  
29 to the department on forms approved by the ~~commission~~  
30 **department**.  
31 (4) A fee for licensure and relicensure.  
32 (5) Reciprocal recognition of a license for the use of a regulated  
33 explosive issued by another state if the licensure requirements of  
34 the other state are substantially similar to the licensure  
35 requirements established by the ~~commission~~ **department**.

36 (d) A person may not use a regulated explosive unless the person  
37 has a license issued under this section for the use of a regulated  
38 explosive.

39 (e) The department shall carry out the licensing and relicensing  
40 program under the rules adopted by the ~~commission~~ **department**.

41 (f) As used in this section, "regulated explosive" does not include  
42 either of the following:

- 43 (1) Consumer fireworks (as defined in 27 CFR 555.11).  
44 (2) Commercially manufactured black powder in quantities not to  
45 exceed fifty (50) pounds, if the black powder is intended to be  
46 used solely for sporting, recreational, or cultural purposes in  
47 antique firearms or antique devices.

48 SECTION 488. IC 35-47.5-4-5 IS AMENDED TO READ AS  
49 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) To qualify for a  
50 regulated explosives permit, an applicant must:

- 1 (1) submit information on the form provided by the state fire  
 2 marshal describing:  
 3 (A) the location of the affected magazine;  
 4 (B) the types and maximum quantities of explosives that will  
 5 be kept in the place covered by the application; and  
 6 (C) the distance that the affected magazine will be located  
 7 from the nearest highway, railway, and structure that is also  
 8 used as a place of habitation or assembly other than for the  
 9 manufacture of explosives;
- 10 (2) except as provided in subdivision (3), demonstrate through an  
 11 inspection that the magazine is constructed and located in  
 12 accordance with the rules adopted by the ~~commission~~;  
 13 **department**;
- 14 (3) demonstrate through an inspection that smoking, matches,  
 15 open flames, and spark producing devices are not allowed within  
 16 a room containing an indoor magazine; and  
 17 (4) pay the fee under IC 22-12-6-6.
- 18 (b) To qualify for the renewal of a regulated explosives permit, the  
 19 applicant must pay the fee under IC 22-12-6-6.
- 20 SECTION 489. IC 35-47.5-4-6 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 6. (a) This section does  
 22 not apply to storage that is exempted from the requirements of this  
 23 section in the rules adopted by the ~~commission~~ **department** under  
 24 IC 22-13-3.
- 25 (b) A person who:  
 26 (1) stores a regulated explosive;  
 27 (2) has control over a regulated explosive that is stored; or  
 28 (3) has control over a place where a regulated explosive is stored;  
 29 without a regulated explosives magazine permit issued under this  
 30 chapter that covers the storage commits a Class C infraction.
- 31 SECTION 490. IC 35-47.5-5-11, AS AMENDED BY P.L.158-2013,  
 32 SECTION 617, IS AMENDED TO READ AS FOLLOWS  
 33 [EFFECTIVE JULY 1, 2027]: Sec. 11. A person who recklessly  
 34 violates a rule regarding the use of a regulated explosive adopted by the  
 35 ~~commission~~ **department** under IC 35-47.5-4-4.5 commits a Class A  
 36 misdemeanor. However, the offense is:  
 37 (1) a Level 6 felony if the violation of the rule proximately causes  
 38 bodily injury; and  
 39 (2) a Level 5 felony if the violation of the rule proximately causes  
 40 death.
- 41 SECTION 491. IC 35-52-5-3 IS REPEALED [EFFECTIVE JULY  
 42 1, 2027]. ~~Sec. 3: IC 5-2-2-11 defines a crime concerning the law~~  
 43 ~~enforcement academy building commission.~~
- 44 SECTION 492. IC 35-52-16-93 IS REPEALED [EFFECTIVE JULY  
 45 1, 2027]. ~~Sec. 93: IC 16-46-6-12 defines a crime concerning state~~  
 46 ~~health grants and programs.~~
- 47 SECTION 493. IC 36-1-7-5 IS AMENDED TO READ AS  
 48 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 5. (a) Except as  
 49 provided in subsection (b) and regardless of the requirements of section  
 50 4 of this chapter, if an agreement under section 3 of this chapter

1 concerns the provision of services or facilities that a state officer or  
 2 state agency has power to control, the agreement must be submitted to  
 3 that officer or agency for approval before it takes effect.

4 (b) If a reciprocal borrowing agreement under section 3 of this  
 5 chapter concerns the provision of library services or facilities between  
 6 public libraries that are of the same nature as the services provided  
 7 under the statewide library card program under IC 4-23-7.1-5.1, the  
 8 reciprocal borrowing agreement is not required to be submitted to the  
 9 Indiana library ~~and historical~~ board for approval before the reciprocal  
 10 borrowing agreement takes effect, but a copy of the reciprocal  
 11 borrowing agreement shall be submitted to the state library.

12 (c) Approval or disapproval is governed by the same provisions  
 13 prescribed by section 4(b) of this chapter for the attorney general.

14 SECTION 494. IC 36-1-12-11, AS AMENDED BY P.L.187-2021,  
 15 SECTION 138, IS AMENDED TO READ AS FOLLOWS  
 16 [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) The board must, within sixty  
 17 (60) days after the completion of the public work project, file in the  
 18 department of homeland security a complete set of final record  
 19 drawings for the public work project. However, this requirement does  
 20 not apply to a public work project constructed at a cost less than one  
 21 hundred thousand dollars (\$100,000). In addition, the filing of the  
 22 drawings is required only if the project involves a public building.

23 (b) The department of homeland security shall provide a depository  
 24 for all final record drawings filed, and retain them for inspection and  
 25 loan under regulated conditions. The ~~fire prevention and building~~  
 26 ~~safety commission~~ **department of homeland security** may designate  
 27 the librarian of Indiana as the custodian of the final record drawings.  
 28 The librarian shall preserve the final record drawings in the state  
 29 archives as public documents.

30 SECTION 495. IC 36-7-2-9, AS AMENDED BY P.L.22-2005,  
 31 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 JULY 1, 2027]: Sec. 9. Each unit shall require compliance with:

- 33 (1) the code of building laws and fire safety laws that is adopted  
 34 in the rules of the ~~fire prevention and building safety commission~~  
 35 **department of homeland security** under IC 22-13;
- 36 (2) orders issued under IC 22-13-2-11 that grant a variance to the  
 37 code of building laws and fire safety laws described in  
 38 subdivision (1);
- 39 (3) orders issued under IC 22-12-7 that apply the code of building  
 40 laws described in subdivision (1);
- 41 (4) IC 22-15-3-7; and
- 42 (5) a written interpretation of a building law and fire safety law  
 43 binding on the unit under IC 22-13-5-3 or IC 22-13-5-4.

44 SECTION 496. IC 36-7-2-9.1, AS AMENDED BY THE  
 45 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL  
 46 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 47 JULY 1, 2027]: Sec. 9.1. (a) This section does not apply to:

- 48 (1) a manufactured housing community; or
- 49 (2) a mobile home community;

50 that is licensed, permitted, and inspected by the Indiana department of

1 health or a local board of health.

2 (b) This section applies only to a city, town, or county that requires  
3 a building permit, plan review, or inspection for the construction of a  
4 Class 2 structure.

5 (c) As used in this section, "Class 2 structure" has the meaning set  
6 forth in IC 22-12-1-5.

7 (d) A city, town, or county shall allow the plan review or inspection  
8 to be conducted by the following:

9 (1) An individual who is employed by the city, town, or county as  
10 a building inspector.

11 (2) An individual who is employed by another city, town, or  
12 county as a building inspector.

13 (3) A private provider who is:

14 (A) an architect registered under IC 25-4-1;

15 (B) a professional engineer registered under IC 25-31-1; or

16 (C) a certified building official (as defined in ~~IC 36-7-2.5-3~~;

17 **IC 36-7-2.5-4**).

18 (e) An applicant for a building permit may choose to have a private  
19 provider under subsection (d)(3) conduct the plan review or inspection  
20 as provided in IC 36-7-2.5.

21 SECTION 497. IC 36-7-4-1108, AS AMENDED BY P.L.134-2024,  
22 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
23 JULY 1, 2027]: Sec. 1108. (a) This section applies only to a child care  
24 home that is used as the primary residence of the person who operates  
25 the child care home regardless of whether the child care home meets  
26 the definition set forth in IC 12-7-2-28.6.

27 (b) A zoning ordinance may not do any of the following:

28 (1) Exclude a child care home from a residential area solely  
29 because the child care home is a business.

30 (2) Impose limits on the number of children that may be served by  
31 a child care home at any one (1) time that vary from the limits set  
32 forth in IC 12-7-2-33.7 and IC 12-7-2-33.8.

33 (3) Impose requirements or restrictions upon child care homes  
34 that vary from the requirements and restrictions imposed upon  
35 child care homes by rules adopted by the division of family  
36 resources or the ~~fire prevention and building safety commission~~  
37 **department of homeland security**.

38 (c) Notwithstanding subsection (b), a child care home may be  
39 required to meet the same:

40 (1) zoning requirements;

41 (2) developmental standards; and

42 (3) building codes;

43 that apply to other residential structures in the same residential district  
44 or classification as the child care home.

45 SECTION 498. IC 36-7-4.3-3, AS ADDED BY HEA 1001-2026,  
46 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
47 JULY 1, 2026]: Sec. 3. Not later than January 1, 2027, a unit **shall**  
48 conduct a public hearing to review the UDO and any zoning  
49 regulations and land development rules, with the goal of increasing  
50 housing development by using the following factors:

- 1 (1) Providing for higher density development of duplexes,  
 2 triplexes, and fourplexes in areas designated for single family  
 3 homes.
- 4 (2) Constructing other housing types including accessory dwelling  
 5 units and manufactured and modular housing.
- 6 (3) Adaptive reuse of commercial buildings for residential use  
 7 such as allowing multifamily development in retail, office, and  
 8 light manufacturing zones.
- 9 (4) Increasing the allowable floor area ratio in multifamily  
 10 housing areas.
- 11 (5) Waiving or eliminating regulations such as requirements for:  
 12 (A) garage size and placement;  
 13 (B) steeper roof pitch;  
 14 (C) minimum lot size and square footage;  
 15 (D) greater setbacks;  
 16 (E) off-street parking;  
 17 (F) design standards that restrict or prohibit the use of code  
 18 compliant products; or  
 19 (G) property height limitations.
- 20 (6) Reviewing impact fee zones with zone advisory committee for  
 21 improvements.
- 22 (7) Streamlining or shortening the permitting processes and  
 23 timelines, including through one stop and parallel process  
 24 permitting by fifteen (15) days or more.
- 25 (8) Using property tax abatements to enable higher density and  
 26 mixed income communities.
- 27 (9) Donating vacant land for affordable housing development.
- 28 SECTION 499. IC 36-7-8-3, AS AMENDED BY P.L.208-2015,  
 29 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2027]: Sec. 3. (a) The legislative body of a county having a  
 31 county department of buildings or joint city-county building  
 32 department may, by ordinance, adopt building, heating, ventilating, air  
 33 conditioning, electrical, plumbing, and sanitation standards for  
 34 unincorporated areas of the county. These standards take effect only on  
 35 the legislative body's receipt of written approval from the ~~fire~~  
 36 ~~prevention and building safety commission.~~ **department of homeland**  
 37 **security.**
- 38 (b) An ordinance adopted under this section must be based on  
 39 occupancy, and it applies to:
- 40 (1) the construction, alteration, equipment, use, occupancy,  
 41 location, and maintenance of buildings, structures, and  
 42 appurtenances that are on land or over water and are:  
 43 (A) erected after the ordinance takes effect; and  
 44 (B) if expressly provided by the ordinance, existing when the  
 45 ordinance takes effect;
- 46 (2) conversions of buildings and structures, or parts of them, from  
 47 one occupancy classification to another; and  
 48 (3) the movement or demolition of buildings, structures, and  
 49 equipment for the operation of buildings and structures.
- 50 (c) The rules of the ~~fire prevention and building safety commission~~

1 **department of homeland security** are the minimum standards upon  
2 which ordinances adopted under this section must be based.

3 (d) An ordinance adopted under this section does not apply to  
4 private homes that are built by individuals and used for their own  
5 occupancy. However, onsite sewage systems of a private home  
6 described in this subsection must comply with state laws and rules.

7 SECTION 500. IC 36-7-8-4 IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 4. (a) The legislative  
9 body of a county having a county department of buildings or a joint  
10 city-county building department may, by ordinance, adopt minimum  
11 housing standards for unincorporated areas of the county. These  
12 standards must be consistent with the rules of the ~~fire prevention and~~  
13 ~~building safety commission;~~ **department of homeland security.**

14 (b) An ordinance adopted under this section applies to:

- 15 (1) residential buildings;
- 16 (2) residential parts of mixed occupancy buildings; and
- 17 (3) conversions of buildings from nonresidential to residential or  
18 partly residential.

19 (c) A municipality may elect, by ordinance, to make itself subject to  
20 an ordinance adopted under this section.

21 (d) This section does not affect IC 16-41-26.

22 SECTION 501. IC 36-8-17-1 IS REPEALED [EFFECTIVE JULY  
23 1, 2027]. ~~Sec. 1. As used in this chapter, "commission" refers to the fire~~  
24 ~~prevention and building safety commission.~~

25 SECTION 502. IC 36-8-17-3 IS AMENDED TO READ AS  
26 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 3. As used in this  
27 chapter, "fire safety law" means any law, including rules and orders of  
28 the ~~commission;~~ **department,** safeguarding life or property from the  
29 hazards of fire or explosion.

30 SECTION 503. IC 36-8-17-8, AS AMENDED BY P.L.107-2023,  
31 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
32 JULY 1, 2027]: Sec. 8. (a) A fire department serving an area that does  
33 not include a city may engage in an inspection program to promote  
34 compliance with fire safety laws. Upon the request of an owner or a  
35 primary lessee who resides in a private dwelling, the fire department  
36 may inspect the interior of the private dwelling to determine  
37 compliance with IC 22-11-18-3.5. The fire department shall maintain  
38 a written report for each inspection. These reports shall be made  
39 available to the department upon request.

40 (b) The fire department serving an area that includes a city shall  
41 inspect every place and public way within the jurisdiction of the city,  
42 except the interiors of private dwellings, for compliance with the fire  
43 safety laws. Upon the request of an owner or a primary lessee who  
44 resides in a private dwelling, the fire department may inspect the  
45 interior of the private dwelling to determine compliance with  
46 IC 22-11-18-3.5. Except as otherwise provided in the rules adopted by  
47 the ~~commission;~~ **department,** the fire chief of the fire department shall  
48 specify the schedule under which places and public ways are inspected  
49 and may exclude a class of places or public ways from inspection under  
50 this section, if the fire chief determines that the public interest will be

1 served without inspection. The fire department shall maintain a written  
 2 report for each inspection. The fire department shall submit monthly  
 3 reports to the department, on forms prescribed by the department,  
 4 containing the following information:

- 5 (1) The total number of inspections made.
- 6 (2) The total number of defects found, classified as required by  
 7 the office.
- 8 (3) The total number of orders issued for correction of each class  
 9 of defect.
- 10 (4) The total number of orders complied with.

11 (c) Except as provided in subsection (d), an inspection may only be  
 12 carried out by an individual who:

13 (1) is a firefighter who meets, at a minimum, the training  
 14 requirements described in IC 36-8-10.5; or

15 (2) has:

16 (A) obtained certification as a:

- 17 (i) fire inspector I as described in 655 IAC 1-2.1-12;
- 18 (ii) fire inspector II as described in 655 IAC 1-2.1-13; or
- 19 (iii) fire inspector I/II as described in 655 IAC 1-2.1-13.1;
- 20 and

21 (B) in the case of an individual who is not an employee of a  
 22 fire department, completed at least two (2) years of experience  
 23 as a fire inspector described in clause (A)(i) through (A)(iii).

24 (d) A volunteer fire department may carry out inspections under this  
 25 section only through an individual who is certified under  
 26 IC 22-14-2-6(c).

27 SECTION 504. IC 36-8-17-11 IS AMENDED TO READ AS  
 28 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 11. (a) An order issued  
 29 under section 9 or 10 of this chapter may be appealed to the  
 30 **commission department** under IC 4-21.5-3-7. A decision to deny a  
 31 request to modify or reverse an order issued under section 10 of this  
 32 chapter is not appealable.

33 (b) If an order issued under section 9 or 10 of this chapter is  
 34 appealed, the **commission department** or its designee shall conduct all  
 35 administrative proceedings under IC 4-21.5. In its proceedings, the  
 36 **commission department** may modify or reverse the order.

37 SECTION 505. IC 36-8-17-13 IS AMENDED TO READ AS  
 38 FOLLOWS [EFFECTIVE JULY 1, 2027]: Sec. 13. The **commission**  
 39 **department** may adopt rules under IC 4-22-2 to implement this  
 40 chapter.

41 SECTION 506. IC 36-12-1-2, AS ADDED BY P.L.1-2005,  
 42 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 43 JULY 1, 2027]: Sec. 2. "Indiana library **and historical** board" refers to  
 44 the Indiana library **and historical** board established by IC 4-23-7-2.

45 SECTION 507. IC 36-12-3-16, AS AMENDED BY P.L.84-2012,  
 46 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 47 JULY 1, 2027]: Sec. 16. (a) The library board may adopt a resolution  
 48 allowing money to be disbursed under this section for lawful library  
 49 purposes, including advertising and promoting the programs and  
 50 services of the library.

1 (b) With the prior written approval of the library board and if the  
 2 library board has adopted a resolution under subsection (a), claim  
 3 payments may be made in advance of library board allowance for any  
 4 of the following types of expenses:

5 (1) Property or services purchased or leased from the federal  
 6 government or the federal government's agencies and the state,  
 7 the state's agencies, or the state's political subdivisions.

8 (2) Dues, subscriptions, and publications.

9 (3) License or permit fees.

10 (4) Insurance premiums.

11 (5) Utility payments or connection charges.

12 (6) Federal grant programs where:

13 (A) advance funding is not prohibited; and

14 (B) the contracting party posts sufficient security to cover the  
 15 amount advanced.

16 (7) Grants of state funds authorized by statute.

17 (8) Maintenance and service agreements.

18 (9) Legal retainer fees.

19 (10) Conference fees.

20 (11) Expenses related to the educational or professional  
 21 development of an individual employed by the library board,  
 22 including:

23 (A) inservice training;

24 (B) attending seminars or other special courses of instruction;  
 25 and

26 (C) tuition reimbursement;

27 if the library board determines that the expenditures under this  
 28 subdivision directly benefit the library.

29 (12) Leases or rental agreements.

30 (13) Bond or coupon payments.

31 (14) Payroll costs.

32 (15) State, federal, or county taxes.

33 (16) Expenses that must be paid because of emergency  
 34 circumstances.

35 (17) Expenses incurred to advertise and promote the programs  
 36 and services of the library.

37 (18) Other expenses described in a library board resolution.

38 The library board shall review and allow the claim at the library board's  
 39 first regular or special meeting following the payment of a claim under  
 40 this section.

41 (c) Each payment of expenses lawfully incurred for library purposes  
 42 must be supported by a fully itemized invoice or other documentation.  
 43 The library director shall certify to the library board before payment  
 44 that each claim for payment is true and correct. The certification must  
 45 be on a form prescribed by the state board of accounts.

46 (d) Purchases of books, magazines, pamphlets, films, filmstrips,  
 47 microforms, microfilms, slides, transparencies, phonodiscs,  
 48 phonotapes, models, art reproductions, and all other forms of library  
 49 and audiovisual materials are exempt from the restrictions imposed by  
 50 IC 5-22.

1 (e) The purchase of library automation systems must meet the  
2 standards established by the Indiana library and historical board under  
3 IC 4-23-7.1-11(b).

4 SECTION 508. IC 36-12-11-2, AS ADDED BY P.L.1-2005,  
5 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
6 JULY 1, 2027]: Sec. 2. As used in this chapter, "board" refers to the  
7 Indiana library and historical board established by IC 4-23-7-2.

8 SECTION 509. [EFFECTIVE JULY 1, 2027] (a) As used in this  
9 SECTION, "commission" means the Indiana commission for arts  
10 and humanities in education created by IC 4-23-12-1 (before its  
11 repeal by this act).

12 (b) As used in this SECTION, "department" means the  
13 department of education.

14 (c) On July 1, 2027, all agreements and liabilities of the  
15 commission are transferred to the department, as the successor  
16 agency.

17 (d) On July 1, 2027, all records and property of the commission,  
18 including appropriations and other funds under the control or  
19 supervision of the commission, are transferred to the department,  
20 as the successor agency.

21 (e) After June 30, 2027, any amounts owed to the commission  
22 before July 1, 2027, are considered to be owed to the department,  
23 as the successor agency.

24 (f) After June 30, 2027, a reference to the commission in a  
25 statute, rule, contract, lease, or other document is considered a  
26 reference to the department, as the successor agency.

27 (g) All powers, duties, agreements, and liabilities of the  
28 commission with respect to bonds issued by the commission in  
29 connection with any trust agreement or indenture securing those  
30 bonds are transferred to the department, as the successor agency.  
31 The rights of the trustee under any trust agreement or indenture  
32 and the rights of the bondholders of the commission remain  
33 unchanged, although the powers, duties, agreements, and liabilities  
34 of the commission have been transferred to the department, as the  
35 successor agency.

36 (h) The terms of all members serving on the commission expire  
37 July 1, 2027.

38 (i) This SECTION expires July 1, 2028.

39 SECTION 510. [EFFECTIVE JULY 1, 2027] (a) As used in this  
40 SECTION, "commission" means the law enforcement academy  
41 building commission created by IC 5-2-2-1 (before its repeal by this  
42 act).

43 (b) As used in this SECTION, "department" means the state  
44 police department.

45 (c) On July 1, 2027, all agreements and liabilities of the  
46 commission are transferred to the department, as the successor  
47 agency.

48 (d) On July 1, 2027, all records and property of the commission,  
49 including appropriations and other funds under the control or  
50 supervision of the commission, are transferred to the department,  
51 as the successor agency.

1 (e) After June 30, 2027, any amounts owed to the commission  
2 before July 1, 2027, are considered to be owed to the department,  
3 as the successor agency.

4 (f) After June 30, 2027, a reference to the commission in a  
5 statute, rule, contract, lease, or other document is considered a  
6 reference to the department, as the successor agency.

7 (g) All powers, duties, agreements, and liabilities of the  
8 commission with respect to bonds issued by the commission in  
9 connection with any trust agreement or indenture securing those  
10 bonds are transferred to the department, as the successor agency.  
11 The rights of the trustee under any trust agreement or indenture  
12 and the rights of the bondholders of the commission remain  
13 unchanged, although the powers, duties, agreements, and liabilities  
14 of the commission have been transferred to the department, as the  
15 successor agency.

16 (h) The terms of all members serving on the commission expire  
17 July 1, 2027.

18 (i) This SECTION expires July 1, 2028.

19 SECTION 511. [EFFECTIVE JULY 1, 2026] (a) As used in this  
20 SECTION, "CHLA" refers to the commission on Hispanic/Latino  
21 affairs established by IC 4-23-28-2 (before its repeal by this act).

22 (b) As used in this SECTION, "CSSBM" refers to the  
23 commission on the social status of black males established by  
24 IC 4-23-31-2 (before its repeal by this act).

25 (c) As used in this SECTION, "ICW" refers to the Indiana  
26 commission for women created by IC 4-23-25-3 (before its repeal  
27 by this act).

28 (d) As used in this SECTION, "NAIAC" refers to the Native  
29 American Indian affairs commission established by IC 4-23-32-3  
30 (before its repeal by this act).

31 (e) As used in this SECTION, "commission" refers to the  
32 Indiana cultural commission established by IC 4-23-36-3 (as added  
33 by this act).

34 (f) On July 1, 2026, all agreements and liabilities of the:

- 35 (1) CHLA;
- 36 (2) CSSBM;
- 37 (3) ICW; or
- 38 (4) NAIAC;

39 are transferred to the commission as the successor entity.

40 (g) On July 1, 2026, all records and property, including  
41 appropriations and other funds under an entity's control or  
42 supervision, of the:

- 43 (1) CHLA;
- 44 (2) CSSBM;
- 45 (3) ICW; or
- 46 (4) NAIAC;

47 are transferred to the commission as the successor entity.

48 (h) After June 30, 2026, any amount owed to the:

- 49 (1) CHLA;
- 50 (2) CSSBM;
- 51 (3) ICW; or

- 1           **(4) NAIAC;**  
 2 **is considered to be owed to the commission as the successor entity.**  
 3 **The commission shall transfer any amounts received under this**  
 4 **subsection to the state comptroller for deposit in the state general**  
 5 **fund.**
- 6           **(i) After June 30, 2026, any reference to the:**  
 7           **(1) CHLA;**  
 8           **(2) CSSBM;**  
 9           **(3) ICW; or**  
 10           **(4) NAIAC;**  
 11 **in a statute, rule, or other document is considered a reference to**  
 12 **the commission as the successor entity.**
- 13           **(j) All powers, duties, agreements, and liabilities of the:**  
 14           **(1) CHLA;**  
 15           **(2) CSSBM;**  
 16           **(3) ICW; or**  
 17           **(4) NAIAC;**  
 18 **relating to bonds issued by the board in connection with any trust**  
 19 **agreement or indenture securing those bonds are transferred to the**  
 20 **commission as the successor entity. The rights of the trustee under**  
 21 **any trust agreement or indenture and the rights of bondholders**  
 22 **described in this subsection remain unchanged although the**  
 23 **powers, duties, agreements, and liabilities of the ICW, CHLA,**  
 24 **CSSBM, and NAIAC, as applicable, have been transferred to the**  
 25 **commission as the successor entity.**
- 26           **(k) The term of any member serving as of June 30, 2026, on the:**  
 27           **(1) CHLA;**  
 28           **(2) CSSBM;**  
 29           **(3) ICW; or**  
 30           **(4) NAIAC;**  
 31 **expires July 1, 2026.**
- 32           **(l) This SECTION expires July 1, 2027.**
- 33           **SECTION 512. [EFFECTIVE JULY 1, 2027] (a) As used in this**  
 34 **SECTION, "commission" means the occupational safety standards**  
 35 **commission created by IC 22-8-1.1-7 (before its repeal by this act).**
- 36           **(b) As used in this SECTION, "board" means the board of**  
 37 **safety review created by IC 22-8-1.1-30.1.**
- 38           **(c) On July 1, 2027, all agreements and liabilities of the**  
 39 **commission are transferred to the board, as the successor entity.**
- 40           **(d) On July 1, 2027, all records and property of the commission,**  
 41 **including appropriations and other funds under the control or**  
 42 **supervision of the commission, are transferred to the board, as the**  
 43 **successor entity.**
- 44           **(e) After June 30, 2027, any amounts owed to the commission**  
 45 **before July 1, 2027, are considered to be owed to the board, as the**  
 46 **successor entity.**
- 47           **(f) After June 30, 2027, a reference to the commission in a**  
 48 **statute, rule, contract, lease, or other document is considered a**  
 49 **reference to the board, as the successor entity.**
- 50           **(g) Proceedings pending before the commission on July 1, 2027,**  
 51 **shall be transferred from the commission to the board and treated**

1 as if initiated by the board.

2 (h) The rules adopted by the commission before July 1, 2027, are  
3 considered, after June 30, 2027, rules of the board.

4 (i) All powers, duties, agreements, and liabilities of the  
5 commission with respect to bonds issued by the commission in  
6 connection with any trust agreement or indenture securing those  
7 bonds are transferred to the board, as the successor agency. The  
8 rights of the trustee under any trust agreement or indenture and  
9 the rights of the bondholders of the commission remain unchanged,  
10 although the powers, duties, agreements, and liabilities of the  
11 commission have been transferred to the board, as the successor  
12 entity.

13 (j) The terms of all members serving on the commission expire  
14 July 1, 2027.

15 (k) This SECTION expires July 1, 2028.

16 SECTION 513. [EFFECTIVE UPON PASSAGE] (a) The general  
17 assembly recognizes that HEA 1230-2026 repeals IC 25-1-6,  
18 effective July 1, 2026, and that this act amends IC 25-1-6-3,  
19 effective July 1, 2027. The general assembly intends to repeal  
20 IC 25-1-6 effective July 1, 2026.

21 (b) This SECTION expires June 30, 2027.

22 SECTION 514. [EFFECTIVE JULY 1, 2026] (a) On July 1, 2026:

23 (1) all powers, duties, assets, and liabilities of the integrated  
24 public safety commission;

25 (2) any rules adopted by the integrated public safety  
26 commission; and

27 (3) any appropriations to the integrated public safety  
28 commission;

29 are transferred to the department of homeland security established  
30 by IC 10-19-2-1.

31 (b) On July 1, 2026, the department of homeland security shall  
32 assume all contractual obligations entered into by the integrated  
33 public safety commission.

34 (c) After June 30, 2026, a reference to the integrated public  
35 safety commission in any statute, rule, or other document shall be  
36 treated as a reference to the department of homeland security.

37 (d) This SECTION expires July 1, 2029.

38 SECTION 515. An emergency is declared for this act.

(Reference is to EHB 1003 as reprinted February 24, 2026.)

**Conference Committee Report**  
**on**  
**Engrossed House Bill 1003**

**S**igned by:

\_\_\_\_\_  
Representative Bartels  
Chairperson

\_\_\_\_\_  
Senator Maxwell

\_\_\_\_\_  
Representative McNamara

\_\_\_\_\_  
Senator Niezgodski

**House Conferees**

**Senate Conferees**