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HOUSE BILL No. 1003

Proposed Changes to introduced printing by AM100304

DIGEST OF PROPOSED AMENDMENT

Rules. Provides that the rules of the fire prevention and building safety commission that are in existence before July 1, 2026, remain in place until rules are adopted by the department of homeland security or codified by the general assembly.

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

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

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

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can be addressed by legislation; and

(2) prepare legislation to address the particular needs found by the committee.

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

(1) The level of community support for the change, including support from the local fiscal body.

(2) The results of a survey that shall be conducted by the county requesting the change, sampling members of the bar, members of the judiciary, and local officials to determine needs and concerns of existing courts.

(3) Whether the county is already using a judge or magistrate from an overserved area of the judicial district.

(4) The relative severity of need based on the most recent weighted caseload measurement system report published by the office of judicial administration.

(5) Whether the county is using any problem solving court as described in IC 33-23-16-11, and, if so, the list of problem solving courts established in the county, and any evaluation of the impact of the problem solving courts on the overall judicial caseload.

(6) A description of the:

(A) county's population growth in the ten (10) years before the date of the request; and

(B) projected population growth in the county for the ten (10) years after the date of the request, to the extent available;

and any documentation to support the information provided under this subdivision.

(7) A description of the county's use of pre-incarceration diversion services and post-incarceration reentry services in an effort to decrease recidivism.

(8) If the request is a request for a new court or new courts, an acknowledgment from the county fiscal body (as defined in IC 36-1-2-6) with the funding sources and estimated costs the county intends to pay toward the county's part of the operating costs associated with the new court or new courts.



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

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

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

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

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

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

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

24 (1) review the annual reports submitted by:

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

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

29 (C) the department of child services under IC 31-25-2-24;
30 during the immediately preceding twelve (12) month period, and
31 may make recommendations regarding changes in policies or
32 statutes to improve child safety; and

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

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

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

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

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



(2) Review reports submitted to the committee in accordance with IC 1-1-15.5-4.

(3) Identify all interstate compacts that have been fully operational for at least two (2) years to which the state is a party.

(4) Consider whether to:

(A) remain a party to; or

(B) withdraw from;

each interstate compact.

(5) If the committee determines that the state should withdraw from an interstate compact, identify the steps needed to withdraw.

(6) Report before November 1 to the legislative council, in an electronic format under IC 5-14-6 the committee's:

(A) recommendations for proposed legislation to repeal groups:

(i) **after determining** that **the groups** have not met during the immediately preceding two (2) years; **and** or

(ii) after reviewing a group's report under subdivision (2); and

(B) findings and recommendations regarding the interstate compacts.

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

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

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

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

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

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

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

(C) repealed because the group's statutory duties could be more efficiently fulfilled after transferring them to



another group or state agency; or

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

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

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

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

SECTION 2. IC 2-5-36-9, AS AMENDED BY P.L.221-2025, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. The commission shall do the following:

(1) Study and evaluate the following:

(A) Access to services for vulnerable youth.

(B) Availability of services for vulnerable youth.

(C) Duplication of services for vulnerable youth.

(D) Funding of services available for vulnerable youth.

(E) Barriers to service for vulnerable youth.

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

(G) Implementation of programs or laws concerning vulnerable youth.

(H) The consolidation of existing entities that serve vulnerable youth.

(I) Data from state agencies relevant to evaluating progress, targeting efforts, and demonstrating outcomes.

(J) Crimes of sexual violence against children.

(K) The impact of social networking websites, cellular telephones and wireless communications devices, digital media, and new technology on crimes against children.

(2) Review and make recommendations concerning pending legislation.

(3) Promote information sharing concerning vulnerable youth across the state.

(4) Promote best practices, policies, and programs.

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(5) Cooperate with:

- (A) other child focused commissions;
- (B) the judicial branch of government;
- (C) the executive branch of government;
- (D) stakeholders; and
- (E) members of the community.

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

- (A) Develop a plan to collect and report statewide juvenile justice data.
- (B) Establish procedures and policies related to the use of:
 - (i) a validated risk screening tool and a validated risk and needs assessment tool;
 - (ii) a detention tool to inform the use of secure detention;
 - (iii) a plan to determine how information from the tools described in this clause is compiled and shared and with whom the information will be shared; and
 - (iv) a plan to provide training to judicial officers on the implementation of the tools described in this clause.
- (C) Develop criteria for the use of diagnostic assessments as described in IC 31-37-19-11.7.
- (D) Develop a statewide plan to address the provision of broader behavioral health services to children in the juvenile justice system.
- (E) Develop a plan for the provision of transitional services for a child who is a ward of the department of correction as described in IC 31-37-19-11.5.
- (F) Develop a plan for grant programs described in section 9.3 of this chapter.

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

(7) Create and provide staff support to a statewide youth, family,



and caregiver engagement initiative to carry out the following duties:

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

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

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

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

(C) Provide and support educational:

(i) opportunities;

(ii) convenings; and

(iii) experiences;

that facilitate increased youth, family, and caregiver participation.

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

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

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

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

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

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

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

SECTION 3. IC 4-3-21.5-4, AS AMENDED BY P.L.74-2020, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. The task force consists of the following members:



(1) The lieutenant governor or the lieutenant governor's designee.

(2) The secretary of commerce or the secretary of commerce's designee.

(3) One (1) member appointed by the speaker of the house of representatives.

(4) One (1) member appointed by the president pro tempore of the senate.

~~(3)~~ **(5)** The following members chosen by the military assets in their geographic areas:

(A) One (1) member representing the Southern Indiana Defense Network.

(B) One (1) member representing Radius Indiana.

(C) One (1) member representing greater Fort Wayne, Indiana.

(D) One (1) member representing the Defense Finance and Accounting Service, Lawrence, Indiana.

(E) One (1) member representing the Grissom Regional Defense Alliance.

(F) One (1) member representing the West Central Indiana Defense Network.

(G) One (1) member representing the Michigan City Coast Guard Station.

SECTION 4. IC 4-3-21.5-9 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 9: A member of the task force who is a member of the general assembly is a nonvoting member.~~

SECTION 5. IC 4-3-25-16 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 16. This chapter expires December 31, 2026.**

SECTION 6. IC 4-13-1-4.3, AS ADDED BY P.L.166-2022, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4.3. (a) As used in this section, "diversity business" refers to any of the following:

(1) A minority business enterprise, as defined in ~~IC 4-13-16.5-1(h).~~ **IC 4-13-16.5-1(i).**

(2) A qualified agency, as defined in IC 5-22-13-1.

(3) A veteran owned small business, as defined in ~~IC 4-13-16.5-1(p).~~ **IC 4-13-16.5-1(q).**

(4) A women's business enterprise, as defined in ~~IC 4-13-16.5-1(q).~~ **IC 4-13-16.5-1(r).**

(b) The department shall determine any upgrades to computer hardware and software systems, and any additional personnel,



resources, and expenditures required to enable the department to collect and compile the following information regarding purchases made by state agencies from diversity businesses during a state fiscal year:

(1) For each diversity business from which a purchase was made, the following information:

(A) The classification of the diversity business as described in subsection (a).

(B) The Internal Revenue Service principal business code for the diversity business.

(C) A description of each kind of supply item or service purchased from the diversity business.

(D) For each supply item purchased from the diversity business, the following information:

(i) The frequency of purchases.

(ii) The number or volume of supply items purchased.

(iii) The name of each state agency that has made purchases of the particular supply item.

(iv) For each state agency that has made purchases of that supply item, the total expenditures for that particular supply item.

(v) Whether the particular supply item is a newly added supply item from the previous year's report.

(E) For each kind of service purchased from a diversity business, the following information:

(i) The nature of the service.

(ii) The name of each state agency that has made purchases of that particular service.

(iii) For each state agency that has made purchases of that particular service, the total expenditures for that particular service.

(iv) Whether the particular service is a newly added service from the previous year's report.

(2) Totals of all amounts reported under subdivision (1).

(3) Specific information and examples relating to the reasons state agencies have not purchased supplies and services from diversity businesses, such as any of the following:

(A) Supplies or services needed by state agencies are not provided by diversity businesses.

(B) Supplies or services do not meet specifications.

(C) Supplies or services cannot be provided at a fair market price.



SECTION 7. IC 4-13-16.5-1, AS AMENDED BY P.L.238-2025, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The definitions in this section apply throughout this chapter.

(b) "Commission" refers to the ~~governor's~~ commission on supplier diversity established under section 2 of this chapter.

(c) "Commissioner" refers to the commissioner of the department.

(d) "Contract" means any contract awarded by a state agency or, as set forth in section 2(g)(11) of this chapter, awarded by a recipient of state grant funds, for construction projects or the procurement of goods or services, including professional services. For purposes of this subsection, "goods or services" may not include the following when determining the total value of contracts for state agencies:

(1) Utilities.

(2) Health care services (as defined in IC 27-8-11-1(c)).

(3) Rent paid for real property or payments constituting the price of an interest in real property as a result of a real estate transaction.

(e) "Contractor" means a person or entity that:

(1) contracts with a state agency; or

(2) as set forth in section 2(g)(11) of this chapter:

(A) is a recipient of state grant funds; and

(B) enters into a contract:

(i) with a person or entity other than a state agency; and

(ii) that is paid for in whole or in part with the state grant funds.

(f) "Department" refers to the Indiana department of administration established by IC 4-13-1-2.

(g) "Deputy commissioner" refers to the deputy commissioner for supplier diversity of the department.

(h) "Individual with a disability" means an individual who:

(1) has a physical or mental impairment that substantially limits one (1) or more major life activities;

(2) has a record of a physical or mental impairment that substantially limits one (1) or more major life activities; or

(3) is regarded as having a physical or mental impairment that substantially limits one (1) or more major life activities.

~~(h)~~ **(i) "Minority business enterprise" or "minority business" means an individual, partnership, corporation, limited liability company, or joint venture of any kind that is owned and controlled by one (1) or more persons who are:**



- 1 (1) United States citizens; and
 2 (2) members of a minority group or a qualified minority
 3 nonprofit corporation.
 4 ~~(j)~~ **(j)** "NGB-22" means the National Guard Report of Separation
 5 form or its predecessor or successor form.
 6 ~~(k)~~ **(k)** "Qualified minority or women's nonprofit corporation"
 7 means a corporation that:
 8 (1) is exempt from federal income taxation under Section
 9 501(c)(3) of the Internal Revenue Code;
 10 (2) is headquartered in Indiana;
 11 (3) has been in continuous existence for at least five (5) years;
 12 (4) has a board of directors that has been in compliance with all
 13 other requirements of this chapter for at least five (5) years;
 14 (5) is chartered for the benefit of the minority community or
 15 women; and
 16 (6) provides a service that will not impede competition among
 17 minority business enterprises or women's business enterprises at
 18 the time a nonprofit applies for certification as a minority
 19 business enterprise or a women's business enterprise.
 20 ~~(l)~~ **(l)** "Owned and controlled" means:
 21 (1) if the business is a qualified minority nonprofit corporation,
 22 a majority of the board of directors are minority;
 23 (2) if the business is a qualified women's nonprofit corporation,
 24 a majority of the members of the board of directors are women;
 25 or
 26 (3) if the business is a business other than a qualified minority or
 27 women's nonprofit corporation, having:
 28 (A) ownership of at least fifty-one percent (51%) of the
 29 enterprise, including corporate stock of a corporation;
 30 (B) control over the management and active in the
 31 day-to-day operations of the business; and
 32 (C) an interest in the capital, assets, and profits and losses
 33 of the business proportionate to the percentage of
 34 ownership.
 35 ~~(m)~~ **(m)** "Minority group" means:
 36 (1) African Americans;
 37 (2) Native Americans;
 38 (3) Hispanic Americans; and
 39 (4) Asian Americans.
 40 ~~(n)~~ **(n)** "Separate body corporate and politic" refers to an entity
 41 established by the general assembly as a body corporate and politic.
 42 ~~(o)~~ **(o)** "State agency" refers to any authority, board, branch,



commission, committee, department, division, or other instrumentality of the executive, including the administrative, department of state government.

~~(o)~~ (p) "Veteran" means an individual who:

(1) has previously:

(A) served on active duty in any branch of the armed forces of the United States or their reserves, in the national guard, or in the Indiana National Guard; and

(B) received a discharge from service under conditions other than conditions set forth in IC 10-17-12-7.5(2); or

(2) is currently serving in:

(A) any branch of the armed forces of the United States or their reserves;

(B) the national guard; or

(C) the Indiana National Guard.

~~(p)~~ (q) "Veteran owned small business" refers to a small business that:

(1) is independently owned and operated;

(2) is not dominant in its field of operation; and

(3) satisfies the criteria to be a veteran owned small business concern as specified in section 1.5 of this chapter.

~~(q)~~ (r) "Women's business enterprise" means a business that is one (1) of the following:

(1) A sole proprietorship owned and controlled by a woman.

(2) A partnership or joint venture owned and controlled by women in which:

(A) at least fifty-one percent (51%) of the ownership is held by women; and

(B) the management and daily business operations are controlled by at least one (1) of the women who owns the business.

(3) A corporation or other entity:

(A) whose management and daily business operations are controlled by at least one (1) of the women who owns the business; and

(B) that is at least fifty-one percent (51%) owned by women, or if stock is issued, at least fifty-one percent (51%) of the stock is owned by at least one (1) of the women.

(4) A qualified women's nonprofit corporation.

SECTION 8. IC 4-13-16.5-2, AS AMENDED BY P.L.161-2025, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is established a ~~governor's~~



commission on supplier diversity. The commission shall consist of the following members:

(1) A governor's designee, who shall serve as chairperson of the commission.

(2) The commissioner of the Indiana department of transportation, or the economic opportunity director of the Indiana department of transportation if the commissioner of the Indiana department of transportation so designates.

(3) The chairperson of the board of the Indiana economic development corporation or the chairperson's designee.

(4) The commissioner of the department of administration.

(5) Nine (9) individuals with demonstrated capabilities in business and industry, especially minority business enterprises, women's business enterprises, and veteran owned small businesses, appointed by the governor from the following geographical areas of the state:

(A) Three (3) from the northern one-third (1/3) of the state.

(B) Three (3) from the central one-third (1/3) of the state.

(C) Three (3) from the southern one-third (1/3) of the state.

(6) Two (2) members of the house of representatives, no more than one (1) from the same political party, appointed by the speaker of the house of representatives to serve in a nonvoting advisory capacity.

(7) Two (2) members of the senate, no more than one (1) from the same political party, appointed by the president pro tempore of the senate to serve in a nonvoting advisory capacity.

(8) The deputy commissioner of the department of administration, who shall serve as a nonvoting member.

Not more than six (6) of the ten (10) members appointed or designated by the governor may be of the same political party. Members of the commission serve at the pleasure of the appointing authority and may be reappointed to successive terms. Subject to subsection (b), members of the commission appointed under subdivision (1) and subdivision (5) shall serve four (4) year terms. Members of the general assembly appointed to the commission serve two (2) year terms that expire June 30 of an odd-numbered year. A vacancy occurs if a legislative member leaves office for any reason. Any vacancy on the commission shall be filled in the same manner as the original appointment. An individual appointed to fill a vacancy serves on the commission for the remainder of the unexpired term of the individual's predecessor.

(b) The terms of the members appointed under subsection (a)(1) or (a)(5) expire as follows:



(1) For a member appointed under subsection (a)(1) or (a)(5)(A), June 30, 2025, and every fourth year thereafter.

(2) For a member appointed under subsection (a)(5)(B) or (a)(5)(C), June 30, 2027, and every fourth year thereafter.

(c) Each member of the commission who is not a state employee is entitled to the following:

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

(2) Reimbursement for mileage, traveling expenses, and other expenses actually incurred in connection with the member's duties as provided under IC 4-13-1-4 and in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

The department shall pay expenses incurred under this subsection from amounts appropriated for the operating expenses of the department of administration.

(d) Each legislative member of the commission is entitled to receive the same per diem, mileage, and travel allowances established by the legislative council and paid to members of the general assembly serving on interim study committees. The allowances specified in this subsection shall be paid by the legislative services agency from the amounts appropriated for that purpose.

(e) A member of the commission who is a state employee is not entitled to any of the following:

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

(2) Reimbursement for traveling expenses as provided under IC 4-13-1-4.

(3) Other expenses actually incurred in connection with the member's duties.

(f) The commission shall meet at least four (4) times each year at the call of the chairperson.

(g) The duties of the commission shall include but not be limited to the following:

(1) Identify minority business enterprises, women's business enterprises, and veteran owned small businesses in the state.

(2) Assess the needs of minority business enterprises, women's business enterprises, and veteran owned small businesses.

(3) Initiate aggressive programs to assist minority business enterprises, women's business enterprises, and veteran owned small businesses in obtaining state contracts.

(4) Give special publicity to procurement, bidding, and



qualifying procedures.

(5) Include minority business enterprises, women's business enterprises, and veteran owned small businesses on solicitation mailing lists.

(6) Evaluate the competitive differences between qualified minority or women's nonprofit corporations and other than qualified minority or women's nonprofit corporations and veteran owned small businesses that offer similar services and make recommendation to the department on policy changes necessary to ensure fair competition among minority business enterprises, women's business enterprises, and veteran owned small businesses.

(7) Define the duties, goals, and objectives of the deputy commissioner of the department as created under this chapter to assure compliance by all state agencies, separate bodies corporate and politic, and state educational institutions with state and federal legislation and policy concerning the awarding of contracts (including, notwithstanding section 1(d) of this chapter or any other law, contracts of state educational institutions) to minority business enterprises, women's business enterprises, and veteran owned small businesses.

(8) Establish annual goals:

(A) for the use of minority and women's business enterprises; and

(B) derived from a statistical analysis of utilization study of state contracts (including, notwithstanding section 1(d) of this chapter or any other law, contracts of state educational institutions) that are required to be updated every five (5) years.

(9) Prepare a review of the commission and the various affected departments of government to be submitted to the governor and the legislative council on March 1 and October 1 of each year, evaluating progress made in the areas defined in this subsection.

(10) Ensure that the statistical analysis required under this section:

(A) is based on goals for participation of minority business enterprises established in *Richmond v. Croson*, 488 U.S. 469 (1989);

(B) includes information on both contracts and subcontracts (including, notwithstanding section 1(d) of this chapter or any other law, contracts and subcontracts of state educational institutions); and



(C) uses data on the combined capacity of minority business enterprises, women's business enterprises, and veteran owned small businesses in Indiana and not just regional data.

(11) Establish annual goals for the use of minority business enterprises, women's business enterprises, and veteran owned small businesses for any contract that:

(A) will be paid for in whole or in part with state grant funds; and

(B) involves the use of real property of a unit.

(12) Ensure compliance with the establishment and evaluation of the annual goal for veteran owned small businesses established in section 3.5 of this chapter.

(13) Enhance employment opportunities for individuals with a disability by encouraging state agencies and units of local government to purchase products made by and services provided by individuals with a disability who are employed by qualified agencies (as defined in IC 5-22-13-1).

(h) The department shall direct contractors to demonstrate a good faith effort to meet the annual participation goals established under subsection (g)(11). The good faith effort shall be demonstrated by contractors using the repository of certified firms created under section 3 of this chapter or a similar repository maintained by a unit.

(i) The department shall adopt rules of ethics under IC 4-22-2 for commission members other than commission members appointed under subsection (a)(6) or (a)(7).

(j) The department of administration shall furnish administrative support and staff as is necessary for the effective operation of the commission.

(k) The commission shall advise the department on developing a statement, to be included in all applications for and agreements governing grants made with state funds, stating the importance of the use of minority business enterprises, women's business enterprises, and veteran owned small businesses in fulfilling the purposes of the grant.

(l) For purposes of subsections (g)(11) and (h), "unit" means a county, city, town, township, or school corporation.

(m) On or before July 1, 2027, and July 1 biennially thereafter, the commission shall submit a report to the executive director of the legislative services agency, in an electronic format under IC 5-14-6, for review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:

(1) official action taken; and



(2) actionable items considered;
by the commission during the preceding two (2) years.

SECTION 9. IC 4-13-16.5-3, AS AMENDED BY P.L.42-2024,
SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2026]: Sec. 3. (a) There is created in the department a deputy
commissioner for supplier diversity development. Upon consultation
with the commission, the commissioner of the department, with the
approval of the governor, shall appoint an individual who possesses
demonstrated capability in business or industry, especially in minority
business enterprises, women's business enterprises, or veteran owned
small businesses, to serve as deputy commissioner to work with the
commission in the implementation of this chapter.

(b) The deputy commissioner shall do the following:

(1) Identify and certify minority business enterprises, women's
business enterprises, and veteran owned small businesses for
state projects.

(2) Establish a central certification file.

(3) Periodically update the certification status of each minority
business enterprise, women's business enterprise, or veteran
owned small business.

(4) Monitor the progress in achieving the goals established under
section 2(g)(8) and 2(g)(11) of this chapter.

(5) Require all state agencies, separate bodies corporate and
politic, and state educational institutions to report on planned
and actual participation of minority business enterprises,
women's business enterprises, and veteran owned small
businesses in contracts awarded by state agencies. The
commissioner may exclude from the reports uncertified minority
business enterprises, women's business enterprises, and veteran
owned small businesses.

(6) Determine and define opportunities for minority, women's,
and veteran owned business participation in contracts awarded
by all state agencies, separate bodies corporate and politic, and
state educational institutions.

(7) Implement programs initiated by the commission under
section 2 of this chapter.

(8) Perform other duties as defined by the commission or by the
commissioner.

**(c) In addition to the duties described in subsection (b), the
deputy commissioner shall do the following:**

**(1) Request from any agency of the state or any unit of local
government information concerning product specification**



and service requirements to enable the commission to carry out the intent of section 2(g)(13) of this chapter.

(2) Request from each participating qualified agency (as defined in IC 5-22-13-1) a quarterly report that describes employment data and the volume of sales for each product or service sold in accordance with sections 2(g)(13) and 10 of this chapter. These reports shall be made available to the department.

(3) Establish the price for all products and services provided by individuals with a disability and offered for sale to state agencies and units of local government under IC 5-22-13 that the commission determines are suitable for use. The price fixed must recover, for the qualified agency (as defined in IC 5-22-13-1), the cost of raw materials, labor, overhead, and delivery. The commission shall annually review and periodically revise the prices in accordance with changing cost factors and adopt necessary rules regarding specifications, time of delivery, and fair market price.

(4) Approve and prepare a procurement state use catalog that:

(A) contains a compilation of the products and services available through qualified agencies (as defined in IC 5-22-13-1) that have been approved by the commission and that are available for purchase; and

(B) lists all products and services available from any qualified agency (as defined in IC 5-22-13-1) that the commission determines are suitable for procurement.

The procurement state use catalog must be distributed annually by electronic mail not later than thirty (30) days following the beginning of the state fiscal year, and revisions of the procurement state use catalog must be distributed quarterly to all purchasing officers of state agencies and units of local government for purchase under IC 5-22-13.

(5) Encourage diversity in products and services provided by qualified agencies (as defined in IC 5-22-13-1) and discourage unnecessary duplication or competition between facilities.

(6) Update the procurement state use catalog not later than every ninety (90) days starting January 1 of each year. The web based electronic version shall be considered the procurement state use catalog of record.

(7) Contract with a central coordinating agency that:



(A) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code;

(B) provides management services to organizations that provide employment services to individuals with a disability; and

(C) has a management service agreement with a statewide trade association of providers that deliver services to individuals with a disability.

SECTION 10. IC 4-13-16.5-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 10. (a) The department shall, in consultation with the commission, adopt rules under IC 4-22-2 to do the following:**

(1) Increase contracting opportunities for qualified agencies (as defined in IC 5-22-13-1) with a goal to procure in each state fiscal year at least one and one-half percent (1.5%) of state contracts with qualified agencies.

(2) Develop procurement policies and procedures to accomplish the goal described in subdivision (1), including guidelines to be followed by the department in conducting the department's procurement efforts.

(b) The procurement policies developed under subsection (a)(2) do not apply to a procurement of supplies and services to address immediate and serious government needs at a time of emergency, including a threat to the public health, welfare, or safety that may arise by reason of floods, epidemics, riots, acts of terrorism, major power failures, a threat proclaimed by the President of the United States or the governor, or a threat declared by the Indiana department of health.

(c) The goal set under subsection (a) must be administered so as not to diminish any of the goals adopted under this chapter.

(d) The department shall annually evaluate its progress in meeting the goal described in this section for the previous state fiscal year. After June 30 and before November 1 of each year, the department shall submit a report to the governor, the committee, and the legislative council in an electronic format under IC 5-14-6. The report must include the following information:

(1) The percentage goal obtained by the department during the previous state fiscal year.

(2) A summary of why the department failed to meet the goal and what actions are being taken by the department to meet the goal in the current state fiscal year.



(e) The department shall post the report described in subsection (d) on the department's website not later than thirty (30) days after the report is submitted.

SECTION 11. IC 4-15-12-8, AS AMENDED BY P.L.215-2016, SECTION 88, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) There is created the affirmative action advisory committee to assist in the effective implementation of the affirmative action policy. The committee is composed of eight (8) members. The governor shall appoint the members of the committee with the advice of the affirmative action officer. The members serve at the pleasure of the governor.

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

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

(d) The affirmative action advisory committee shall:

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

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

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

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

(f) This section expires December 31, 2026.

SECTION 12. IC 4-22-2-0.3, AS ADDED BY P.L.220-2011, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2026]: Sec. 0.3. (a) The adoption of any rule by a state agency without the approval of the fire prevention and building safety commission **established under IC 22-12-2-1 (before its repeal)** before July 1, 1987, is legalized and validated.

(b) The adoption of any rule by the fire prevention and building safety commission before July 1, 2026, is legalized and validated and considered a rule of the department of homeland security after June 30, 2026.

SECTION 13. IC 4-22-2.6-4, AS AMENDED BY P.L.213-2025, SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) To readopt a rule, an agency must conduct a review of the rule to consider the continued need for the rule and whether the rule, if readopted, will meet each of the standards in IC 4-22-2-19.5 and (if applicable) the requirements for fees, fines, and civil penalties in IC 4-22-2-19.6.

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

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

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

(A) the agency in administering the rule; or

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

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

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

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



1 include the following:

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

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

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

11 (4) Either of the following:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

42 (7) Any difficulties encountered by:



(A) the agency in administering the rule; or

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

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

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

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

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

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

SECTION 14. IC 4-22-2.6-5, AS AMENDED BY P.L.93-2024, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE MAY 15, 2026]: Sec. 5. (a) If an agency elects to readopt a rule under this chapter, the agency shall submit a copy of the written findings under section 4 of this chapter to the office of management and budget and the legislative council not later than the first regular business day in July of the year preceding the year in which the rule expires under this chapter.

(a) (b) If an agency elects to readopt a rule under this chapter, the agency shall submit a notice of proposed readoption to the publisher



not later than the first regular business day in September of the year preceding the year in which the rule expires under this chapter for publication in the Indiana Register. A separate notice must be published for each board or other person or entity with rulemaking authority.

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

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

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

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

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

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

(6) Any other information required by the publisher.

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

(1) establishing the intended publication date; and

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

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

SECTION 15. IC 4-23-6-7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 7. This chapter expires December 31, 2026.**

SECTION 16. IC 4-23-6.5-4, AS AMENDED BY P.L.56-2023, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The board consists of seven (7) members.

The board must include the following:

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

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

~~(3)~~ (2) The superintendent of the state police department or the



superintendent's designee.

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

(4) An attorney appointed by the governor.

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

SECTION 17. IC 4-23-7.1-39.1, AS AMENDED BY P.L.13-2013, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 39.1. (a) The state library advisory council is established for the purpose of advising the board and the state librarian concerning:

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

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

(c) The board shall appoint the members of the advisory council, with nominations for appointment from library organizations and the state librarian.

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

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

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

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



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(h) This section expires December 31, 2026.

SECTION 18. IC 4-23-7.2-21 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 21. (a) An advisory committee is established to advise the historical bureau in establishing an oral history of the general assembly under section 20 of this chapter. The committee consists of the following eight (8) members:

(1) One (1) member of the general assembly appointed by the speaker of the house of representatives.

(2) One (1) member of the general assembly appointed by the minority leader of the house of representatives.

(3) One (1) member of the general assembly appointed by the president pro tempore of the senate.

(4) One (1) member of the general assembly appointed by the minority leader of the senate.

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

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

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

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

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

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

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

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

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

(d) The:

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

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

of the committee from among the legislative members of the



committee. The chair and vice-chair of the committee serve at the pleasure of the appointing authority.

(e) Each member of the committee is entitled to receive the same per diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members, respectively, of interim study committees established by the legislative council.

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

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

(h) On or before July 1, 2027, and July 1 biennially thereafter, the committee shall submit a report to the executive director of the legislative services agency, in an electronic format under IC 5-14-6, for review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:

(1) official action taken; and

(2) actionable items considered;

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

SECTION 19. IC 4-23-12 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Indiana Commission for Arts and Humanities in Education).

SECTION 20. IC 4-23-24.1-0.1 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 0-1. The amendments made to section 3 of this chapter by P.L.199-2007 apply only to members of the commission appointed by the governor after December 31, 2008. A member of the commission appointed by the governor under section 3 of this chapter before January 1, 2009, may serve the entire four (4) year term to which the member was appointed; as provided in section 4(b) of this chapter.

SECTION 21. IC 4-23-24.1-3, AS AMENDED BY P.L.42-2024, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The commission consists of thirteen (13) members, appointed as follows:

(1) Nine (9) members who are Indiana residents appointed by the governor. Each Indiana congressional district must be represented by at least one (1) individual appointed under this subdivision who is a resident of that congressional district. Not more than five (5) members appointed under this subdivision may be members of the same political party.

(2) (1) The commissioner of the department of administration or the commissioner's designee.

(2) The director of the Indiana housing and community



development authority or the director's designee.

(3) The chief executive officer of the state museum or the chief executive officer's designee.

(4) The state librarian or the state librarian's designee.

(5) The director of the civil rights commission or the director's designee.

(6) Four (4) members appointed by the governor in accordance with subsection (c).

(7) Four (4) members of the general assembly who are appointed under section 5 of this chapter.

(b) Members of the commission serve at the pleasure of the appointing authority.

(c) The following apply to members appointed under subsection (a)(6):

(1) Not more than two (2) of the members may be members of the same political party.

(2) At least three (3) of the members must reside in different Indiana congressional districts.

SECTION 22. IC 4-23-24.1-4, AS AMENDED BY P.L.1-2025, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The governor shall annually designate one (1) of the members appointed under section 3(a)(1) 3(a)(6) of this chapter as chairperson of the commission.

(b) Except as provided in subsection (c), members of the commission appointed under section 3(a)(1) of this chapter by the governor serve a four (4) year term. For a member appointed after June 30, 2026, each term expires as follows:

(1) For a member appointed from an odd-numbered congressional district, December 31, 2025, and each fourth year thereafter.

(2) For a member appointed from an even-numbered congressional district, December 31, 2027, and each fourth year thereafter. December 31, 2030, and each fourth year thereafter.

(c) This subsection applies to a member appointed by the governor under section 3 of this chapter before July 1, 2026. The term of each member expires July 1, 2026.

(d) A member appointed by the governor under section 3(a)(1) 3 of this chapter may be reappointed for successive terms.

(e) The governor shall fill a vacancy among the members appointed under section 3(a)(1) 3(a)(6) of this chapter. A member appointed under this subsection serves until the end of the unexpired



term of the vacating member of the commission.

SECTION 23. IC 4-23-24.1-5.5, AS ADDED BY P.L.42-2024, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5.5. (a) The commission:

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

(2) must meet at least two (2) times each calendar year.

(b) The chairperson may:

(1) designate subcommittees as necessary to meet between commission meetings; and

(2) require a subcommittee to report on its activities to the full commission.

SECTION 24. IC 4-23-24.1-6, AS AMENDED BY P.L.199-2007, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. Seven (7) members of the commission constitute a quorum. **The affirmative votes of at least seven (7) members of the commission are required for the commission to take official action.**

SECTION 25. IC 4-23-24.1-7, AS AMENDED BY P.L.42-2024, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for mileage, traveling expenses as provided under IC 4-13-1-4, and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency. ~~Expenses incurred under this subsection and subsection (b) shall be paid out of the funds appropriated to the civil rights commission.~~

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

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



(d) Expenses incurred under subsections (a) and (b) shall be paid out of the funds appropriated to the civil rights commission.

SECTION 26. IC 4-23-24.1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. The civil rights commission shall furnish the necessary staff and administrative support for the commission.

SECTION 27. IC 4-23-24.1-11 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. Funding for the commission is derived from money appropriated to the civil rights commission. Money appropriated to the civil rights commission for the purposes of this chapter does not revert to the state general fund at the end of a state fiscal year, but remains available to the civil rights commission until the purpose for which the money was appropriated is fulfilled.

SECTION 28. IC 4-23-24.1-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) The Dr. Martin Luther King, Jr. holiday commission special fund is established to provide money for special projects of the commission.

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

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

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

(e) The treasurer of state shall invest money in the fund not needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest on investments made under this subsection accrues to the fund.

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

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

SECTION 29. IC 4-23-25 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Indiana Commission for Women).

SECTION 30. IC 4-23-26-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. This chapter expires December 31, 2026.

SECTION 31. IC 4-23-27-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. This chapter expires December



1 **31, 2026.**

2 SECTION 32. IC 4-23-28 IS REPEALED [EFFECTIVE JULY 1,
3 2026]. (Commission on Hispanic/Latino Affairs).

4 SECTION 33. IC 4-23-30.2 IS REPEALED [EFFECTIVE JULY
5 1, 2026]. (Board for the Coordination of Programs Serving Vulnerable
6 Individuals).

7 SECTION 34. IC 4-23-31 IS REPEALED [EFFECTIVE JULY 1,
8 2026]. (Commission on the Social Status of Black Males).

9 SECTION 35. IC 4-23-32 IS REPEALED [EFFECTIVE JULY 1,
10 2026]. (Native American Indian Affairs Commission).

11 SECTION 36. IC 4-23-35 IS ADDED TO THE INDIANA CODE
12 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2026]:

14 **Chapter 35. Indiana State Historical Records Advisory Board**

15 **Sec. 1. As used in this chapter, "board" refers to the Indiana**
16 **state historical records advisory board established by section 3 of**
17 **this chapter.**

18 **Sec. 2. As used in this chapter, "NHPRC" means the federal**
19 **National Historical Publications and Records Commission.**

20 **Sec. 3. The Indiana state historical records advisory board:**

21 **(1) initially established under Executive Order 06-01; and**

22 **(2) continued under Executive Order 13-13 and 17-06;**

23 **is established under the Indiana department of administration. The**
24 **board is a continuing board. The purpose of the board is to carry**
25 **out the duties under section 8 of this chapter.**

26 **Sec. 4. (a) The board consists of seven (7) voting members.**

27 **(b) At least four (4) members of the board must have**
28 **recognized experience in the administration of government**
29 **records, historical records, or archives.**

30 **(c) One (1) of the seven (7) members under subsection (a) must**
31 **be the state archivist. The remaining six (6) members shall be**
32 **appointed by the state archivist and are lay members who:**

33 **(1) may be reappointed; and**

34 **(2) serve at the will of the state archivist.**

35 **There is no term limit for members of the board.**

36 **(d) The state archivist shall serve as state coordinator and**
37 **chair of the board.**

38 **Sec. 5. (a) The term of a member appointed under section 4(a)**
39 **of this chapter is three (3) years.**

40 **(b) The state archivist shall appoint a new member to fill a**
41 **vacancy on the board that occurs for any reason. A member**
42 **appointed under this subsection serves the remainder of the**



unexpired term of the vacating member.

Sec. 6. (a) This section applies to a member of the board appointed under Executive Order 06-01, 13-13, or 17-06.

(b) An individual who serves as a member of the board on June 30, 2026, is appointed by operation of law to serve the remainder of the member's unexpired term. A subsequent vacancy shall be filled by the state archivist under section 4(c) of this chapter.

(c) This section expires July 1, 2030.

Sec. 7. (a) The board shall meet at least quarterly at the call of the chair.

(b) The chair may call additional meetings. There is no maximum number of meetings that may be called by the chair.

(c) A quorum consists of a simple majority of voting members.

Sec. 8. (a) The board shall serve as the central advisory body for:

(1) historical records planning; and

(2) projects:

(A) funded by the NHPRC; and

(B) developed and carried out within Indiana.

(b) The board may do the following:

(1) Develop and submit to the NHPRC state priorities for historical records programs as part of a state plan.

(2) Solicit or develop proposals for NHPRC grant projects.

(3) Review proposals by institutions in Indiana and make recommendations about the proposals to the NHPRC.

(4) Work to preserve Indiana's documentary heritage.

(5) Promote practices that ensure preservation of, and access to, the state's public and private records.

(6) Encourage adherence to archival and records management principles through meetings and workshops.

(7) Survey repositories, support the state's records management program, and promote the sharing of collection information.

(8) Encourage the professional development of archivists, curators, volunteers, and others dedicated to the task of caring for Indiana's documentary heritage.

Sec. 9. (a) Each member of the board who is not a state employee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). A member is, however, entitled to reimbursement for expenses actually incurred in connection with the member's duties as provided in the state policies and



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procedures established by the Indiana department of administration and approved by the budget agency.

(b) The expenses of the board shall be paid in the same manner in which the board's expenses were paid under Executive Orders 06-01, 13-13, and 17-06.

(c) The Indiana department of administration shall staff the board.

Sec. 10. The affirmative votes of a majority of the members appointed to the board are required for the board to take action on any measure, including final reports.

Sec. 11. (a) The board shall annually submit a report on its work to the governor.

(b) A report under subsection (a) is a public record.

SECTION 37. IC 4-23-36 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

Chapter 36. Indiana Cultural Commission

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

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

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

Sec. 3. The Indiana cultural commission is established.

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

- (1) Two (2) members of the house of representatives appointed by the speaker of the house of representatives. The members appointed under this subdivision must be from different political parties.
- (2) Two (2) members of the senate appointed by the president pro tempore of the senate. The members appointed under this subdivision must be from different political parties.
- (3) One (1) individual who is not a member of the general assembly appointed by the speaker of the house of representatives.
- (4) One (1) individual who is not a member of the general assembly appointed by the president pro tempore of the senate.
- (5) The secretary of the family and social services



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



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2028, and each fourth year thereafter.

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

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

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

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

(1) African American affairs.

(2) Hispanic/Latino affairs.

(3) Women and families.

(4) Native American Indian affairs.

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

(c) The chairperson may:

(1) designate other subcommittees to meet between commission meetings; and

(2) require a subcommittee to report on its activities to the full commission.

(d) A subcommittee designated under this section is comprised of the following:

(1) At least three (3) members of the commission appointed by the chairperson.

(2) Not more than three (3) members of the public appointed by the chairperson.

A member of public appointed to a subcommittee must be selected based on the individual's background and experience related to the subcommittee's designated purpose.

(e) A member of the public who serves on a subcommittee is not entitled to a per diem or a mileage allowance under section 9 of this chapter.

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

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

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

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

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



the remaining members of the commission.

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

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

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

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

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

Sec. 10. The commission shall do the following:

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

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



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- 1 (G) Civil rights.
- 2 (H) The justice system.
- 3 (I) Any other aspect of society identified by the
- 4 commission.
- 5 (2) Promote cooperation and understanding between
- 6 communities throughout Indiana.
- 7 (3) Assess the needs of underrepresented and minority
- 8 groups and identify recommendations to resolve those needs.
- 9 (4) Promote full participation of underrepresented and
- 10 minority groups in all aspects of society.
- 11 (5) Identify legal and social barriers to underrepresented and
- 12 minority groups.
- 13 (6) Identify measures that could facilitate easier access to
- 14 state and local government services by underrepresented and
- 15 minority groups.
- 16 (7) Make recommendations to appropriate governmental
- 17 agencies regarding issues of preservation and excavation of
- 18 Native American Indian historical and archeological sites,
- 19 including the reburial of remains of Native American
- 20 Indians, that are consistent with IC 14-21-1-25.5.
- 21 (8) Monitor legislation, policies, and other legal
- 22 developments in order to make recommendations to the
- 23 general assembly and the governor that support the
- 24 commission's purposes.
- 25 (9) Gather, study, and disseminate information on
- 26 underrepresented and minority groups through publications,
- 27 public hearings, conferences, and other means.
- 28 (10) Before November 1 of each year, submit an annual
- 29 report on the commission's activities to:
 - 30 (A) the governor; and
 - 31 (B) the legislative council in an electronic format under
 - 32 IC 5-14-6.
- 33 Sec. 11. The commission may study topics that are not
- 34 described in section 10 of this chapter as assigned by:
 - 35 (1) statute;
 - 36 (2) the governor;
 - 37 (3) the legislative council; or
 - 38 (4) the chairperson of the commission.
- 39 Sec. 12. The commission may do the following:
 - 40 (1) Designate and appoint members to subcommittees in
 - 41 accordance with section 6 of this chapter.
 - 42 (2) Transact business and enter into contracts that support



the commission's purposes.

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

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

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

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

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

(2) Gaming on tribal land.

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

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

(c) Money appropriated to the civil rights commission for the purposes of this chapter does not revert to the state general fund at the end of a state fiscal year, but remains available to the civil rights commission until the purpose for which the money was appropriated is fulfilled.

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

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

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

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

(e) The treasurer of state shall invest money in the fund not needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest on investments made under this subsection accrues to the fund.

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

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

SECTION 38. IC 4-31-3-8, AS AMENDED BY P.L.1-2025, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. The commission shall:



- (1) prescribe the rules and conditions under which horse racing at a recognized meeting may be conducted;
 - (2) initiate safeguards as necessary to account for the amount of money wagered at each track or satellite facility in each wagering pool;
 - (3) require all permit holders to provide a photographic or videotape recording, approved by the commission, of the entire running of all races conducted by the permit holder;
 - (4) make annual reports concerning:
 - (A) the promotional actions taken and promotional initiatives established by the commission to promote the Indiana horse racing industry, including:
 - (i) a listing of the commission's promotional actions and promotional initiatives; and
 - (ii) an accounting of the money spent on each promotional action and promotional initiative;
 - (B) the competitive status of the Indiana horse racing industry as compared to the horse racing industries of other states and measured by purse, handle, and any other factors determined by the commission;
 - (C) the commission's operations; and
 - (D) the commission's recommendations;
- to the governor and, in an electronic format under IC 5-14-6, to the general assembly;
- (5) carry out the provisions of ~~IC 15-19-2~~, IC 4-31-11-14.5, after considering recommendations received from the ~~Indiana standardbred advisory board under IC 15-19-2~~; **breed development advisory committee under IC 4-31-11-9(c)**;
 - (6) develop internal procedures for accepting, recording, investigating, and resolving complaints from licensees and the general public;
 - (7) promote the Indiana horse racing industry, including its simulcast product; and
 - (8) annually post the following information on the commission's website:
 - (A) A summary of the disciplinary actions taken by the commission in the preceding calendar year.
 - (B) A summary of the complaints received and resolved in the preceding calendar year.

SECTION 39. IC 4-31-3-9, AS AMENDED BY P.L.152-2025, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. Subject to section 14 of this chapter, the

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commission may:

(1) adopt rules under IC 4-22-2 to implement this article, including rules that incorporate by reference the ARCI model rules and the ARCI uniform classification guidelines for foreign substances and recommended penalties model rules and rules that prescribe:

(A) the forms of wagering that are permitted;

(B) the number of races;

(C) the procedures for wagering;

(D) the wagering information to be provided to the public;

(E) fees for the issuance and renewal of:

(i) permits under IC 4-31-5;

(ii) satellite facility licenses under IC 4-31-5.5; and

(iii) licenses for racetrack personnel and racing participants under IC 4-31-6;

(F) investigative fees;

(G) fines and penalties; and

(H) any other regulation that the commission determines is in the public interest in the conduct of recognized meetings and wagering on horse racing in Indiana;

(2) appoint employees and fix their compensation, subject to the approval of the budget agency under IC 4-12-1-13;

(3) enter into contracts necessary to implement this article; and

(4) receive and consider recommendations from ~~a~~ **the breed** development advisory committee established under IC 4-31-11.

SECTION 40. IC 4-31-9-10, AS AMENDED BY P.L.137-2022, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) At the close of each day on which pari-mutuel wagering is conducted at a racetrack or satellite facility, the permit holder or satellite facility operator shall pay the breakage from each of the races on which wagers were taken on that day to the department of state revenue for deposit in the appropriate breed development fund as determined by the rules of the commission.

(b) Not later than March 15 of each year, each permit holder or satellite facility operator shall pay to the commission the balance of the outs tickets from the previous calendar year. The commission shall distribute money received under this subsection to the ~~appropriate breed development fund. as determined by the rules of the commission.~~

(c) The payment of the breakage under this section must be reported and remitted electronically through the department's online tax filing program.

SECTION 41. IC 4-31-11-1 IS AMENDED TO READ AS



1 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. As used in this
 2 chapter, "development committee" refers to ~~a~~ **the** breed development
 3 advisory committee established by the commission under section 3 of
 4 this chapter.

5 SECTION 42. IC 4-31-11-2 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. As used in this
 7 chapter, "development fund" refers to ~~a~~ **the** breed development fund
 8 established by the commission under section ~~10~~ **10.5** of this chapter.

9 SECTION 43. IC 4-31-11-3 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. The commission ~~may~~
 11 **shall** establish a ~~separate~~ breed development advisory committee. ~~for~~
 12 ~~each breed of horse that participates in racing meetings under this~~
 13 ~~article.~~

14 SECTION 44. IC 4-31-11-4, AS AMENDED BY P.L.168-2019,
 15 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2026]: Sec. 4. (a) ~~Each~~ **The** development committee consists
 17 of three (3) members appointed as follows:

18 (1) One (1) member appointed by the ~~governor;~~ **commission,**
 19 who shall chair the **development** committee.

20 (2) Two (2) members appointed by the ~~governor;~~ **commission.**

21 (b) The members of ~~each~~ **the** development committee must be
 22 residents of Indiana who are knowledgeable in horse breeding and
 23 racing. No more than two (2) members of ~~each~~ **the** development
 24 committee may be members of the same political party.

25 (c) For a member to be eligible for an appointment and to continue
 26 to serve on ~~a~~ **the** development committee under subsection (a), the
 27 member must hold a valid current license issued by the commission.

28 SECTION 45. IC 4-31-11-5, AS AMENDED BY P.L.32-2021,
 29 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2026]: Sec. 5. A member of ~~a~~ **the** development committee
 31 serves a term of four (4) years. If a vacancy occurs on ~~a~~ **the** [
 32]development committee due to the death, resignation, or removal of
 33 a member, a new member shall be appointed to serve for the remainder
 34 of the unexpired term in the same manner as the original member was
 35 appointed under section 4 of this chapter.

36 SECTION 46. IC 4-31-11-7 IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. A member of ~~a~~ **the**
 38 development committee is not entitled to the minimum salary per diem
 39 provided by IC 4-10-11-2.1(b). However, a member is entitled to
 40 reimbursement for traveling expenses and other expenses actually
 41 incurred in connection with the member's duties, as provided in the
 42 state travel policies and procedures established by the department of



administration and approved by the budget agency.

SECTION 47. IC 4-31-11-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. ~~Each~~ **The** development committee shall make recommendations to the commission concerning an Indiana sires racing program. If the commission establishes an Indiana sires racing program, only those horses that were sired by an Indiana stallion are eligible for races conducted under the program. Stallions residing in Indiana during the full length of the breeding season are eligible for registration as Indiana sires. The commission may charge a fee for registration of Indiana sires.

SECTION 48. IC 4-31-11-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) ~~Each~~ **The** development committee may make recommendations to the commission concerning:

- (1) stakes races;
- (2) futurity races;
- (3) races only for horses owned by Indiana residents;
- (4) races only for horses sired by stallions standing in Indiana;
- (5) races only for horses foaled in Indiana; or
- (6) races for any combination of horses described in subdivision (3), (4), or (5).

Races described in subdivisions (3) through (6) may be for different distances and may be limited by the age, sex, or gait of the horse.

(b) ~~Each~~ **The** development committee may make recommendations to the commission concerning:

- (1) cooperative arrangements with statewide breed associations; and
- (2) distribution of money available in ~~a~~ **the** development fund in order to supplement a purse for a race at a county fair or agricultural exposition in Indiana.

(c) The development committee shall make recommendations to the commission for the furtherance of the standardbred horse industry in Indiana.

SECTION 49. IC 4-31-11-10 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 10. The commission may establish a separate breed development fund for each breed of horse that participates in racing meetings under this article. The development funds shall be administered by the commission.~~

SECTION 50. IC 4-31-11-10.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 10.5. (a) The commission shall**



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1 establish a breed development fund.

2 (b) The development fund consists of:

3 (1) money received by the commission under section 14.5 of
4 this chapter;

5 (2) breakage and outs paid into the development fund under
6 IC 4-31-9-10;

7 (3) appropriations by the general assembly;

8 (4) gifts;

9 (5) stakes payments;

10 (6) entry fees; and

11 (7) money paid into the development fund under
12 IC 4-35-7-12.

13 (c) The money received by the commission under this chapter
14 must be deposited in the development fund.

15 (d) The commission shall pay any expense incurred in
16 administering this chapter from the development fund.

17 (e) Money in the development fund is continuously
18 appropriated to the commission to carry out the purposes of this
19 chapter.

20 SECTION 51. IC 4-31-11-11, AS AMENDED BY P.L.210-2013,
21 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2026]: Sec. 11. ~~Each~~ The development fund consists of:

23 (1) breakage and outs paid into the fund under IC 4-31-9-10;

24 (2) appropriations by the general assembly;

25 (3) gifts;

26 (4) stakes payments;

27 (5) entry fees; and

28 (6) money paid into the fund under IC 4-35-7-12.

29 SECTION 52. IC 4-31-11-12 IS AMENDED TO READ AS
30 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. The treasurer of
31 state shall invest the money in ~~each the~~ development fund not currently
32 needed to meet obligations of ~~that the development~~ fund in the same
33 manner as other public funds may be invested. Interest that accrues
34 from these investments shall be deposited in the **development** fund.

35 SECTION 53. IC 4-31-11-13, AS AMENDED BY P.L.9-2024,
36 SECTION 108, IS AMENDED TO READ AS FOLLOWS
37 [EFFECTIVE JULY 1, 2026]: Sec. 13. The state comptroller and
38 treasurer of state shall make payments from the development ~~funds~~
39 **fund** upon order of the commission. Money in ~~each the development~~ **[**
40 **]** fund is continuously appropriated to make these payments. ~~However,~~
41 ~~the state comptroller and treasurer of state may not transfer money from~~
42 ~~one (1) development fund to another development fund.~~



SECTION 54. IC 4-31-11-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14. ~~A~~ The development fund does not revert to the state general fund at the end of a state fiscal year.

SECTION 55. IC 4-31-11-14.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14.5. (a) After considering the recommendations of the development committee, the commission may disburse money from the development fund for any purpose described in this section.

(b) After considering the recommendations of the development committee, the commission may:

(1) conduct educational, informational, and youth programs, and sponsor and expend funds for any program and advertising aimed at promoting the standardbred industry in Indiana;

(2) employ persons to aid in general promotion or race administration programs for the standardbred industry in Indiana;

(3) prescribe standards for race programs and conditions of races, which may include types of races, length of races, positioning of entries, or gait;

(4) disburse available money to supplement purses for any individual race with a cooperating fair or standardbred race meeting;

(5) disburse available money to supplement purses for races having the requirement that the entries be owned by legal residents of Indiana; and

(6) accept and disburse donations, contributions, appropriations, or grants of money or real or personal property.

(c) After considering the recommendations of the development committee, the commission shall distribute available money so that either:

(1) the division between the trotting and pacing gaits of the standardbred horse is as near equal as possible in proportion to entries received for any race program; or

(2) the entries may have been conceived by a stallion that regularly stands within Indiana and that is listed in the standardbred registry.

(d) The commission shall establish a standardbred registry.

(e) After considering the recommendations of the development



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committee, the commission shall collect fees for the registration of standardbred stallions in an amount established by the commission. However, amounts collected may not exceed five hundred dollars (\$500) per stallion.

(f) After considering the recommendations of the development committee, the commission shall establish purses for races or to promote races if the races are open to only the offspring of standardbred stallions registered under subsection (e).

(g) All money that is disbursed under this section must be divided so that of all the money disbursed under this section in any one (1) year:

(1) at least sixty percent (60%) is supplemented for use in prescribed programs of county and 4-H fairs; and

(2) not more than forty percent (40%) is used to supplement purses at the Indiana state fair.

SECTION 56. IC 4-31-11-15, AS AMENDED BY P.L.268-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. The commission shall use the development funds fund to provide purses and other funding for the activities described in section 9 of this chapter. The commission may pay:

(1) the operating costs of the development programs;

(2) other costs of administering this chapter; and

(3) costs incurred to promote the horse racing industry in Indiana;

from one (1) or more of the development funds. fund. However, the amount used for each state fiscal year from these the development funds fund to pay these the costs under this section may not exceed four percent (4%) of the amount distributed to those funds the development fund during the immediately preceding state fiscal year under IC 4-35-7-12.

SECTION 57. IC 4-35-7-12, AS AMENDED BY P.L.108-2019, SECTION 76, AND AS AMENDED BY P.L.168-2019, SECTION 18, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) The Indiana horse racing commission shall enforce the requirements of this section.

(b) *Subject to section 12.5 of this chapter*, a licensee shall before the fifteenth day of each month distribute for the support of the Indiana horse racing industry *subject to section 12.5 of this chapter, the percentage of* the adjusted gross receipts of the gambling game wagering from the previous month at each casino operated by the licensee that is determined under section 16 or 17 of this chapter. *with respect to adjusted gross receipts received after June 30, 2015.*



~~(c) The Indiana horse racing commission may not use any of the money distributed under this section for any administrative purpose or other purpose of the Indiana horse racing commission.~~

~~(d)~~ (c) A licensee shall distribute the money devoted to horse racing purses and to horsemen's associations under this subsection as follows:

(1) Five-tenths percent (0.5%) shall be transferred to horsemen's associations for equine promotion or welfare according to the ratios specified in subsection ~~(g)~~ (f).

(2) Two and five-tenths percent (2.5%) shall be transferred to horsemen's associations for backside benevolence according to the ratios specified in subsection ~~(g)~~ (f).

(3) Ninety-seven percent (97%) shall be distributed to promote horses and horse racing as provided in subsection ~~(f)~~ (e).

~~(e)~~ (d) A horsemen's association shall expend the amounts distributed to the horsemen's association under subsection ~~(d)~~ (1) through ~~(d)~~ (2) (c)(2) for a purpose promoting the equine industry or equine welfare or for a benevolent purpose that the horsemen's association determines is in the best interests of horse racing in Indiana for the breed represented by the horsemen's association. Expenditures under this subsection are subject to the regulatory requirements of subsection ~~(h)~~ (g).

~~(f)~~ (e) A licensee shall distribute the amounts described in subsection ~~(d)~~ (3) (c)(3) as follows:

(1) Forty-six percent (46%) for thoroughbred purposes as follows:

(A) Fifty-five percent (55%) for the following purposes:

(i) Ninety-seven percent (97%) for thoroughbred purses.

(ii) Two and four-tenths percent (2.4%) to the horsemen's association representing thoroughbred owners and trainers.

(iii) Six-tenths percent (0.6%) to the horsemen's association representing thoroughbred owners and breeders.

(B) Forty-five percent (45%) to the breed development fund established for thoroughbreds under ~~IC 4-31-11-10~~ IC 4-31-11-10.5. *Beginning the date that table games are authorized under section 19 of this chapter, the amounts distributed under this clause shall be further distributed for the following purposes:*

(i) *At least forty-one percent (41%) to the Indiana*



sired horses program.

(ii) The remaining amount for other purposes of the fund.

(2) Forty-six percent (46%) for standardbred purposes as follows:

(A) Three hundred seventy-five thousand dollars (\$375,000) to the state fair commission to be used by the state fair commission to support standardbred racing and facilities at the state fairgrounds.

(B) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used by the state fair commission to make grants to county fairs and the department of parks and recreation in Johnson County to support standardbred racing and facilities at county fair and county park tracks. The state fair commission shall establish a review committee to include the standardbred association board, the Indiana horse racing commission, the Indiana county fair association, and a member of the board of directors of a county park established under IC 36-10 that provides or intends to provide facilities to support standardbred racing, to make recommendations to the state fair commission on grants under this clause. A grant may be provided to the Johnson County fair or department of parks and recreation under this clause only if the county fair or department provides matching funds equal to one dollar (\$1) for every three dollars (\$3) of grant funds provided.

(C) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B) for the following purposes:

(i) Ninety-six and five-tenths percent (96.5%) for standardbred purses.

(ii) Three and five-tenths percent (3.5%) to the horsemen's association representing standardbred owners and trainers.

(D) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B) to the breed development fund established ~~for standardbreds~~ under ~~IC 4-31-11-10~~ IC 4-31-11-10.5.

(3) Eight percent (8%) for quarter horse purposes as follows:

(A) Seventy percent (70%) for the following purposes:

(i) Ninety-five percent (95%) for quarter horse purses.

(ii) Five percent (5%) to the horsemen's association



representing quarter horse owners and trainers.

(B) Thirty percent (30%) to the breed development fund established for quarter horses under IC 4-31-11-10. IC 4-31-11-10.5.

Expenditures under this subsection are subject to the regulatory requirements of subsection ~~(f)~~ (g).

~~(g)~~ (f) Money distributed under subsection ~~(d)(1)~~ (c)(1) and ~~(d)(2)~~ (c)(2) shall be allocated as follows:

(1) Forty-six percent (46%) to the horsemen's association representing thoroughbred owners and trainers.

(2) Forty-six percent (46%) to the horsemen's association representing standardbred owners and trainers.

(3) Eight percent (8%) to the horsemen's association representing quarter horse owners and trainers.

~~(f)~~ (g) Money distributed under this section may not be expended unless the expenditure is for a purpose authorized in this section and is either for a purpose promoting the equine industry or equine welfare or is for a benevolent purpose that is in the best interests of horse racing in Indiana or the necessary expenditures for the operations of the horsemen's association required to implement and fulfill the purposes of this section. The Indiana horse racing commission may review any expenditure of money distributed under this section to ensure that the requirements of this section are satisfied. The Indiana horse racing commission shall adopt rules concerning the review and oversight of money distributed under this section and shall adopt rules concerning the enforcement of this section. The following apply to a horsemen's association receiving a distribution of money under this section:

(1) The horsemen's association must annually file a report with the Indiana horse racing commission concerning the use of the money by the horsemen's association. The report must include information as required by the commission.

(2) The horsemen's association must register with the Indiana horse racing commission.

The state board of accounts shall audit the accounts, books, and records of the Indiana horse racing commission. Each horsemen's association, ~~licensee, and any association for backside benevolence containing any information relating to the distribution of money under this section~~ shall submit to an annual audit of their accounts, books, and records relating to the distribution of money under this section. The audit shall be performed by an independent public accountant, and the audit report shall be provided to the Indiana horse racing commission.

~~(f)~~ (h) The commission shall provide the Indiana horse racing



commission with the information necessary to enforce this section.

~~ff~~ (i) The Indiana horse racing commission shall investigate any complaint that a licensee has failed to comply with the horse racing purse requirements set forth in this section. If, after notice and a hearing, the Indiana horse racing commission finds that a licensee has failed to comply with the purse requirements set forth in this section, the Indiana horse racing commission may:

- (1) issue a warning to the licensee;
- (2) impose a civil penalty that may not exceed one million dollars (\$1,000,000); or
- (3) suspend a meeting permit issued under IC 4-31-5 to conduct a pari-mutuel wagering horse racing meeting in Indiana.

~~ff~~ (j) A civil penalty collected under this section must be deposited in the state general fund.

SECTION 58. IC 5-1.5-2-2, AS AMENDED BY P.L.259-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is established a board of directors to govern the bank. The powers of the bank are vested in this board.

(b) The board is composed of:

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

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

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



connection with the director's duties as is provided in the state travel policies and procedures, established by the department of administration and approved by the budget agency; and

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

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

SECTION 59. IC 5-2-2 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Law Enforcement Academy Building Commission).

SECTION 60. IC 5-10.3-7-2, AS AMENDED BY P.L.198-2016, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The following employees may not be members of the fund:

(1) Officials of a political subdivision elected by vote of the people, unless the governing body specifically provides for the participation of locally elected officials.

(2) Employees occupying positions normally requiring performance of service of less than six hundred (600) hours during a year who:

(A) were hired before July 1, 1982; or

(B) are employed by a participating school corporation.

(3) Independent contractors or officers or employees paid wholly on a fee basis.

(4) Employees who occupy positions that are covered by other pension or retirement funds or plans, maintained in whole or in part by appropriations by the state or a political subdivision, except:

(A) the federal Social Security program; and

(B) the prosecuting attorneys retirement fund established by IC 33-39-7-9.

~~(5) Managers or employees of a license branch of the bureau of motor vehicles commission; except those persons who may be included as members under IC 9-14-10.~~

~~(6)~~ (5) Employees, except employees of a participating school corporation, hired after June 30, 1982, occupying positions normally requiring performance of service of less than one thousand (1,000) hours during a year.

~~(7)~~ (6) Persons who:

(A) are employed by the state;

(B) have been classified as federal employees by the Secretary of Agriculture of the United States; and



(C) are covered by the federal Social Security program as federal employees under 42 U.S.C. 410.

SECTION 61. IC 5-13-9-12, AS ADDED BY P.L.213-2025, SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) As used in this section, "board" refers to the Indiana local government investment pool board established by subsection (c).

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

SECTION 62. IC 5-16-3-2, AS AMENDED BY P.L.187-2021, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The department of homeland security shall provide a safe depository for all blueprints and specifications filed as provided in section 1 of this chapter and retain them for inspection and loan under the conditions and restrictions as the ~~fire prevention and building safety commission~~ **department of homeland security** shall



determine by rule. The ~~fire prevention and building safety commission~~
~~department of homeland security~~ may designate the librarian of the
state of Indiana as the custodian of any blueprints and specifications
filed with it, at any time, and it shall be the duty of the state librarian
to safely preserve the same in the state archives as public documents.

SECTION 63. IC 5-16-13-16, AS ADDED BY P.L.70-2023,
SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2026]: Sec. 16. (a) As used in this section, "adequate welding
standards" means specifications, guidelines, tests, and other methods
used to ensure that all structural steel welds meet, at minimum, the
codes and standards for such welds established in the welding code and
under rules adopted by the ~~fire prevention and building safety~~
~~commission under IC 22-13-2-2.~~ **department of homeland security.**

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

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

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

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

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

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

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

SECTION 64. IC 5-22-2-2.7 IS REPEALED [EFFECTIVE JULY
1, 2026]. Sec. 2.7. "Committee" refers to the committee for the
purchase of products and services established under IC 16-32-2-2.

SECTION 65. IC 5-22-2-2.8 IS ADDED TO THE INDIANA



CODE AS A NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: **Sec. 2.8. "Commission" refers to the
commission on supplier diversity established by IC 4-13-16.5-2.**

SECTION 66. IC 5-22-13-1, AS AMENDED BY P.L.37-2018,
SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2026]: Sec. 1. As used in this chapter, "qualified agency"
refers to a nonprofit agency for individuals with ~~disabilities~~ **a disability**
(as defined by ~~IC 16-32-2-1(a)~~) **in IC 4-13-16.5-1(h)**) that meets all of
the following conditions:

- (1) The agency is a nonprofit organization that is incorporated in
Indiana.
- (2) The agency complies with Indiana laws governing private
nonprofit organizations.
- (3) The agency complies with all the requirements of the United
States Department of Labor.
- (4) The agency meets the standards adopted by the secretary of
family and social services.
- (5) The agency makes reports under ~~IC 16-32-2-7.~~
IC 4-13-16.5-3(c).

SECTION 67. IC 5-22-13-3, AS AMENDED BY P.L.46-2007,
SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2026]: Sec. 3. (a) This section applies to a governmental body
not covered by section 2 of this chapter.

(b) A governmental body shall purchase supplies and services
without advertising or calling for bids from a qualified agency under
the same conditions as supplies produced by the department of
correction are purchased under IC 5-22-11.

(c) Except as provided in subsection (d), before a purchasing agent
issues a solicitation for supplies or services, the purchasing agent shall
do either of the following:

- (1) Obtain a written determination within seven (7) business
days from:

(A) the ~~committee~~; **commission**; or

(B) a person designated by the ~~committee~~; **commission**;

that no qualified agency can provide the supplies or services.

- (2) Certify that the supplies or services offered by a qualified
agency cannot be obtained as required in section 5 of this
chapter.

(d) If a purchasing agent issues a solicitation for a consolidated
purchase of supplies or services, or both, the purchasing agent shall do
either of the following:

- (1) Require vendors to purchase:



- 1 (A) supplies;
 2 (B) services; or
 3 (C) both supplies and services;
 4 from a catalog of a qualified agency kept by the ~~committee~~.
 5 **deputy commissioner for supplier diversity development for**
 6 **the Indiana department of administration.**

7 (2) Establish scoring standards to ensure participation in the
 8 solicitation by a qualified agency.

9 SECTION 68. IC 5-22-13-5, AS AMENDED BY P.L.37-2018,
 10 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2026]: Sec. 5. (a) Supplies and services purchased under this
 12 chapter must:

13 (1) meet the specifications and needs of the purchasing
 14 governmental body; and

15 (2) be purchased at a fair market price as described under
 16 subsection (b).

17 (b) A fair market price under this section must cover for the
 18 qualified agency the costs of raw materials, labor, overhead, and
 19 delivery cost. In determining the fair market price, the purchasing agent
 20 shall determine if the fair market price is within ten percent (10%) of
 21 the average price estimates or quotes using one (1) or more of the
 22 following:

23 (1) Available information from reliable market sources.

24 (2) A market survey from a person designated by the ~~committee~~.
 25 **commission.**

26 (3) Previous contract prices.

27 (4) The range of bids from the most recent solicitation, including
 28 a determination of:

29 (A) the median price of the bids;

30 (B) the average price of the bids; and

31 (C) any market conditions or specifications that have
 32 changed since the most recent solicitation.

33 SECTION 69. IC 5-26-1-0.5 IS ADDED TO THE INDIANA
 34 CODE AS A NEW SECTION TO READ AS FOLLOWS
 35 [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. As used in this article,**
 36 **"authority" refers to the integrated public safety authority**
 37 **established by IC 5-26-2-1.**

38 SECTION 70. IC 5-26-1-1 IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. As used in this
 40 article, "commission" refers to the ~~integrated public safety commission~~
 41 ~~established under IC 5-26-2-1.~~ **public safety communications**
 42 **commission established by IC 5-26-1.5-1.**



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1 SECTION 71. IC 5-26-1-3 IS REPEALED [EFFECTIVE JULY 1,
2 2026]. Sec. 3: As used in IC 5-26-2, "member" refers to a member of
3 the integrated public safety commission.

4 SECTION 72. IC 5-26-1.5 IS ADDED TO THE INDIANA CODE
5 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2026]:

7 **Chapter 1.5. Public Safety Communications Commission**

8 **Sec. 1. The public safety communications commission is**
9 **established for the purpose of carrying out the commission's duties**
10 **under:**

- 11 (1) this article;
- 12 (2) IC 36-8-16.6;
- 13 (3) IC 36-8-16.7; and
- 14 (4) IC 36-8-16.8.

15 **Sec. 2. (a) The commission is comprised of the following voting**
16 **members:**

- 17 (1) The director of the department of homeland security or
- 18 the director's designee who shall serve as chairperson for the
- 19 commission.
- 20 (2) A sheriff appointed by the governor.
- 21 (3) A chief of police appointed by the governor.
- 22 (4) A fire chief appointed by the governor.
- 23 (5) A head of an emergency medical services provider
- 24 appointed by the governor.
- 25 (6) A county commissioner appointed by the governor.
- 26 (7) A representative of campus law enforcement appointed
- 27 by the governor.
- 28 (8) The superintendent of the state police department or the
- 29 superintendent's designee.
- 30 (9) The special agent in charge of the Indiana office of the
- 31 Federal Bureau of Investigation or the special agent's
- 32 designee.
- 33 (10) A director of a PSAP (as defined in IC 36-8-16.7-20)
- 34 appointed by the governor.
- 35 (11) A representative of a local exchange carrier (as defined
- 36 in IC 36-8-16.7-14) appointed by the governor who is
- 37 recommended by the Indiana Telecommunications
- 38 Association.

39 **(b) The commission also has the following nonvoting members:**

- 40 (1) A member of the house of representatives appointed by
- 41 the speaker of the house of representatives.
- 42 (2) A member of the senate appointed by the president pro



tempore of the senate.

(c) Members appointed under subsections (a) and (b) serve at the will of the appointing authority.

Sec. 3. (a) Six (6) members of the commission constitute a quorum.

(b) An affirmative vote of at least six (6) members of the commission is required for the commission to take action.

Sec. 4. (a) The chairperson may appoint staff needed to carry out this chapter from the existing staff of the:

(1) statewide 911 authority under IC 36-8-16.7;

(2) integrated public safety authority under IC 5-26-2-1; or

(3) department of homeland security.

(b) The commission shall meet at least quarterly at the call of the chairperson.

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

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

(c) The legislative members of the commission are entitled to receive the same per diem, mileage, and travel allowances paid to persons who serve as legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this section shall be paid from appropriations made to the legislative council or the legislative services agency.

SECTION 73. IC 5-26-2-1, AS AMENDED BY P.L.66-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The integrated public safety ~~commission~~ **authority** is established for the purpose of promoting the efficient use of public safety agency resources through improved coordination and cooperation to enhance the safety of Indiana residents.

(b) The commission is the governing body of the authority. The



1 **commission may appoint an executive director of the authority and**
 2 **authorize the executive director to hire sufficient staff to carry out**
 3 **the duties of the authority.**

4 SECTION 74. IC 5-26-2-2 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The ~~commission~~
 6 **authority** shall publish its policies within a standardized operations
 7 procedures manual.

8 SECTION 75. IC 5-26-2-3 IS REPEALED [EFFECTIVE JULY 1,
 9 2026]. Sec. 3: (a) The ~~commission~~ is comprised of twelve (12)
 10 members as follows:

- 11 (1) ~~A sheriff appointed by the governor.~~
- 12 (2) ~~A chief of police appointed by the governor.~~
- 13 (3) ~~A fire chief appointed by the governor.~~
- 14 (4) ~~A head of an emergency medical services provider appointed~~
 15 ~~by the governor.~~
- 16 (5) ~~A mayor appointed by the governor.~~
- 17 (6) ~~A county commissioner appointed by the governor.~~
- 18 (7) ~~A representative of campus law enforcement appointed by~~
 19 ~~the governor.~~
- 20 (8) ~~A representative of the private sector appointed by the~~
 21 ~~governor.~~
- 22 (9) ~~The superintendent of the state police department.~~
- 23 (10) ~~The special agent in charge of the Indiana office of the~~
 24 ~~Federal Bureau of Investigation or designee.~~
- 25 (11) ~~An individual appointed by the speaker of the house of~~
 26 ~~representatives.~~
- 27 (12) ~~An individual appointed by the president pro tempore of the~~
 28 ~~senate.~~

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

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

- 33 (1) ~~For a member described in subsection (a)(1) through (a)(4);~~
 34 ~~December 31, 2025; and each fourth year thereafter.~~
- 35 (2) ~~For a member described in subsection (a)(5) through (a)(8);~~
 36 ~~December 31, 2027; and each fourth year thereafter.~~

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

40 (e) ~~A member of the commission may be reappointed to successive~~
 41 ~~terms. A vacancy on the commission shall be filled by the appropriate~~
 42 ~~appointing authority. An individual appointed to fill a vacancy serves~~



for the unexpired term of the individual's predecessor:

SECTION 76. IC 5-26-2-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 4: (a) Seven (7) members of the commission constitute a quorum:

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

SECTION 77. IC 5-26-2-5, AS AMENDED BY P.L.136-2018, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. The ~~commission's~~ **authority's** powers, **subject to the commission's oversight**, include the following:

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

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

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

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

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

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

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

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

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

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

(11) Selling, assigning, exchanging, transferring, conveying, leasing, mortgaging, or otherwise disposing of or encumbering



personal property, or interests in personal property as necessary or appropriate to the purposes of the ~~commission~~ **authority**.

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

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

SECTION 78. IC 5-26-2-6 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 6: (a) The governor shall select a chair and vice chair of the ~~commission~~. The chair and vice chair serve at the pleasure of the governor.

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

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

SECTION 79. IC 5-26-2-7 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 7: Each member of the ~~commission~~ who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for mileage, traveling expenses as provided under IC 4-13-1-4, and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 80. IC 5-26-2-8 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 8: Each member of the ~~commission~~ who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 81. IC 5-26-2-8.5 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 8.5: Expenses incurred under sections 7 and 8 of this chapter shall be paid from amounts appropriated to the ~~commission~~.

SECTION 82. IC 5-26-2-9 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 9: The legislative members of the ~~commission~~ are entitled to receive the same per diem, mileage, and travel allowances paid to persons who serve as legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this section shall be paid from appropriations made to the legislative council or the legislative services agency.

SECTION 83. IC 5-26-2-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. The ~~commission~~ **authority** is subject to the procurement procedures under IC 5-22.

SECTION 84. IC 5-26-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The ~~commission~~



authority may contract for the establishment of a statewide wireless public safety voice and data communications system.

(b) The system must:

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

SECTION 85. IC 5-26-3-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. If a public safety agency or other entity decides to use the system, the agency or other entity must enter into a user's agreement with the ~~commission~~ **authority**.

SECTION 86. IC 5-26-3-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The ~~commission~~ **authority, under the oversight of the commission**, is responsible for the supervision of the statewide wireless public safety voice and data communications systems as follows:

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

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

SECTION 87. IC 5-26-3-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) In addition to the powers enumerated in IC 5-26-2-5, the ~~commission~~ **authority, under the oversight of the commission**, has the following powers related to the system:

- (1) Ensuring that federal and state communications requirements are followed.
- (2) Providing system planning, including mutual aid planning and compatibility planning with other public safety agency



communications systems.

(3) Creating a standard user agreement.

(4) Providing assistance to local public safety agencies in making equipment purchases.

(5) Assessing charges for using the system.

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

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

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

SECTION 88. IC 5-26-4-1, AS AMENDED BY P.L.198-2016, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The integrated public safety communications fund is established to be used only to carry out the purposes of this article. The fund shall be administered by the ~~commission~~ **authority**.

(b) The fund consists of:

(1) appropriations from the general assembly;

(2) gifts;

(3) federal grants;

(4) fees and contributions from user agencies that the commission considers necessary to maintain and operate the system;

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

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

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

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

(e) If federal funds are not sufficient to pay for the system, the **authority, with the approval of the** commission, shall transfer money from the fund to the communications system infrastructure fund established by IC 5-26-5-4 in amounts sufficient to pay rentals and other obligations under use and occupancy agreements or other



contracts or leases relating to the financing of the system under IC 4-13.5.

SECTION 89. IC 5-26-4-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The money in the fund is annually appropriated as follows:

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

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

SECTION 90. IC 5-28-15-13, AS AMENDED BY P.L.146-2018, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13. (a) There is established in each enterprise zone an urban enterprise association (U.E.A.). The ~~twelve (12)~~ **ten (10)** members of the U.E.A. shall be chosen as follows:

~~(1) The governor shall appoint the following:~~

~~(A) One (1) state legislator whose district includes all or part of the enterprise zone.~~

~~(B) One (1) representative of the corporation, who is not a voting member of the U.E.A.~~

~~(2)~~ **(1)** The executive of the municipality in which the zone is located shall appoint the following:

(A) One (1) representative of the plan commission having jurisdiction over the zone, if any exists.

(B) One (1) representative of the municipality's department that performs planning or economic development functions.

(C) Two (2) representatives of businesses located in the zone, one (1) of whom shall be from a manufacturing concern, if any exists in the zone.

(D) One (1) resident of the zone.

(E) One (1) representative of organized labor from the building trades that represent construction workers.

~~(3)~~ **(2)** The legislative body of the municipality in which the zone



is located shall appoint, by majority vote, the following:

(A) One (1) member of the municipality's legislative body whose district includes all or part of the zone.

(B) One (1) representative of a business located in the zone.

(C) Two (2) residents of the zone, who must not be members of the same political party.

(b) Members of the U.E.A. serve four (4) year terms. The appointing authority shall fill any vacancy for the balance of the vacated term.

(c) Members may be dismissed only by the appointing authority and only for just cause.

(d) The members shall elect a chairperson, a vice chairperson, and a secretary by majority vote. This election shall be held every two (2) years in the same month as the first meeting or whenever a vacancy occurs. The U.E.A. shall meet at least once every three (3) months. The secretary shall notify members of meetings at least two (2) weeks in advance of meetings. The secretary shall provide a list of members to each member and shall notify members of any changes in membership.

SECTION 91. IC 6-1.1-10-21, AS AMENDED BY P.L.192-2021, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 21. (a) The following tangible property is exempt from property taxation if it is owned by, or held in trust for the use of, a church or religious society:

(1) A building that is used for religious worship.

(2) The pews and furniture contained within a building that is used for religious worship.

(3) The tract of land upon which a building that is used for religious worship is situated.

(b) The following tangible property is exempt from property taxation if it is owned by, or held in trust for the use of, a church or religious society:

(1) A building that is used as a parsonage.

(2) The tract of land, not exceeding fifteen (15) acres, upon which a building that is used as a parsonage is situated.

(c) To obtain an exemption for parsonages, a church or religious society must provide the county assessor with an affidavit at the time the church or religious society applies for the exemptions. The affidavit must state that:

(1) all parsonages are being used to house one (1) of the church's or religious society's rabbis, priests, preachers, ministers, or pastors; and

(2) none of the parsonages are being used to make a profit.



The affidavit shall be signed under oath by the church's or religious society's head rabbi, priest, preacher, minister, or pastor.

(d) Property referred to in this section shall be assessed to the extent required under IC 6-1.1-11-9.

(e) This subsection applies to transactions occurring after December 31, 2021. The sales disclosure form required under IC 6-1.1-5.5-5 shall include an attestation that property transferred under this subsection will continue to be used by a church or religious society for the same tax exempt purpose. A county assessor that reasonably suspects that the property transferred is no longer being used by a church or religious society for the same tax exempt purpose may request articles of incorporation or bylaws to confirm the attestation. The request for articles of incorporation or bylaws to confirm the attestation must:

(1) be made in writing; and

(2) include a written explanation of the assessor's reasonable suspicion describing why the assessor believes that the property transferred is no longer being used by the church or religious society for the same tax exempt purpose.

Notwithstanding ~~IC 6-1.1-11-4(e)~~, IC 6-1.1-11-4(d), when exempt property owned by a church or religious society, as described in subsection (a), is transferred to another church or religious society to be used for the same exempt purpose, the transferee church or religious society is not required to file a certified exemption application with the county assessor of the county in which the property that is the subject of the exemption is located. If the property remains eligible for the exemption under this section after the transfer, the exempt status of the property carries over to the transferee church or religious society.

SECTION 92. IC 6-1.1-11-4, AS AMENDED BY P.L.174-2022, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The exemption application referred to in section 3 of this chapter is not required if the exempt property is owned by the United States, the state, an agency of this state, or a political subdivision (as defined in IC 36-1-2-13). However, this subsection applies only when the property is used, and in the case of real property occupied, by the owner.

(b) The exemption application referred to in section 3 of this chapter is not required if the exempt property is a cemetery:

(1) described by IC 6-1.1-2-7; or

(2) maintained by a township executive under IC 23-14-68.

~~(c) The exemption application referred to in section 3 of this chapter is not required if the exempt property is owned by the bureau~~



1 ~~of motor vehicles commission established under IC 9-14-9.~~

2 ~~(d)~~ (c) The exemption application referred to in section 3 or 3.5 of
3 this chapter is not required if:

4 (1) the exempt property is:

5 (A) tangible property used for religious purposes described
6 in IC 6-1.1-10-21;

7 (B) tangible property owned by a church or religious society
8 used for educational purposes described in IC 6-1.1-10-16;

9 (C) other tangible property owned, occupied, and used by a
10 person for educational, literary, scientific, religious, or
11 charitable purposes described in IC 6-1.1-10-16; or

12 (D) other tangible property owned by a fraternity or sorority
13 (as defined in IC 6-1.1-10-24);

14 (2) the exemption application referred to in section 3 or 3.5 of
15 this chapter was filed properly at least once for a religious use
16 under IC 6-1.1-10-21, an educational, literary, scientific,
17 religious, or charitable use under IC 6-1.1-10-16, or use by a
18 fraternity or sorority under IC 6-1.1-10-24; and

19 (3) the property continues to meet the requirements for an
20 exemption under IC 6-1.1-10-16, IC 6-1.1-10-21, or
21 IC 6-1.1-10-24.

22 ~~(e)~~ (d) If, after an assessment date, an exempt property is
23 transferred or its use is changed resulting in its ineligibility for an
24 exemption under IC 6-1.1-10, the county assessor shall terminate the
25 exemption for the next assessment date. However, if the property
26 remains eligible for an exemption under IC 6-1.1-10 following the
27 transfer or change in use, the exemption shall be left in place for that
28 assessment date. For the following assessment date, the person that
29 obtained the exemption or the current owner of the property, as
30 applicable, shall, under section 3 of this chapter and except as provided
31 in this section, file a certified application in duplicate with the county
32 assessor of the county in which the property that is the subject of the
33 exemption is located. In all cases, the person that obtained the
34 exemption or the current owner of the property shall notify the county
35 assessor for the county where the tangible property is located of the
36 change in ownership or use in the year that the change occurs. The
37 notice must be in the form prescribed by the department of local
38 government finance.

39 ~~(f)~~ (e) If the county assessor discovers that title to or use of
40 property granted an exemption under IC 6-1.1-10 has changed, the
41 county assessor shall notify the persons entitled to a tax statement
42 under IC 6-1.1-22-8.1 for the property of the change in title or use and



1 indicate that the county auditor will suspend the exemption for the
 2 property until the persons provide the county assessor with an affidavit,
 3 signed under penalties of perjury, that identifies the new owners or use
 4 of the property and indicates whether the property continues to meet
 5 the requirements for an exemption under IC 6-1.1-10. Upon receipt of
 6 the affidavit, the county assessor shall reinstate the exemption under
 7 IC 6-1.1-15-12.1. However, a claim under IC 6-1.1-26-1.1 for a refund
 8 of all or a part of a tax installment paid and any correction of error
 9 under IC 6-1.1-15-12.1 must be filed not later than three (3) years after
 10 the taxes are first due.

11 ~~(g)~~ (f) This section shall not be construed to limit the authority of
 12 the county property tax assessment board of appeals to review the
 13 ongoing eligibility of a property for an exemption. A county property
 14 tax assessment board of appeals shall disapprove an exemption
 15 application in any year following the initial approval of the application
 16 if the property is not eligible for an exemption.

17 SECTION 93. IC 6-1.1-35.7-4, AS AMENDED BY P.L.174-2022,
 18 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2026]: Sec. 4. (a) A township assessor, a county assessor, an
 20 employee of the township assessor or county assessor, or an appraiser:

- 21 (1) must be competent to perform a particular assessment;
- 22 (2) must acquire the necessary competency to perform the
- 23 assessment; or
- 24 (3) shall contract with an appraiser who demonstrates
- 25 competency to do the assessment.

26 (b) If a taxpayer has reason to believe that the township assessor,
 27 the county assessor, an employee of the township assessor or county
 28 assessor, or an appraiser has violated subsection (a) or section 3 of this
 29 chapter, the taxpayer may submit a written complaint to the
 30 department. The department shall respond in writing to the complaint
 31 within thirty (30) days.

32 (c) The department may not review a written complaint submitted
 33 under subsection (b) if the complaint is related to a matter that is under
 34 appeal.

35 (d) The department may revoke the certification of a township
 36 assessor, a county assessor, an employee of the township assessor or
 37 county assessor, or an appraiser under 50 IAC 15 for gross
 38 incompetence in the performance of an assessment.

39 (e) An individual whose certification is revoked by the department
 40 under subsection (d) may appeal the department's decision to the
 41 certification appeal board established under subsection (f). A decision
 42 of the certification appeal board may be appealed to the tax court in the



1 same manner that a final determination of the department may be
2 appealed under IC 33-26.

3 (f) The certification appeal board is established for the sole
4 purpose of conducting appeals under this section. The board consists
5 of the following seven (7) members:

6 (1) Two (2) representatives of the department appointed by the
7 commissioner of the department.

8 (2) Two (2) individuals appointed by the governor. The
9 individuals must be township or county assessors.

10 (3) Two (2) individuals appointed by the governor. The
11 individuals must be licensed appraisers.

12 (4) One (1) individual appointed by the governor. The individual
13 must be a resident of Indiana.

14 The commissioner of the department shall designate a member
15 appointed under subdivision (1) as the chairperson of the board. Not
16 more than four (4) members of the board may be members of the same
17 political party. Each member of the board serves at the pleasure of the
18 appointing authority.

19 (g) The certification appeal board shall meet as often as is
20 necessary to properly perform its duties. Each member of the board is
21 entitled to the following:

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

23 (2) Reimbursement for traveling expenses as provided under
24 IC 4-13-1-4.

25 (3) Other expenses actually incurred in connection with the
26 member's duties as provided in the state policies and procedures
27 established by the Indiana department of administration and
28 approved by the budget agency.

29 (f) An individual who wishes to appeal under subsection (e)
30 shall submit an appeal to the department. The department shall
31 transmit the appeal to the office of administrative law proceedings,
32 which shall conduct the appeal under IC 4-15-10.5-12. A decision
33 of the office of administrative law proceedings may be appealed to
34 the tax court in the same manner that a final determination of the
35 department may be appealed under IC 33-26.

36 SECTION 94. IC 6-9-7-7, AS AMENDED BY P.L.236-2023,
37 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2026]: Sec. 7. (a) The county treasurer shall establish an
39 innkeeper's tax fund. The treasurer shall deposit in that fund all money
40 received under section 6 of this chapter that is attributable to an
41 innkeeper's tax rate that is not more than five percent (5%).

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



1 follows:

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

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

9 (A) Lafayette; and

10 (B) West Lafayette;

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

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

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

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

22 (A) For distributions in calendar year 2023, ten percent
23 (10%).

24 (B) For distributions in calendar year 2024, nine percent
25 (9%).

26 (C) For distributions in calendar year 2025, eight percent
27 (8%).

28 (D) For distributions in calendar year 2026, seven percent
29 (7%).

30 (E) For distributions in calendar year 2027, six percent
31 (6%).

32 (F) For distributions in calendar year 2028, five percent
33 (5%).

34 (G) For distributions in calendar year 2029, four percent
35 (4%).

36 (H) For distributions in calendar year 2030, three percent
37 (3%).

38 (I) For distributions in calendar year 2031, two percent
39 (2%).

40 (J) For distributions in calendar year 2032, one percent
41 (1%).

42 (K) For distributions after calendar year 2032, zero percent

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- 1 (0%).
- 2 The department of natural resources is not required to provide
- 3 additional state resources to the state park described in this
- 4 subdivision as a result of the reduction of revenue set forth in
- 5 this subdivision.
- 6 (6) The following amounts shall be distributed to the county
- 7 fiscal body for the purposes set forth in subsection (c):
- 8 (A) For distributions in calendar year 2023, zero percent
- 9 (0%).
- 10 (B) For distributions in calendar year 2024, one percent
- 11 (1%).
- 12 (C) For distributions in calendar year 2025, two percent
- 13 (2%).
- 14 (D) For distributions in calendar year 2026, three percent
- 15 (3%).
- 16 (E) For distributions in calendar year 2027, four percent
- 17 (4%).
- 18 (F) For distributions in calendar year 2028, five percent
- 19 (5%).
- 20 (G) For distributions in calendar year 2029, six percent
- 21 (6%).
- 22 (H) For distributions in calendar year 2030, seven percent
- 23 (7%).
- 24 (I) For distributions in calendar year 2031, eight percent
- 25 (8%).
- 26 (J) For distributions in calendar year 2032, nine percent
- 27 (9%).
- 28 (K) For distributions after calendar year 2032, ten percent
- 29 (10%).
- 30 (7) Twenty percent (20%) shall be distributed as determined by
- 31 the county fiscal body.
- 32 (c) Amounts distributed to the county fiscal body under subsection
- 33 (b)(6) may only be used for tourism or quality of life purposes,
- 34 including:
- 35 (1) mixed use development projects;
- 36 (2) quality public spaces;
- 37 (3) multiple transportation options;
- 38 (4) multiple housing options;
- 39 (5) revitalization of historic, blighted, or vacant properties;
- 40 (6) arts, culture, and creativity; and
- 41 (7) recreation and green spaces.
- 42 (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
30 the 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 95. IC 7.1-4-13-7 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The wine grape
2 market development fund is created.

3 (b) The wine grape market development fund may not be used for
4 political or legislative activity of any kind.

5 (c) The fund shall be administered by the ~~council~~ **director** and
6 used for the purpose of this chapter. The expenses of administering the
7 fund shall be paid from money in the fund.

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

10 SECTION 96. IC 7.1-4-13-8 IS AMENDED TO READ AS
11 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) The wine grape
12 market development council is created.

13 (b) The council shall have an odd number of members, but not less
14 than seven (7) nor more than fifteen (15) members. The following are
15 the members of the council:

16 (1) The director or the director's designee.

17 (2) The chairman of the horticulture department at Purdue
18 University or chairman's designee.

19 (3) The chairman of the food science department at Purdue
20 University or the chairman's designee.

21 (4) Other members that the director shall appoint.

22 (c) A majority of the members of the council must be wine grape
23 growers or processors of wine grape products.

24 **(d) This section expires December 31, 2026.**

25 SECTION 97. IC 7.1-4-13-9 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. **(a)** The council shall
27 adopt bylaws governing the terms of office, filling unexpired terms,
28 expenses, quorum, duties, and other administrative matters. The bylaws
29 may be amended by a two-thirds (2/3) vote of the members present, if
30 a quorum is present.

31 **(b) This section expires December 31, 2026.**

32 SECTION 98. IC 7.1-4-13-10 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. **(a)** The council
34 shall do the following:

35 (1) Elect a chairman and any other officers.

36 (2) Recommend expenditures from the wine grape market
37 development fund for the administration of the wine grape
38 market development program and for the administration of this
39 chapter.

40 (3) Perform any other necessary duties.

41 **(b) This section expires December 31, 2026.**

42 SECTION 99. IC 7.1-4-13-11 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The director
 2 shall consider the advice, recommendations, and assistance of the
 3 council for the expenditure of funds for the wine grape market
 4 development program and for the administration of this chapter.

5 **(b) This section expires December 31, 2026.**

6 SECTION 100. IC 8-1-1.1-1 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. As used in this
 8 chapter:

9 "Council" means the advisory council to the office of utility
 10 consumer counselor created under section 7 of this chapter **(before its**
 11 **expiration on December 31, 2026).**

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

14 "Deputy consumer counselor" means the deputy consumer
 15 counselor for Washington affairs that may be established under section
 16 9.1 of this chapter.

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

19 SECTION 101. IC 8-1-1.1-7, AS AMENDED BY P.L.53-2014,
 20 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2026]: Sec. 7. (a) There is created the advisory council to the
 22 office of the utility consumer counselor. The council consists of nine
 23 (9) members. Each Indiana congressional district must be represented
 24 by at least one (1) individual appointed under this section who is a
 25 resident of that congressional district. However, the reduction in
 26 membership of the council from ten (10) members to nine (9) shall be
 27 accomplished as the terms of members end and new members are
 28 appointed. Until the expiration of the term of a member who is serving
 29 on the council on January 1, 2014, and resides in the same
 30 congressional district as another member, the council consists of ten
 31 (10) members.

32 (b) Members of the council, including those filling vacancies
 33 occurring in the council membership, shall be appointed by the
 34 governor. All members shall be appointed to a term of four (4) years,
 35 except those who have been appointed to fill a vacancy in the council
 36 whose term will be the unexpired portion of the term. All members
 37 shall serve until their successor has been duly appointed and qualified.

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

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

42 (e) Members are entitled to receive per diem and travel expense

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1 reimbursement at the standard rates provided for state employees for
 2 expenses they incur in the performance of their duties under this
 3 chapter subject to the approval of the consumer counselor.

4 **(f) This section expires December 31, 2026.**

5 SECTION 102. IC 8-10-9-6 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The district shall
 7 be governed by a board of directors consisting of ~~seven (7)~~ **five (5)**
 8 **]**members, four (4) of whom are appointed by the executive of the city
 9 in which the district is formed, ~~two (2) of whom are appointed by the~~
 10 ~~governor~~, and one (1) of whom is appointed by the legislative body of
 11 the city in which the district is formed.

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

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

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

24 SECTION 103. IC 8-14-11-1 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. **(a)** As used in this
 26 chapter, "board" refers to the local bridge grant board established by
 27 section 9 of this chapter.

28 **(b) This section expires December 31, 2026.**

29 SECTION 104. IC 8-14-11-9 IS AMENDED TO READ AS
 30 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) The local bridge
 31 grant board is established to receive and review applications for grants
 32 under this chapter. The board consists of the following members:

- 33 (1) The director of the department, or the director's designee.
- 34 (2) Six (6) persons appointed by the governor, no more than
- 35 three (3) of whom may be of the same political party, as follows:
- 36 (A) Two (2) members of a county executive.
- 37 (B) One (1) county highway engineer.
- 38 (C) One (1) mayor of a city.
- 39 (D) One (1) member of a town board of trustees.
- 40 (E) One (1) person with substantial experience or education
- 41 in the design or construction of bridges.

42 A member appointed under clause (A), (B), (C), or (D) who



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1 ceases to hold the office described in that clause ceases to be a
2 member of the board.

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

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

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

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

19 **(f) This section expires December 31, 2026.**

20 SECTION 105. IC 8-14-11-10 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. **(a)** The department
22 shall provide staff support to the board.

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

24 SECTION 106. IC 8-14-11-11 IS AMENDED TO READ AS
25 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. The ~~board~~
26 **department** shall establish criteria to be used in evaluating
27 applications for grants from the fund. These criteria:

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

33 SECTION 107. IC 8-16-15.5-3, AS ADDED BY P.L.185-2018,
34 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2026]: Sec. 3. (a) The bridge authority shall be composed of
36 the following five (5) individuals:

- 37 (1) Three (3) members appointed by the ~~governor~~, **fiscal body**
38 **(as defined in IC 36-1-2-6) of Posey County**, no more than two
39 (2) of whom may be from the same political party.
- 40 (2) One (1) member appointed by the appropriate county
41 executive of Posey County.
- 42 (3) One (1) member appointed by the appropriate town executive



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- 1 of New Harmony.
- 2 (b) Except as provided in subsection (c), all members must be
3 residents of Posey County and at least eighteen (18) years of age.
- 4 (c) If the bridge authority:
- 5 (1) forms a joint authority between:
- 6 (A) the state and Illinois; or
- 7 (B) the state and an Illinois entity; or
- 8 (2) enters into an agreement with an Illinois entity to jointly act
9 in implementing this chapter;
- 10 the bridge authority may determine the membership and term of office
11 for any bridge authority member representing Illinois or an Illinois
12 entity.
- 13 (d) Each bridge authority member, before beginning the member's
14 duties, shall execute a bond payable to the state. The bond must:
- 15 (1) be in the sum of fifteen thousand dollars (\$15,000);
- 16 (2) be conditioned upon the member's faithful performance of
17 the duties of the member's office; and
- 18 (3) account for all monies and property that may come into the
19 member's possession or under the member's control.
- 20 The cost of the bond shall be paid by the bridge authority.
- 21 (e) If a member ceases to be qualified under this section, the
22 member forfeits the member's office.
- 23 (f) Bridge authority members are not entitled to salaries but may
24 seek reimbursement for expenses incurred in the performance of their
25 duties.
- 26 SECTION 108. IC 8-23-9-60, AS ADDED BY P.L.70-2023,
27 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2026]: Sec. 60. (a) As used in this section, "adequate welding
29 standards" means specifications, guidelines, tests, and other methods
30 used to ensure that all structural steel welds meet, at minimum, the
31 codes and standards for such welds established in the welding code and
32 under rules adopted by the ~~fire prevention and building safety~~
33 ~~commission under IC 22-13-2-2.~~ **department of homeland security.**
- 34 (b) As used in this section, "certified welding inspector" means a
35 person who has been certified by the American Welding Society to
36 inspect structural steel welding projects and conduct welder
37 qualification tests.
- 38 (c) As used in this section, "structural steel welding" means
39 structural welds, weld repair, the structural system, and the welding of
40 all primary steel members of a structure in accordance with the welding
41 code. The term does not include welding that is required by the
42 American Society of Mechanical Engineers to have its own



1 certification.

2 (d) As used in this section, "welding code" refers to the American
3 Welding Society structural steel welding code D1.1, as in effect on July
4 1, 2023.

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

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

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

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

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

29 (g) In making the determination of the length of time a contractor
30 is not responsible under subsection (f), the department shall consider
31 the severity of the violation. The period during which a contractor is
32 considered not responsible:

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

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

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

40 SECTION 109. IC 9-18.5-22-1, AS ADDED BY P.L.198-2016,
41 SECTION 327, IS AMENDED TO READ AS FOLLOWS
42 [EFFECTIVE JULY 1, 2026]: Sec. 1. The bureau shall, with the advice



of the ~~Native American Indian affairs commission established under IC 4-23-32,~~ **Indiana cultural commission established under IC 4-23-36**, design and issue an Indiana Native American trust license plate as a special group recognition license plate under IC 9-18.5-12.

SECTION 110. IC 9-18.5-22-4, AS AMENDED BY P.L.118-2022, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The Indiana Native American trust fund is established.

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

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

(d) The bureau shall distribute at least one (1) time each month the money from the fund to the ~~Native American Indian affairs commission established under IC 4-23-32.~~ **Indiana cultural commission established under IC 4-23-36.**

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

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

SECTION 111. IC 9-18.5-26-3, AS AMENDED BY P.L.256-2017, SECTION 147, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The fee for a Lewis and Clark expedition license plate is twenty-five dollars (\$25).

(b) The fee described in subsection (a) shall be collected by the bureau and deposited in the ~~Lewis and Clark expedition~~ **state general** fund. ~~established by section 4 of this chapter.~~

SECTION 112. IC 9-18.5-26-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 4. (a) ~~The Lewis and Clark expedition fund is established.~~

(b) ~~The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested. Interest that accrues from~~



these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section.

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

(d) The bureau shall distribute at least one (1) time each month the money from the fund to the Lewis and Clark expedition commission established by IC 14-20-15.

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

SECTION 113. IC 9-27-5-2, AS AMENDED BY P.L.56-2023, SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The director of the state department of toxicology may solicit and receive aid from the following:

(1) The office of traffic safety.

(2) The state police department.

~~(3) The commission on forensic sciences.~~

~~(4)~~ (3) The Indiana Coroners Association.

~~(5)~~ (4) The Indiana department of health.

~~(6)~~ (5) The Indiana State Medical Association.

~~(7)~~ (6) Other agencies that may, in the director's opinion, make a contribution to the effectiveness of the study.

SECTION 114. IC 9-27-6-5, AS AMENDED BY P.L.85-2013, SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) As used in this section, "advisory board" refers to the driver education advisory board established by subsection (b).

(b) The driver education advisory board is established to advise the commissioner in the administration of the policies of the commission and the bureau regarding driver education.

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

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

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

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

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

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



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

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

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

(g) The advisory board shall:

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

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

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

(i) This section expires December 31, 2026.

SECTION 115. IC 9-27-7-6, AS AMENDED BY P.L.85-2013, SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The commissioner shall appoint a five (5) member advisory board consisting of at least three (3) active motorcyclists to serve in an advisory capacity to the program.

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

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

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

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

(f) This section expires December 31, 2026.

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1 SECTION 116. IC 10-13-2-9 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. ~~(a)~~ The
 3 superintendent shall adopt rules necessary to accomplish the purposes
 4 of this chapter.

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

8 SECTION 117. IC 10-13-2-10 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The criminal
 10 justice advisory committee is established.

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

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

14 (2) The attorney general.

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

17 (4) The commissioner of corrections.

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

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

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

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

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

27 (10) A criminologist or forensic scientist.

28 (c) A member of the committee:

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

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

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

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

37 **(f) This section expires December 31, 2026.**

38 SECTION 118. IC 10-13-3-4 IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. **(a)** As used in this
 40 chapter, "council" means the security and privacy council established
 41 by section 34 of this chapter.

42 **(b) This section expires December 31, 2026.**



1 SECTION 119. IC 10-13-3-34 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 34. (a) There is
 3 established a security and privacy council that consists of nine (9)
 4 members selected under subsections (b) and (c).

5 (b) The following six (6) members shall be appointed by and shall
 6 serve at the pleasure of the governor:

- 7 (1) A prosecuting attorney.
- 8 (2) The police chief of a city.
- 9 (3) The sheriff of a county.
- 10 (4) A criminal court judge.
- 11 (5) Two (2) citizens who are not law enforcement officers.

12 (c) The following persons, or their designees, also are members of
 13 the council:

- 14 (1) The superintendent.
- 15 (2) The attorney general.
- 16 (3) The commissioner of the department of correction.

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

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

22 SECTION 120. IC 10-14-3-9, AS AMENDED BY P.L.85-2015,
 23 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2026]: Sec. 9. (a) The agency shall prepare and maintain a
 25 current state emergency operations plan. The plan may provide for the
 26 following:

- 27 (1) Prevention and minimization of injury and damage caused by
 28 disaster.
- 29 (2) Prompt and effective response to disaster.
- 30 (3) Emergency relief.
- 31 (4) Identification of areas particularly vulnerable to disaster.
- 32 (5) Recommendations for:

- 33 (A) zoning;
- 34 (B) building;
- 35 (C) other land use controls;
- 36 (D) safety measures for securing mobile homes or other
 37 nonpermanent or semipermanent structures; and
- 38 (E) other preventive and preparedness measures designed
 39 to eliminate or reduce disaster or its impact;

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

42 (6) Assistance to local officials in designing local emergency



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



- 1 (4) Provide for mobile support units.
- 2 (5) Assist political subdivisions, political subdivisions' disaster
- 3 agencies, and interjurisdictional disaster agencies to establish
- 4 and operate training programs and public information programs.
- 5 (6) Make surveys of industries, resources, and facilities in
- 6 Indiana, both public and private, necessary to carry out this
- 7 chapter.
- 8 (7) Plan and make arrangements for the availability and use of
- 9 any private facilities, services, and property, and if necessary and
- 10 if the private facilities, services, or property is used, provide for
- 11 payment for the use under agreed upon terms and conditions.
- 12 (8) Establish a register of persons with types of training and
- 13 skills important in emergency prevention, preparedness,
- 14 response, and recovery.
- 15 (9) Establish a register of mobile and construction equipment
- 16 and temporary housing available for use in a disaster emergency.
- 17 (10) Prepare, for issuance by the governor, executive orders,
- 18 proclamations, and regulations necessary or appropriate in
- 19 coping with disaster.
- 20 (11) Cooperate with the federal government and any public or
- 21 private agency or entity in achieving any purpose of this chapter
- 22 and in implementing programs for disaster prevention,
- 23 preparation, response, and recovery.
- 24 (12) Do other things necessary, incidental, or appropriate to
- 25 implement this chapter.
- 26 (f) The agency shall ascertain the rapid and efficient
- 27 communications that exist in times of disaster emergencies. The agency
- 28 shall consider the desirability of supplementing these communications
- 29 resources or of integrating these resources into a comprehensive
- 30 intrastate or state-federal telecommunications or other communications
- 31 system or network. In studying the character and feasibility of any
- 32 system, the agency shall evaluate the possibility of multipurpose use of
- 33 the system for general state and local governmental purposes. The
- 34 agency shall make appropriate recommendations to the governor.
- 35 (g) The agency shall assist political subdivisions in implementing
- 36 the intrastate mutual aid compact created by section 10.8 of this
- 37 chapter.
- 38 SECTION 121. IC 10-18-3-18, AS AMENDED BY P.L.9-2024,
- 39 SECTION 321, IS AMENDED TO READ AS FOLLOWS
- 40 [EFFECTIVE JULY 1, 2026]: Sec. 18. (a) The governor may appoint
- 41 a commission known as the memorial art commission.
- 42 (b) The commission must consist of not more than seven (7)



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

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

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

- 9 (1) submitting the plans to the memorial art commission; and
- 10 (2) securing criticism and advice from the commission with
- 11 respect to the memorial.

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

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

15 SECTION 122. IC 10-19-3-7, AS AMENDED BY P.L.156-2020,
 16 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2026]: Sec. 7. (a) Except as provided in this section, for
 18 purposes of IC 4-22-2, the executive director is the authority that
 19 adopts rules for the department.

20 (b) The Indiana emergency medical services commission is the
 21 authority that adopts rules under IC 16-31.

22 ~~(c) Except as provided in subsection (d), the fire prevention and~~
 23 ~~building safety commission is the authority that adopts rules under any~~
 24 ~~of the following:-~~

- 25 ~~(1) IC 22-11-~~
- 26 ~~(2) IC 22-12-~~
- 27 ~~(3) IC 22-13-~~
- 28 ~~(4) IC 22-14-~~
- 29 ~~(5) IC 22-15-~~

30 ~~(d)~~ (c) The board of firefighting personnel standards and education
 31 is the authority that adopts rules under IC 22-14-2-7(c)(7) and
 32 IC 36-8-10.5.

33 ~~(e)~~ (d) The executive director may adopt rules governing:

- 34 (1) emergency action plans; or
- 35 (2) emergency response plans;

36 for outdoor performances (as defined in IC 22-12-1-17.5) where
 37 outdoor event equipment (as defined in IC 22-12-1-17.7) is used.

38 SECTION 123. IC 10-19-7-3, AS AMENDED BY P.L.238-2025,
 39 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2026]: Sec. 3. (a) The state fire marshal appointed under
 41 IC 22-14-2-2 shall manage the department's administration of the
 42 following:



- 1 (1) IC 22-11.
- 2 (2) IC 22-12.
- 3 (3) IC 22-13.
- 4 (4) IC 22-14.
- 5 (5) IC 22-15.

6 (b) In carrying out the duties under subsection (a), the state fire
7 marshal shall ~~do the following~~:

- 8 (1) ~~Provide department staff to support the fire prevention and~~
- 9 ~~building safety commission established by IC 22-12-2-1.~~
- 10 (2) partner with state agencies, including the Indiana department
- 11 of health and state educational institutions, to develop public
- 12 safety education and outreach programs.

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

- 15 (1) ~~The fire prevention and building safety commission.~~
- 16 (2) the state building commissioner.

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

19 SECTION 124. IC 11-12-4-1, AS AMENDED BY P.L.56-2023,
20 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2026]: Sec. 1. (a) The department shall adopt under IC 4-22-2
22 minimum standards for county jails governing:

- 23 (1) general physical and environmental conditions;
- 24 (2) services and programs to be provided to confined persons;
- 25 (3) procedures for the care and control of confined persons that
- 26 are necessary to ensure the health and safety of confined persons,
- 27 the security of the jail, and public safety; and
- 28 (4) the restraint of pregnant inmates. Rules adopted under this
- 29 subdivision must be consistent with IC 11-10-3.5.

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

33 (b) The standards must be sufficiently flexible to foster the
34 development of new and improved practices and to accommodate local
35 needs and circumstances. The standards must be consistent with the
36 laws of Indiana and the rules of the Indiana department of health and
37 the ~~fire prevention and building safety commission~~: **department of**
38 **homeland security**.

39 (c) The commissioner shall select a committee of not less than five
40 (5) county sheriffs to consult with the department before and during the
41 drafting of the proposed minimum standards. County sheriffs shall be
42 selected from the various classes of counties to ensure that densely,



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moderately, and sparsely populated counties are represented. Each county sheriff is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1 for each day engaged in the official business of the committee and to reimbursement for traveling and other expenses, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

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

SECTION 125. IC 12-7-2-34, AS AMENDED BY P.L.42-2024, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 34. "Commission" means the following:

(1) For purposes of IC 12-10-2, the meaning set forth in IC 12-10-2-1.

(2) For purposes of IC 12-12-2, the meaning set forth in IC 12-12-2-1.

~~(3) For purposes of IC 12-13-14, the meaning set forth in IC 12-13-14-1.~~

~~(4) For purposes of IC 12-15-30.5, the meaning set forth in IC 12-15-30.5-2.~~

~~(5)~~ (3) For purposes of IC 12-15-33, the meaning set forth in IC 12-15-33-1.

~~(6)~~ (4) For purposes of IC 12-21-7.1, the meaning set forth in IC 12-21-7.1-1.

~~(7)~~ (5) For purposes of IC 12-28-1, the meaning set forth in IC 12-28-1-3.

SECTION 126. IC 12-7-2-44, AS AMENDED BY P.L.6-2012, SECTION 81, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 44. "Council" means the following:

~~(1) For purposes of IC 12-9-4, the meaning set forth in IC 12-9-4-1.~~

~~(2)~~ (1) For purposes of IC 12-12-8, the meaning set forth in IC 12-12-8-2.5.

~~(3) For purposes of IC 12-13-4, the meaning set forth in IC 12-13-4-1.~~

~~(4)~~ (2) For purposes of IC 12-12.7-2, the meaning set forth in IC 12-12.7-2-2.

~~(5)~~ (3) For purposes of IC 12-21-4, the meaning set forth in IC 12-21-4-1.

SECTION 127. IC 12-7-2-87.8, AS AMENDED BY



P.L.210-2015, SECTION 5, IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JANUARY 1, 2027]: Sec. 87.8. "Food retailer", for
purposes of IC 12-13-14, has the meaning set forth in ~~IC 12-13-14-1(f)~~.
IC 12-13-14-1.

SECTION 128. IC 12-7-2-142, AS AMENDED BY P.L.171-2011,
SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JANUARY 1, 2027]: Sec. 142. "Political subdivision", for purposes of
the following statutes, has the meaning set forth in IC 36-1-2-13:

(1) IC 12-8.

~~(2) IC 12-13-4.~~

~~(3)~~ (2) IC 12-32-1.

SECTION 129. IC 12-8-1.5-18.5, AS ADDED BY P.L.167-2025,
SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JANUARY 1, 2027]: Sec. 18.5. ~~(a) As used in this section, "advisory
council" refers to the division of disability and rehabilitative services
advisory council established under IC 12-9-4.~~

~~(b)~~ (a) As used in this section, "board" refers to the community
and home options to institutional care for the elderly and disabled
board established by IC 12-10-11-1.

~~(c)~~ (b) As used in this section, "commission" refers to the Indiana
state commission on aging established by IC 12-10-2-2.

~~(d)~~ (c) The office of the secretary may, in collaboration with the
Indiana Association of Area Agencies on Aging, study and prepare a
report containing recommendations for realigning and consolidating
the area agency on aging planning and service areas.

~~(e)~~ (d) If the office of the secretary elects to study and prepare the
report described in subsection ~~(d)~~, (c), the office of the secretary shall
do the following:

(1) Provide notice of the election to the legislative council in an
electronic format under IC 5-14-6.

(2) In studying and preparing the report, consult with the:

~~(A)~~ advisory council;

~~(B)~~ (A) board; and

~~(C)~~ (B) commission;

at the regularly scheduled public meetings of the ~~advisory
council~~, board and commission to receive input and feedback
concerning the recommendations described in subsection ~~(d)~~.

(c).

(3) Not later than two (2) years after the date on which the office
of the secretary provides notice under subdivision (1), submit the
report to the legislative council in an electronic format under
IC 5-14-6.



SECTION 130. IC 12-8-2.5-3, AS ADDED BY P.L.160-2012, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 3. Unless otherwise provided by a statute, this chapter applies to the following:

(1) ~~The following advisory councils:~~

(A) ~~The division of disability and rehabilitative services advisory council.~~

(B) ~~The division of family resources advisory council.~~

(C) ~~The division of mental health and addiction advisory council.~~

(2) A body:

(A) established by statute for a division; and

(B) whose enabling statute makes this chapter applicable to the body.

SECTION 131. IC 12-8-2.5-3.5 IS REPEALED [EFFECTIVE JANUARY 1, 2027]. ~~Sec. 3-5: Up to five (5) individuals appointed by the secretary to serve on an entity not described in section 3(1) of this chapter may be appointed to serve concurrently on an advisory council described in section 3(1) of this chapter. However, an individual may not serve concurrently on more than one (1) advisory council described in section 3(1) of this chapter.~~

SECTION 132. IC 12-9-4-9 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 9. This chapter expires December 31, 2026.**

SECTION 133. IC 12-9-5-3.5, AS ADDED BY P.L.131-2024, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3.5. (a) The division shall provide to the division of disability and rehabilitative services advisory council established by IC 12-9-4-2 quarterly updates regarding the implementation of the recommendations made by the services for individuals with intellectual and other developmental disabilities task force under IC 12-11-15.5 (before its expiration).

(b) This section expires December 31, ~~2027~~: **2026.**

SECTION 134. IC 12-13-4-8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 8. This chapter expires December 31, 2026.**

SECTION 135. IC 12-13-14-1, AS AMENDED BY P.L.210-2015, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 1. (a) As used in this chapter, "automated teller machine" means an electronic hardware device owned or



operated by or on behalf of a financial institution or retailer that is capable of dispensing currency and responding to balance inquiries through the use of a magnetic stripe card issued by or on behalf of the division for distribution of assistance through an EBT system as described in this chapter.

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

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

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

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

(1) whose principal business activity is providing banking or financial services to the public; and

(2) that is organized, supervised, and authorized to do business in Indiana under IC 28 or Title 12 of the United States Code.

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

(1) sells food items to consumers; and

(2) has been authorized under 7 CFR 278 to participate in SNAP.

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

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

(1) used at a retailer's place of business where consumers pay for goods or services; and

(2) capable of:

(A) initiating a request for authorization of a purchase of tangible personal property;

(B) disbursing currency from an account;

(C) initiating a balance inquiry for an account; or

(D) distributing assistance through an EBT system as described in this chapter.

~~(i)~~ **(h)** As used in this chapter, "primary business" means more than fifty percent (50%) of the gross retail income (as defined in IC 6-2.5-1-5) attributable to the location or premises where the business is located.

~~(j)~~ **(i)** As used in this chapter, "retailer" means a person that, in the ordinary course of business:

(1) sells or transfers tangible personal property; or

(2) provides or performs services for compensation;



1 to consumers.

2 ~~(k)~~ (j) As used in this chapter, "Secretary" refers to the Secretary
3 of the United States Department of Agriculture.

4 SECTION 136. IC 12-13-14-3, AS AMENDED BY P.L.210-2015,
5 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2026]: Sec. 3. (a) The electronic benefits transfer commission
7 is established.

8 (b) The commission consists of eight (8) members appointed by
9 the secretary of family and social services as follows:

10 (1) Two (2) employees of the office of the secretary of family
11 and social services.

12 (2) Two (2) members of the Indiana Grocers and Convenience
13 Store Association, nominated by the chief executive officer of
14 the Indiana Grocers and Convenience Store Association for
15 consideration by the secretary of family and social services.

16 (3) Two (2) members of the Indiana Bankers Association,
17 nominated by the chief executive officer of the Indiana Bankers
18 Association for consideration by the office of the secretary of
19 family and social services.

20 (4) Two (2) persons representing recipients of SNAP benefits or
21 TANF benefits. One (1) person shall be nominated by the
22 Indiana Food and Nutrition Network, and one (1) person shall be
23 nominated by the Indiana Coalition for Human Services for
24 consideration by the secretary of family and social services.

25 (c) The terms of office shall be for three (3) years. The members
26 serve at the will of the secretary of family and social services. A
27 vacancy on the commission shall be filled by the secretary of family
28 and social services in the same manner the original appointment was
29 made.

30 (d) The secretary of family and social services shall appoint the
31 initial chairperson from among the members of the commission. The
32 commission shall meet on the call of the chairperson. When the
33 chairperson's term expires, the commission shall elect a new
34 chairperson from among the membership of the commission.

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

37 (f) The commission members are not eligible for per diem
38 reimbursement or reimbursement for expenses incurred for travel to
39 and from commission meetings.

40 **(g) This section expires December 31, 2026.**

41 SECTION 137. IC 12-13-16-3, AS ADDED BY P.L.73-2020,
42 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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JULY 1, 2026]: Sec. 3. (a) As used in this chapter, "advisory committee" refers to the 211 advisory committee established by section 9 of this chapter.

(b) This section expires December 31, 2026.

SECTION 138. IC 12-13-16-9, AS AMENDED BY P.L.241-2023, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) The 211 advisory committee is established. The advisory committee includes the following members appointed by the governor or the governor's designee:

(1) Two (2) members, each of whom represents a different Indiana United Way entity.

(2) Two (2) members, each of whom represents a different local service agency that receives referrals from 211.

(3) Seven (7) members representing the types of human services provided under this chapter.

(4) One (1) individual representing the Indiana Association of Rehabilitation Facilities.

(b) The initial members of the advisory committee serve the following terms:

(1) Three (3) members serve a term of one (1) year.

(2) Five (5) members serve a term of two (2) years.

(3) Five (5) members serve a term of four (4) years.

Members appointed to the advisory committee thereafter serve terms of four (4) years.

(c) The governor or the governor's designee shall appoint the chairperson of the advisory committee.

(d) The advisory committee shall do the following:

(1) Provide input and consultation regarding implementation and administration of 211 services by the office of the secretary to ensure compliance with any requirements or obligations under this chapter.

(2) Advise the office of the secretary and make recommendations concerning the use of and goals for 211 services.

(e) The office of the secretary shall staff the advisory committee. The expenses of the advisory committee shall be paid by the office of the secretary.

(f) Each member of the advisory committee who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided



in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

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

(h) This section expires December 31, 2026.

SECTION 139. IC 12-15-1-14.5, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14.5. (a) The office of the secretary shall prepare a report on the provision of Medicaid services, including Medicaid home and community based waiver services, to recipients who have medically complex conditions. The report must include the following, categorized by whether the recipient was less than, or at least, eighteen (18) years of age:

(1) The number of recipients, by county, who received Medicaid services through:

(A) the state plan;

(B) a Medicaid waiver; or

(C) services under both ~~clause~~ **clauses** (A) and (B).

(2) A list of the specific services provided to the recipients, by county, and the number of recipients who received each service.

(3) The median length of time recipients have received Medicaid, by county, through the following:

(A) The state plan.

(B) A Medicaid waiver.

(C) Services under both ~~clause~~ **clauses** (A) and (B).

(b) Not later than September 1, 2025, and each September 1 thereafter, the office of the secretary shall submit the report described in subsection (a) to the following:

(1) The Medicaid advisory commission, established by IC 12-15-33-2.

(2) The Medicaid oversight committee, in an electronic format under IC 5-14-6.

(3) The budget committee.

(4) The legislative council, in an electronic format under IC 5-14-6.

(5) The division of disability and rehabilitative services advisory council established under IC 12-9-4 (**before its expiration on**



December 31, 2026).

(c) The division of disability and rehabilitative services advisory council established under IC 12-9-4 **(before its expiration on December 31, 2026)** shall provide the following recommendations to the division of disability and rehabilitative services to ensure the delivery of appropriate high quality services to recipients, including an evaluation of models of care for complex care assistants used in other states:

- (1) The potential benefits and risks to recipients and family caregivers.
- (2) Training and certification requirements.
- (3) Implementation challenges and strategies to address the challenges.
- (4) Any potential fiscal impact of implementing a complex care assistant program in Indiana.

SECTION 140. IC 12-15-1.3-15, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. (a) As used in this section, "division" refers to the division of disability and rehabilitative services established by IC 12-9-1-1.

(b) As used in this section, "waiver" refers to any waiver administered by the office and the division under section 1915(c) of the federal Social Security Act.

(c) The office shall apply to the United States Department of Health and Human Services for approval to amend a waiver to set an emergency placement priority for individuals in the following situations:

- (1) Death of a primary caregiver.
- (2) The primary caregiver is at least eighty (80) years of age.
- (3) There is evidence of abuse or neglect in the current institutional or home placement.
- (4) There is evidence of other health and safety risks, as determined by the division director, where other available services through:
 - (A) the Medicaid program and other federal, state, and local public programs; and
 - (B) supports that families and communities provide;
 are insufficient to address the other health and safety risks, as determined by the division director.

(d) The office may adopt rules under IC 4-22-2 necessary to implement this section.

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1 ~~(d)~~ **(e) Before January 1, 2027**, the division shall report on a
 2 quarterly basis the following information to the division of disability
 3 and rehabilitative services advisory council established by IC 12-9-4-2
 4 **(before its expiration on December 31, 2026)** concerning each
 5 Medicaid waiver for which the office has been approved under this
 6 section to administer an emergency placement priority for individuals
 7 described in this section:

8 (1) The number of applications for emergency placement priority
 9 waivers.

10 (2) The number of individuals served on the waiver.

11 (3) The number of individuals on a wait list for the waiver.

12 **This subsection expires December 31, 2026.**

13 ~~(e)~~ **(f)** Before July 1, 2021, the division, in coordination with the
 14 task force established by IC 12-11-15.5-2 **(before its expiration)**, shall
 15 establish new priority categories for individuals served by a waiver.

16 **This subsection expires December 31, 2026.**

17 ~~(f) The office may adopt rules under IC 4-22-2 necessary to~~
 18 ~~implement this section.~~

19 SECTION 141. IC 12-15-30.5-2, AS ADDED BY P.L.116-2019,
 20 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2026]: Sec. 2. **(a)** As used in this chapter, "commission" refers
 22 to the nonemergency medical transportation commission established by
 23 section 7 of this chapter.

24 **(b) This section expires December 31, 2026.**

25 SECTION 142. IC 12-15-30.5-6, AS ADDED BY P.L.116-2019,
 26 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 6. (a) Before October 1, 2019, the office of the
 28 secretary shall prepare a report containing the number of Medicaid
 29 fee-for-service nonemergency medical transportation claims paid by:

30 (1) vehicle type;

31 (2) Medicaid recipient category; and

32 (3) whether the recipient for which the claim was paid resided
 33 in:

34 (A) the community;

35 (B) a health facility;

36 (C) an intermediate care facility for individuals with
 37 intellectual disabilities;

38 (D) a hospital; or

39 (E) another location.

40 (b) Beginning June 1, 2016, through May 31, 2019, the claims data
 41 reported in subsection (a) must be organized by month.

42 (c) The office of the secretary shall submit the report prepared



under subsection (a) to the commission.

(d) This section expires December 31, 2026.

SECTION 143. IC 12-15-30.5-7, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The nonemergency medical transportation commission is established for the purpose of overseeing the provision of nonemergency medical transportation services to ensure that Medicaid fee-for-service recipients are receiving satisfactory service and to ensure that brokers pay the claims of transportation providers in a timely manner.

(b) The commission consists of the following members:

(1) Two (2) members of the senate, who may not be members of the same political party, appointed by the president pro tempore of the senate with the advice of the minority leader of the senate.

(2) Two (2) members of the house of representatives, who may not be members of the same political party, appointed by the speaker of the house of representatives with the advice of the minority leader of the house of representatives.

(3) One (1) representative of the office of the secretary.

(4) One (1) individual representing a broker.

(5) One (1) individual representing a transportation provider that has contracted with a broker.

(6) One (1) individual representing the Indiana Hospital Association.

(7) One (1) individual representing the Indiana Health Care Association.

(8) One (1) individual representing the Indiana Association of Rehabilitation Facilities.

(9) One (1) individual representing the Arc of Indiana.

(10) One (1) physician licensed under IC 25-22.5.

(11) One (1) individual representing dialysis providers.

(12) One (1) Medicaid fee-for-service recipient.

(13) One (1) individual representing the Indiana Association of Area Agencies on Aging.

(14) One (1) individual representing the Indiana Emergency Medical Services Association.

(c) The members of the commission described in subsection (b)(1) and (b)(2) shall serve:

(1) as nonvoting advisory members; and

(2) for a four (4) year term.

(d) The members of the commission described in subsection (b)(3)

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through (b)(14) shall be appointed by the governor for terms of four (4) years. The term of a member of the commission expires July 1. However, a member may continue to serve until a successor is appointed. In case of a vacancy, the governor shall appoint an individual to serve for the remainder of the unexpired term. The governor shall designate one (1) member described in this subsection as chairperson of the commission.

(e) ~~The initial appointments beginning July 1, 2019, must be:~~

~~(1) made by the governor not later than October 1, 2019; and~~

~~(2) notwithstanding subsection (d), staggered as follows:~~

~~(A) Two (2) years for the members appointed under subsection (b)(4), (b)(6), (b)(8), (b)(10), (b)(12), and (b)(14).~~

~~(B) Three (3) years for the members appointed under subsection (b)(5), (b)(7), (b)(9), (b)(11), and (b)(13).~~

~~This subsection expires July 1, 2024.~~

(f) ~~(e)~~ The office shall provide staff support and technical assistance to the commission, including the collection of and dissemination of data and reports required by this chapter, in order for the commission to carry out its duties under this chapter.

(f) This section expires December 31, 2026.

SECTION 144. IC 12-15-30.5-8, AS ADDED BY P.L.116-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Such a member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

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



1 agency.

2 **(d) This section expires December 31, 2026.**

3 SECTION 145. IC 12-15-30.5-9, AS ADDED BY P.L.116-2019,
4 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2026]: Sec. 9. **(a)** The commission shall meet at least two (2)
6 times per year at a public meeting to do the following:

7 (1) Review a report submitted under this chapter.

8 (2) Provide feedback and make recommendations to the office of
9 the secretary concerning the provision of nonemergency medical
10 transportation services.

11 (3) Approve any monies to be awarded to a broker as part of a
12 withhold provision outlined in the contract between the office of
13 the secretary and the broker.

14 **(b) This section expires December 31, 2026.**

15 SECTION 146. IC 12-15-30.5-10, AS ADDED BY P.L.161-2025,
16 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2026]: Sec. 10. **(a)** On or before July 1, 2027, and July 1
18 biennially thereafter, the commission shall submit a report to the
19 executive director of the legislative services agency, in an electronic
20 format under IC 5-14-6, for review by the interim committee on
21 government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g).
22 The report shall describe:

23 (1) official action taken; and

24 (2) actionable items considered;

25 by the commission during the preceding two (2) years.

26 **(b) This section expires December 31, 2026.**

27 SECTION 147. IC 12-17.2-2-2, AS AMENDED BY P.L.56-2023,
28 SECTION 117, IS AMENDED TO READ AS FOLLOWS
29 [EFFECTIVE JULY 1, 2026]: Sec. 2. The division may do the
30 following:

31 (1) Prescribe forms for reports, statements, notices, and other
32 documents required by this article or by the rules adopted under
33 this article.

34 (2) Increase public awareness of this article and the rules
35 adopted under this article by preparing and publishing manuals
36 and guides explaining this article and the rules adopted under
37 this article.

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

40 (4) Prepare reports and studies to advance the purpose of this
41 article.

42 (5) Seek the advice and recommendations of state agencies

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whose information and knowledge would be of assistance in writing, revising, or monitoring rules developed under this article. These agencies, including the office of the attorney general, Indiana department of health, division of mental health and addiction, bureau of criminal identification and investigation, and ~~fire prevention and building safety commission~~, **the department of homeland security**, shall upon request supply necessary information to the division.

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

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

(A) For a child care center license, a fee of two dollars (\$2) per licensed child capacity.

(B) For a child care center new inquiry application packet, a fee not to exceed five dollars (\$5).

(C) For a child care home license new inquiry application packet, a fee not to exceed five dollars (\$5).

(D) For a child care home annual inspection, a fee not to exceed twenty-five dollars (\$25).

(8) Exercise any other regulatory and administrative powers necessary to carry out the functions of the division.

SECTION 148. IC 12-17.2-2-4, AS AMENDED BY P.L.56-2023, SECTION 118, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The division shall adopt rules under IC 4-22-2 concerning the licensing and inspection of child care centers and child care homes after consultation with the following:

(1) Indiana department of health.

(2) ~~Fire prevention and building safety commission.~~
Department of homeland security.

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

SECTION 149. IC 12-17.2-2-9, AS AMENDED BY P.L.187-2021, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) A program operated to serve migrant children that is exempted under section 8(6) of this chapter and is certified by the United States Department of Health and Human Services shall be:

(1) granted a provisional license by the division, for a limited period not to exceed one (1) year and that is subject to review every three (3) months, if the division determines that the



1 program reasonably complies with the rules adopted by the
2 division; and

3 (2) inspected by the department of homeland security.

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

8 (1) operate in donated space;

9 (2) provide services for children from migrant worker families;
10 and

11 (3) are operated during a single period of less than one hundred
12 twenty (120) consecutive days during a calendar year.

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

15 SECTION 150. IC 12-17.2-2-10, AS AMENDED BY
16 P.L.225-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS
17 [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The division may grant a
18 variance or waiver of a rule governing a provider. A variance or waiver
19 granted under this section must promote statewide practices and must
20 protect the rights of persons affected by this article.

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

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

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

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

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

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

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

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



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

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

SECTION 151. IC 12-17.2-2-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) If the division determines that a waiver or variance expiring under section 11 of this chapter will continue to serve the public interest, the division may do the following:

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

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

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

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

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

SECTION 152. IC 12-17.2-2-14.2, AS ADDED BY P.L.2-2014, SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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JULY 1, 2026]: Sec. 14.2. (a) As used in this section, "program" refers to the paths to QUALITY program established by subsection (b).

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

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

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

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

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

SECTION 153. IC 12-17.2-3.5-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) A facility where a provider operates a child care program must have two (2) exits that:

(1) do not require passage through a:

- (A) garage; or
- (B) storage area;

where hazardous materials are stored;

- (2) are not windows;
- (3) are on different sides of the facility;
- (4) are not blocked; and

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

(b) A provider shall:

(1) conduct monthly documented fire drills:

- (A) in accordance with the rules of the ~~fire prevention and~~

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~~building safety commission~~; **department of homeland security**; and

(B) that include complete evacuation of all:

(i) children; and

(ii) adults who provide child care;

in the facility;

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

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

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

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

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

(3) maintain a two and one-half (2 1/2) pound or greater ABC multiple purpose fire extinguisher:

(A) on each floor of the facility; and

(B) in the kitchen area of the facility;

in each facility where the provider operates a child care program.

SECTION 154. IC 12-17.2-5-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The ~~fire prevention and building safety commission~~ **department of homeland security** must provide consultation regarding the licensure of child care homes to the division upon request.

SECTION 155. IC 12-17.2-5-6.5, AS AMENDED BY P.L.134-2024, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6.5. To qualify for a license to operate a class II child care home under this chapter, a person must do the following:

(1) Provide all child care services on the first story of the child care home unless the class II child care home meets the exceptions to the first story requirements contained in the Indiana building code adopted by the ~~fire prevention and building safety commission~~ **department of homeland security** in effect at the time the class II child care home provider applies for licensure.

(2) Provide a smoke detection system that is:

(A) hard wired to the building's electrical system; and

(B) wired in a manner that activates all of the detector devices in the building when one (1) detector device is activated.

(3) Provide a fire extinguisher in each room that is used to provide child care services.



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(4) Meet:

- (A) the exit requirements for an E-3 building occupancy classification under the Indiana building code adopted by the ~~fire prevention and building safety commission~~, **department of homeland security**, except for any illumination requirements, in effect at the time the class II child care home provider initially applies for licensure; and
- (B) the illumination requirements established in section 6.3(b)(3) of this chapter.

(5) Provide a minimum of thirty-five (35) square feet for each child.

(6) Conduct fire drills required under article 37 of the Indiana fire prevention code adopted by the ~~fire prevention and building safety commission~~ **department of homeland security** in effect at the time the class II child care home provider applies for licensure.

(7) Apply for a license before July 1, 1996, or after June 30, 2001.

(8) Comply with rules adopted by the division of family resources for class II child care homes.

(9) Complete the training course taught or approved by the division concerning safe sleeping practices for a child within the person's care as described in IC 12-17.2-2-1(10).

SECTION 156. IC 12-17.2-5-36 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 36. The ~~fire prevention and building safety commission~~ **department of homeland security** may not adopt rules that classify a child care home as an E building occupancy classification.

SECTION 157. IC 12-17.2-6-5, AS AMENDED BY P.L.187-2021, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) As used in this section, "primary use of the building" means the occupancy classification that is:

- (1) most closely related to the intended use of the building; and
- (2) determined by the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** in effect at the time that the child care ministry is first registered.

(b) The state fire marshal shall inspect a child care ministry registered under section 2 of this chapter to ensure that the child care ministry complies with the requirements of subsection (c).

(c) Except as provided in the following, a registered child care ministry shall comply with all rules of the ~~fire prevention and building~~



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~~safety commission~~ **department of homeland security** applicable to the primary use of the building:

(1) A registered child care ministry with an occupant load of at least fifty (50) shall do either of the following:

(A) Install and maintain a fire alarm system in compliance with the rules of the ~~fire prevention and building safety commission~~ **department of homeland security**.

(B) Provide a notice on a form prescribed by the department of homeland security to the parents of each child who attends the ministry stating that the ministry does not have the same level of fire safety protection as a licensed child care center.

(2) Each registered child care ministry with an occupant load of less than fifty (50) shall do either of the following:

(A) Install and maintain in good operating condition at least one (1) battery operated smoke detector in each room and corridor used by the ministry.

(B) Provide a notice on a form prescribed by the department of homeland security to the parents of each child who attends the ministry stating that the ministry does not have the same level of fire safety protection as a licensed child care center.

(3) Each registered child care ministry shall comply with the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** concerning fire drills.

For purposes of this subsection, occupant load is determined by dividing the total square footage of the area used by the child care ministry by thirty-five (35) and rounding any result that is not a whole number up to the next whole number.

(d) The state fire marshal shall make an inspection of a child care ministry registered under section 2 of this chapter at least annually.

(e) During an inspection, the state fire marshal shall inspect the structure in which the child care ministry is conducted for fire safety and life safety with respect to the structure's primary use.

SECTION 158. IC 12-17.6-2-7, AS AMENDED BY P.L.53-2014, SECTION 111, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The office shall contract with an independent organization to evaluate the program.

(b) The office shall report the results of each evaluation to the
~~(1) children's health policy board established by IC 4-23-27-2;~~
~~and~~
~~(2) interim study committee on public health, behavioral health,~~



1 and human services established by IC 2-5-1.3-4 in an electronic
2 format under IC 5-14-6.

3 (c) This section does not modify the requirements of other statutes
4 relating to the confidentiality of medical records.

5 SECTION 159. IC 12-17.6-2-12, AS AMENDED BY
6 P.L.53-2014, SECTION 112, IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. Not later than April
8 1, the office shall provide a report describing the program's activities
9 during the preceding calendar year to the:

10 (1) budget committee;

11 (2) legislative council; **and**

12 ~~(3) children's health policy board established by IC 4-23-27-2;~~
13 ~~and~~

14 ~~(4)~~ **(3)** interim study committee on public health, behavioral
15 health, and human services established by IC 2-5-1.3-4 in an
16 electronic format under IC 5-14-6.

17 A report provided under this section to the legislative council must be
18 in an electronic format under IC 5-14-6.

19 SECTION 160. IC 12-17.6-4-2, AS AMENDED BY
20 P.L.103-2009, SECTION 1, IS AMENDED TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The benefit package provided
22 under the program shall focus on age appropriate preventive, primary,
23 and acute care services.

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

26 (1) Inpatient and outpatient hospital services.

27 (2) Physicians' services provided by a physician (as defined in 42
28 U.S.C. 1395x(r)).

29 (3) Laboratory and x-ray services.

30 (4) Well-baby and well-child care, including:

31 (A) age appropriate immunizations; and

32 (B) periodic screening, diagnosis, and treatment services
33 according to a schedule developed by the office.

34 The office may offer services in addition to those listed in this
35 subsection if appropriations to the program exist to pay for the
36 additional services.

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



- (1) Prescription drugs.
- (2) Mental health services.
- (3) Vision services.
- (4) Hearing services.
- (5) Dental services.

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

- (1) Inpatient mental health services and substance abuse services provided in an institution that:
 - (A) treats mental disease; and
 - (B) has more than sixteen (16) beds; unless coverage is prohibited by federal law.
- (2) Psychiatric residential treatment services.
- (3) Community mental health rehabilitation services.
- (4) Outpatient mental health services and substance abuse services, with no greater limitations on the number of units per rolling year than are required under the Medicaid program.

However, the office may require prior authorization for the services specified in subdivisions (1) through (4).

SECTION 161. IC 12-17.6-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) It is a violation of IC 27-4-1-4 if an insurer, or an insurance producer or insurance broker compensated by the insurer, knowingly or intentionally refers an insured or the dependent of an insured to the program for health insurance coverage when the insured already receives health insurance coverage through an employer's health care plan that is underwritten by the insurer.

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

SECTION 162. IC 12-21-1-3, AS AMENDED BY P.L.254-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 3. The division is composed of the following:

- (1) The director.
- ~~(2) The division of mental health and addiction planning and advisory council.~~



(3) (2) A coordinator for a statewide program for suicide prevention.

(4) (3) Other personnel necessary for the performance of the functions imposed upon the division under law.

SECTION 163. IC 12-21-4-12 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 12. This chapter expires December 31, 2026.**

SECTION 164. IC 12-28-5-10, AS AMENDED BY P.L.210-2015, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 10.** The division of disability and rehabilitative services shall do the following:

(1) Determine the current and projected needs of each geographic area of Indiana for residential services for individuals with a developmental disability and, beginning July 1, 2012, annually report the findings to the ~~division of disability and rehabilitative services advisory council established by IC 12-9-4-2~~ **legislative council in an electronic format under IC 5-14-6.**

(2) Determine how the provision of developmental or vocational services for residents in these geographic areas affects the availability of developmental or vocational services to individuals with a developmental disability living in their own homes and, beginning July 1, 2012, report the findings to the ~~division of disability and rehabilitative services advisory council established by IC 12-9-4-2~~ **legislative council in an electronic format under IC 5-14-6.**

(3) Develop standards for licensure of supervised group living facilities regarding the following:

(A) A sanitary and safe environment for residents and employees.

(B) Classification of supervised group living facilities.

(C) Any other matters that will ensure that the residents will receive a residential environment.

(4) Develop standards for the approval of entities providing supported living services.

SECTION 165. IC 13-20-13-5, AS AMENDED BY P.L.37-2012, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 5.** A person that obtains a certificate of registration under section 3 of this chapter must do the following:

(1) Report annually to the department on the following:

(A) The number of passenger tire equivalents received at



the waste tire storage site or by the waste tire processing operation.

(B) The number and manner of disposal of the passenger tire equivalents.

(2) Maintain contingency plans to protect public health and the environment.

(3) If the person operates a waste tire storage site, maintain financial assurance acceptable to the department necessary for waste tire removal, in an amount specified in rules adopted by the board under section 11(b)(3) of this chapter.

(4) Maintain a copy of the certificate of registration at the site.

(5) Comply with applicable rules and requirements established by the ~~fire prevention and building safety commission~~ **department of homeland security** for indoor waste tire storage sites.

(6) Retain a copy of manifests received from a waste tire transporter under IC 13-20-14 for at least one (1) year and make a copy of the manifests available to the department upon request.

SECTION 166. IC 13-23-2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. A unit of local government may not enact or enforce an ordinance that is in conflict with any of the following:

(1) This article.

(2) IC 22-12-2.6.

~~(2) (3)~~ Rules adopted by the ~~fire prevention and building safety commission~~ **department of homeland security** under this article.

~~(3) (4)~~ Rules adopted by the board under this article.

SECTION 167. IC 13-23-3-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) To obtain a certificate under section 1 of this chapter, a person must:

(1) take an examination that is approved;

(2) achieve a passing score on the examination that is established; and

(3) pay any reasonable fees necessary to offset the costs incurred by the state fire marshal in administering the examination and certification procedures that are established;

under rules adopted by the ~~fire prevention and building safety commission~~ **department of homeland security**.

(b) An examination described under subsection (a) must cover the following subjects:

(1) Relevant rules adopted by the:

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- 1 (A) board; and
 2 (B) ~~fire prevention and building safety commission;~~
 3 **department of homeland security;**
 4 concerning underground storage tanks.
 5 (2) Any other subjects approved under rules adopted by the ~~fire~~
 6 ~~prevention and building safety commission.~~ **department of**
 7 **homeland security.**
 8 (c) The ~~fire prevention and building safety commission~~
 9 **department of homeland security** shall adopt rules establishing the
 10 following:
 11 (1) The number of times a person who fails an examination
 12 described under this section may take the examination again.
 13 (2) The period of time a person who fails an examination
 14 described under this section must wait before taking the
 15 examination again.
 16 (d) The state fire marshal may, under rules adopted by the ~~fire~~
 17 ~~prevention and building safety commission;~~ **department of homeland**
 18 **security,** certify a person:
 19 (1) under section 1 of this chapter; and
 20 (2) by reciprocity;
 21 if the person is licensed or certified by another state that has
 22 certification requirements that are substantially similar to the
 23 requirements established under this section.
 24 SECTION 168. IC 13-25-1-6, AS AMENDED BY P.L.68-2016,
 25 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2026]: Sec. 6. (a) The commission shall do the following:
 27 (1) Encourage and support the development of emergency
 28 planning efforts to provide:
 29 (A) state government entities;
 30 (B) local governments; and
 31 (C) the public;
 32 with information concerning potential chemical hazards in
 33 Indiana.
 34 (2) Assist the state in complying with the requirements of
 35 SARA.
 36 (3) Design and supervise the operation of emergency planning
 37 districts in Indiana.
 38 (4) Gather and distribute information needed for effective
 39 emergency response planning.
 40 (5) Appoint the members of the local emergency planning
 41 committee of each emergency planning district.
 42 (6) **Perform the following duties assigned to the hazard**



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mitigation council under Executive Order 17-02:

(A) Assist in the development, maintenance, and implementation of a state hazard mitigation plan.

(B) Assist in the development, maintenance, and implementation of guidance and informational materials to support hazard mitigation efforts of local and state government and private entities.

(C) Solicit, review, and identify hazard mitigation projects for funding under Section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (P.L. 93-288), as amended, and Sections 553 and 554 of the National Flood Insurance Reform Act (P.L. 103-325).

(D) Foster and promote, where appropriate, hazard mitigation principles and practices within local and state government and the general public.

(b) A local emergency planning committee shall do the following:

(1) Satisfy the requirements of SARA.

(2) Prepare and submit a roster of committee members to the commission at least one (1) time each year.

(3) Meet at least two (2) times, on separate days, every six (6) months.

(4) Each year, prepare and submit a report to the commission that describes the expenditures of the local emergency planning committee in the preceding year that were paid for with the money distributed under IC 13-25-2-10.6.

(c) A local emergency planning committee member may appoint a designee to act on the committee member's behalf under this chapter. An appointment under this subsection must:

(1) be in writing;

(2) specify the duration of the appointment; and

(3) be submitted to the committee at least two (2) calendar days before the first meeting that the designee attends on behalf of the member.

(d) For purposes of Article 2, Section 9 of the Constitution of the State of Indiana, membership on a local emergency planning committee is not a lucrative office.

(e) The members of a local emergency planning committee shall elect officers of the local emergency planning committee from among its members.

(f) The commission may appoint the number of members of a local emergency planning committee that the commission considers



appropriate. The members of a local emergency planning committee must include representatives of each of the following:

- (1) State and local officials.
- (2) Law enforcement, emergency management, firefighting, emergency medical services, health, local environmental, hospital, and transportation personnel.
- (3) Broadcast and print media.
- (4) Community groups.
- (5) Owners and operators of facilities subject to IC 13-25-2-10.

(g) The commission may revise its appointment of members of a local emergency planning committee under subsection (a)(5). Interested persons, including a county executive, may petition the commission to modify the membership of a local emergency planning committee.

(h) A local emergency planning committee is a county board of the county identified in one (1) of the following:

- (1) If the emergency planning district of the local emergency planning committee is wholly within the boundaries of one (1) county, the local emergency planning committee is a county board of the county in which the emergency planning district is located.
- (2) If the emergency planning district of the local emergency planning committee includes more than one (1) county, the local emergency planning committee is a county board of only one (1) of the counties, and the county of which the local emergency planning committee is a county board must be determined by agreement of the counties included in the emergency planning district.

(i) The commission may not establish an emergency planning district that includes more than one (1) county unless all the counties to be included in the emergency planning district have agreed which of the counties will be the county of which the local emergency planning committee will be a county board under subsection (h)(2).

SECTION 169. IC 13-26-4-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 4. (a) If:

- (1) a district will include territory in more than one (1) county;
- (2) a county executive has filed a petition for a district including territory owned, leased, or controlled by the department of natural resources; or
- (3) the department of natural resources has filed a petition;

the order establishing the district may provide that the governor appoints any number of trustees, but less than one-half (1/2) of the



- total:
- (b) If a district contains or a proposed district will contain a state correctional facility, the department, when:
- (1) issuing an order establishing the district under IC 13-26-2-10; or
 - (2) approving or modifying a petition filed by the district's board of trustees under IC 13-26-1-2;
- may allow for the appointment of one (1) member of the board of trustees of the district by the commissioner of the department of correction.
- SECTION 170. IC 13-26-4-6, AS AMENDED BY P.L.181-2018, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) Except as provided in subsection (b)(5), an appointed trustee does not have to be a resident of the district.
- (b) An appointed trustee must:
- (1) own real property within the district;
 - (2) be a trustee appointed under section 4 or 5 of this chapter;
 - (3) be an elected official who represents a political subdivision that has territory in the district;
 - (4) be a ratepayer of the district; or
 - (5) with respect to a district in which a majority of ratepayers and property owners are not individuals, be an individual who is registered to vote at an address that is located in the district.
- SECTION 171. IC 14-8-2-48, AS AMENDED BY P.L.251-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 48. (a) "Commission", except as provided in this section, refers to the natural resources commission.
- (b) "Commission", for purposes of IC 14-13-1, has the meaning set forth in IC 14-13-1-1.
- (c) "Commission", for purposes of IC 14-13-2, has the meaning set forth in IC 14-13-2-2.
- (d) "Commission", for purposes of IC 14-13-4, has the meaning set forth in IC 14-13-4-1.
- (e) "Commission", for purposes of IC 14-13-5, has the meaning set forth in IC 14-13-5-1.
- (f) "Commission", for purposes of IC 14-13-6, has the meaning set forth in IC 14-13-6-2.
- (g) "Commission", for purposes of IC 14-13-9, has the meaning set forth in IC 14-13-9-2.
- (h) "Commission", for purposes of IC 14-20-11, has the meaning set forth in IC 14-20-11-1.
- (i) "Commission", for purposes of IC 14-28-4, has the meaning



1 set forth in IC 14-28-4-1.

2 ~~(j)~~ **(h)** "Commission", for purposes of IC 14-30-2, has the meaning
3 set forth in IC 14-30-2-2.

4 ~~(k)~~ **(i)** "Commission", for purposes of IC 14-30-3, has the meaning
5 set forth in IC 14-30-3-2.

6 ~~(l)~~ **(j)** "Commission", for purposes of IC 14-30-4, has the meaning
7 set forth in IC 14-30-4-2.

8 ~~(m)~~ **(k)** "Commission", for purposes of IC 14-30.5, has the
9 meaning set forth in IC 14-30.5-1-2.

10 ~~(n)~~ **(l)** "Commission", for purposes of IC 14-33-20, has the
11 meaning set forth in IC 14-33-20-2.

12 SECTION 172. IC 14-8-2-59, AS AMENDED BY P.L.197-2011,
13 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JANUARY 1, 2027]: Sec. 59. "Corridor" has the following meaning:

15 ~~(1) For purposes of IC 14-13-4, the meaning set forth in~~
16 ~~IC 14-13-4-2.~~

17 ~~(2) For purposes of IC 14-13-5, the meaning set forth in~~
18 ~~IC 14-13-5-2.~~

19 ~~(3) For purposes of IC 14-13-6, the meaning set forth in~~
20 ~~IC 14-13-6-3.~~

21 SECTION 173. IC 14-8-2-61 IS REPEALED [EFFECTIVE JULY
22 1, 2026]. Sec. 61. "Council", for purposes of IC 14-21-1, has the
23 meaning set forth in IC 14-21-1-5.

24 SECTION 174. IC 14-9-6 IS REPEALED [EFFECTIVE JULY 1,
25 2026]. (Advisory Council).

26 SECTION 175. IC 14-10-1-0.5 IS ADDED TO THE INDIANA
27 CODE AS A NEW SECTION TO READ AS FOLLOWS
28 [EFFECTIVE JANUARY 1, 2027]: **Sec. 0.5. This article expires July**
29 **1, 2027.**

30 SECTION 176. IC 14-10-1-1, AS AMENDED BY P.L.78-2019,
31 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2026]: Sec. 1. The natural resources commission is
33 established. The commission consists of ~~twelve (12)~~ **eleven (11)**
34 **members** as follows:

35 (1) The commissioner of the Indiana department of
36 transportation or the commissioner's designee.

37 (2) The commissioner of the department of environmental
38 management or the commissioner's designated deputy.

39 (3) The director of the office of tourism development or the
40 director's designee (before July 1, 2020) or the director of the
41 Indiana destination development corporation or the director's
42 designee (after June 30, 2020).



(4) The director of the department.

~~(5) The chairperson of the advisory council established by IC 14-9-6-1.~~

~~(6)~~ (5) The president of the Indiana academy of science or the president's designee.

~~(7)~~ (6) Six (6) citizen members appointed by the governor, at least two (2) of whom must have knowledge, experience, or education in the environment or in natural resource conservation.

Not more than three (3) citizen members may be of the same political party.

SECTION 177. IC 14-13-2-7, AS AMENDED BY P.L.104-2022, SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. **(a) This section applies before January 1, 2027.**

~~(a)~~ (b) The commission has:

(1) before July 1, 2012, five (5) members appointed by the governor; and

(2) after June 30, 2012, **and before January 1, 2027**, nine (9) members appointed by the governor.

~~(b)~~ The following requirements apply to the governor's appointments under subsection (a)(1):

~~(1)~~ One (1) member must be a representative of the department of natural resources. The member may not be an employee or elected official of a city, town, or county governmental unit.

~~(2)~~ The remaining four (4) members must meet the following requirements:

(A) Four (4) members must reside in a:

(i) city;

(ii) town; or

(iii) township (if the member resides in an unincorporated area of the county);

that borders the Little Calumet River.

(B) At least three (3) of the members must have a background in:

(i) construction;

(ii) project management; or

(iii) flood control;

or a similar professional background.

~~(C)~~ A member may not be an employee or elected official of a city, town, or county governmental unit.

(c) The following apply to the membership of the commission after June 30, 2012, **and before January 1, 2027.**

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(1) Before August 1, 2012, the governor shall appoint four (4) additional members to the commission for four (4) year terms as follows:

(A) One (1) member nominated by the mayor of the city of Hammond.

(B) One (1) member nominated by the mayor of the city of Gary.

(C) Two (2) members nominated by the board of county commissioners of Lake County.

(2) Notwithstanding section 8 of this chapter, the term of the member ~~described in subsection (b)(1)~~ **representing the department of natural resources** expires January 7, 2013. The governor shall appoint one (1) member nominated by the department of natural resources for a four (4) year term beginning January 7, 2013.

(3) Notwithstanding section 8 of this chapter, the terms of the members ~~described in subsection (b)(2)~~ **residing in communities bordering the Little Calumet River** expire January 1, 2014. The governor shall appoint for four (4) year terms beginning January 1, 2014, four (4) members, each of whom must have been nominated by the executive of a municipality located in the watershed other than a city described in subdivision (1).

(4) A member appointed to succeed a member appointed under subdivision (1) or (2) must be nominated by the nominating authority that nominated the member's predecessor, and a member appointed to succeed a member appointed under subdivision (3) must be nominated by the executive of a municipality located in the watershed other than a city described in subdivision (1).

(d) The following apply to a member appointed under subsection (c) and to any member appointed to succeed a member appointed under subsection (c):

(1) After July 31, 2012, **and before January 1, 2027**, not more than five (5) members of the commission may belong to the same political party.

(2) Each member must have a background in:

(A) construction;

(B) project management;

(C) flood control; or

(D) a similar professional background.

(3) A member may not be an employee or elected official of a



city, town, or county governmental unit.

(4) The members:

(A) appointed under subsection (c)(3); or

(B) appointed to succeed members appointed under subsection (c)(3);

must be from different municipalities.

(5) Neither the two (2) members appointed under subsection (c)(1)(C) nor any two (2) members appointed to succeed them may be from the same district created under IC 36-2-2-4(b).

(e) This section expires July 1, 2027.

SECTION 178. IC 14-13-2-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 7.5. (a) This section applies after June 30, 2026.**

(b) The terms of all members appointed under section 7 of this chapter (before its expiration) expire December 31, 2026.

(c) After December 31, 2026, the commission has nine (9) members appointed as follows:

(1) One (1) member must be a representative of the department of natural resources. The member may not be an employee or elected official of a city, town, or county governmental unit. The director of the department of natural resources shall appoint the member under this subdivision.

(2) The mayor of the city of Hammond shall appoint one (1) member.

(3) The mayor of the city of Gary shall appoint one (1) member.

(4) The board of county commissioners of Lake County shall appoint two (2) members.

(5) The board of county commissioners of Lake County shall appoint two (2) members that have been nominated by the executive of a municipality located in the watershed other than:

(A) a city described in subdivisions (2) and (3); and

(B) a city from which a member was nominated under subdivision (6).

(6) The board of county commissioners of Porter County shall appoint two (2) members that have been nominated by the executive of a municipality located in the watershed other than:

(A) a city described in subdivisions (2) and (3); and

(B) a city from which a member was nominated under



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- 1 subdivision (5).
 2 (d) The following apply to a member appointed under
 3 subsection (c):
 4 (1) Not more than five (5) members of the commission may
 5 belong to the same political party.
 6 (2) Each member appointed under subsection (c):
 7 (A) must have a background in:
 8 (i) construction;
 9 (ii) project management;
 10 (iii) flood control; or
 11 (iv) a similar professional background; and
 12 (B) may not be an employee or elected official of a city,
 13 town, or county governmental unit.
 14 (3) The members appointed under subsection (c)(5) and
 15 (c)(6) must be from different municipalities.
 16 (4) Neither of the two (2) members appointed under
 17 subsection (c)(4) may be from the same district created
 18 under IC 36-2-2-4(b).
 19 (e) A member appointed to succeed a member appointed under
 20 subsection (c) must be nominated and appointed in the same
 21 manner that the member's predecessor was nominated and
 22 appointed under subsection (c).
 23 SECTION 179. IC 14-13-2-32, AS ADDED BY P.L.106-2012,
 24 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2026]: Sec. 32. (a) The Little Calumet River basin project
 26 advisory board is established.
 27 (b) The advisory board consists of the following members:
 28 (1) One (1) member appointed by the executive of each
 29 municipality located in the watershed.
 30 (2) One (1) member appointed by the board of county
 31 commissioners of Lake County.
 32 (c) Each member of the advisory board must have experience in:
 33 (1) designing;
 34 (2) constructing;
 35 (3) maintaining; or
 36 (4) managing;
 37 drainage or flood control facilities in the watershed.
 38 (d) **This section expires December 31, 2026.**
 39 SECTION 180. IC 14-13-4-17 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2026]: Sec. 17. **This chapter expires**
 42 **December 31, 2026.**



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1 SECTION 181. IC 14-13-5-18 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: **Sec. 18. This chapter expires**
4 **December 31, 2026.**

5 SECTION 182. IC 14-20-15 IS REPEALED [EFFECTIVE JULY
6 1, 2026]. (Lewis and Clark Bicentennial Commission).

7 SECTION 183. IC 14-21-1-5 IS REPEALED [EFFECTIVE JULY
8 1, 2026]. ~~Sec. 5: As used in this chapter, "council" refers to the~~
9 ~~advisory council established by IC 14-9-6-1.~~

10 SECTION 184. IC 14-21-1-12 IS AMENDED TO READ AS
11 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. The division shall
12 do the following:

13 (1) Develop a program of historical, architectural, and
14 archeological research and development, including continuing
15 surveys, excavations, scientific recording, interpretation, and
16 publication of the state's historical, architectural, and
17 archeological resources.

18 (2) Prepare a preservation plan for the state that establishes
19 planning guidelines to encourage the continuous maintenance
20 and integrity of historic sites and historic structures. However,
21 the plan is not effective until the plan has been

22 ~~(A) presented to the council for review and comment; and~~
23 ~~(B) approved by the review board after public hearing.~~

24 (3) Undertake the action necessary to qualify the state for
25 participation in sources of federal aid to further the purposes
26 stated in subdivisions (1) and (2).

27 (4) Provide information on historic sites and structures within
28 Indiana to federal, state, and local governmental agencies,
29 private individuals, and organizations.

30 (5) Advise and coordinate the activities of local historical
31 associations, historic district commissions, historic commissions,
32 and other interested groups or persons.

33 (6) Provide technical and financial assistance to local historical
34 associations, historic district commissions, historic commissions,
35 and other interested groups or persons.

36 (7) Review environmental impact statements as required by
37 federal and state law for actions significantly affecting historic
38 properties.

39 SECTION 185. IC 14-21-1-13, AS AMENDED BY P.L.2-2007,
40 SECTION 169, IS AMENDED TO READ AS FOLLOWS
41 [EFFECTIVE JULY 1, 2026]: Sec. 13. The division may do the
42 following:



(1) Recommend the purchase, lease, or gift of historic property of archeological importance and make recommendations to the director ~~council~~; and commission regarding policies affecting the operation and administration of these sites and structures by the section of historic sites of the division of state museums and historic sites.

(2) Prepare and review planning and research studies relating to archeology.

(3) Conduct a program of education in archeology, either within the division or in conjunction with a postsecondary educational institution.

(4) Inspect and supervise an archeological field investigation authorized by this chapter.

SECTION 186. IC 14-21-1-25.5, AS AMENDED BY P.L.133-2012, SECTION 173, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 25.5. (a) If a Native American Indian burial ground is discovered, the department shall immediately provide notice to the ~~Native American Indian affairs commission established by IC 4-23-32~~. **Indiana cultural commission established under IC 4-23-36.**

(b) If Native American Indian human remains are removed from a burial ground, the department shall provide the following to the ~~Native American Indian affairs~~ **Indiana cultural** commission:

(1) Any written findings or reports that result from the analysis and study of the human remains.

(2) Written notice to the ~~Native American Indian affairs~~ **Indiana cultural** commission that the analysis and study of the human remains are complete.

(c) After receiving written notice under subsection (b)(2), the ~~Native American Indian affairs~~ **Indiana cultural** commission shall make recommendations to the department regarding the final disposition of the Native American Indian human remains.

SECTION 187. IC 14-25-2-2.5, AS AMENDED BY P.L.3-2008, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2.5. (a) As used in this chapter, "water utility" means:

(1) a public utility (as defined in IC 8-1-2-1(a));

(2) a municipally owned utility (as defined in IC 8-1-2-1(h));

(3) a not-for-profit utility (as defined in IC 8-1-2-125(a));

(4) a cooperatively owned corporation;

(5) a conservancy district established under IC 14-33; or

(6) a regional water district established under IC 13-26;



1 that provides water service to the public.

2 (b) A person that seeks to contract with the commission for the
3 provision of certain minimum quantities of stream flow or the sale of
4 water on a unit pricing basis under section 2 of this chapter must
5 submit a request to the commission and the department. The
6 commission shall not make a determination as to whether to enter into
7 a contract with the person making the request until:

8 (1) the procedures set forth in this section have been followed;
9 and

10 (2) the commission has reviewed and considered each report
11 submitted to the commission under subsection (i).

12 (c) Not later than thirty (30) days after receiving a request under
13 subsection (b), the department shall provide, by certified mail, written
14 notice of the request to the following:

15 (1) Each person with whom the commission holds a contract for:

16 (A) the provision of certain minimum quantities of stream
17 flow; or

18 (B) the sale of water on a unit pricing basis;

19 as of the date of the request.

20 (2) The executive and legislative body of each:

21 (A) county;

22 (B) municipality, if any; and

23 (C) conservancy district established under IC 14-33, if any;

24 in which the water sought in the request would be used.

25 (3) The executive and legislative body of each:

26 (A) county;

27 (B) municipality, if any; and

28 (C) conservancy district established under IC 14-33, if any;

29 in which the affected reservoir is located.

30 (d) Not later than seven (7) days after receiving a notice from the
31 department under subsection (c), each person described in subsection
32 (c)(1) shall, by certified mail, provide written notice of the request to
33 each:

34 (1) water utility; or

35 (2) other person;

36 that contracts with the person described in subsection (c)(1) for the
37 purchase of water for resale. Each person to whom notice is mailed
38 under this subsection is in turn responsible for providing written notice
39 by certified mail to each water utility or other person that purchases
40 water from that person for resale. A water utility or another person
41 required to provide notice under this subsection shall mail the required
42 notice not later than seven (7) days after it receives notice of the



request from the water utility or other person from whom it purchases water for resale.

(e) At the same time that:

(1) a person described in subsection (c)(1); or

(2) a water utility or another person described in subsection (d); mails any notice required under subsection (d), it shall also mail to the department, by certified mail, a list of the names and addresses of each water utility or other person to whom it has mailed the notice under subsection (d).

(f) In addition to the mailed notice required under subsection (c), the department shall publish notice of the request, in accordance with IC 5-3-1, in each county:

(1) in which a person described in section (c)(1) is located;

(2) in which the affected reservoir is located;

(3) in which the water sought in the request would be used; and

(4) in which a water utility or other person included in a list received by the department under subsection (e) is located.

Notwithstanding IC 5-3-1-6, in each county in which publication is required under this subsection, notice shall be published in at least one (1) general circulation newspaper in the county. The department may, in its discretion, publish public notices in a qualified publication (as defined in IC 5-3-1-0.7) or additional newspapers to provide supplementary notification to the public. The cost of publishing supplementary notification is a proper expenditure of the department.

(g) A notice required to be mailed or published under this section must:

(1) identify the person making the request;

(2) include a brief description of:

(A) the nature of the pending request; and

(B) the process by which the commission will determine whether to enter into a contract with the person making the request;

(3) set forth the date, time, and location of the public meeting required under subsection (h); and

(4) in the case of a notice that is required to be mailed under subsection (c)(1) or (d), a statement of the recipient's duty to in turn provide notice to any:

(A) water utility; or

(B) other person;

that purchases water for resale from the recipient, in accordance with subsection (d).

(h) The advisory council established by IC 14-9-6-1 department



1 shall hold a public meeting in each county in which notice is published
 2 under subsection (f). A public meeting required under this subsection
 3 must include the following:

4 (1) A presentation by the department describing:

5 (A) the nature of the pending request; and

6 (B) the process by which the commission will determine
 7 whether to enter into a contract with the person making the
 8 request.

9 (2) An opportunity for public comment on the pending request.

10 The ~~advisory council~~ **department** may appoint a hearing officer to
 11 assist with a public meeting held under this subsection.

12 (i) Not later than thirty (30) days after a public meeting is held
 13 under subsection (h), the ~~advisory council~~ **department** shall submit to
 14 the commission a report summarizing the public meeting.

15 SECTION 188. IC 14-25-7-10, AS AMENDED BY P.L.161-2025,
 16 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2026]: Sec. 10. (a) The commission shall administer this
 18 chapter.

19 (b) The deputy director for the bureau of resource management
 20 shall serve as technical secretary to the commission. The deputy
 21 director shall perform the duties that are required by this chapter or that
 22 the commission directs.

23 ~~(c) The advisory council established by IC 14-9-6-1 shall serve in~~
 24 ~~an advisory capacity to the commission with respect to the~~
 25 ~~implementation of the commission's powers and duties; including the~~
 26 ~~drafting of rules and development of inventories, assessments, and~~
 27 ~~plans.~~

28 ~~(d) For the time that the advisory council is involved in the~~
 29 ~~drafting of rules, the membership of the council shall be augmented as~~
 30 ~~follows:~~

31 ~~(1) Two (2) members of the senate, not more than one (1) of~~
 32 ~~whom may be of the same political party; shall be appointed for~~
 33 ~~a term of two (2) years by the president pro tempore of the~~
 34 ~~senate.~~

35 ~~(2) Two (2) members of the house of representatives, not more~~
 36 ~~than one (1) of whom may be of the same political party, shall be~~
 37 ~~appointed for a term of two (2) years by the speaker of the house~~
 38 ~~of representatives.~~

39 These members are entitled to travel expenses and a per diem
 40 allowance as determined by the budget agency for members of boards
 41 and commissions generally.

42 ~~(e) (c) The department shall provide professional, technical, and~~



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clerical personnel, equipment, supplies, and support services reasonably required to assist the commission in the exercise of the commission's powers and duties under this chapter. The department shall include money for this purpose in the regular operating budget requests of the department.

~~(f) On or before July 1, 2027, and July 1 biennially thereafter, the advisory council shall submit a report to the executive director of the legislative services agency, in an electronic format under IC 5-14-6, for review by the interim committee on government in accordance with IC 1-1-15.5-4 and IC 2-5-1.3-13(g). The report shall describe:~~

~~(1) official action taken; and~~

~~(2) actionable items considered;~~

~~by the advisory council during the preceding two (2) years.~~

SECTION 189. IC 14-25-7-12.5, AS ADDED BY P.L.189-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12.5. (a) The department shall cooperate with the United States Geological Survey to establish a program under which volunteers may monitor the water resource and provide monitoring data to the commission, the department, and the United States Geological Survey. Data derived from the voluntary monitoring conducted under the program may be:

(1) collected and disseminated by the commission under section 12(1) of this chapter; and

(2) used by the commission in conducting the continuing assessment of the availability of the water resource under section 11(1) of this chapter.

(b) The department may cooperate with other local, state, and federal governmental agencies in implementing this section.

(c) The commission, under IC 4-22-2 and section 10(a) of this chapter, may adopt rules concerning the administration of this section. ~~[Section 10(c) and 10(d) of this chapter does not apply to the adoption of rules under this subsection.]~~

SECTION 190. IC 14-26-2-24, AS AMENDED BY P.L.92-2025, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 24. (a) Relying on recommendations of the department, ~~and the advisory council established by IC 14-9-6-1,~~ the commission shall adopt, under IC 4-22-7-7(a)(5)(A), and maintain a nonrule policy statement that lists the public freshwater lakes in Indiana. For each public freshwater lake the statement must include the following information:

(1) The name of the lake.

(2) The county and specific location within the county where the



1 lake is located.

2 (b) A person may obtain an administrative adjudication from the
3 office of administrative law proceedings for the listing or nonlisting of
4 a lake as a public freshwater lake through a licensure action, status
5 determination, or enforcement action under IC 4-21.5.

6 SECTION 191. IC 15-11-2-3, AS AMENDED BY P.L.9-2018,
7 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2026]: Sec. 3. (a) As used in this section, "biomass" means
9 agriculturally based sources of renewable energy, including the
10 following:

- 11 (1) Agricultural crops.
- 12 (2) Agricultural wastes and residues.
- 13 (3) Wood and wood byproducts, including the following:
 - 14 (A) Wood residue.
 - 15 (B) Forest thinning.
 - 16 (C) Mill residue wood.
- 17 (4) Animal wastes.
- 18 (5) Animal byproducts.
- 19 (6) Aquatic plants.
- 20 (7) Algae.

21 The term does not include waste from construction and demolition.

22 (b) The department shall do the following:

- 23 (1) Provide administrative and staff support for the following:
 - 24 (A) The state fair board for purposes of carrying out the
 - 25 director's duties under IC 15-13-5.
 - 26 (B) The Indiana corn marketing council for purposes of
 - 27 administering the duties of the director under IC 15-15-12.
 - 28 (C) The Indiana dairy industry development board for
 - 29 purposes of administering the duties of the director under
 - 30 IC 15-18-5.
 - 31 (D) The Indiana land resources council under IC 15-12-5.
 - 32 (E) The Indiana grain buyers and warehouse licensing
 - 33 agency under IC 26-3-7.
 - 34 (F) The Indiana grain indemnity corporation under
 - 35 IC 26-4-3.
 - 36 (G) The division.
- 37 (2) Administer the election of state fair board members under
- 38 IC 15-13-5.
- 39 (3) Administer state programs and laws promoting agricultural
- 40 trade.
- 41 (4) Administer state livestock or agriculture marketing grant
- 42 programs.



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(5) Administer economic development efforts for agriculture by doing the following:

(A) Promoting value added agricultural resources.

(B) Marketing Indiana agriculture to businesses internationally.

(C) Assisting Indiana agricultural businesses with developing partnerships with the Indiana economic development corporation.

(D) Soliciting private funding for selective economic development and trade initiatives.

(E) Providing for the orderly economic development and growth of Indiana's agricultural economy.

(F) Facilitating the use of biomass and algae production systems to generate renewable energy.

(6) Carry out the department's duties under IC 23-15-12.

(7) Provide administrative and staff support for the following:

(A) The state chemist for purposes of carrying out the state seed commissioner duties under IC 15-15-1.

(B) The state chemist for purposes of carrying out the duties under IC 15-15-2.

(C) The state chemist for purposes of carrying out the state seed commissioner duties under IC 15-15-5.

(D) The state chemist for purposes of carrying out the state seed commissioner duties under IC 15-15-7.

(E) The state chemist for purposes of carrying out the state seed commissioner duties under IC 15-15-13.

(F) The state chemist for purposes of carrying out the duties under IC 15-16-1.

(G) The state chemist for purposes of carrying out the duties under IC 15-16-2.

(H) The state chemist for purposes of carrying out the duties under IC 15-16-3.

(I) The state chemist for purposes of carrying out the duties under IC 15-16-4.

(J) The state chemist for purposes of carrying out the duties under IC 15-16-5.

(K) The state chemist for purposes of carrying out the duties under IC 15-19-7.

SECTION 192. IC 15-11-2-9, AS ADDED BY P.L.5-2025, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) As used in this section, "user" includes:



- 1 (1) a rural community;
- 2 (2) a farmer;
- 3 (3) an agribusiness; or
- 4 (4) any other individual or entity using the online portal
- 5 established under this section for the purposes described in
- 6 subsection (d).
- 7 (b) The department shall establish an online portal on the
- 8 department's website.
- 9 (c) The department shall administer the online portal.
- 10 (d) The purposes of the online portal shall be to:
- 11 (1) assist users in the successful navigation of agricultural or
- 12 related topics among various federal and state agencies;
- 13 (2) provide a single source for users to access agricultural or
- 14 related federal and state funding opportunities;
- 15 (3) provide a searchable data base of available federal and state
- 16 grants with information on eligibility and deadline criteria; and
- 17 (4) provide regular updates to reflect changes in federal and state
- 18 funding opportunities.
- 19 (e) The online portal shall include links that will facilitate the
- 20 navigation of the websites of various federal and state agencies,
- 21 including the following:
- 22 (1) The United States Department of Agriculture.
- 23 (2) The United States Department of Agriculture's Natural
- 24 Resources Conservation Service.
- 25 (3) The United States Environmental Protection Agency.
- 26 (4) The department of environmental management established
- 27 by IC 13-13-1-1.
- 28 (5) The Indiana state board of animal health established by
- 29 IC 15-17-3-1.
- 30 (6) The office of ~~the~~ state chemist (and by virtue of office, the
- 31 state seed commissioner under IC 15-15-1-26) established by
- 32 ~~IC 15-16-2-24~~ IC 15-11-4.5-1.
- 33 (7) The office of community and rural affairs established by
- 34 IC 4-4-9.7-4.
- 35 (8) Any other federal or state agency, the interaction with which
- 36 would be helpful to users.
- 37 (f) To accomplish the purposes described in subsection (d), the
- 38 online portal shall do the following:
- 39 (1) Provide a series of regulatory checklists for users that are
- 40 considering diversifying into new markets to assist users in:
- 41 (A) the navigation of agricultural and related regulations;
- 42 and



- 1 (B) the avoidance of punitive enforcement actions before
 2 they arise.
- 3 (2) Assist users in collaborating with:
 4 (A) the Purdue University cooperative extension service;
 5 (B) the state climate office hosted by Purdue University;
 6 and
 7 (C) the United States Department of Agriculture;
 8 to create a one stop venue that will help connect users with
 9 responsive data visualization tools and technical assistance
 10 programming.
- 11 (3) Provide a one stop venue where users may gather information
 12 regarding, and apply for, available federal and state agricultural
 13 and related funding opportunities.
- 14 (4) Include a link to provide users with ongoing updates on the
 15 status of land that was identified as lost farmland included in the
 16 department's inventory of lost farmland, and as reported by the
 17 department, under IC 15-11-9-1.1 (before its expiration) or
 18 IC 15-11-9-1.3.
- 19 (5) Include a formal venue to collect comments from the public
 20 regarding federal regulations that impact Indiana's rural economy
 21 with the goal of assisting the state in providing vigorous
 22 advocacy on behalf of the public.
- 23 (6) Include a formal venue where users may provide to the
 24 department reviews and feedback regarding the usefulness of the
 25 online portal.
- 26 SECTION 193. IC 15-11-4.5 IS ADDED TO THE INDIANA
 27 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2026]:
- 29 **Chapter 4.5. Office of the State Chemist**
- 30 **Sec. 1. The office of the state chemist is established as a**
 31 **division of the department.**
- 32 **Sec. 2. The director shall appoint the state chemist, who serves**
 33 **at the pleasure of the director, and the state chemist is the**
 34 **administrative head of the office of the state chemist.**
- 35 **Sec. 3. The state chemist may designate staff or an employee**
 36 **to discharge duties imposed on the state chemist by law.**
- 37 **Sec. 4. The state chemist shall administer the following**
 38 **chapters:**
- 39 (1) IC 15-15-1.
 40 (2) IC 15-15-2.
 41 (3) IC 15-15-5.
 42 (4) IC 15-15-7.



1 (5) IC 15-15-13.

2 (6) IC 15-16-1.

3 (7) IC 15-16-2.

4 (8) IC 15-16-3.

5 (9) IC 15-16-4.

6 (10) IC 15-16-5.

7 (11) IC 15-19-7.

8 Sec. 5. (a) After December 31, 2027, all individuals employed
9 by the state chemist shall become employees of the state.

10 (b) The department shall determine qualifications, duties,
11 compensation, and terms of service for individuals employed by the
12 state chemist as employees or as independent contractors.

13 (c) Employees of the state chemist who are employed on
14 December 31, 2027, under Purdue University and who continue
15 employment after December 31, 2027, under the department as
16 provided in subsection (a) are entitled to have their service under
17 Purdue University included for purposes of computing:

18 (1) retention in the event of a layoff; and

19 (2) all other applicable employment and retirement benefits.

20 Sec. 6. (a) As used in this section, "Purdue University" refers
21 to:

22 (1) the treasurer of Purdue University;

23 (2) the board of trustees of Purdue University; or

24 (3) the dean of agriculture of Purdue University;

25 as applicable in the administration of the office of the state chemist
26 under IC 15-16-2-24 (before its repeal).

27 (b) After December 31, 2027, all powers, duties, agreements,
28 and liabilities of the office of the state chemist administered by
29 Purdue University are transferred to the department, as the
30 successor agency.

31 (c) After December 31, 2027, all records and property of the
32 office of the state chemist administered by Purdue University,
33 including appropriations and other funds under the control or
34 supervision of the office of the state chemist, are transferred to the
35 department, as the successor agency.

36 (d) After December 31, 2027, any amounts owed to the office
37 of the state chemist administered by Purdue University before
38 December 31, 2027, are considered to be owed to the office of the
39 state chemist administered by the department, as the successor
40 agency.

41 Sec. 7. (a) After December 31, 2027, all records and fees
42 collected under IC 15-15-1 by the state seed commissioner and



1 transferred to the treasurer of Purdue University, including
 2 appropriations under the control or supervision of the treasurer of
 3 Purdue University, are transferred to the seed fund established by
 4 IC 15-15-1-34.5 and to the department, as the successor agency.

5 (b) After December 31, 2027, all records and fees collected
 6 under IC 15-15-2 by the state chemist and transferred to the
 7 treasurer of Purdue University, including appropriations under the
 8 control or supervision of the treasurer of Purdue University, are
 9 transferred to the plant cultures fund established by IC 15-15-2-5.5
 10 and to the department, as the successor agency.

11 (c) After December 31, 2027, all records and fees collected
 12 under IC 15-15-13 by the state seed commissioner and paid to the
 13 treasurer of Purdue University, including appropriations under the
 14 control or supervision of the treasurer of Purdue University, are
 15 transferred to the industrial hemp fund established by
 16 IC 15-15-13-15.5 and to the department, as the successor agency.

17 (d) After December 31, 2027, all records and fees collected
 18 under IC 15-16-2-35 by the state chemist and transferred to the
 19 treasurer of Purdue University, including appropriations under the
 20 control or supervision of the treasurer of Purdue University, are
 21 transferred to the commercial fertilizer fund established by
 22 IC 15-16-2-34.5 and to the department, as the successor agency.

23 (e) After December 31, 2027, all records and fees collected by
 24 the state chemist and paid to the treasurer of Purdue University
 25 under IC 15-16-2-36, including appropriations under the control
 26 or supervision of the treasurer of Purdue University, are
 27 transferred to the horticulture products and control excess fund
 28 established by IC 15-16-2-35.5 and to the department, as the
 29 successor agency.

30 (f) After December 31, 2027, all records and fees collected by
 31 the state chemist and paid to the treasurer of Purdue University
 32 under IC 15-16-4, including appropriations under the control or
 33 supervision of the treasurer of Purdue University, are transferred
 34 to the pesticide fund established by IC 15-16-4-61.5 and to the
 35 department, as the successor agency.

36 (g) After December 31, 2027, all records and fees collected by
 37 the state chemist and paid to the treasurer of Purdue University
 38 under IC 15-16-5, including appropriations under the control or
 39 supervision of the treasurer of Purdue University, are transferred
 40 to the pesticide use and application fund established by
 41 IC 15-16-5-59.5 and to the department, as the successor agency.

42 (h) After December 31, 2027, all records and fees collected by

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the state chemist and paid to the treasurer of Purdue University under IC 15-19-7, including appropriations under the control or supervision of the treasurer of Purdue University, are transferred to the commercial feed inspection fund established by IC 15-19-7-32.5 and to the department, as the successor agency.

(i) After December 31, 2027, all records and fees collected by the state chemist and paid to the treasurer of Purdue University for the soil scientist registration fund under IC 25-31.5-3-9, including appropriations under the control or supervision of the treasurer of Purdue University, are transferred to the department, as the successor agency.

SECTION 194. IC 15-11-16 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 16. Commission on Invasive Species and Pests

Sec. 1. (a) After June 30, 2026, all powers, duties, agreements, and liabilities of the Indiana pesticide review board established by IC 15-16-4-42, before its repeal, and the invasive species council established by IC 15-16-10-3, before its repeal, are transferred to the department, as the successor entity.

(b) After June 30, 2026, all records and property of the Indiana pesticide review board and the invasive species council, including appropriations and other funds under the control or supervision of the Indiana pesticide review board and the invasive species council, are transferred to the department, as the successor entity.

(c) After June 30, 2026, any amounts owed to the Indiana pesticide review board and the invasive species council before December 31, 2027, are considered to be owed to the department, as the successor agency.

(d) After June 30, 2026, a reference to the Indiana pesticide review board or the invasive species council in a statute, rule, or other document is considered a reference to the commission, as the successor entity.

(e) After June 30, 2026, any rule adopted by the Indiana pesticide review board is considered a rule of the commission.

(f) On July 1, 2026, the Purdue University treasurer shall transfer the balance that remains on June 30, 2026, in the invasive species council fund established by IC 15-16-10-12 to the state comptroller. The state comptroller shall deposit the money received under this subsection into the commission on invasive species and pests' invasive species council fund established by



section 7 of this chapter.

Sec. 2. As used in this chapter, "commission" refers to the commission on invasive species and pests established by section 4 of this chapter.

Sec. 3. As used in this chapter, "fund" refers to the commission on invasive species and pests' invasive species council fund established by section 7 of this chapter.

Sec. 4. (a) The commission on invasive species and pests is established. The commission consists of the following voting members:

(1) One (1) representative of the Indiana department of health.

(2) One (1) representative of the department of natural resources.

(3) One (1) representative of the department of environmental management.

(4) One (1) representative of the department of transportation.

(5) One (1) representative of the department.

(6) One (1) representative of the Purdue University office of agricultural research programs, appointed by the director of the department.

(7) Two (2) ecologists:

(A) one (1) of whom is a terrestrial ecologist; and

(B) one (1) of whom is an aquatic ecologist;

appointed by the director of the department. Not more than one (1) ecologist may be a plant ecologist.

(8) One (1) public representative, appointed by the director of the department.

(9) One (1) representative of the pesticide producing or manufacturing industry, appointed by the director of the department.

(10) Two (2) representatives of producers of agricultural crops or products on which pesticides are applied or that may be affected by the application of pesticides:

(A) one (1) of whom represents producers of agronomic crops; and

(B) one (1) of whom represents producers of specialty crops;

appointed by the director of the department.

(11) One (1) public representative from a conservation organization, appointed by the director of the department.



(12) Three (3) qualified scientists, one (1) each in the fields of entomology, plant pathology, and weed science, appointed by the director of the department. One (1) scientist must be the representative of either the Purdue University office of agricultural research programs or the Purdue University cooperative extension service.

(13) Three (3) certified and licensed commercial applicators of pesticides who must represent three (3) different certificate or license categories established under IC 15-16-5-45, appointed by the director of the department.

(14) Two (2) individuals, appointed by the director of the department, who represent organizations that are primarily concerned with any of the following:

(A) The hardwood tree industry.

(B) The horticulture industry.

(C) The agriculture industry.

(D) The aquaculture industry.

(15) Two (2) individuals, appointed by the director of the department, who represent organizations or local governmental agencies primarily concerned with any of the following:

(A) Land trusts.

(B) Biodiversity conservation.

(C) Aquatic conservation.

(D) Local parks and recreation.

(b) The state chemist shall serve as:

(1) chairperson of the commission; and

(2) a nonvoting member of the commission.

(c) The members appointed under subsection (a) serve at the will of the appointing authority.

(d) The commission must meet at least one (1) time annually and may meet at other times and at a location specified by the chairperson or a majority of the commission.

(e) The commission shall publish the:

(1) minutes; and

(2) video;

of each meeting.

(f) Twelve (12) voting members of the commission constitute a quorum.

(g) Official actions are subject to approval by a simple majority of the voting members present at a called meeting.

(h) The commission shall be staffed by the department.



1 **Sec. 5. (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, traveling expenses as provided under IC 4-13-1-4, and**
 5 **other expenses actually incurred in connection with the member's**
 6 **duties as provided in the state policies and procedures established**
 7 **by the Indiana department of administration and approved by the**
 8 **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 **Sec. 6. (a) The commission has the following duties:**

16 **(1) Carry out the commission's duties under IC 15-16-4.**

17 **(2) Recommend:**

18 **(A) priorities for projects;**

19 **(B) funding; and**

20 **(C) rules and laws;**

21 **concerning invasive species to the appropriate governmental**
 22 **agencies and legislative committees.**

23 **(3) Recommend a lead state agency to:**

24 **(A) develop an invasive species inventory for each**
 25 **invasive species taxon; and**

26 **(B) develop and maintain a data management system for**
 27 **invasive species in Indiana.**

28 **(4) Communicate with other states, federal agencies, and**
 29 **state and regional organizations to enhance consistency and**
 30 **effectiveness in:**

31 **(A) preventing the spread of;**

32 **(B) early detection of;**

33 **(C) response to; and**

34 **(D) management of;**

35 **invasive species.**

36 **(5) Coordinate invasive species education and outreach**
 37 **programs.**

38 **(6) Convene or support an invasive species meeting at least**
 39 **once per biennium to provide information on best practices**
 40 **and pertinent research findings.**

41 **(7) Assist governmental agencies in:**

42 **(A) reviewing current invasive species policies and**



procedures; and

(B) addressing any deficiencies or inconsistencies concerning invasive species policies and procedures.

(8) Assist state agencies in reviewing the agencies' performance measures for accountability concerning the agencies' invasive species actions.

(9) Receive reports from any governmental agency regarding actions taken on recommendations of the commission.

(10) Apply for grants.

(11) Provide grants for education concerning or management of invasive species.

(b) The commission does not have any regulatory authority over invasive species or the authority to hear appeals of grievances.

(c) The commission may create advisory committees to provide information and recommendations to the commission.

(d) The commission shall issue a report to the interim study committee on agriculture and natural resources established by IC 2-5-1.3-4 in an electronic format under IC 5-14-6 in every odd-numbered year. The report must include a summary of:

(1) the commission's activities;

(2) the performance of the commission's duties; and

(3) efforts in Indiana to identify and manage invasive species.

The report may include recommendations of the commission.

Sec. 7. (a) The commission on invasive species and pests' invasive species council fund is established to carry out the commission's responsibilities under section 6(a)(2) through 6(a)(11) of this chapter. The fund shall be administered by the department.

(b) The fund consists of any of the following:

(1) Grants.

(2) Appropriations.

(3) Gifts and donations.

(c) The expenses of administering the fund shall be paid from money in the fund.

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

(e) Money in the fund may be used for purposes set forth in this chapter and to meet the expenses of administering this chapter.

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

SECTION 195. IC 15-15-1-34.5 IS ADDED TO THE INDIANA



CODE AS A NEW SECTION TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2026]: **Sec. 34.5. (a) The seed fund is established to carry out the functions of this chapter. The fund shall be administered by the state seed commissioner.**

(b) The fund consists of:

- (1) money appropriated to the fund by the general assembly;**
- (2) fees collected under this chapter; and**
- (3) money received from any other source, including transfers from other:**

(A) funds; or

(B) accounts.

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

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

SECTION 196. IC 15-15-1-35, AS AMENDED BY P.L.29-2024, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 35. (a) The state seed commissioner shall ~~pay deposit~~ all fees collected under this chapter ~~to in the treasurer of Purdue University.~~ seed fund established by section 34.5 of this chapter.**

(b) The board of trustees of Purdue University state seed commissioner shall ~~expend the fees on proper vouchers filed with the treasurer of Purdue University.~~ The treasurer shall pay vouchers use funds from the seed fund to pay for the following expenses:

- (1) The employment of inspectors and seed analysts.**
- (2) Procuring samples.**
- (3) Printing bulletins giving the results of inspection.**
- (4) Any other expenses ~~of the Purdue University agricultural programs~~ authorized by law and for implementing this chapter.**

(c) The ~~dean of agriculture of Purdue University~~ state seed commissioner shall make and submit an annual financial report to the:

- (1) governor;**
- (2) legislative council; and**
- (3) budget committee;**

in such form as the state board of accounts requires, showing the total receipts and expenditures of all fees received under this chapter. The budget committee shall review this report annually.

(d) Excess funds from the collection of fees under this chapter are subject to IC 15-16-2-36.

SECTION 197. IC 15-15-2-5.5 IS ADDED TO THE INDIANA



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CODE AS A NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: **Sec. 5.5. (a) The plant cultures fund is established to carry out the functions of this chapter. The fund shall be administered by the state chemist.**

(b) The fund consists of:

- (1) money appropriated to the fund by the general assembly;**
- (2) fees collected under this chapter; and**
- (3) money received from any other source, including transfers from other:**

(A) funds; or

(B) accounts.

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

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

SECTION 198. IC 15-15-2-6, AS AMENDED BY P.L.29-2024, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 6. (a) The state chemist shall charge, collect, and receive a minimum fee of twenty-five dollars (\$25):**

- (1) at the time of registering a pure or mixed culture of microorganisms or materials described in section 3 of this chapter for each material or culture registered; and**
- (2) not later than the fifteenth day of January of each succeeding year until the pure or mixed cultures of microorganisms or material is no longer sold, distributed, offered, or displayed for sale in Indiana.**

(b) Money received under subsection (a) must be forwarded to the treasurer of Purdue University, who shall deposited in the plant cultures fund established by section 5.5 of this chapter and used by the treasurer to expend the money on vouchers to be filed with the state comptroller to pay all necessary expenses incurred in implementing this chapter, including:

- (1) the employment of inspectors, chemists, and bacteriologists;**
- (2) the expenses incurred in procuring samples;**
- (3) printing bulletins; and**
- (4) giving the results of inspections, as provided by this chapter; and for any other expenses of Purdue University agricultural programs, as authorized by law and in support of the purposes of this chapter.**

(c) The dean of agriculture of Purdue University state chemist shall submit to the:

- (1) governor;**

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(2) legislative council; and
 (3) budget committee;
 an annual classified report showing the total receipts and expenditures of all fees received under this chapter. The budget committee shall review this report annually.

(d) Excess funds from the collection of fees under this chapter are subject to IC 15-16-2-36.

SECTION 199. IC 15-15-5-29 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 29. This chapter expires December 31, 2026.**

SECTION 200. IC 15-15-13-15.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 15.5. (a) The industrial hemp fund is established to carry out the functions of this chapter. The state seed commissioner shall deposit all fees collected under this chapter into the fund. The fund shall be administered by the state seed commissioner.**

(b) The fund consists of:

- (1) money appropriated to the fund by the general assembly;**
- (2) all fees collected under this chapter; and**
- (3) money received from any other source, including transfers from other:**

(A) funds; or

(B) accounts.

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

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

SECTION 201. IC 15-15-13-16, AS AMENDED BY P.L.29-2024, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) The state seed commissioner shall ~~deposit~~ **pay** all fees collected under this chapter ~~to in the treasurer of Purdue University.~~ **industrial hemp fund established by section 15.5 of this chapter.**

~~(b) The board of trustees of Purdue University shall expend the fees on proper vouchers filed with the treasurer of Purdue University. The treasurer~~ **state seed commissioner** shall pay vouchers for the following expenses:

- (1) The employment of inspectors and seed analysts.**
- (2) Procuring samples.**



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(3) Printing bulletins giving the results of inspection.

(4) Any other expenses ~~of the Purdue University agricultural programs~~ authorized by law and for implementing this chapter.

(c) The ~~dean of agriculture of Purdue University~~ **state seed commissioner** shall make and submit an annual financial report to the:

(1) governor;

(2) legislative council; and

(3) budget committee;

in such form as the state board of accounts requires, showing the total receipts and expenditures of all fees received under this chapter. The budget committee shall review this report annually.

(d) Excess funds from the collection of fees under this chapter are subject to IC 15-16-2-36.

SECTION 202. IC 15-16-2-1 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 1: Because the department of biochemistry at Purdue University is particularly conversant with the purpose and procedures provided by this chapter, the general assembly desires that the governor appoint a professor of biochemistry at Purdue University as the state chemist.~~

SECTION 203. IC 15-16-2-24 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 24: (a) The office of state chemist is established.~~

~~(b) The governor shall appoint the state chemist, who serves at the pleasure of the governor.~~

~~(c) The state chemist shall administer this chapter.~~

~~(d) The state chemist may designate an agent to discharge duties imposed on the state chemist by law.~~

SECTION 204. IC 15-16-2-30, AS AMENDED BY P.L.81-2009, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 30. (a) Each member of the board who is not a state employee is entitled to receive both:

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

(2) reimbursement for **mileage and** travel expenses **as provided under IC 4-13-1-4** and other expenses actually incurred in connection with the member's duties;

as provided in the ~~Purdue University travel policies and procedures established by the Purdue University department of transportation and approved by the Purdue University vice president of business services.~~ **state policies and procedures established by the Indiana department of administration and approved by the budget agency.**

(b) Each member of the board who is a state employee is entitled to reimbursement for travel expenses as provided under IC 4-13-1-4



and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 205. IC 15-16-2-34.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 34.5. (a) The commercial fertilizer fund is established to carry out the functions of this chapter. The fund shall be administered by the state chemist.**

(b) The fund consists of:

- (1) money appropriated to the fund by the general assembly;**
- (2) inspection fees collected under this chapter; and**
- (3) money received from any other source, including transfers from other:**

(A) funds; or

(B) accounts.

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

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

SECTION 206. IC 15-16-2-35, AS AMENDED BY P.L.29-2024, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 35. (a) The state chemist shall ~~pay to the treasurer of Purdue University~~ deposit all inspection fees collected under this chapter in the commercial fertilizer fund established by section 34.5 of this chapter.**

(b) Inspection fees collected under this chapter must be used to pay all necessary expenses incurred in carrying out this chapter, including the following:

- (1) Employing inspectors and chemists.**
- (2) Procuring samples.**
- (3) Printing bulletins.**
- (4) Giving the results of inspections as provided for by this chapter.**
- (5) Any other expenses incurred by ~~Purdue University agricultural programs~~ the office of the state chemist:**

(A) authorized by law; and

(B) in support of the purposes of this chapter.

(c) The ~~dean of agriculture of Purdue University~~ state chemist shall make an annual classified report to the:

- (1) governor;**



(2) legislative council; and

(3) budget committee;

showing the total receipts and expenditures of all fees received under this chapter. The budget committee shall review this report annually.

SECTION 207. IC 15-16-2-35.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 35.5. (a) The horticulture products and control excess fund is established to carry out the functions of those chapters referred to in subsection (b)(2). The fund shall be administered by the state chemist.**

(b) The fund consists of:

(1) money appropriated to the fund by the general assembly;

(2) excess funds accumulated from the fees collected by:

(A) the state chemist, under this chapter, IC 15-15-2, IC 15-16-4, IC 15-16-5, and IC 15-19-7; and

(B) the state seed commissioner under IC 15-15-1 and IC 15-15-13; and

(3) money received from any other source, including transfers from other:

(A) funds; or

(B) accounts.

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

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

SECTION 208. IC 15-16-2-36, AS AMENDED BY P.L.29-2024, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 36. (a) Notwithstanding any other law, all excess funds accumulated from the fees collected by:**

(1) the state chemist, under this chapter, IC 15-15-2, IC 15-16-4, IC 15-16-5, and IC 15-19-7; and

(2) the state seed commissioner under IC 15-15-1 and IC 15-15-13;

shall be paid to the treasurer of Purdue University. deposited in the horticulture products and control excess fund established by section 35.5 of this chapter. The funds shall be administered by the [board of trustees of Purdue University. state chemist.

(b) On approval of the governor and the budget agency, and upon review of the budget committee, the board of trustees state chemist may spend the excess funds for the construction, operation, rehabilitation, and repair of buildings, structures, or other facilities



used for:

- (1) carrying out the purposes of those chapters referred to in subsection (a) under which the fees are collected; or
- (2) the agricultural programs authorized by law and in support of the purposes of the chapters referred to in subsection (a).

SECTION 209. IC 15-16-2-44.5, AS AMENDED BY P.L.29-2024, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 44.5. (a) The state chemist shall ~~pay to the treasurer of Purdue University all certification and educational program deposit~~ fees collected under section 44 of this chapter **into the commercial fertilizer fund established by section 34.5 of this chapter.**

(b) Certification and educational program fees collected under section 44 of this chapter must be used to pay all necessary expenses incurred in carrying out and administering the certification and educational programs.

(c) ~~The dean of agriculture of Purdue University~~ **state chemist** shall make an annual classified report to the:

- (1) governor;
- (2) legislative council; and
- (3) budget committee;

showing the total receipts and expenditures of all fees received under this section. The budget committee shall review this report annually.

SECTION 210. IC 15-16-4-6 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 6: As used in this chapter, "board" means the Indiana pesticide review board established by section 42 of this chapter.~~

SECTION 211. IC 15-16-4-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 6.5. As used in this chapter, "commission" refers to the commission on invasive species and pests established by IC 15-11-16-4.**

SECTION 212. IC 15-16-4-10, AS AMENDED BY P.L.91-2020, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. As used in this chapter, "device" means any instrument or contrivance intended for trapping, destroying, repelling, or mitigating any pest. The term does not include:

- (1) equipment used for the application of pesticides when sold separately from the pesticides;
- (2) firearms; or
- (3) simple mechanical devices, including barriers, traps, or adhesives, or other simple contrivances that are not subject to this chapter as determined by the ~~pesticide review board~~.



1 **commission.**

2 SECTION 213. IC 15-16-4-17, AS ADDED BY P.L.2-2008,
3 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2026]: Sec. 17. As used in this chapter, "highly volatile
5 herbicide" means a herbicide that the ~~board~~ **commission** has
6 determined to be capable of emitting vapors that may cause serious
7 injury to desired plants by reason of movement of the vapors from the
8 area of application of the herbicide to areas inhabited by the desired
9 plants.

10 SECTION 214. IC 15-16-4-37, AS AMENDED BY P.L.249-2023,
11 SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2026]: Sec. 37. As used in this chapter, "restricted use
13 pesticide" means the following:

14 (1) Any pesticide classified as a restricted use pesticide by the
15 administrator of the United States Environmental Protection
16 Agency.

17 (2) A pesticide designated as a restricted use pesticide in a law
18 enacted by the general assembly.

19 (3) Subject to section 50 of this chapter, a pesticide that the
20 ~~board~~ **commission** has determined to be unduly hazardous to
21 persons, animals, plants, wildlife, waters, or lands other than the
22 pests it is intended to prevent, destroy, control, or mitigate.

23 (4) All formulations containing methomyl (Chemical Abstracts
24 Service Reg. No. 16752-77-5).

25 (5) Any dicamba containing pesticide product that:

26 (A) contains a dicamba active ingredient concentration
27 greater than or equal to six and one-half percent (6.5%); and

28 (B) is intended for agricultural production uses but is not
29 labeled solely for use on turf or other nonagricultural use
30 sites.

31 SECTION 215. IC 15-16-4-38, AS ADDED BY P.L.2-2008,
32 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2026]: Sec. 38. As used in this chapter, "rodenticide" means
34 any substance or mixture of substances intended for:

35 (1) preventing;

36 (2) destroying;

37 (3) repelling; or

38 (4) mitigating;

39 rodents or any other vertebrate animal that the ~~board~~ **commission**
40 declares to be a pest.

41 SECTION 216. IC 15-16-4-42 IS REPEALED [EFFECTIVE
42 JULY 1, 2026]. ~~Sec. 42: (a) The Indiana pesticide review board is~~



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established. The board consists of the following members:

- (1) One (1) representative of the Indiana department of health.
- (2) One (1) representative of the department of natural resources.
- (3) One (1) representative of the department of environmental management.
- (4) One (1) representative of the Purdue University office of agricultural research programs.
- (5) One (1) representative of the Purdue University cooperative extension service.
- (6) Two (2) ecologists:

(A) one (1) a terrestrial ecologist; and

(B) one (1) an aquatic ecologist.

Not more than one (1) ecologist may be a plant ecologist.

(7) One (1) public representative.

(8) One (1) representative of the pesticide producing or manufacturing industry.

(9) Two (2) representatives of producers of agricultural crops or products on which pesticides are applied or that may be affected by the application of pesticides:

(A) one (1) of whom represents producers of agronomic crops; and

(B) one (1) of whom represents producers of specialty crops.

(10) One (1) public representative from a conservation organization.

(11) Three (3) qualified scientists; one (1) each in the fields of entomology, plant pathology, and weed science. One (1) scientist must be the representative of either the Purdue University office of agricultural research programs or the Purdue University cooperative extension service.

(12) Three (3) certified and licensed commercial applicators of pesticides who must represent three (3) different certificate or license categories established under IC 15-16-5-45.

(13) The state chemist, who is an ex officio member and shall serve as a nonvoting member.

(14) The pesticide administrator for the office of the state chemist, who shall serve as a nonvoting member.

(15) The pesticide training coordinator, who shall serve as a nonvoting member.

(b) The voting members shall be appointed by the governor for terms of four (4) years and, subject to subsection (d), continue until the member's successor is approved and qualified. Appointments shall be



made so that not more than five (5) terms expire annually.

(c) Voting members may be appointed for successive terms at the discretion of the governor.

(d) The governor may remove a voting member of the board prior to the expiration of the member's term for cause.

SECTION 217. IC 15-16-4-43 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 43: A vacancy on the board of a voting member created by death, resignation, or removal for cause of a member shall be filled by the governor not later than thirty (30) days after the occurrence. The new member serves for the remainder of the vacated term and must meet the qualifications to be appointed to the board.

SECTION 218. IC 15-16-4-44 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 44: The board shall elect a member to serve as chairperson for a term of two (2) years. However, if the chairperson's appointment ends before the expiration of the term, the term is for the duration of the chairperson's appointment.

SECTION 219. IC 15-16-4-45 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 45: (a) The board shall meet at least annually.

(b) The board may meet at other times and at a location specified by the chairperson or a majority of the board.

(c) The board shall publish the:

(1) minutes; and

(2) video;

of each meeting.

SECTION 220. IC 15-16-4-46 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 46: (a) Ten (10) voting members of the board constitute a quorum.

(b) Official actions are subject to approval by a simple majority of board members present at a called meeting.

(c) The chairperson shall actively participate in all decisions of the board.

SECTION 221. IC 15-16-4-47 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 47: The following individuals appointed to the board shall serve without compensation but are entitled to receive per diem payments at rates and under conditions incident to these positions:

(1) State officials.

(2) Staff members of state offices.

(3) Staff members of the Purdue University office of agricultural research programs.

(4) Cooperative extension service staff members.

Other members are entitled to reimbursement for traveling and other



1 expenses as provided in the Purdue University travel policies and
 2 procedures, established by the Purdue University department of
 3 transportation and approved by the Purdue University vice president of
 4 business services.

5 SECTION 222. IC 15-16-4-48, AS AMENDED BY P.L.99-2012,
 6 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2026]: Sec. 48. The ~~board~~ **commission** may:

- 8 (1) collect;
- 9 (2) analyze; and
- 10 (3) interpret;

11 information on matters relating to the registration and use of pesticides.

12 SECTION 223. IC 15-16-4-49, AS ADDED BY P.L.2-2008,
 13 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2026]: Sec. 49. (a) The ~~board~~ **commission** may, after notice
 15 and public hearing as provided in IC 4-22-2, declare as a pest any form
 16 of:

- 17 (1) plant;
- 18 (2) animal life; or
- 19 (3) virus;

20 that is injurious to plants, humans, domestic animals, articles, or
 21 substances.

22 (b) When a hearing is held by the ~~board~~, **commission**, the ~~board~~
 23 **commission** may designate one (1) or more persons as the ~~board's~~
 24 **commission's** agent or representative to conduct the hearing.

25 SECTION 224. IC 15-16-4-50, AS AMENDED BY P.L.29-2024,
 26 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 50. (a) The ~~board~~ **commission** may recommend
 28 to the general assembly the addition, deletion, or reclassification of
 29 pesticides by submitting in an electronic format under IC 5-14-6 a
 30 report of the recommendations to the legislative council. In making a
 31 determination to add or reclassify a pesticide as a restricted use
 32 pesticide for all of Indiana or designated areas within Indiana, the [
 33 ~~board~~ **commission** must find that the characteristics of a pesticide
 34 require that rules restricting the:

- 35 (1) sale;
- 36 (2) distribution; or
- 37 (3) use;

38 of the pesticide by any person are necessary to prevent undue hazards
 39 to persons, animals, wildlife, lands, or waters, other than the pests that
 40 they are intended to prevent, destroy, control, or mitigate. The ~~board~~
 41 **commission** shall publish the ~~board's~~ **commission's** findings in the
 42 Indiana Register.



(b) The ~~board~~ **commission** may adopt rules under IC 4-22-2 to do the following:

(1) Provide for the safe:

- (A) handling;
- (B) transportation;
- (C) storage;
- (D) display;
- (E) distribution;
- (F) disposal; and
- (G) production;

of pesticide products and pesticide containers.

(2) Restrict or prohibit the use of certain types of containers or packages for specific pesticides. The restrictions may apply to the:

- (A) type of construction;
- (B) strength; or
- (C) size;

to alleviate danger of spillage, breakage, or misuse.

(3) Determine the time and conditions of the:

- (A) sale;
- (B) distribution; or
- (C) use;

of restricted use pesticide products.

(4) Require that any or all restricted use pesticide products be purchased, possessed, or used only under:

- (A) permit;
- (B) certificate;
- (C) license; or
- (D) registration;

of the state chemist or under certain conditions or in certain quantities or concentrations.

(5) Require all persons issued:

- (A) permits;
- (B) certificates;
- (C) licenses; or
- (D) registrations;

under this subsection to maintain records as to the use of the restricted use pesticide products.

(c) The state chemist shall maintain a list of each class of pesticides adopted by Indiana law or ~~board~~ **commission** rule on the website for the state chemist. Failure to include a pesticide on the list does not exempt a person from compliance with a law or rule for a



pesticide designated by law or rule.

SECTION 225. IC 15-16-4-52.5, AS ADDED BY P.L.249-2023, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 52.5. (a) Neither the ~~board~~ **commission** nor the state chemist may by rule or otherwise impose a requirement or limitation on the storage, distribution, use, application, or record keeping of a general use pesticide by:

- (1) a certified applicator;
- (2) a commercial applicator;
- (3) a licensed applicator for hire;
- (4) a licensed applicator not for hire;
- (5) a licensed pesticide business;
- (6) a licensed public applicator; or
- (7) a private applicator;

that is more stringent than the requirements and limitations applicable under federal law, federal regulations, or Indiana statutory law to the general use pesticide or a pesticide product containing a general use pesticide and no restricted use pesticide.

(b) A rule or other requirement or limitation of the ~~board~~ **commission** in effect on June 30, 2023, that does not comply with this section is voided on July 1, 2023, to the extent it conflicts with this section.

SECTION 226. IC 15-16-4-59, AS AMENDED BY P.L.99-2012, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 59. A person may not:

- (1) detach, alter, deface, or destroy, in whole or in part, any label or labeling provided for in this chapter or rules adopted under this chapter;
- (2) add any substance to, or take any substance from, a pesticide in a manner that may defeat the purpose of this chapter;
- (3) use for the person's own advantage or reveal, other than to:
 - (A) the state chemist;
 - (B) proper officials;
 - (C) employees of the state;
 - (D) the courts of this state in response to a subpoena;
 - (E) physicians; or
 - (F) pharmacists and other qualified persons for use in emergencies in the preparation of antidotes;
- any information relative to formulas of products acquired by authority of section 61 or 64 of this chapter;
- (4) use or cause to be used any pesticide contrary to section 50 of this chapter;



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(5) use a highly volatile herbicide except on written permission by the state chemist; or

(6) neglect, or after notice, refuse to comply with this chapter, the rules adopted under this chapter, or a lawful order of the state chemist or ~~board~~ **commission**.

SECTION 227. IC 15-16-4-60, AS ADDED BY P.L.2-2008, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 60. Section 59(4) of this chapter does not apply to pesticides used in research by:

- (1) the United States Department of Agriculture;
- (2) the United States Department of Interior;
- (3) the Purdue University agricultural research programs; or
- (4) other persons who are qualified researchers as approved by the ~~board~~ **commission**.

SECTION 228. IC 15-16-4-61.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 61.5. (a) The pesticide fund is established to carry out the functions of this chapter. The fund shall be administered by the state chemist.**

(b) The fund consists of:

- (1) money appropriated to the fund by the general assembly;**
- (2) fees collected under this chapter;**
- (3) money collected for civil penalties imposed under section 69 of this chapter; and**
- (4) money received from any other source, including transfers from other:**
 - (A) funds; or**
 - (B) accounts.**

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

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

SECTION 229. IC 15-16-4-61.6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 61.6. (a) The pesticide education account is established within the pesticide fund to provide education about the safe and effective use of pesticides. The account shall be administered by the state chemist.**

(b) The account consists of money transferred under section 62(d)(6) of this chapter.

(c) The expenses of administering the account shall be paid



1 from money in the account.

2 (d) The treasurer of state shall invest the money in the account
3 not currently needed to meet the obligations of the account in the
4 same manner as other public money may be invested.

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

7 SECTION 230. IC 15-16-4-62, AS AMENDED BY P.L.29-2024,
8 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2026]: Sec. 62. (a) Each registrant shall pay an annual,
10 nonrefundable application fee of one hundred seventy dollars (\$170)
11 for each application for each pesticide product submitted for
12 registration or reregistration.

13 (b) Each registration expires January 1 of each year.

14 (c) All fees collected by the state chemist under this chapter shall
15 be ~~paid to the treasurer of Purdue University, who shall deposit the~~
16 ~~fees in a special restricted account designated by the treasurer of the~~
17 ~~board of trustees of Purdue University. deposited in the pesticide fund~~
18 **established by section 61.5 of this chapter.**

19 (d) From the ~~account fund~~ described in subsection (c), the
20 ~~treasurer state chemist~~ shall pay all expenses incurred in administering
21 this chapter, including expenses for the following:

22 (1) The employment of:

23 (A) inspectors;

24 (B) investigators;

25 (C) researchers;

26 (D) analysts;

27 (E) administrators; and

28 (F) clerical and service staff.

29 (2) Expenses in procuring samples and printing results of
30 inspections.

31 (3) Purchasing:

32 (A) supplies;

33 (B) equipment; and

34 (C) services.

35 (4) Necessary remodeling.

36 (5) Other expenses of the office of the state chemist.

37 (6) The transfer of ten dollars (\$10) from each fee paid under
38 subsection (a) on an annual basis to the ~~office of Purdue~~
39 ~~pesticide programs~~ **pesticide education account established by**
40 **section 61.6 of this chapter** to provide education about the safe
41 and effective use of pesticides.

42 The ~~treasurer state chemist~~ is not required to use any other funds,



except those collected as registration fees, to pay any expenses incurred in the administration of this chapter. The ~~dean of agriculture~~ **state chemist** shall make an annual financial report to the governor, legislative council, and budget committee showing total receipts and expenditures of all fees received under this chapter. The budget committee shall review this report annually.

(e) A registrant who registers or pays an annual fee after December 31 of any year shall pay a late fee of one hundred seventy dollars (\$170) as well as the annual fee.

(f) Excess funds from the collection of fees under this chapter are subject to IC 15-16-2-36.

SECTION 231. IC 15-16-4-64.5, AS ADDED BY P.L.120-2008, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 64.5. (a) A person who is:

(1) regulated under this chapter; and

(2) aggrieved by any decision of the state chemist; may obtain a review by the ~~board~~ **commission** if the person files a written petition with the ~~board~~ **commission** not later than thirty (30) days after the state chemist's decision.

(b) The ~~board~~ **commission** shall provide a copy of a petition filed under subsection (a) to the state chemist not later than seven (7) days after receiving the petition.

(c) Not more than fifteen (15) days after receiving a petition under subsection (b), the state chemist shall certify and file with the ~~board~~ **commission** a transcript of any record related to the petition, including a transcript of any evidence received.

(d) Whenever a hearing is held under this section, the ~~board~~ **commission** may designate one (1) or more persons as the ~~board's~~ **commission's** agent or representative to conduct the hearing. The agent or representative shall conduct the hearing in the manner provided by IC 4-21.5-3.

(e) After hearing the appeal, the ~~board~~ **commission** shall affirm, set aside, or modify the action of the state chemist. However, the state chemist's finding of facts that are supported by the substantial evidence is considered conclusive.

(f) A person aggrieved by any action of the ~~board~~ **commission** may obtain judicial review under IC 4-21.5-5.

SECTION 232. IC 15-16-4-69, AS AMENDED BY P.L.29-2024, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 69. (a) Subject to this section, if a person violates this chapter or a rule adopted under this chapter, the state chemist under IC 4-21.5-3-6 may warn, cite, or impose a civil penalty on the



1 person or:

- 2 (1) deny;
- 3 (2) suspend;
- 4 (3) revoke; or
- 5 (4) amend;

6 the person's registration under this chapter.

7 (b) The state chemist may impose civil penalties under this section
8 only in accordance with subsections (c) through (e). However, this
9 section does not require the state chemist to impose a civil penalty on
10 a person for any violation of this chapter or a rule adopted under this
11 chapter.

12 (c) Except for a violation described in subsection (d) or (e), the
13 state chemist may impose a civil penalty not exceeding two hundred
14 fifty dollars (\$250) for a violation of this chapter or any rule adopted
15 under this chapter. A civil penalty imposed under this subsection may
16 be adjusted for mitigating actions described in subsection (f). A civil
17 penalty under this subsection may not be imposed unless a warning for
18 a violation has previously been issued to the person for the same
19 violation within the previous five (5) years.

20 (d) Subject to adjustment under subsection (f) for mitigating
21 actions, the state chemist may impose a civil penalty not exceeding five
22 hundred dollars (\$500) if the state chemist finds that a person has done
23 any of the following:

- 24 (1) Unknowingly committed an act described in section 57(1) of
25 this chapter.
- 26 (2) Committed an act described in section 57(2) through 57(5)
27 of this chapter.
- 28 (3) Unknowingly committed an act described in section 66(1) of
29 this chapter.
- 30 (4) Committed an act described in section 66(2) or 66(3) of this
31 chapter.
- 32 (5) Stored or dispensed a general use pesticide in a manner
33 inconsistent with 40 CFR 165.

34 (e) The state chemist may impose a civil penalty of one thousand
35 dollars (\$1,000) if the state chemist finds that a person has done any of
36 the following:

- 37 (1) Knowingly committed an act described in section 57(1) of
38 this chapter.
- 39 (2) Committed an act described in section 57(8) of this chapter.
- 40 (3) Knowingly committed an act described in section 66(1) of
41 this chapter.
- 42 (4) Committed an act described in section 67, 68, 73(c), or 77 of



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1 this chapter.

2 (5) Stored or dispensed a restricted use pesticide in a manner
3 inconsistent with 40 CFR 165.

4 (6) After notice, refused to comply with this chapter, the rules
5 adopted under this chapter, or a lawful order of the state chemist
6 or ~~board~~ **commission**.

7 (f) The state chemist may not adjust the amount of the civil penalty
8 for a violation listed in subsection (e). The state chemist may reduce
9 the amount of the civil penalty for a violation listed in subsection (c) or
10 (d) if the state chemist finds that the person responsible for the
11 violation has taken any of the following mitigating actions:

12 (1) Cooperated with the state chemist during the investigation or
13 inspection process.

14 (2) Took corrective action to prevent future similar violations.

15 (3) Compensated a victim for any adverse effects that resulted
16 from the violation.

17 The state chemist may reduce the amount of the civil penalty by twenty
18 percent (20%) for each mitigating action taken by the person
19 responsible for the violation.

20 (g) A proceeding under IC 4-21.5-3 that involves the imposition
21 of a civil penalty may be consolidated with any other proceeding
22 commenced under IC 4-21.5 to enforce this chapter or the rules
23 adopted under this chapter.

24 (h) The state chemist shall limit the imposition of a civil penalty
25 in a proceeding involving multiple counts of repeated incidents of the
26 same violation to five (5) counts.

27 (i) Any findings related to a violation of this chapter must be
28 disclosed to the alleged violator before a:

29 (1) final determination is made; and

30 (2) penalty is assessed.

31 (j) Unless the state chemist has evidence of wrongdoing by the
32 licensed pesticide business, any warnings, citations, or civil penalties
33 regarding a pesticide use in violation of this chapter must be directed
34 at:

35 (1) the employee who committed the violation; or

36 (2) the person who was responsible for the supervision of the
37 employee who committed the violation.

38 (k) Money collected for civil penalties imposed under this section
39 shall be ~~credited to the office of Purdue pesticide programs. The money~~
40 ~~may be used only to provide education about pesticides.~~ **deposited in**
41 **the pesticide fund established by section 61.5 of this chapter.**

42 SECTION 233. IC 15-16-5-4 IS REPEALED [EFFECTIVE JULY



1 1, 2026]. **Sec. 4. As used in this chapter, "board" means the Indiana**
 2 **pesticide review board established by IC 15-16-4-42.**

3 SECTION 234. IC 15-16-5-7.5 IS ADDED TO THE INDIANA
 4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 5 [EFFECTIVE JULY 1, 2026]: **Sec. 7.5. As used in this chapter,**
 6 **"commission" refers to the commission on invasive species and**
 7 **pests established by IC 15-11-16-4.**

8 SECTION 235. IC 15-16-5-24, AS ADDED BY P.L.2-2008,
 9 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2026]: Sec. 24. As used in this chapter, "pest" means:

- 11 (1) any insect, rodent, nematode, fungus, or weed; or
- 12 (2) any other form of terrestrial or aquatic plant or animal life or
- 13 virus, bacteria, or other microorganism (except viruses, bacteria,
- 14 or other microorganisms on or in living humans or other living
- 15 animals) that is declared to be a pest by the administrator of the
- 16 United States Environmental Protection Agency or by the ~~board.~~
- 17 **commission.**

18 SECTION 236. IC 15-16-5-44, AS AMENDED BY P.L.29-2024,
 19 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2026]: Sec. 44. (a) The ~~board~~ **commission** may adopt rules
 21 under IC 4-22-2 prescribing policies and procedures relating to
 22 restricted use pesticides:

- 23 (1) use;
- 24 (2) application;
- 25 (3) storage;
- 26 (4) distribution; and
- 27 (5) record keeping.

28 (b) The state chemist may adopt additional rules under IC 4-22-2
 29 as required to accomplish the purpose of this chapter.

30 (c) Rules adopted under this chapter may not permit any pesticide
 31 use that is prohibited by federal law and regulations or orders issued
 32 under federal law.

33 (d) The following requirements and standards established in
 34 federal rules shall be adopted as state requirements and standards:

- 35 (1) 40 CFR 165, federal pesticide containers, repackaging, and
- 36 containment structures.
- 37 (2) 40 CFR 170, federal pesticide agricultural worker protection
- 38 standard.
- 39 (3) 40 CFR 171.201, federal direct supervision of noncertified
- 40 applicators by certified applicators.

41 SECTION 237. IC 15-16-5-59.5 IS ADDED TO THE INDIANA
 42 CODE AS A **NEW** SECTION TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2026]: **Sec. 59.5. (a) The pesticide use and application fund is established to carry out the functions of this chapter. The fund shall be administered by the state chemist.**

(b) The fund consists of:

- (1) money appropriated to the fund by the general assembly;**
- (2) fees collected under this chapter;**
- (3) money collected for civil penalties imposed under section 66 of this chapter; and**
- (4) money received from any other source, including transfers from other:**

(A) funds; or

(B) accounts.

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

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

SECTION 238. IC 15-16-5-61, AS AMENDED BY P.L.29-2024, SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 61. (a) All fees collected by the state chemist under this chapter shall be paid to Purdue University and deposited in a special restricted account designated by the treasurer of the board of trustees of Purdue University. deposited in the pesticide use and application fund established by section 59.5 of this chapter.**

(b) From the ~~account~~ fund described in subsection (a), the ~~treasurer~~ state chemist shall pay from the ~~special restricted account~~ fund the expenses incurred in administering this chapter, including expenses for the following:

(1) The employment of:

- (A) inspectors;**
- (B) investigators;**
- (C) researchers;**
- (D) analysts;**
- (E) administrators; and**
- (F) clerical and service staff.**

(2) Conducting and reporting inspections and investigations.

(3) Purchasing supplies and services.

(4) Providing necessary facilities and remodeling.

(5) Any other expense of the office of the state chemist.

The ~~treasurer~~ state chemist is not required to use any other funds, except those collected under this chapter, to defray any expenses incurred in the administration of this chapter.



(c) The ~~dean of agriculture of Purdue University~~ **state chemist** shall make an annual financial report to the:

- (1) governor;
- (2) legislative council; and
- (3) budget committee;

showing total receipts and expenditures of all fees received under this chapter. The budget committee shall review this report annually.

(d) Fee revenue remaining in the ~~account~~ **fund** described in subsection (a) after payment of the expenses described in subsection (b) is subject to IC 15-16-2-36.

SECTION 239. IC 15-16-5-64, AS AMENDED BY P.L.29-2024, SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 64. (a) A person may not produce, transport, store, handle, or dispose of any pesticide product or pesticide product containers in a manner that may:

- (1) cause injury to:
 - (A) humans;
 - (B) beneficial vegetation;
 - (C) crops;
 - (D) livestock;
 - (E) wildlife; or
 - (F) beneficial insects; or
- (2) pollute any waterway in a way harmful to any wildlife in a waterway.

(b) The ~~board~~ **commission** may adopt rules governing the production, transportation, storage, handling, and disposal of pesticide products or pesticide containers. In determining these standards, the ~~board~~ **commission** shall take into consideration any regulations issued by the United States Environmental Protection Agency.

(c) Except for pesticides labeled for use in the treatment of drinking water, pesticide storage, mixing, and loading is prohibited within the isolation area of a wellhead protection area zone. Application of pesticides within the isolation area is permitted unless prohibited by the pesticide label.

(d) A pesticide storage container located within the wellhead protection area zone and outside of the isolation area must be stored:

- (1) on an impervious surface designed to contain a discharge of the entire contents of the largest storage container plus the volume displaced by all the other items within the contained area; and
- (2) in an area protected from precipitation.

(e) A pesticide spill or discharge within the wellhead protection



1 area zone must be cleaned up immediately upon discovery and in a
 2 manner that prevents the pesticide from threatening waters of the state,
 3 dry wells, storm sewers, sanitary sewers, or septic systems.

4 (f) A person may not open burn a pesticide container in a manner
 5 that allows air contaminants resulting from combustion to be emitted
 6 directly into the air without passing through a stack or chimney from
 7 an enclosed chamber, as allowed under 326 IAC 4-1.

8 SECTION 240. IC 15-16-5-65, AS AMENDED BY P.L.29-2024,
 9 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2026]: Sec. 65. Subject to section 66 of this chapter, the state
 11 chemist under IC 4-21.5-3-6 may warn, cite, or impose a civil penalty
 12 on a person for a violation under this chapter. The state chemist may
 13 also deny, suspend, revoke, or modify any provision of any license,
 14 permit, registration, or certification issued under this chapter if the state
 15 chemist finds that the applicant or the holder of a license, permit,
 16 registration, or certification has been issued a final civil order imposed
 17 under 7 U.S.C. 136l(a), has a criminal conviction under 7 U.S.C.
 18 136l(b), or has committed any of the following acts, each of which is
 19 a violation of this chapter:

20 (1) Made false or fraudulent claims either verbally or through
 21 any media misrepresenting the effect of pesticide products or
 22 methods to be used.

23 (2) Recommended, used, or supervised the use of any registered
 24 pesticide product in a manner inconsistent with its labeling
 25 approved by the United States Environmental Protection Agency
 26 or Indiana state registration for that pesticide, or in violation of
 27 the United States Environmental Protection Agency or Indiana
 28 state restrictions on the use of that pesticide product.

29 (3) Used known ineffective or improper pesticide products or
 30 known ineffective amounts of pesticides.

31 (4) Operated faulty or unsafe equipment.

32 (5) Operated in a careless or negligent manner.

33 (6) Neglected or, after notice, refused to comply with this
 34 chapter, the rules adopted under this chapter, or of any lawful
 35 order of the state chemist or the ~~board~~: **commission**.

36 (7) Refused or neglected to:

37 (A) keep and maintain the records required by this chapter;
 38 or

39 (B) make reports and supply information when required or
 40 requested by the state chemist in the course of an
 41 investigation or inspection.

42 (8) Made false or fraudulent records, invoices, or reports.



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- 1 (9) Engaged in or professed to be engaged in the business of:
- 2 (A) using a pesticide or any other product regulated under
- 3 this chapter or by rules adopted under this chapter; or
- 4 (B) making a diagnostic inspection to determine infestations
- 5 of a wood destroying pest;
- 6 for hire on the property of another without having a business
- 7 license issued by the state chemist.
- 8 (10) Used or supervised the use of a pesticide product that is
- 9 required to be used under this chapter by a person who is
- 10 certified, licensed, or permitted without having a person who is
- 11 certified, licensed, or permitted under this chapter conducting
- 12 the use.
- 13 (11) Used fraud or misrepresentation in the qualification or
- 14 application for, or renewal of, a license, permit, registration, or
- 15 certification.
- 16 (12) Refused or neglected to comply with any limitations or
- 17 restrictions on or in a duly issued license, permit, registration, or
- 18 certification.
- 19 (13) Aided or abetted a person to evade this chapter, conspired
- 20 with a person to evade this chapter, or allowed a license, permit,
- 21 registration, or certification to be used by another person.
- 22 (14) Made false or misleading statements during or after an
- 23 inspection concerning any infestation or infection of pests.
- 24 (15) Impersonated any federal, state, county, or city inspector,
- 25 investigator, or official.
- 26 (16) Knowingly purchased or used a pesticide product that was
- 27 not registered under IC 15-16-4.
- 28 (17) Failed to continuously maintain financial responsibility
- 29 required under section 58 of this chapter or to provide proof of
- 30 financial responsibility to the state chemist when requested.
- 31 (18) Intentionally altered a duly issued license, permit,
- 32 registration, or certification.
- 33 (19) Recklessly, knowingly, or intentionally impeded or
- 34 prevented the state chemist or the state chemist's agent from
- 35 performing a duty of the state chemist.
- 36 (20) Applied a pesticide in a manner that allowed it to drift from
- 37 the target site in a sufficient quantity to cause an adverse effect
- 38 to a nontarget site.
- 39 (21) Distributed a restricted use pesticide without having a
- 40 pesticide dealer registration issued by the state chemist.
- 41 (22) Distributed a restricted use pesticide to a noncertified end
- 42 user of the pesticide.

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(23) Stored or disposed of a pesticide in a manner inconsistent with the requirements established by the United States Environmental Protection Agency or this chapter.

(24) Failed to perform the notification requirements for a pesticide application in a school.

SECTION 241. IC 15-16-5-66, AS AMENDED BY P.L.29-2024, SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 66. (a) The state chemist may impose civil penalties under this section only in accordance with subsections (b) through (d). However, this section does not require the state chemist to impose a civil penalty on a person for any violation of this chapter or a rule adopted under this chapter.

(b) Except for a violation described in subsection (c) or (d), the state chemist may impose a civil penalty not exceeding two hundred fifty dollars (\$250) for a violation of this chapter or any rule adopted under this chapter. A civil penalty imposed under this subsection shall be adjusted for mitigating actions described in subsection (e). A civil penalty under this subsection may not be imposed unless a warning for a violation has previously been issued to the person for the same violation within the previous five (5) years.

(c) Subject to adjustment under subsection (e) for mitigating actions, the state chemist may impose a civil penalty not exceeding five hundred dollars (\$500) if the state chemist finds that a person has done any of the following:

(1) After written notice, neglected to:

(A) keep and maintain records; or

(B) make reports and supply information when required or requested by the state chemist in the course of an investigation or inspection;

as described in section 65(7) of this chapter.

(2) Committed an act described in section 65(8) of this chapter.

(3) Unknowingly committed an act described in section 65(9) or 65(10) of this chapter.

(4) After written notice, neglected to comply with any limitations or restrictions on or in a duly issued license, permit, registration, or certification as described in section 65(12) of this chapter.

(5) Committed an act described in section 65(14) or 65(16) of this chapter.

(6) Recommended, used, or supervised the use of a general use pesticide product in a manner inconsistent with its labeling and resulting in an adverse effect.

(7) Recommended, used, or supervised the use of a restricted use



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pesticide product in a manner inconsistent with its labeling and resulting in no adverse effect.

(8) Applied a general use pesticide in a manner that allows it to drift from the target site in a sufficient quantity to cause an adverse effect to a nontarget site.

(9) Stored or dispensed a general use pesticide in a manner inconsistent with the requirements in 40 CFR 165, Subpart E.

(d) The state chemist may impose a civil penalty of one thousand dollars (\$1,000) if the state chemist finds that a person has done any of the following:

(1) Stored or dispensed a pesticide in a manner inconsistent with the requirements in 40 CFR 165, Subpart E, or as described in section 64(a) of this chapter.

(2) Committed an act described in section 65(5) of this chapter.

(3) After notice, refused to comply with this chapter, the rules adopted under this chapter, or any lawful order of the state chemist or the ~~board~~ **commission** as described in section 65(6) of this chapter.

(4) Refused to:

(A) keep and maintain records; or

(B) make reports and supply information when required or requested by the state chemist in the course of an investigation or inspection;

as described in section 65(7) of this chapter.

(5) Intentionally committed an act described in section 65(8) of this chapter.

(6) Knowingly committed an act described in section 65(9) or 65(10) of this chapter.

(7) Committed an act described in section 65(11) of this chapter.

(8) Refused to comply with any limitations or restrictions on or in a duly issued license, permit, registration, or certification as described in section 65(12) of this chapter;

(9) Committed an act described in section 65(13), 65(15), 65(18), or 65(19) of this chapter.

(10) Recommended, used, or supervised the use of a restricted use pesticide product in a manner inconsistent with its labeling and resulting in an adverse effect.

(11) Applied a restricted use pesticide in a manner that allows it to drift from the target site in a sufficient quantity to cause an adverse effect to a nontarget site.

(12) Distributed a restricted use pesticide without having a pesticide dealer registration issued by the state chemist, as



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described in section 65(21) of this chapter.

(13) Distributed a restricted use pesticide to a noncertified end user of the pesticide, as described in section 65(22) of this chapter.

(e) The state chemist may not adjust the amount of the civil penalty for a violation listed in subsection (d). The state chemist may reduce the amount of the civil penalty for a violation listed in subsection (b) or (c) if the state chemist finds that the person responsible for the violation has taken any of the following mitigating actions:

(1) Cooperated with the state chemist during the investigation or inspection process.

(2) Took corrective action to prevent future similar violations.

(3) Compensated a victim for any adverse effects that resulted from the violation.

The state chemist may reduce the amount of the civil penalty by twenty percent (20%) for each mitigating action taken by the person responsible for the violation.

(f) A proceeding under IC 4-21.5-3 that involves a civil penalty may be consolidated with any other proceeding commenced under IC 4-21.5 to enforce this chapter or the rules adopted under this chapter.

(g) The state chemist shall limit the imposition of a civil penalty in a proceeding involving multiple counts of repeated incidents of the same violation to five (5) counts.

(h) Any findings related to a violation of this chapter or rules adopted under this chapter must be disclosed to the alleged violator before a:

(1) final determination is made; and

(2) penalty is assessed.

(i) Unless the state chemist has evidence of wrongdoing by the licensed pesticide business, any warnings, citations, or civil penalties regarding a pesticide use in violation of this chapter must be directed at:

(1) the employee who committed the violation; or

(2) the person who was responsible for the supervision of the employee who committed the violation.

(j) Money collected for civil penalties imposed under section 65 of this chapter shall be ~~credited to the office of Purdue pesticide programs. The money may be used only to provide education about pesticides. deposited in the pesticide use and application fund established by section 59.5 of this chapter.~~



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1 SECTION 242. IC 15-16-5-67, AS AMENDED BY P.L.109-2015,
2 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 67. (a) A person who is:

4 (1) subject to an action under section 65, 66, or 70 of this
5 chapter; and

6 (2) aggrieved by any decision by the state chemist;
7 may obtain a review by the ~~board~~, **commission**, if the person files a
8 written petition with the ~~board~~ **commission** not later than thirty (30)
9 days after the state chemist's decision.

10 (b) The ~~board~~ **commission** shall provide a copy of a petition filed
11 under subsection (a) to the state chemist not later than seven (7) days
12 after receiving the petition.

13 (c) Not more than fifteen (15) days after receiving a petition under
14 subsection (b), the state chemist shall certify and file with the ~~board~~
15 **commission** a transcript of any record related to the petition, including
16 a transcript of any evidence received.

17 (d) Whenever a hearing is held under this section, the ~~board~~
18 **commission** may designate one (1) or more persons as the board's
19 agent or representative to conduct the hearing. The agent or
20 representative shall conduct the hearing in the manner provided by
21 IC 4-21.5-3.

22 (e) After hearing the appeal, the ~~board~~ **commission** shall affirm,
23 set aside, or modify the action of the state chemist. However, the state
24 chemist's finding of facts that are supported by the substantial evidence
25 is considered conclusive.

26 (f) A person aggrieved by any action of the ~~board~~ **commission**
27 may obtain judicial review under IC 4-21.5-5.

28 SECTION 243. IC 15-16-5-71, AS ADDED BY P.L.2-2008,
29 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2026]: Sec. 71. (a) A political subdivision (as defined in
31 IC 36-1-2-13) does not have authority to regulate by ordinance the use
32 or application of pesticides.

33 (b) A political subdivision may, by resolution, petition the ~~board~~
34 **commission** for a hearing to allow a variance from a rule of the ~~board~~
35 **commission** because of special circumstances relating to the use or
36 application of a pesticide. If a petition is received, the ~~board~~
37 **commission** shall hold a public hearing to consider allowing the
38 variance requested. The public hearing shall be conducted in an
39 informal manner. IC 4-21.5 does not apply to the public hearing under
40 this section.

41 (c) The ~~board~~ **commission** may grant a variance requested under
42 this section with or without changes.



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1 SECTION 244. IC 15-16-10 IS REPEALED [EFFECTIVE JULY
2 1, 2026]. (Invasive Species Council).

3 SECTION 245. IC 15-19-2 IS REPEALED [EFFECTIVE JULY
4 1, 2026]. (Indiana Standardbred Advisory Board).

5 SECTION 246. IC 15-19-7-32.5 IS ADDED TO THE INDIANA
6 CODE AS A NEW SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2026]: **Sec. 32.5. (a) The commercial feed
8 inspection fund is established to carry out the purposes of this
9 chapter. The fund shall be administered by the state chemist.**

10 **(b) The fund consists of:**

- 11 **(1) money appropriated to the fund by the general assembly;**
- 12 **(2) fees collected by the state chemist under this chapter; and**
- 13 **(3) money received from any other source, including**
14 **transfers from other:**

15 **(A) funds; or**

16 **(B) accounts.**

17 **(c) The treasurer of state shall invest the money in the fund not**
18 **currently needed to meet the obligations of the fund in the same**
19 **manner as other public funds may be invested.**

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

22 SECTION 247. IC 15-19-7-33, AS ADDED BY P.L.2-2008,
23 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2026]: Sec. 33. (a) Fees collected by the state chemist under
25 this chapter shall be ~~paid to the treasurer of Purdue University. The~~
26 ~~board of trustees of Purdue University shall expend the money received~~
27 ~~under this section on proper vouchers in meeting all necessary~~
28 ~~expenses in carrying out this chapter, including:~~ **deposited in the**
29 **commercial feed inspection fund established by section 32.5 of this**
30 **chapter, and used to meet all necessary expenses in carrying out**
31 **this chapter, including:**

- 32 **(1) the employment of inspectors and chemists;**
- 33 **(2) other expenses of the work of feed inspection as provided for**
34 **by this chapter; and**
- 35 **(3) any other expenses of Purdue University agricultural**
36 **programs authorized by law and in support of the purposes of**
37 **this chapter.**

38 **(b) Excess funds from the collection of fees under this chapter are**
39 **subject to IC 15-16-2-36.**

40 SECTION 248. IC 16-18-2-62, AS AMENDED BY P.L.143-2025,
41 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
42 JULY 1, 2026]: Sec. 62. (a) "Commission", for purposes of IC 16-27.5,



1 refers to the certified health care professions commission established
2 by IC 16-27.5-2-1.

3 (b) "Commission", for purposes of IC 16-31, refers to the Indiana
4 emergency medical services commission.

5 (c) "Commission", for purposes of IC 16-46-11.1, has the meaning
6 set forth in IC 16-46-11.1-1. **This subsection expires December 31,**
7 **2026.**

8 SECTION 249. IC 16-18-2-161.5 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 161.5. (a) "Health care
10 interpreter", for purposes of IC 16-46-11.1, has the meaning set forth
11 in IC 16-46-11.1-2.

12 **(b) This section expires December 31, 2026.**

13 SECTION 250. IC 16-18-2-163.5 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 163.5. (a) "Health care
15 translator", for purposes of IC 16-46-11.1, has the meaning set forth in
16 IC 16-46-11.1-3.

17 **(b) This section expires December 31, 2026.**

18 SECTION 251. IC 16-18-2-188.5 IS REPEALED [EFFECTIVE
19 JULY 1, 2026]. ~~Sec. 188.5: "Individual with a disability", for purposes~~
20 ~~of IC 16-32-2, has the meaning set forth in IC 16-32-2-1(a).~~

21 SECTION 252. IC 16-19-3-4, AS AMENDED BY P.L.1-2025,
22 SECTION 182, IS AMENDED TO READ AS FOLLOWS
23 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The executive board may, by
24 an affirmative vote of a majority of its members, adopt reasonable rules
25 under IC 4-22-2 on behalf of the state department to protect or to
26 improve the public health in Indiana.

27 (b) The rules may concern but are not limited to the following:

28 (1) Nuisances dangerous to public health.

29 (2) The pollution of any water supply other than where
30 jurisdiction is in the environmental rules board and department
31 of environmental management.

32 (3) The disposition of excremental and sewage matter.

33 (4) The control of fly and mosquito breeding places.

34 (5) The detection, reporting, prevention, and control of diseases
35 that affect public health.

36 (6) The care of maternity and infant cases and the conduct of
37 maternity homes.

38 (7) The production, distribution, and sale of human food.

39 (8) Except as provided in section 4.4 of this chapter, the conduct
40 of camps.

41 (9) Standards of cleanliness of eating facilities for the public.

42 (10) Standards of cleanliness of sanitary facilities offered for



- 1 public use.
- 2 (11) The handling, disposal, disinterment, and reburial of dead
- 3 human bodies.
- 4 (12) Vital statistics.
- 5 (13) Sanitary conditions and facilities in public buildings and
- 6 grounds, including plumbing, drainage, sewage disposal, water
- 7 supply, lighting, heating, and ventilation, other than where
- 8 jurisdiction is vested by law in the ~~fire prevention and building~~
- 9 ~~safety commission~~ **department of homeland security** or other
- 10 state agency.
- 11 (14) The design, construction, and operation of swimming and
- 12 wading pools. However, the rules governing swimming and
- 13 wading pools do not apply to a pool maintained by an individual
- 14 for the sole use of the individual's household and house guests.
- 15 (c) The executive board shall adopt reasonable rules to regulate
- 16 the following:
- 17 (1) The sanitary operation of tattoo parlors.
- 18 (2) The sanitary operation of body piercing facilities.
- 19 (d) The executive board may adopt rules on behalf of the state
- 20 department for the efficient enforcement of this title, except as
- 21 otherwise provided. However, fees for inspections relating to weights
- 22 and measures may not be established by the rules.
- 23 (e) The executive board may declare that a rule described in
- 24 subsection (d) is necessary to meet an emergency and adopt the rule
- 25 under IC 4-22-2.
- 26 (f) The rules of the state department may not be inconsistent with
- 27 this title and or any other state law.
- 28 SECTION 253. IC 16-19-3.5-11, AS ADDED BY P.L.49-2016,
- 29 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 30 JULY 1, 2026]: Sec. 11. The state department may not deny a
- 31 construction permit based upon noncompliance or suspected
- 32 noncompliance with a rule adopted under the authority of the ~~fire~~
- 33 ~~prevention and building safety commission~~ **established by**
- 34 ~~IC 22-12-2-1.~~ **department of homeland security.**
- 35 SECTION 254. IC 16-19-13-3, AS AMENDED BY P.L.51-2021,
- 36 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 37 JULY 1, 2026]: Sec. 3. The office is established for the following
- 38 purposes:
- 39 (1) To educate and advocate for women's health by requesting
- 40 that the state department, either on its own or in partnership with
- 41 other entities, establish appropriate forums, programs, or
- 42 initiatives designed to educate the public regarding women's



1 health, with an emphasis on preventive health and healthy
2 lifestyles.

3 (2) To assist the state health commissioner in identifying,
4 coordinating, and establishing priorities for programs, services,
5 and resources the state should provide for women's health issues
6 and concerns relating to the reproductive, menopausal, and
7 postmenopausal phases of a woman's life, with an emphasis on
8 postmenopausal health.

9 (3) To serve as a clearinghouse and resource for information
10 regarding women's health data, strategies, services, and
11 programs that address women's health issues, including the
12 following:

13 (A) Diseases that significantly impact women, including
14 heart disease, cancer, and osteoporosis.

15 (B) Menopause.

16 (C) Mental health.

17 (D) Substance abuse.

18 (E) Sexually transmitted diseases.

19 (F) Sexual assault and domestic violence.

20 (G) Female genital mutilation (as defined in IC 35-42-2-10).

21 (4) To collect, classify, and analyze relevant research
22 information and data conducted or compiled by:

23 (A) the state department; or

24 (B) other entities in collaboration with the state department;
25 and to provide interested persons with information regarding the
26 research results, except as prohibited by law.

27 (5) To develop and recommend funding and program activities
28 for educating the public on women's health initiatives, including
29 the following:

30 (A) Health needs throughout a woman's life.

31 (B) Diseases that significantly affect women, including
32 heart disease, cancer, and osteoporosis.

33 (C) Access to health care for women.

34 (D) Poverty and women's health.

35 (E) The leading causes of morbidity and mortality for
36 women.

37 (F) Special health concerns of minority women.

38 (6) To make recommendations to the state health commissioner
39 regarding programs that address women's health issues for
40 inclusion in the state department's biennial budget and strategic
41 planning.

42 (7) To seek funding from private or governmental entities to



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1 carry out the purposes of this chapter.

2 (8) To prepare materials for publication and dissemination to the
3 public on women's health.

4 (9) To conduct public educational forums in Indiana to raise
5 public awareness and to educate citizens about women's health
6 programs, issues, and services.

7 (10) To coordinate the activities and programs of the office with
8 other entities that focus on women's health or women's issues,
9 including the ~~Indiana commission for women (IC 4-23-25-3)~~.

10 **Indiana cultural commission established by IC 4-23-36.**

11 (11) To represent the state health commissioner, upon request,
12 before the general assembly and the ~~Indiana commission for~~
13 ~~women established by IC 4-23-25-3~~. **Indiana cultural**
14 **commission established by IC 4-23-36.**

15 (12) To provide an annual report to the governor, the legislative
16 council, and the ~~Indiana commission for women~~ **Indiana**
17 **cultural commission established by IC 4-23-36** regarding the
18 successes of the programs of the office, priorities and services
19 needed for women's health in Indiana, and areas for
20 improvement. A report provided under this subdivision to the
21 legislative council must be in an electronic format under
22 IC 5-14-6.

23 This section does not allow the director or any employees of the office
24 to advocate, promote, refer to, or otherwise advance abortion or
25 abortifacients.

26 SECTION 255. IC 16-28-1-7, AS AMENDED BY P.L.141-2014,
27 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2026]: Sec. 7. The state department shall do the following:

29 (1) Adopt rules under IC 4-22-2 governing the following:

30 (A) Health and sanitation standards necessary to protect the
31 health, safety, security, rights, and welfare of patients.

32 (B) Qualifications of applicants for licenses issued under
33 this article to assure the proper care of patients.

34 (C) Operation, maintenance, management, equipment, and
35 construction of facilities required to be licensed under this
36 article if jurisdiction is not vested in any other state agency.

37 (D) Manner, form, and content of the license, including
38 rules governing disclosure of ownership interests.

39 (E) Levels of medical staffing and medical services in
40 cooperation with the office of Medicaid policy and
41 planning, division of family resources, and other agencies
42 authorized to pay for the services.



(2) Recommend to the ~~fire prevention and building safety commission~~ **department of homeland security** fire safety rules necessary to protect the health, safety, security, rights, and welfare of patients.

(3) Classify health facilities in health care categories.

SECTION 256. IC 16-32-2 IS REPEALED [EFFECTIVE JULY 1, 2026]. (The Committee for the Purchase of Products and Services of Persons With a Disability).

SECTION 257. IC 16-32-3-1.2, AS ADDED BY P.L.230-2023, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1.2. As used in this chapter, "individual with a disability" has the meaning set forth in ~~IC 16-32-2-1(a)~~; IC 4-13-16.5-1(h).

SECTION 258. IC 16-32-3.5-1, AS ADDED BY P.L.230-2023, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. As used in this chapter, "individual with a disability" has the meaning set forth in ~~IC 16-32-2-1(a)~~; IC 4-13-16.5-1(h).

SECTION 259. IC 16-41-26-8, AS AMENDED BY P.L.181-2018, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) Except as provided in subsection (b), the state department shall adopt rules under IC 4-22-2 necessary to protect the health, safety, and welfare of persons living in agricultural labor camps, prescribing standards for living quarters at agricultural labor camps, including provisions relating to construction of camps, sanitary conditions, light, air, safety protection from fire hazards, equipment, maintenance and operation of the camp, sewage disposal through septic tank absorption fields or other approved methods, and other matters appropriate for the security of the life and health of occupants.

(b) The environmental rules board shall adopt rules under IC 13-14-9 pertaining to water supplies required for agricultural labor camps.

(c) In the preparation of rules, the state department:

(1) shall consult with and request technical assistance from other appropriate state agencies; and

(2) may appoint and consult with committees of technically qualified persons and of representatives of employers and employees.

(d) If a conflict exists between rules adopted under this chapter and rules adopted by the ~~fire prevention and building safety commission~~; **department of homeland security**, the rules authorized in this section apply.



(e) A copy of every rule adopted under this chapter shall be sent to each health officer in Indiana and to the heads of other state agencies with specific or related responsibility affecting agricultural labor camps and to any person requesting the rules. The rules affecting agricultural labor camps adopted under this chapter shall be published periodically in the manner the state department determines.

SECTION 260. IC 16-41-31-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. The ~~fire prevention and building safety commission~~ **department of homeland security** shall adopt rules under IC 4-22-2 to establish fire safety standards for bed and breakfast establishments.

SECTION 261. IC 16-41-42.2-5, AS AMENDED BY P.L.29-2016, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The spinal cord and brain injury research board is established for the purpose of administering the fund. The board is composed of eleven (11) members.

(b) The following six (6) members of the board shall be appointed by the ~~governor~~: **state health commissioner**:

(1) One (1) member who has a spinal cord or head injury or who has a family member with a spinal cord or head injury.

(2) One (1) member who is a physician licensed under IC 25-22.5 who has specialty training in neuroscience and surgery.

(3) One (1) member who is a physiatrist holding a board certification from the American Board of Physical Medicine and Rehabilitation.

(4) One (1) member representing the technical life sciences industry.

(5) One (1) member who is a physical therapist licensed under IC 25-27 who treats individuals with traumatic spinal cord injuries or brain injuries.

(6) One (1) member who owns or operates a facility that provides long term activity based therapy services at affordable rates to individuals with traumatic spinal cord injuries or brain injuries.

(c) Five (5) members of the board shall be appointed as follows:

(1) One (1) member representing Indiana University to be appointed by Indiana University.

(2) One (1) member representing Purdue University to be appointed by Purdue University.

(3) One (1) member representing the National Spinal Cord Injury Association to be appointed by the National Spinal Cord Injury



Association.

(4) One (1) member representing the largest freestanding rehabilitation hospital for brain and spinal cord injuries in Indiana to be appointed by the Rehabilitation Hospital of Indiana located in Indianapolis.

(5) One (1) member representing the Brain Injury Association of America to be appointed by the Brain Injury Association of Indiana.

(d) The term of a member is four (4) years. A member serves until a successor is appointed and qualified. If a vacancy occurs on the board before the end of a member's term, the appointing authority appointing the vacating member shall appoint an individual to serve the remainder of the vacating member's term.

(e) A majority of the members appointed to the board constitutes a quorum. The affirmative votes of a majority of the members are required for the board to take action on any measure.

(f) Each member of the board is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(g) The board shall annually elect a chairperson who shall be the presiding officer of the board. The board may establish other officers and procedures as the board determines necessary.

(h) The board shall meet at least two (2) times each year. The chairperson may call additional meetings.

(i) The state department shall provide staff for the board. The state department shall maintain a registry of the members of the board. An appointing authority shall provide written confirmation of an appointment to the board to the state department in the form and manner specified by the state department.

(j) The board shall do the following:

(1) Consider policy matters relating to spinal cord and brain injury research projects and programs under this chapter.

(2) Consider research applications and make grants for approved research projects under this chapter.

(3) Consider applications and make grants to health care clinics that:

(A) are exempt from federal income taxation under Section 501 of the Internal Revenue Code;



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- 1 (B) employ physical therapists licensed under IC 25-27; and
 2 (C) provide in Indiana long term activity based therapy
 3 services at affordable rates to individuals with spinal cord
 4 injuries or brain injuries that require extended post acute
 5 care.
- 6 (4) Consider the application's efficacy in providing significant
 7 and sustained improvement to individuals with spinal cord
 8 injuries or brain injuries.
- 9 (5) Formulate policies and procedures concerning the operation
 10 of the board.
- 11 (6) Review and authorize spinal cord and brain injury research
 12 projects and programs to be financed under this chapter. For
 13 purposes of this subdivision, the board may establish an
 14 independent scientific advisory panel composed of scientists and
 15 clinicians who are not members of the board to review proposals
 16 submitted to the board and make recommendations to the board.
 17 Collaborations are encouraged with other Indiana-based
 18 researchers as well as researchers located outside Indiana,
 19 including researchers in other countries.
- 20 (7) Review and approve progress and final research reports on
 21 projects authorized under this chapter, including any other
 22 information the board has required to be submitted as a
 23 condition of receiving a grant.
- 24 (8) Review and make recommendations concerning the
 25 expenditure of money from the fund.
- 26 (9) Take other action necessary for the purpose stated in
 27 subsection (a).
- 28 (10) Provide to the governor, the general assembly, and the
 29 legislative council an annual report not later than January 30 of
 30 each year showing the status of funds appropriated under this
 31 chapter. The report to the general assembly and the legislative
 32 council must be in an electronic format under IC 5-14-6.
- 33 (k) A member of the board is exempt from civil liability arising or
 34 thought to arise from an action taken in good faith as a member of the
 35 board.
- 36 (l) The department shall annually present to the board a financial
 37 statement that includes the following information for the current and
 38 previous fiscal year:
- 39 (1) The amount of money deposited into the fund.
 40 (2) The amount of money expended from the fund.
 41 (3) The amount of money, including any reserves, available for
 42 grants from the fund.



1 SECTION 262. IC 16-46-11.1-7 IS ADDED TO THE INDIANA
 2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2026]: **Sec. 7. This chapter expires December**
 4 **31, 2026.**

5 SECTION 263. IC 20-26-5-6, AS AMENDED BY P.L.56-2023,
 6 SECTION 177, IS AMENDED TO READ AS FOLLOWS
 7 [EFFECTIVE JULY 1, 2026]: Sec. 6. All powers delegated to the
 8 governing body of a school corporation under section 1 or 4 of this
 9 chapter are subject to all laws subjecting the school corporation to
 10 regulation by a state agency, including the secretary of education, state
 11 board of accounts, state police department, ~~fire prevention and building~~
 12 ~~safety commission~~, **department of homeland security**, department of
 13 local government finance, environmental rules board, state school bus
 14 committee, Indiana department of health, and any local governmental
 15 agency to which the state has been delegated a specific authority in
 16 matters other than educational matters and other than finance,
 17 including plan commissions, zoning boards, and boards concerned with
 18 health and safety.

19 SECTION 264. IC 20-34-6-1, AS AMENDED BY THE
 20 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL
 21 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2026]: Sec. 1. (a) By July 1 of each year, each school
 23 corporation shall submit a report to the department detailing the
 24 following information for the current school year for each school in the
 25 school corporation and for the entire school corporation:

26 (1) The number of arrests of students on school corporation
 27 property, including arrests made by law enforcement officers,
 28 security guards, school safety specialists, and other school
 29 corporation employees, and any citizen arrests.

30 (2) The offenses for which students were arrested on school
 31 corporation property.

32 (3) The number of contacts with law enforcement personnel
 33 from a school corporation employee that have resulted in arrests
 34 of students not on school corporation property.

35 (4) Statistics concerning the age, race, and gender of students
 36 arrested on school corporation property and categorizing the
 37 statistics by offenses.

38 (5) Whether the school corporation has established and employs
 39 a school corporation police department under IC 20-26-16, and
 40 if so, report:

41 (A) the number of officers in the school corporation police
 42 department; and



- 1 (B) the training the officers must complete.
- 2 (6) If the school corporation employs private security guards to
- 3 enforce rules or laws on school property, a detailed explanation
- 4 of the use of private security guards by the school corporation.
- 5 (7) If the school corporation has an agreement with a local law
- 6 enforcement agency regarding procedures to arrest students on
- 7 school property, a detailed explanation of the use of the local law
- 8 enforcement agency by the school corporation.
- 9 (8) The number of reported bullying incidents involving a
- 10 student of the school corporation by category. However, nothing
- 11 in this subdivision may be construed to require all bullying
- 12 incidents to be reported to a law enforcement agency.
- 13 (b) By August 1 of each year, the department shall submit a report
- 14 to:
- 15 (1) the legislative council;
- 16 (2) ~~the board for the coordination of programs serving vulnerable~~
- 17 ~~individuals established by IC 4-23-30.2-8; civil rights~~
- 18 ~~commission; and~~
- 19 (3) the criminal justice institute;
- 20 providing a summary of the reports submitted to the department under
- 21 subsection (a). The report to the legislative council must be in an
- 22 electronic format under IC 5-14-6.
- 23 (c) By August 1 of each year, the department must post the reports
- 24 described in subsections (a) and (b) on the department's ~~Internet web~~
- 25 ~~site.~~ **website.**
- 26 (d) Information reported under subsection (a)(8) may not be used
- 27 in the calculation of a school corporation's improvement under
- 28 IC 20-31-8.
- 29 SECTION 265. IC 20-37-2-13, AS AMENDED BY P.L.168-2022,
- 30 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 31 JULY 1, 2026]: Sec. 13. (a) As used in this section, "applicable high
- 32 school" means a high school at which all the students participate in a
- 33 work based learning course (as defined in IC 20-43-8-0.7) or school
- 34 based enterprise.
- 35 (b) As used in this section, "primary use of the building" means an
- 36 occupancy classification that is:
- 37 (1) most closely related to the intended use of the building; and
- 38 (2) determined by the rules of the ~~fire prevention and building~~
- 39 ~~safety commission established by IC 22-12-2-1~~ **department of**
- 40 **homeland security** that apply to the building immediately
- 41 preceding the date that the applicable high school agrees to use
- 42 the building.



(c) Except as provided in subsection (d), an applicable high school shall comply with all rules of the ~~fire prevention and building safety commission~~ **department of homeland security** applicable to the primary use of the building.

(d) The ~~fire prevention and building commission~~ **department of homeland security** may grant a variance under IC 22-13-2-11 to the rules applicable to the primary use of the building necessary to implement this section.

SECTION 266. IC 21-38-1-1.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. "Commission" refers to the commission for higher education of the state of Indiana established by IC 21-18-2.**

SECTION 267. IC 21-38-1-3, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) "Council" refers to the Indiana excellence in teaching council.

(b) This section expires December 31, 2026.

SECTION 268. IC 21-38-8-1, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The Indiana excellence in teaching council is established. The council consists of nine (9) members as follows:

(1) One (1) representative of the commission for higher education.

(2) One (1) representative of the budget agency.

(3) One (1) representative from each state educational institution.

(b) This section expires December 31, 2026.

SECTION 269. IC 21-38-8-2, AS AMENDED BY P.L.234-2007, SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The Indiana excellence in teaching endowment is established to provide state educational institutions with grants to match interest income generated by an endowment to attract and retain distinguished teachers. The fund shall be administered by the ~~council~~ **commission**.

(b) The expenses of administering the fund shall be paid from money in the fund.

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

(d) Money in the fund at the end of the state fiscal year does not



revert to the state general fund but remains available to be used for providing money for grants as allowed under this chapter.

SECTION 270. IC 21-38-8-4, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. A state educational institution must apply for a matching grant in the manner prescribed by the ~~council~~ **commission**.

SECTION 271. IC 21-38-8-5, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. When determining a distinguished teacher's prominence, the ~~council~~ **commission** shall consider the following criteria when distributing endowment funds:

- (1) Evidence of excellent teaching ability.
- (2) Distinguished accomplishments.
- (3) Either:

- (A) productive scholarship; or
- (B) artistic achievement and superior talent.

The ~~council~~ **commission** may consider any other criteria for distributing endowment funds that the ~~council~~ **commission** determines appropriate.

SECTION 272. IC 21-38-8-6, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The ~~council~~ **commission** shall approve or disapprove a matching grant application within sixty (60) days after the application is received by the ~~council~~ **commission**.

(b) The ~~council~~ **commission** may approve a grant application with an amount that is the same or less than the amount requested by the state educational institution.

SECTION 273. IC 21-38-8-7, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) Each matching grant from the fund is intended to be used to supplement, and may not be used instead of, a distinguished teacher's regular annual salary.

(b) The ~~council~~ **commission** may not approve a matching grant from the fund that exceeds income generated from the endowment of the institution.

SECTION 274. IC 21-38-8-8, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) Staff for the council shall be provided by the commission for higher education.

(b) This section expires December 31, 2026.

SECTION 275. IC 21-38-8-10, AS ADDED BY P.L.2-2007,



SECTION 279, IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The council may:

- (1) develop guidelines; and
 - (2) adopt rules under IC 4-22-2;
- to administer the fund and this chapter.

(b) This section expires December 31, 2026.

SECTION 276. IC 21-44-6-1, AS AMENDED BY P.L.142-2014, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) There is established the mental health and addiction services development programs board.

(b) This section expires December 31, 2026.

SECTION 277. IC 21-44-6-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1.5. As used in this chapter, "commission" refers to the commission for higher education of the state of Indiana established by IC 21-18-2.

SECTION 278. IC 21-44-6-2, AS AMENDED BY P.L.56-2023, SECTION 203, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The board consists of the following ten (10) members:

- (1) The dean of the Indiana University School of Medicine or the dean's designee. The dean of the Indiana University School of Medicine or the dean's designee shall serve as the chairperson of the board.
- (2) The chairperson of the department of psychiatry of the Indiana University School of Medicine or the chairperson's designee.
- (3) The director of the division of mental health and addiction created by IC 12-21-1-1 or the director's designee.
- (4) The commissioner of the Indiana department of health or the commissioner's designee.
- (5) The dean of the department of family practice of the Marian University College of Osteopathic Medicine or the dean's designee.
- (6) The administrator of a graduate program in an institution of higher education in Indiana engaged in training psychologists.
- (7) The administrator of a program in an institution of higher education in Indiana engaged in training advanced practice psychiatric nurses.
- (8) One (1) psychiatrist who practices psychiatry in Indiana.
- (9) The administrator of a program in an institution of higher education in Indiana engaged in training addiction counselors.



1 (10) The director of the Indiana department of veterans' affairs
2 or the director's designee.

3 The governor shall appoint the members of the board described in
4 subdivisions (6) through (9).

5 **(b) This section expires December 31, 2026.**

6 SECTION 279. IC 21-44-6-3, AS AMENDED BY P.L.142-2014,
7 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2026]: Sec. 3. **(a)** The board shall meet at least quarterly each
9 year at the call of the chairperson.

10 **(b) This section expires December 31, 2026.**

11 SECTION 280. IC 21-44-6-4, AS AMENDED BY P.L.142-2014,
12 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2026]: Sec. 4. (a) Each board member who is not a state
14 employee is not entitled to a salary per diem. The member is, however,
15 entitled to reimbursement for traveling expenses as provided under
16 IC 4-13-1-4 and other expenses actually incurred in connection with
17 the member's duties as provided in the state policies and procedures
18 established by the Indiana department of administration and approved
19 by the budget agency.

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

26 (c) The affirmative votes of a majority of the members appointed
27 to the board are required for the board to take action on any measure.

28 **(d) This section expires December 31, 2026.**

29 SECTION 281. IC 21-44-6-5, AS AMENDED BY P.L.209-2015,
30 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2026]: Sec. 5. The ~~purpose of the board is to~~ **commission**
32 **shall** do the following:

33 (1) ~~To~~ Establish and oversee a loan forgiveness program
34 designed to increase the number of professional mental health
35 care providers, including addiction health care professionals, in
36 areas with health professional shortages, as determined by the
37 ~~board,~~ **commission**, by assisting professionals in the following
38 occupational categories to pay off loans incurred in the training
39 needed to practice in Indiana:

40 (A) Psychiatrists.

41 (B) Addiction psychiatrists, including psychiatrists pursuing
42 fellowship training and certification in addiction psychiatry.



- 1 (C) Psychologists.
 2 (D) Psychiatric nurses.
 3 (E) Addiction counselors.
 4 (F) Mental health professionals.
- 5 (2) ~~To~~ Establish and oversee an integrated behavioral health and
 6 addiction treatment development program to attract and train
 7 psychiatrists, psychologists, psychiatric nurses, addiction
 8 counselors, or mental health professionals who will engage in
 9 the practice of integrated behavioral health and addiction
 10 treatment in:
- 11 (A) state mental health institutions;
 12 (B) community mental health centers;
 13 (C) state funded addiction treatment centers; or
 14 (D) other behavioral health and addiction treatment settings
 15 determined by the ~~board~~ **commission** to be mental health
 16 and addiction dual diagnoses treatment settings.
- 17 (3) ~~To~~ Develop and oversee an integrated behavioral health and
 18 addiction treatment training track program through the Indiana
 19 University School of Medicine, Department of Psychiatry
 20 residency training program. The training track program must
 21 provide an opportunity for residents to work in mental health and
 22 addiction dual diagnoses treatment settings, including:
- 23 (A) state psychiatric hospitals;
 24 (B) community mental health centers;
 25 (C) state funded addiction treatment centers; or
 26 (D) other behavioral health and addiction treatment settings
 27 determined by the ~~board~~ **commission** to be mental health
 28 and addiction dual diagnoses treatment settings.
- 29 (4) ~~To~~ Develop standards for participation in the training track
 30 program that include:
- 31 (A) guidelines for the amounts of grants and other
 32 assistance a participant receives;
 33 (B) guidelines for the type of training in integrated
 34 behavioral health and addiction treatment the participant
 35 receives;
 36 (C) guidelines for agreements with mental health hospitals,
 37 community mental health centers, and other entities
 38 participating in the training track program; and
 39 (D) other guidelines and standards necessary for governing
 40 the training track program.

41 SECTION 282. IC 21-44-6-6, AS AMENDED BY P.L.142-2014,
 42 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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JULY 1, 2026]: Sec. 6. The ~~board~~ **commission** shall establish guidelines for the repayment of the loans incurred by a psychiatrist, psychologist, psychiatric nurse, addiction counselor, or mental health professional, including the following:

(1) A participant may not receive more than twenty-five thousand dollars (\$25,000) in a year.

(2) Except as provided in subdivision (3), a participant may not receive grants for more than four (4) years.

(3) A participant who is a psychiatrist pursuing fellowship training and certification in addiction psychiatry may not receive grants for more than five (5) years.

(4) A participant must commit to a full year of service in an integrated behavioral health and addiction treatment setting as described in section 5(2) or 5(3) of this chapter for each year of loan repayment.

(5) A participant must be a practitioner who:

(A) is:

(i) from Indiana; and

(ii) accepting a new position in Indiana; or

(B) is:

(i) from outside Indiana;

(ii) not currently practicing in Indiana and has not practiced in Indiana for three (3) years before applying for the program; and

(iii) establishing a new practice in Indiana.

SECTION 283. IC 21-44-6-7, AS AMENDED BY P.L.142-2014, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) As used in this section, "account" refers to the mental health and addiction services loan forgiveness account established in subsection (b).

(b) The mental health and addiction services loan forgiveness account within the state general fund is established for the purpose of providing grants for loan repayment under this chapter. The account shall be administered by the ~~board~~ **commission**. Money in the account shall be used to fund loan forgiveness grants under this chapter.

(c) The account consists of:

(1) appropriations made by the general assembly;

(2) grants; and

(3) gifts and bequests.

(d) The expenses of administering the account shall be paid from money in the account.

(e) The treasurer of state shall invest the money in the account not

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1 currently needed to meet the obligations of the account in the same
 2 manner as other public money may be invested. Interest that accrues
 3 from these investments shall be deposited in the account.

4 (f) Money in the account at the end of a state fiscal year does not
 5 revert to the state general fund.

6 SECTION 284. IC 21-44-6-8, AS AMENDED BY P.L.142-2014,
 7 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2026]: Sec. 8. (a) As used in this section, "account" refers to
 9 the integrated behavioral health and addiction treatment development
 10 program account established in subsection (b).

11 (b) The integrated behavioral health and addiction treatment
 12 development program account within the state general fund is
 13 established for the purpose of providing funding for the integrated
 14 behavioral health and addiction treatment development program
 15 established under this chapter. The account shall be administered by
 16 the division of mental health and addiction. Money in the account shall
 17 be used to fund residency positions, fellowship training, and
 18 certification in addiction psychiatry, including:

- 19 (1) educational expenses;
- 20 (2) grants and scholarships;
- 21 (3) salaries; and
- 22 (4) benefits.

23 (c) The account consists of:

- 24 (1) appropriations made by the general assembly;
- 25 (2) grants; and
- 26 (3) gifts and bequests.

27 (d) The expenses of administering the account shall be paid from
 28 money in the account.

29 (e) The treasurer of state shall invest the money in the account not
 30 currently needed to meet the obligations of the account in the same
 31 manner as other public money may be invested. Interest that accrues
 32 from these investments shall be deposited in the account.

33 (f) Money in the account at the end of a state fiscal year does not
 34 revert to the state general fund.

35 (g) The ~~board~~ **division of mental health and addiction, in**
 36 **consultation with the commission**, shall give due consideration to
 37 annually funding two (2) psychiatrists pursuing fellowship training and
 38 certification in addiction psychiatry. A participant who is a psychiatrist
 39 pursuing fellowship training and certification in addiction psychiatry
 40 must agree to establish a new practice in Indiana for at least five (5)
 41 years upon completion of the fellowship training and certification in
 42 addiction psychiatry.



1 SECTION 285. IC 21-44-6-9 IS REPEALED [EFFECTIVE
2 JANUARY 1, 2027]. ~~Sec. 9: The division of mental health and~~
3 ~~addiction shall provide administrative support for the board.~~

4 SECTION 286. IC 21-47-2-4, AS AMENDED BY P.L.161-2025,
5 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2026]: Sec. 4. (a) There is established a geological and water
7 survey advisory council.

8 (b) The council consists of the following members:

9 (1) One (1) member appointed by the president of Indiana
10 University who is a faculty member of the Indiana University
11 School of Public and Environmental Affairs to serve for a period
12 of four (4) years. A member appointed under this subdivision
13 must have a background in energy, geology, water, or
14 environmental science.

15 (2) One (1) member appointed by the president of Indiana
16 University who is a faculty member of the earth sciences
17 department to serve for a period of four (4) years.

18 (3) The vice provost of research of Indiana University, or the
19 vice provost's designee.

20 (4) The chairperson of the house of representatives standing
21 committee tasked with studying utilities and energy, or the
22 chairperson's designee.

23 (5) The chairperson of the senate standing committee tasked
24 with studying utilities and energy, or the chairperson's designee.

25 (6) The director of the department of natural resources, or the
26 director's designee.

27 (7) The director of the Indiana department of environmental
28 management, or the director's designee.

29 (8) The director of the Indiana economic development
30 corporation, or the director's designee.

31 (9) The public finance director appointed under IC 5-1.2-3-6, or
32 the public finance director's designee.

33 (10) Two (2) individuals who:

34 (A) are appointed by the governor;

35 (B) represent private industry; and

36 (C) have a background in energy, geology, water, or
37 environmental science.

38 An individual appointed by the governor under this subdivision
39 serves for a term of four (4) years.

40 A designee under subdivision (3), (4), (5), (6), (7), (8), or (9) must have
41 a background in energy, geology, water, or environmental science. The
42 members of the council shall annually elect a chair and vice chair from



1 among the membership of the council.

2 (c) A member who is appointed or designated to serve on the
3 council under subsection (b):

4 (1) in the case of an appointed member:

5 (A) holds the position for the term of the appointment;

6 (B) continues to serve after expiration of the appointment
7 until a successor is appointed and qualified; and

8 (C) subject to subdivision (2), is eligible for reappointment;

9 (2) may not serve on the council for a total of more than two (2)
10 consecutive terms; and

11 (3) serves at the pleasure of the appointing or designating
12 authority and may be removed by the appointing or designating
13 authority at any time.

14 The appointing or designating authority shall fill a vacancy that occurs
15 after a member appointed or designated by the authority resigns, is
16 removed, or is no longer qualified to serve.

17 (d) The state geologist shall serve as secretary of the council, shall
18 provide staff support to the council, and shall report on the following
19 at each meeting of the council:

20 (1) The staffing of the survey.

21 (2) The finances of the survey.

22 (3) The outreach programs of the survey.

23 (4) The current research projects of the survey.

24 (5) Any other report requested by the council.

25 (e) The state geologist may cast the deciding vote to break a tie.

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

28 A member is also entitled to reimbursement for mileage and traveling
29 expenses actually incurred in connection with the member's duties as
30 provided in the state policies and procedures established by the Indiana
31 department of administration and approved by the budget agency.

32 (g) Each member of the council who is a member of the general
33 assembly is entitled to receive the same per diem, mileage, and travel
34 allowances paid to legislative members of interim study committees
35 established by the legislative council. Per diem, mileage, and travel
36 allowances paid under this section shall be paid from appropriations
37 made to the legislative council or the legislative services agency.

38 (h) Each member of the commission who is a state employee is
39 entitled to reimbursement for traveling expenses as provided under
40 IC 4-13-1-4 and other expenses actually incurred in connection with
41 the member's duties as provided in the state policies and procedures
42 established by the Indiana department of administration and approved



1 by the budget agency.

2 (i) Expenses paid under subsections (f) and (h) shall be paid from
3 appropriations made to the state geologist.

4 (j) The council shall meet quarterly in the first month of each
5 quarter. The date, time, and location of a meeting must be upon
6 agreement of the council.

7 (k) The council shall meet with the state geologist to make
8 recommendations concerning:

9 (1) the functions and performance of the survey; and

10 (2) appropriations and funding for the survey.

11 (l) The council may make recommendations concerning the
12 effectiveness and efficiency of the survey and other matters.

13 (m) Recommendations and reports of the council shall be directed
14 to the following:

15 (1) The governor.

16 (2) The budget agency.

17 (3) The president of Indiana University.

18 (4) The director of the department of natural resources.

19 (5) The commissioner of the department of environmental
20 management.

21 (n) The terms of the members of the council described in
22 subsection (b)(1), (b)(2), and (b)(10) expire as follows:

23 (1) For the members described in subsection (b)(1) and (b)(2),
24 June 30, 2025, and each fourth year thereafter.

25 (2) For the members described in subsection (b)(10), June 30,
26 2027, and each fourth year thereafter.

27 (o) The terms of the members of the council who are members of
28 the general assembly designated under subsection (b)(4) and (b)(5)
29 expire June 30 of an odd-numbered year.

30 ~~(p) On or before July 1, 2027, and July 1 biennially thereafter, the~~
31 ~~council shall submit a report to the executive director of the legislative~~
32 ~~services agency; in an electronic format under IC 5-14-6; for review by~~
33 ~~the interim committee on government in accordance with IC 1-1-15.5-4~~
34 ~~and IC 2-5-1.3-13(g). The report shall describe:~~

35 ~~(1) official action taken; and~~

36 ~~(2) actionable items considered;~~

37 ~~by the council during the preceding two (2) years.~~

38 **(p) This section expires December 31, 2026.**

39 SECTION 287. IC 21-47-2-7, AS AMENDED BY P.L.42-2024,
40 SECTION 145, IS AMENDED TO READ AS FOLLOWS
41 [EFFECTIVE JANUARY 1, 2027]: Sec. 7. (a) As used in this section,
42 "center" refers to the center for water established by subsection ~~(c): (b).~~



~~(b)~~ As used in this section, "council" refers to the geological and water survey advisory council established by section 4 of this chapter.

~~(c)~~ (b) The center for water is established within the survey for the purpose of:

- (1) carrying out the survey's statutory duties concerning Indiana's water resources;
- (2) supporting long term studies of the state's water resources, as requested by the Indiana finance authority; and
- (3) upon request, providing resources to:
 - (A) state agencies;
 - (B) municipal agencies; and
 - (C) soil and water conservation groups.

~~(d)~~ (c) The center shall be staffed

~~(1)~~ by employees of the survey who have expertise in water resources. ~~and~~

~~(2)~~ at staffing levels consistent with recommendations of the council.

~~(e)~~ The center shall report to the council before each quarterly meeting of the council under section 4(j) of this chapter.

~~(f)~~ (d) The state geologist shall oversee and manage the activities of the center.

~~(g)~~ (e) The center shall be funded by the available resources of the survey.

SECTION 288. IC 21-47-2-8, AS AMENDED BY P.L.42-2024, SECTION 146, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 8. (a) As used in this section, "center" refers to the center for energy established by subsection ~~(e)~~ (b).

~~(b)~~ As used in this section, "council" refers to the geological and water survey advisory council established by section 4 of this chapter.

~~(c)~~ (b) The center for energy is established within the survey for the purpose of:

- (1) carrying out the survey's statutory duties concerning Indiana's natural energy resources;
- (2) supporting long term studies of the state's energy resources, as requested by the state; and
- (3) upon request, providing resources to:
 - (A) state agencies;
 - (B) municipal agencies; and
 - (C) energy stakeholders.

~~(d)~~ (c) The center shall be staffed

~~(1)~~ by employees of the survey who have expertise in energy



resources. and

(2) at staffing levels consistent with recommendations of the council.

(e) The center shall report to the council before each quarterly meeting of the council under section 4(j) of this chapter.

(f) (d) The state geologist shall oversee and manage the activities of the center.

(g) (e) The center shall be funded by the available resources of the survey.

SECTION 289. IC 22-9-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

Chapter 13. Coordination of Programs Serving Vulnerable Individuals

Sec. 0.5. As used in this chapter, "commission" means the civil rights commission created by IC 22-9-1-4.

Sec. 1. As used in this chapter, "director" refers to the director appointed under section 7 of this chapter.

Sec. 2. As used in this chapter, "disproportionality" refers to a situation in which members of a particular race or ethnic group in the United States are represented at a percentage higher or lower than the percentage of the general public that the particular race or ethnic group comprises.

Sec. 3. As used in this chapter, "strength based" refers to a perspective that recognizes that:

(1) every individual, group, family, and community has strengths that should be considered by service providers when developing services for a client;

(2) a service provider can best serve a client by collaborating with the client to develop the client's strengths;

(3) service providers should work with a client to ensure that every environment in which the client receives services has adequate resources to meet the needs of the client; and

(4) a service plan for a client should not be based on diagnostic assessments of client deficits or needs but on a practice that uses the assessment process to discover strengths and engage clients in collaborative planning.

Sec. 4. As used in this chapter, "vulnerable population" includes:

(1) individuals receiving services:

(A) under IC 12;

(B) from the department of child services established by



1 IC 31-25-1-1;

2 (C) through the criminal justice system or the juvenile
3 justice system;

4 (D) from the department of education as students who
5 are at risk or exceptional learners; and

6 (E) from the department of workforce development;

7 (2) young persons of color; and

8 (3) other individuals recognized by the commission as
9 members of a vulnerable population.

10 Sec. 5. As used in this chapter, "wraparound services" refers
11 to support networks that are characterized by the creation of
12 constructive relationships to assist recipients of services, families
13 of recipients of services, and others using a strength based
14 philosophy to guide service planning.

15 Sec. 6. As used in this chapter, "young person of color" refers
16 to an individual who is less than eighteen (18) years of age and is
17 identified as one (1) of the following:

18 (1) Black or African-American.

19 (2) Hispanic or Latino.

20 (3) Asian.

21 (4) American Indian.

22 (5) Alaska Native.

23 (6) Native Hawaiian or other Pacific Islander.

24 Sec. 7. (a) The commission shall appoint a director to
25 coordinate programs serving vulnerable populations. The director:

26 (1) serves at the pleasure of the commission; and

27 (2) is entitled to a salary to be determined by the budget
28 agency with the approval of the governor.

29 (b) The director, with the approval of the governor and the
30 budget agency, and on the advice of the commission, may appoint
31 staff necessary to fulfill the duties of this chapter.

32 (c) The director shall assist the commission in carrying out the
33 duties under section 8 of this chapter.

34 Sec. 8. The commission has the following duties:

35 (1) Oversee the implementation of the recommendations
36 made by the commission on disproportionality in youth
37 services, including the ongoing review and evaluation of
38 recommended programs, practices, and procedures
39 described in the report as mandated by P.L.234-2007.

40 (2) Suggest policy, program, and legislative changes related
41 to services provided to members of a vulnerable population
42 to accomplish the following:



(A) Enhance the quality of and access to services with positive outcomes for vulnerable populations.

(B) Reduce disproportionality of young persons of color in youth services by changing or eliminating policies that contribute to poor outcomes for young persons of color.

(3) Oversee and coordinate the review, evaluation, and development of consistent statewide standards for the use of risk and needs assessment tools that are culturally sensitive and promote objectivity in decision making at service delivery points in systems serving members of a vulnerable population.

(4) Work collaboratively within and across state and local agencies to create a central data warehouse to serve as a statewide system for standardized, disaggregated, race specific data collection that has rapid accessibility and accountability measures for comparative use across service systems and geographic areas. The data system should include the following:

(A) Establishing measures to ensure the collection of consistent information to allow comparative racial and age data that are program based and outcome oriented.

(B) Recommending consistent, standardized reporting measurements.

(C) Working with agency participants to develop implementation plans that achieve consistency in:

(i) data collection;

(ii) program development and evaluation;

(iii) staff training; and

(iv) annual reporting.

(5) Work collaboratively within and across state and local agencies and programs to achieve consistent statewide standards for mandatory, ongoing cultural competency training and professional practice standards for government employees, school personnel, service providers, and professionals in systems serving members of a vulnerable population.

(6) Work collaboratively within and across state and local agencies and programs to develop and monitor a strategic plan to recruit and retain diverse professionals and staff level employees throughout all service delivery systems. The strategic plan developed must include provisions to ensure



that bilingual training is available.

(7) Work collaboratively within and across state and local agencies to identify existing and to recommend new early intervention and preventive programming services for members of a vulnerable population. Intervention and preventive programming services should be sensitive to race and should include culturally sensitive, evidence based programming or measures involving the following:

(A) Strength based approaches to engage and promote positive outcomes.

(B) Community based, wraparound services.

(C) Educational advocacy and support services.

(D) School based referrals to mental health care.

(E) Programming that supports collaborative relationships among community, faith based, private, and public organizations.

(F) Home based prevention services in the child welfare system.

(G) Transitional services for foster youth.

(H) Child and family teams for youth in system care.

(I) Other early intervention and preventive programming services.

(8) Work with local officials and the Indiana criminal justice institute to develop local juvenile justice councils and support the development of strategies to reduce disproportionality and disparity at the county level.

(9) Suggest policy development and fiscal planning efforts to achieve blended or braided funding for services delivered to members of a vulnerable population.

(10) Monitor and support ongoing implementation of agency efforts to reduce disproportionality and enhance quality of services to members of a vulnerable population.

(11) Report plans and progress to the governor, the legislative council, and the public at least semiannually. A report to the legislative council under this subdivision must be in an electronic format under IC 5-14-6.

(12) Coordinate program review and fiscal planning by participant agencies.

(13) Direct service delivery providers to collect and report disaggregated data based on race and ethnicity by geographic and program areas.

Sec. 9. To carry out this chapter, the commission may do the



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1 following:

2 (1) Request any governmental entity that has an interest in
3 or is involved in the delivery of human services to attend and
4 participate in any meetings of the commission that the
5 commission determines to be beneficial and necessary to
6 achieve the goal of effective coordination and delivery of
7 human services to members of a vulnerable population.

8 (2) Seek the cooperation of all agencies, departments, and
9 institutions of state government to eliminate any duplication
10 or overlap that may exist in the administration of programs
11 and the delivery of services to members of a vulnerable
12 population.

13 (3) Upon the request of one (1) of the members of the
14 commission, review the status of eligible recipients of
15 services to determine whether an individual recipient is
16 under the jurisdiction of the proper agency of state
17 government. Following a review under this subdivision, the
18 commission may suggest the transfer of an individual
19 recipient to the jurisdiction of another state agency if
20 permitted by law.

21 (4) Create task forces to study issues and provide
22 information to the commission as needed. Members
23 appointed to task forces created under this subdivision serve
24 without compensation.

25 **Sec. 10. The commission shall provide quarterly reports to the**
26 **governor, the general assembly, and the Indiana criminal justice**
27 **institute on the progress of the commission under this chapter and**
28 **on issues affecting the provision of services to members of a**
29 **vulnerable population. The report to the general assembly must be**
30 **in an electronic format under IC 5-14-6.**

31 **SECTION 290. IC 22-9.5-5-5 IS AMENDED TO READ AS**
32 **FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) A person may not**
33 **discriminate in the sale or rental or otherwise make unavailable or deny**
34 **a dwelling to any buyer or renter because of a disability of:**

35 (1) the buyer or renter;

36 (2) a person residing in or intending to reside in the dwelling
37 after the dwelling is sold, rented, or made available; or

38 (3) any person associated with the buyer or renter.

39 (b) A person may not discriminate against any person in the terms,
40 conditions, or privileges of sale or rental of a dwelling or in the
41 provision of services or facilities in connection with the dwelling
42 because of a disability of:



- (1) the person;
- (2) a person residing in or intending to reside in the dwelling after the dwelling is sold, rented, or made available; or
- (3) any person associated with the person.

(c) For purposes of this section only, discrimination includes the following:

(1) A refusal to permit, at the expense of the person with a disability, reasonable modifications of existing premises occupied or to be occupied by the person if the modifications may be necessary to afford the person full enjoyment of the premises.

(2) A refusal to make reasonable accommodations in rules, policies, practices, or services, when the accommodations may be necessary to afford the person equal opportunity to use and enjoy a dwelling.

(3) In connection with the design and construction of covered multifamily dwellings for first occupancy after March 13, 1991, a failure to design and construct those dwellings in a manner that:

(A) the public use and common use parts of the dwellings are readily accessible to and usable by persons with disabilities;

(B) all the doors are designed to allow passage into and within all premises within the dwellings and are sufficiently wide to allow passage by persons with disabilities in wheelchairs; and

(C) all premises within the dwellings contain the following features of adaptive design:

(i) An accessible route into and through the dwelling.

(ii) Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations.

(iii) Reinforcements in bathroom walls to allow later installation of grab bars.

(iv) Usable kitchens and bathrooms so that an individual in a wheelchair can maneuver about the space.

(d) As used in subsection (c), "covered multifamily dwellings" means:

(1) buildings consisting of four (4) or more units if the buildings have one (1) or more elevators; and

(2) ground floor units in other buildings consisting of four (4) or more units.



(e) Compliance with the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** that incorporate by reference the appropriate requirements of the American National Standard for buildings and facilities providing accessibility and usability for people with physical disabilities (ANSI A117.1) satisfies the requirements of subsection (c)(3)(C).

(f) This section does not require that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others.

SECTION 291. IC 22-11-14-2, AS AMENDED BY P.L.187-2021, SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The ~~fire prevention and building safety commission~~ **department of homeland security** shall:

(1) adopt rules under IC 4-22-2 for the granting of permits for supervised public displays of fireworks by municipalities, fair associations, amusement parks, and other organizations or groups of individuals; and

(2) establish by rule the fee for the permit, which shall be paid into the fire and building services fund created under IC 22-12-6-1.

(b) The application for a permit required under subsection (a) must:

(1) name a competent operator who is to officiate at the display;
 (2) set forth a brief resume of the operator's experience;
 (3) be made in writing or an electronic format; and
 (4) be received with the applicable fee by the department of homeland security at least five (5) business days before the display.

No operator who has a prior conviction for violating this chapter may operate any display for one (1) year after the conviction.

(c) Every display shall be handled by a qualified operator approved by the chief of the fire department of the municipality in which the display is to be held. A display shall be located, discharged, or fired as, in the opinion of:

(1) the chief of the fire department of the city or town in which the display is to be held; or

(2) the township fire chief or the fire chief of the municipality nearest the site proposed, in the case of a display to be held outside of the corporate limits of any city or town;

after proper inspection, is not hazardous to property or person.

(d) A permit granted under this section is not transferable.



(e) A denial of a permit by a municipality shall be issued in writing before the date of the display.

(f) A person may not possess, transport, or deliver special fireworks, except as authorized under this section.

SECTION 292. IC 22-11-14-3.5, AS ADDED BY P.L.187-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3.5. The ~~fire prevention and building safety commission~~ **department of homeland security** may adopt rules under IC 4-22-2 that specify the conditions under which the chief of a municipal or township fire department may grant a permit to a person to sponsor a special discharge location in the municipality or township.

SECTION 293. IC 22-11-14-4.5, AS AMENDED BY P.L.187-2021, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4.5. (a) A retailer may sell consumer fireworks and items referenced in section 8(a) of this chapter from a tent under the following conditions:

(1) The tent may not be larger than one thousand five hundred (1,500) square feet.

(2) There may be only one (1) tent for each registration granted under section 11(a) of this chapter.

(3) The tent may not be located closer than one hundred (100) feet from a permanent structure.

(4) A vehicle may not be parked closer than twenty (20) feet from the edge of the tent.

(5) The tent must be fire retardant.

(6) The sales site must comply with all applicable local zoning and land use rules.

(7) Sales of fireworks may be made from the tent for not more than forty-five (45) days in a year.

(8) The weight of consumer fireworks in a tent may not exceed three thousand (3,000) gross pounds of consumer fireworks.

(9) A retailer that legally operated a tent with a registration in 2005 may continue operation in a tent in 2006 and the following years. A registration under section 11(a) of this chapter is required for operation in 2006 and following years. For purposes of this subdivision, a retailer includes a resident wholesaler who supplied consumer fireworks to an applicant for a tent registration in 2005.

(10) The retailer holds a valid registration under section 11(a) of this chapter.

(b) A retailer may sell consumer fireworks and items referenced in section 8(a) of this chapter from a Class 1 structure (as defined in



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IC 22-12-1-4) if the Class 1 structure meets the requirements of any of the following subdivisions:

(1) The structure complied with the rules for a B-2 or M building occupancy classification before July 4, 2003, under the Indiana building code adopted by the fire prevention and building safety commission established under IC 22-12-2-1 **(before its repeal)**:

(A) in which consumer fireworks were sold or stored on or before July 4, 2003; and

(B) in which no subsequent intervening nonfireworks sales or storage use has occurred.

(2) The structure complied with the rules for a B-2 or M building occupancy classification before July 4, 2003, under the Indiana building code adopted by the fire prevention and building safety commission established under IC 22-12-2-1 **(before its repeal)**:

(A) in which consumer fireworks were sold or stored on or before July 4, 2003;

(B) in a location at which the retailer was registered as a resident wholesaler in 2005; and

(C) in which the retailer's primary business is not the sale of consumer fireworks.

(3) The structure complies with the rules for an H-3 building occupancy classification under the Indiana building code adopted by the ~~fire prevention and building safety commission established under IC 22-12-2-1, or the equivalent occupancy classification adopted by subsequent rules of the fire prevention and building safety commission.~~ **department of homeland security.**

(4) The structure complies with the rules adopted after July 3, 2003, by the ~~fire prevention and building safety commission established under IC 22-12-2-1~~ **department of homeland security** for an M building occupancy classification under the Indiana building code.

A registration under section 11(a) of this chapter is required for operation in 2006 and following years.

(c) This subsection does not apply to a structure identified in subsection (b)(1), (b)(2), (b)(3), or (b)(4). A retailer may sell consumer fireworks and items referenced in section 8(a) of this chapter from a structure under the following conditions:

(1) The structure must be a Class 1 structure in which consumer fireworks are sold and stored.

(2) The sales site must comply with all applicable local zoning and land use rules.



(3) The weight of consumer fireworks in the structure may not exceed three thousand (3,000) gross pounds of consumer fireworks.

(4) The retailer holds a valid registration under section 11(a) of this chapter.

(5) A retailer that sold consumer fireworks and operated from a structure with a registration in 2005 may continue in operation in the structure in 2006 and the following years. A registration under section 11(a) of this chapter is required for operation in 2006 and following years.

(d) The state fire marshal or a member of the department of homeland security staff shall, under section 9 of this chapter, inspect tents and structures in which fireworks are sold. The state fire marshal may delegate this responsibility to a responding fire department with jurisdiction over the tent or structure, subject to the policies and procedures of the state fire marshal.

(e) A retailer shall file an application for each retail location on a form to be provided by the state fire marshal.

(f) This chapter does not limit the quantity of items referenced in section 8(a) of this chapter that may be sold from any Class 1 structure that complied with the rules of the fire prevention and building safety commission **(before its repeal)** in effect before May 21, 2003.

SECTION 294. IC 22-11-14-8, AS AMENDED BY P.L.187-2006, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) A person shall not sell at retail, offer for sale at retail, or deliver the following items to a person less than eighteen (18) years of age:

(1) Dipped sticks or wire sparklers. However, total pyrotechnic composition may not exceed one hundred (100) grams per item. Devices containing chlorate or perchlorate salts may not exceed five (5) grams in total composition per item.

(2) Cylindrical fountains.

(3) Cone fountains.

(4) Illuminating torches.

(5) Wheels.

(6) Ground spinners.

(7) Flitter sparklers.

(8) Snakes or glow worms.

(9) Smoke devices.

(10) Trick noisemakers, which include:

(A) Party poppers.

(B) Booby traps.



- (C) Snappers.
- (D) Trick matches.
- (E) Cigarette loads.
- (F) Auto burglar alarms.

(b) A retailer or wholesaler of consumer fireworks may sell consumer fireworks to a person at least eighteen (18) years of age.

(c) An individual who sells consumer fireworks must be at least eighteen (18) years of age.

(d) An individual who sells an item set forth in subsection (a) must be at least sixteen (16) years of age.

(e) The ~~fire prevention and building safety commission~~ **department of homeland security** may adopt rules under IC 4-22-2 establishing procedures to ensure compliance with the age limitations set forth in this section.

SECTION 295. IC 22-11-14-15, AS ADDED BY P.L.187-2006, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. The ~~fire prevention and building safety commission~~ **department of homeland security** and the department of state revenue shall adopt rules under IC 4-22-2 to carry out this chapter.

SECTION 296. IC 22-11-14.5-3, AS AMENDED BY P.L.101-2006, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. The ~~fire prevention and building safety commission~~ **department of homeland security** shall adopt rules under IC 4-22-2 to implement a statewide code concerning displays of indoor pyrotechnics. The rules:

(1) must require that a certificate of insurance be issued that provides general liability coverage of at least five hundred thousand dollars (\$500,000) for the injury or death of any number of persons in any one (1) occurrence and five hundred thousand dollars (\$500,000) for property damage in any one (1) occurrence by an intended display of indoor pyrotechnics arising from any acts of the operator of the display or the operator's agents, employees, or subcontractors;

(2) must require the person intending to present the display to give, at least twenty four (24) hours before the time of the display, written notice of the intended display to the chief of the responding fire department of the location proposed for the display of the indoor pyrotechnics and to include with the written notice a certification from the person intending to display the indoor pyrotechnics that the display will be made in accordance with:



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- 1 (A) the rules adopted under this section; and
 2 (B) any ordinance or resolution adopted under section 4 of
 3 this chapter;
 4 (3) must include and adopt NFPA 1126, Standard for the Use of
 5 Pyrotechnics before a Proximate Audience, 2001 Edition,
 6 published by the National Fire Protection Association, 1
 7 Batterymarch Park, Quincy, Massachusetts 02169;
 8 (4) must be amended to adopt any subsequent edition of NFPA
 9 Standard 1126, including addenda, within eighteen (18) months
 10 after the effective date of the subsequent edition; and
 11 (5) may provide for amendments to NFPA Standard 1126 as a
 12 condition of the adoption under subdivisions (3) and (4).
 13 SECTION 297. IC 22-11-16-2 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The ~~fire~~
 15 ~~prevention and building safety commission~~ **department of homeland**
 16 **security** shall adopt rules under IC 4-22-2 governing fire safety in
 17 certain buildings as specified in subsection (b).
 18 (b) Except as provided in subsection (c) and subsection (d), this
 19 chapter and the rules adopted under it apply to:
 20 (1) all hotels, motels, apartments (in buildings containing three
 21 (3) or more apartments), and buildings containing three (3) or
 22 more sleeping rooms that rent for a fee; and
 23 (2) all buildings occupied after September 14, 1982, as hotels,
 24 motels, apartments (in buildings containing three (3) or more
 25 apartments), and buildings containing three (3) or more sleeping
 26 rooms that rent for a fee.
 27 (c) This chapter does not apply to hotels and motels that have no
 28 interior corridors and whose individual rooms have only exterior exits.
 29 (d) This chapter does not apply to an apartment in an apartment
 30 building from which apartment there is immediate ground level access
 31 to the outside.
 32 (e) Compliance with this chapter and the rules adopted under it
 33 does not relieve the owner of a building covered by this chapter from
 34 the requirements of any other applicable law, rule, regulation, or
 35 ordinance.
 36 SECTION 298. IC 22-11-17-1, AS AMENDED BY P.L.187-2021,
 37 SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2026]: Sec. 1. As used in this chapter:
 39 (1) "~~Commission~~" ~~refers to the Indiana fire prevention and~~
 40 ~~building safety commission.~~ "**Department**" **refers to the**
 41 **department of homeland security.**
 42 (2) "Exit" means a continuous and unobstructed means of egress



to a public way designated as an exit pursuant to the rules of the ~~commission~~ **department**. The term includes doorways, corridors, exterior exit balconies, ramps, stairways, smokeproof enclosures, horizontal exits, exit passageways, exit courts, and yards.

(3) "Owner" means a person having control or custody of any building covered by this chapter.

(4) "Public building" means any structure used in whole or in part as a place of resort, assemblage, lodging, trade, traffic, occupancy, or use by the public, or by three (3) or more tenants. It also means all educational buildings, day care centers, hospitals, institutions, health facilities, residential-custodial care facilities, mercantile occupancies, and office occupancies.

(5) "Special egress control device" means an electronically controlled exit locking system that:

(A) allows a delay in exiting through an exit in a nonemergency situation; and

(B) complies with rules adopted by the ~~commission~~ **department**.

SECTION 299. IC 22-11-17-2, AS AMENDED BY P.L.187-2021, SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) Except as provided in subsections (b) and (d) and section 2.5 of this chapter, an owner of a public building shall not permit an exit to be locked or obstructed in any manner that denies the public a continuous and unobstructed means of egress while lawfully occupied by anyone who is not an officer or an employee.

(b) The ~~commission~~ **department** may adopt rules under IC 4-22-2 that:

(1) allow the owner of a public building to equip an exit with a special egress control device;

(2) limit the circumstances under which a special egress control device may be used; and

(3) allow an exit that was in compliance with the rules of the ~~commission~~ **department** when the exit was constructed to be equipped with a special egress control device.

(c) An owner of a public building shall not permit a fire alarm to be disconnected or otherwise rendered inoperative, except in cases of routine maintenance or for repair.

(d) A school that has one (1) or more employees shall develop a plan to address unplanned fire alarm activation as part of its emergency operations plan.

(e) A school's emergency operations plan for unplanned fire alarm



activation shall include procedures for the following:

(1) Evacuation of the building when the fire alarm is heard. A school with a fire alarm panel that allows for a positive fire alarm sequence may:

(A) develop a plan to investigate an unplanned fire alarm activation before activating the audible and visual alarms requiring evacuation;

(B) designate school officials to acknowledge that an alarm has been activated and initiate an investigation within fifteen (15) seconds;

(C) secure-in-place for up to three (3) minutes in order for a designated school official to determine, by investigation, if an active shooter is on the property; and

(D) following the three (3) minute period under clause (C), the school must evacuate, unless an active shooter has been verified to be on the school's property.

(2) Compliance with all provisions of 675 IAC 28-1-28.

SECTION 300. IC 22-12-1-4, AS AMENDED BY P.L.142-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) "Class 1 structure" means any part of the following:

(1) A building or structure that is intended to be or is occupied or otherwise used in any part by any of the following:

(A) The public.

(B) Three (3) or more tenants.

(C) One (1) or more persons who act as the employees of another.

(2) A site improvement affecting access by persons with physical disabilities to a building or structure described in subdivision (1).

(3) Outdoor event equipment.

(4) Any class of buildings or structures that the ~~commission~~ **department** determines by rules to affect a building or structure described in subdivision (1), except buildings or structures described in subsections (c) through (f).

(b) Subsection (a)(1) includes a structure that contains three (3) or more condominium units (as defined in IC 32-25-2-9) or other units that:

(1) are intended to be or are used or leased by the owner of the unit; and

(2) are not completely separated from each other by an unimproved space.



(c) Subsection (a)(1) does not include a building or structure that:
 (1) is intended to be or is used only for an agricultural purpose on the land where it is located; and

(2) is not used for retail trade or is a stand used for retail sales of farm produce for eight (8) or less consecutive months in a calendar year.

(d) Subsection (a)(1) does not include a Class 2 structure.

(e) Subsection (a)(1) does not include a vehicular bridge.

(f) Subsection (a)(1) does not include a structure that is intended to be or is occupied solely to provide periodic maintenance or repair of:

(1) the structure; or

(2) mechanical or electrical equipment located within and affixed to the structure.

SECTION 301. IC 22-12-1-6 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 6: "Commission" refers to the fire prevention and building safety commission.~~

SECTION 302. IC 22-12-1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) "Control" means authority to create, change, or eliminate a condition or to initiate, regulate, or terminate conduct that is based on any of the following:

(1) An agency, employment, or contractual relationship.

(2) A possessory or nonpossessory ownership or leasehold interest in property.

(3) A contractual right to possess or use property.

(b) The term does not apply to IC 22-12-2.1-1.

SECTION 303. IC 22-12-2 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Fire Prevention and Building Safety Commission).

SECTION 304. IC 22-12-2.1 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

Chapter 2.1. Transition of Responsibilities for Fire and Building Safety

Sec. 1. (a) On July 1, 2026, all powers, duties, agreements, and liabilities of the fire prevention and building safety commission are transferred to the department.

(b) On July 1, 2026, all records and property of the fire safety and building commission, including appropriations and other funds under the control or supervision of the fire safety and building commission, are transferred to the department.

(c) After June 30, 2026, any amounts owed to the fire safety and building commission before July 1, 2026, are considered to be owed to the department as the successor agency.



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(d) After June 30, 2026, a reference to the fire safety and building commission in a statute, rule, or other document is considered a reference to the department.

(e) Proceedings pending before the fire safety and building commission on July 1, 2026, shall be transferred from the fire safety and building commission to the department and treated as if initiated by the department.

(f) A license or permit issued by the fire safety and building commission before July 1, 2026, shall be treated after June 30, 2026, as a certification issued by the department.

(g) The rules adopted by the fire safety and building commission before July 1, 2026~~↔~~ are:

(1) are considered, after June 30, 2026, rules of the department; and

(2) remain in place without expiration until the rules are superseded by a rule of the department or codified by the general assembly.

SECTION 305. IC 22-12-2.5 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Building Codes and Standards; Review and Implementation of Rules; Taking Effect of Rules).

SECTION 306. IC 22-12-2.6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

Chapter 2.6. Indiana Building Code

Sec. 1. As used in this chapter, "building code" includes the standards relating to a building code, an equipment code, and a fire safety code.

Sec. 2. (a) Except as provided in subsection (c), on or before July 1, 2028, the department shall adopt rules under IC 4-22-2 to supersede the following rules in existence on July 1, 2026:

- (1) 675 IAC 12 (Administration).
- (2) 675 IAC 13 (Building Codes).
- (3) 675 IAC 14 (One and Two Family Dwelling Code).
- (4) 675 IAC 15 (Industrialized Building Systems).
- (5) 675 IAC 16 (Plumbing Code).
- (6) 675 IAC 17 (Electrical Codes).
- (7) 675 IAC 18 (Mechanical Code).
- (8) 675 IAC 19 (Energy Conservation Codes).
- (9) 675 IAC 20 (Swimming Pool Code).
- (10) 675 IAC 21 (Safety Codes for Elevators, Escalators, Manlifts and Hoists).
- (11) 675 IAC 22 (Fire Prevention Codes).



(12) 675 IAC 24 (Supplementary Fire Safety Rules).

(13) 675 IAC 25 (Fuel Gas Code).

(14) 675 IAC 27 (Indiana Visitability Rule for One and Two Family Dwellings and Townhouses).

(15) 675 IAC 28 (National Fire Protection Association (NFPA) Standards).

(16) 675 IAC 30 (Indiana Boiler and Pressure Vessel Rules).

(b) The rules adopted to supersede the rules described in subsection (a) shall be known as the Indiana building code. If the rules adopted under this section incorporate provisions included in a model code, rule, or requirement, the provisions:

(1) may not be incorporated by reference and must be included in the rule; and

(2) must be free and accessible to the public.

(c) On or before July 1, 2027, the department shall submit a report to legislative council, in an electronic format under IC 5-16-4, that includes any provision that is included in the rules described in subsection (a) on July 1, 2026, that the department recommends to be codified by the general assembly. Any proposed legislative changes shall not include any of the following:

(1) Pictures or images.

(2) Diagrams or illustrations.

(3) Special characters not supported by the Indiana Code (nonstandard symbols).

(4) Mathematical or scientific formulas.

Sec. 3. (a) The building rules adopted by the department to govern new construction must promote the following:

(1) Safety.

(2) Sanitary conditions.

(3) Energy conservation.

(4) Access by a person with a physical disability to Class 1 structures.

(b) Rules that:

(1) are adopted by the department; and

(2) are not covered by subsection (a);

must promote safety.

Sec. 4. Rules adopted under IC 4-22-2, may not take effect earlier than one hundred eighty (180) days after the final rule is filed with the publisher unless required by law or to maintain compliance with a federal program.

Sec. 5. (a) This section does not apply to either of the following adopted by a unit (as defined in IC 36-1-2-23):



(1) The unit's architectural design standards.

(2) The unit's zoning ordinances.

(b) A unit (as defined in IC 36-1-2-23) may not adopt an ordinance concerning construction and remodeling that:

(1) conflicts with a rule in 290 IAC or a subsequent rule adopted under this chapter; or

(2) includes more stringent or detailed requirements than those set forth in 290 IAC or a subsequent rule adopted under this chapter.

If a building code or standard within the jurisdiction of the department is silent on equipment or a regulation, a unit may petition the department for consideration and a determination.

Sec. 6. (a) The department shall adopt building rules for the purpose of complying with and implementing the Americans with Disabilities Act (42 U.S.C. 12181 et seq.) and any amendments and regulations relating to the Act, to be consistent with the Americans with Disabilities Act Accessibility Guidelines (28 CFR 36.101 et seq.).

(b) The rules adopted under this section must:

(1) require that new construction must be readily accessible to and usable by individuals with disabilities, unless it is structurally impracticable to meet the accessibility requirements according to the standards established by the Americans with Disabilities Act Accessibility Guidelines (28 CFR 36.101 et seq.);

(2) require that an alteration of an existing facility must be made so that the alteration complies with the readily achievable barrier removal provisions of the Americans with Disabilities Act Accessibility Guidelines (28 CFR 36.101 et seq.); and

(3) allow the use of reasonable and cost effective alternative means of public access or service if the alternative means are consistent with the Americans with Disabilities Act (42 U.S.C. 12181 et seq.).

Sec. 7. (a) The department shall adopt building rules regarding installation of audio frequency induction loop systems and beacon positioning systems in Class 1 structures located in a first or second class city after June 30, 2020.

(b) The rules adopted under this section must:

(1) require that a person performing new construction must consider the installation of:

(A) an audio frequency induction loop system as part of



any public address system unless installation of an audio frequency induction loop system would be impractical; and

(B) a beacon positioning system unless installation of a beacon positioning system would be impractical;

(2) require that a person performing any major alteration of an existing facility's public address system must consider the installation of:

(A) an audio frequency induction loop system unless installation of an audio frequency induction loop system would be impractical; and

(B) a beacon positioning system unless installation of a beacon positioning system would be impractical;

(3) require that a person performing new construction or any major alteration of an existing facility's public address system under subdivision (1) or (2) must solicit:

(A) at least one (1) bid for the installation of an audio frequency induction loop system unless installation of an audio frequency induction loop system would be impractical; and

(B) at least one (1) bid for the installation of a beacon positioning system unless installation of a beacon positioning system would be impractical;

(4) adopt American National Standards Institute (ANSI) and International Electrotechnical Commission (IEC) standards for audio frequency induction loop system installation, maintenance, and performance; and

(5) develop standards for installation and maintenance of a beacon positioning system.

Sec. 8. The department shall adopt building rules to govern the construction of industrialized building systems and mobile structures. In these rules, industrialized building systems and mobile structures may be exempted from requirements that otherwise apply to buildings or other structures.

Sec. 9. (a) This section applies to a building or other structure that is:

(1) temporarily used as a model or office for the sale of a one (1) or two (2) family dwelling; or

(2) used for an occupation that is compatible, as determined by criteria established by the commission, with its primary use as a dwelling.

(b) The department may adopt building rules that exempt a



1 building or other structure described in subsection (a) from:

2 (1) building rules that otherwise apply to Class 1 structures;

3 and

4 (2) the design release requirement under IC 22-15-3.

5 Sec. 10. The department may adopt building rules that exempt
6 minor construction (as defined in the rules adopted by the
7 commission) from the design release requirement under IC 22-15-3
8 and the regulated lifting device installation or alteration permit
9 requirement under IC 22-15-5.

10 Sec. 11. (a) The department shall adopt building rules that
11 allow a person to convert a building or other structure, in whole or
12 in part, from one (1) class of occupancy and use established under
13 the department's rules to another without complying with all of the
14 department's rules governing new construction.

15 (b) The rules adopted under this section must protect the
16 public from significant health hazards and safety hazards.

17 (c) Subject to subsection (b), the rules must promote the
18 following:

19 (1) The preservation of architecturally significant and
20 historically significant parts of buildings and other
21 structures.

22 (2) The economically efficient reuse of buildings and other
23 structures.

24 (3) The preservation and use of commercial buildings located
25 within:

26 (A) the downtown of a local unit; and

27 (B) a designated historic district.

28 Before the effective date of the department's rules, the
29 department's policies must promote the preservation and use of
30 commercial buildings as set forth in subdivision (3).

31 (d) The rules adopted under this section may condition an
32 exemption upon:

33 (1) passing an inspection conducted by the department; and

34 (2) paying the fee set under IC 22-12-6-6.

35 Sec. 12. (a) This section applies to Class 1 structures that are
36 partially or entirely located within the geographic area included in
37 seismic zone 2A.

38 (b) As used in this section, "seismic zone 2A" refers to the
39 geographic boundaries that comprise seismic zone 2A as
40 established in the rules adopted by the department.

41 (c) The department shall adopt building rules under IC 4-22-2
42 that prohibit or limit occupancy or use of Class 1 structures that do



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not comply with the department's rules governing structural resistance to earthquakes.

(d) The rules adopted under this section must cover essential buildings and public utility services:

(1) designated by the department; and

(2) needed for disaster recovery operations.

(e) The rules adopted under this section may not apply to a Class 1 structure if construction of the structure began before July 1, 1993.

Sec. 13. (a) This section applies only to new construction of the following dwellings:

(1) A detached one (1) or two (2) family dwelling.

(2) A townhouse.

(b) This section does not apply to a mobile structure or an industrialized building system.

(c) As used in this section, "environmental controls" means switches or devices that control or regulate lights, temperature, fuses, fans, doors, security system features, or other features.

(d) As used in this section, "new construction" means the construction of a new dwelling on a vacant lot. The term does not include an addition to or remodeling of an existing building.

(e) As used in this section, "townhouse" means a single family dwelling unit constructed in a row of attached units separated by property lines and with open space on at least two (2) sides.

(f) As used in this section, "visitability feature" means a design feature of a dwelling that allows a person with a mobility impairment to enter and comfortably stay in a dwelling for a duration of time. The term includes features that allow a person with a mobility impairment to get in and out through one (1) exterior door of the dwelling without any steps and to pass through all main floor interior doors, including a bathroom door.

(g) If a person contracts with a designer and a builder for construction of a visitability feature in the new construction of a dwelling, the designer and builder shall comply with the standards adopted by the commission under this section for the construction and design of the visitability feature. The standards adopted under this section:

(1) shall be enforced by a political subdivision that enforces the department's standards with respect to Class 2 structures; and

(2) may not be enforced by the department.

(h) The department shall adopt minimum standards by rule



under IC 4-22-2 for visitability features in the new construction of a dwelling. The rules shall include minimum standards for the following:

- (1) Entrances to the dwelling, including paths from the dwelling to the street.
- (2) Room dimensions.
- (3) The width of exterior and interior doors.
- (4) The width of interior hallways.
- (5) The grade of interior thresholds and hallways.
- (6) The height and location of environmental controls.
- (7) The reinforcement of bathroom walls sufficient to attach grab bars.

SECTION 307. IC 22-12-6-1, AS AMENDED BY P.L.187-2021, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The fire and building services fund is established for the purpose of defraying the personal services, other operating expense, and capital outlay of the following:

- (1) The department.
- (2) The education board.
- ~~(3) The commission.~~

(b) The fund shall be administered by the department. Money collected for deposit in the fund shall be deposited at least monthly with the treasurer of state.

(c) The treasurer of state shall deposit the following collected amounts in the fund:

- (1) Fire insurance policy premium taxes assessed under section 5 of this chapter.
- (2) Except as provided in section 6(d) of this chapter, all fees collected under this chapter.
- (3) Any money not otherwise described in this subsection but collected by the department ~~commission~~, or education board and designated for distribution to the fund by statute or the executive director of the department.
- (4) A fee collected by the education board for the issuance of a certification under IC 22-14-2-7.

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

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

SECTION 308. IC 22-12-6-3, AS AMENDED BY P.L.187-2021, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2026]: Sec. 3. (a) The statewide fire and building safety education fund is established to provide money to:

(1) local fire and building inspection departments for enrollment in education and training programs approved by the department; and

(2) the department for:

(A) enrollment in education and training programs approved by the department; and

(B) the sponsoring of training conferences.

(b) The department shall administer the fund. The department shall distribute money from the fund in accordance with the rules adopted under IC 4-22-2 by the ~~commission~~ **department**.

(c) The fund consists of:

(1) money allocated under section 6(d) of this chapter; and

(2) fees collected under subsection (e).

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

(e) The department may charge a fee for a person's participation in a training conference. The department shall deposit the fees collected under this subsection in the fund. The department shall pay all expenses associated with training conferences out of the fund.

SECTION 309. IC 22-12-6-6, AS AMENDED BY P.L.230-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The ~~commission~~ **department** may adopt rules under IC 4-22-2 setting a fee schedule for the following:

(1) Fireworks display permits issued under IC 22-11-14-2.

(2) Explosives magazine permits issued under IC 35-47.5-4.

(3) Design releases issued under IC 22-15-3 and IC 22-15-3.2.

(4) Certification of industrialized building systems and mobile structures under IC 22-15-4.

(5) Inspection of regulated amusement devices under IC 22-15-7.

(6) Application fees for variance requests under IC 22-13-2-11 and inspection fees for exemptions under ~~IC 22-13-4-5~~ IC 22-12-2.6-11.

(7) Except as provided in section 6.5 of this chapter, permitting and inspection of regulated lifting devices under IC 22-15-5.

(8) Permitting and inspection of regulated boiler and pressure vessels under IC 22-15-6.

(9) Licensing of boiler and pressure vessel inspectors under IC 22-15-6-5.

(10) Licensing of elevator contractors, elevator inspectors, and elevator mechanics under IC 22-15-5-6 through IC 22-15-5-16.



(b) Fee schedules set under this section must be sufficient to pay all of the costs, direct and indirect, that are payable from the fund into which the fee must be deposited, after deducting other money deposited in the fund. In setting these fee schedules, the ~~commission~~ **department** may consider differences in the degree or complexity of the activity being performed for each fee.

(c) The fee schedule set for design releases issued under subsection (a)(3) may not be changed more than one (1) time each year. The ~~commission~~ **department** may include in this fee schedule a fee for the review of plans and specifications and, if a political subdivision does not have a program to periodically inspect the construction covered by the design release, a fee for inspecting the construction.

(d) The fee schedule set under subsection (a) for design releases may provide that a portion of the fees collected shall be deposited in the statewide fire and building safety education fund established under section 3 of this chapter.

SECTION 310. IC 22-12-6-6.5, AS ADDED BY P.L.230-2019, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6.5. (a) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to set fees for a permit issued under IC 22-15-5-4(c) if the acceptance inspection of the regulated lifting device required by IC 22-15-5-4(c)(1)(A) is conducted by an inspector who is not employed by the department.

(b) A fee under subsection (a) must be a lesser fee than that set under section 6(a)(7) of this chapter.

(c) When determining a fee under subsection (a), the ~~commission~~ **department** shall consider any savings the department will experience as a result of a permit applicant using an inspector who is not employed by the department, including savings related to department inspector salaries, travel, and administrative costs.

SECTION 311. IC 22-12-6-7, AS AMENDED BY P.L.187-2021, SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) This section does not apply to a nonpublic school (as defined in IC 20-18-2-12) or a school operated by a school corporation (as defined in IC 20-18-2-16).

(b) The department shall charge an application fee set by rules adopted by the ~~commission~~ **department** under IC 4-22-2 for amusement and entertainment permits issued under IC 22-14-3.

(c) The department shall collect an inspection fee set by rules adopted by the ~~commission~~ **department** under IC 4-22-2 whenever the department conducts an inspection for a special event endorsement under IC 22-14-3.



(d) Halls, gymnasiums, or places of assembly in which contests, drills, exhibitions, plays, displays, dances, concerts, or other types of amusement are held by colleges, universities, social or fraternal organizations, lodges, farmers organizations, societies, labor unions, trade associations, or churches are exempt from the fees charged or collected under subsections (b) and (c), unless rental fees are charged or collected.

(e) The fees set for applications or inspections under this section must be sufficient to pay all the direct and indirect costs of processing an application or performing an inspection for which the fee is set. In setting the fees, the ~~commission~~ **department** may consider differences in the degree or complexity of the activity being performed for each fee.

SECTION 312. IC 22-12-6-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) The application fee for a fireworks manufacturer, distributor, wholesaler, or importer permit issued under IC 22-11-14-5 shall be set by rules adopted by the ~~commission~~ **department** under IC 4-22-2.

(b) The application fee for a fireworks retail stand permit issued under IC 22-11-14-7 shall be set by rules adopted by the ~~commission~~ **department** under IC 4-22-2. The rules must exempt a nonprofit corporation incorporated under IC 23-7-1.1 (before its repeal on August 1, 1991) or IC 23-17 from the fee.

(c) The fees set for applications under this section must be sufficient to pay all the direct and indirect costs of processing an application for which the fee is set. In setting the fees, the ~~commission~~ **department** may consider differences in the degree or complexity of the activity being performed for each fee.

SECTION 313. IC 22-12-6-15, AS AMENDED BY P.L.1-2025, SECTION 205, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. (a) As used in this section, "credit card" means a bank card, debit card, charge card, prepaid card, or other similar device used for payment.

(b) In addition to other methods of payment allowed by law, the department may accept payment by credit card for certifications, licenses, and fees, and other amounts payable to the following:

- (1) The department.
- (2) The fire prevention and building safety commission **(before its repeal)**.
- (3) The Indiana homeland security foundation (before its repeal).

(c) The department may enter into appropriate agreements with banks or other organizations authorized to do business in Indiana to



1 enable the department to accept payment by credit card.

2 (d) The department may recognize net amounts remitted by the
3 bank or other organization as payment in full of amounts due the
4 department.

5 (e) The department may pay any applicable credit card service
6 charge or fee.

7 SECTION 314. IC 22-12-7-1, AS AMENDED BY P.L.238-2025,
8 SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2026]: Sec. 1. This chapter applies to ~~the commission~~, the
10 education board and every officer, employee, and agent of an office or
11 division within the department whenever the person has authority to
12 administer or enforce a law under IC 22-11 through IC 22-15,
13 IC 35-47.5, or IC 36-8-10.5.

14 SECTION 315. IC 22-12-7-12, AS AMENDED BY P.L.238-2025,
15 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2026]: Sec. 12. (a) This section applies to an order issued by
17 an officer, employee, or agent of an office or division within the
18 department.

19 (b) The office or division issuing an order shall give a person who:

20 (1) is aggrieved by the order; and

21 (2) requests review of the order in verbal or written form;

22 an opportunity to informally discuss the order with the office or
23 division. Review under this subsection does not suspend the running of
24 the time period in which a person must petition under IC 4-21.5-3-7 to
25 appeal the order.

26 (c) The office or division issuing the order may, on its own
27 initiative or at the request of any person, modify its order or reverse the
28 order.

29 (d) An order issued by an office or a division may be appealed to
30 the ~~the commission~~ **department** under IC 4-21.5-3-7. A decision to deny
31 a request to modify or reverse an order under subsection (c) is not
32 appealable. However, orders issued under IC 22-14-2-7,
33 IC 22-14-2-7.5, or IC 36-8-10.5 are appealed to the education board.

34 (e) If an order is appealed, the agency that is responsible for
35 reviewing the order under subsection (d) or its designee shall conduct
36 all administrative proceedings under IC 4-21.5. In its proceedings, the
37 agency conducting the proceeding may modify the order to impose any
38 requirement authorized under this article or reverse the order.

39 SECTION 316. IC 22-12-7-15, AS ADDED BY P.L.160-2025,
40 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2026]: Sec. 15. (a) Except as provided by subsection (c), if a
42 property is inspected by the department or plans were reviewed by the



department, neither the department nor a political subdivision may require compliance with a new or different set of building, fire safety, or equipment laws than were originally enforced by the department:

(1) before July 1, 2025; or

(2) two (2) years after the earlier of the date of the:

(A) initial inspection; or

(B) plan review.

(b) A child care home (as defined in IC 12-7-2-28.6) that was licensed to operate in a Class 2 structure by the office of the secretary of family and social services before July 1, 2025, may continue to operate in the structure notwithstanding the provisions of this article and 675 IAC 13.

(c) Subsection (a) does not apply to any of the following:

(1) Any:

(A) fraud;

(B) material misrepresentation; or

(C) other act of bad faith;

that results in misapplication of the appropriate requirements.

(2) A change of use or occupancy of the structure or equipment.

(3) A condition imposed in a variance issued by the:

(A) department; or

(B) ~~commission~~; **state building commissioner**.

(4) Any new construction, addition, or alteration of the structure or equipment.

(5) A violation that would qualify for an emergency order under section 6(a)(1) of this chapter.

(6) Any maintenance requirements.

SECTION 317. IC 22-13-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. "Building rule" means a rule that:

(1) is adopted by the ~~commission~~; **department**; and

(2) qualifies as a building law under IC 22-12-1-3.

SECTION 318. IC 22-13-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. "Fire safety rule" means a rule that:

(1) is adopted by the ~~commission~~; **department**; and

(2) qualifies as a fire safety law under IC 22-12-1-13.

SECTION 319. IC 22-13-2-2, AS AMENDED BY P.L.230-2019, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) Except as provided in section 3.5 of this chapter, the ~~commission~~ **department** shall adopt rules under IC 4-22-2 to adopt a statewide code of fire safety laws and building laws.



(b) ~~The commission~~ **Subject to IC 22-12-2.6, the department** shall adopt the following national codes or their equivalent by rules under IC 4-22-2 and IC 22-13-2.5 (before its repeal):

(1) ANSI A10.4 (Safety Requirements for Personnel Hoists).

(2) ASME A17.1 (Safety Code for Elevators and Escalators, an American National Standard).

(3) ASME A18.1 (Safety Standard for Platform Lifts and Stairway Chairlifts, American National Standard).

(4) ASME QE1-1 (Standard for the Qualification of Elevator Inspectors, an American National Standard).

(5) The American Society of Civil Engineers (ASCE) Automated People Mover Standard 21.

(6) ANSI A90.1 Safety Code for Manlifts.

(7) ASME A17.3 (Safety Code for Existing Elevators and Escalators, an American National Standard).

(8) ASME A17.6 (Standard for Elevator Suspension, Compensation, and Governor Systems).

(c) ~~The commission shall review the subsequent edition of each code adopted under subsection (b) within twenty-four (24) months after the effective date of the subsequent edition:~~

(d) Except as provided in subsection (c), the commission may amend the national codes as a condition of the adoption under subsections (b) and (c):

(e) An amendment to the national code under subsection (d) may not unreasonably impair public safety.

SECTION 320. IC 22-13-2-2.5 IS REPEALED [EFFECTIVE JULY 1, 2026]. See: 2.5. (a) Before January 1, 2020, the commission shall adopt rules under IC 4-22-2 to replace the statewide residential code for Class 2 structures that is included within the statewide code of fire safety laws and building laws adopted under section 2 of this chapter.

(b) If the commission uses a national code as part of the adoption of a replacement statewide residential code under subsection (a), the commission shall amend the national code as a condition of the adoption under subsection (a):

(c) The commission shall submit a report to the general assembly not later than January 1, 2019, regarding the commission's work during the previous year related to adoption of a replacement statewide residential code under subsection (a). The report to the general assembly must be submitted in an electronic format under IC 5-14-6.

SECTION 321. IC 22-13-2-2.6, AS ADDED BY P.L.79-2019, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2026]: Sec. 2.6. Before January 1, 2021, the ~~commission~~
department may adopt rules under IC 4-22-2 to exempt a bunkhouse
 from being required to be equipped with an automatic fire sprinkler
 system.

SECTION 322. IC 22-13-2-3, AS AMENDED BY P.L.155-2023,
 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 JULY 1, 2026]: Sec. 3. (a) The rules adopted under section 2 of this
 chapter **and IC 22-12-2.6** take precedence over:

(1) any rule adopted by a state agency that conflicts with the
~~commission's~~ **department's** fire safety rules or building rules;
 and

(2) any ordinance or other regulation adopted by a political
 subdivision that covers the same subject matter as the
~~commission's~~ **department's** fire safety rules or building rules.

(b) State agencies and political subdivisions may incorporate the
 rules adopted by the ~~commission~~ **department** by reference into a rule,
 ordinance, or other regulation. Notwithstanding IC 4-22-9-6, a
 reference to the rules adopted by the ~~commission~~, **department**, by
 citation to the Indiana Administrative Code (IAC), shall be construed
 to include all amendments as of the date that the reference is written
 and any later amendments to that provision, unless accompanied by a
 reference to a specific edition or supplement to the Indiana
 Administrative Code.

(c) A city, town, or county may not adopt an ordinance that
 conflicts with or includes more stringent or detailed requirements than
 the ~~commission's~~ **department's** rules.

SECTION 323. IC 22-13-2-3.5, AS ADDED BY P.L.104-2018,
 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 JULY 1, 2026]: Sec. 3.5. (a) The following may not adopt rules
 requiring the installation of an automatic fire sprinkler system in a
 Class 2 structure:

(1) The ~~commission~~, **department**.

(2) Another state agency.

(b) A political subdivision may not adopt an ordinance or other
 regulation requiring the installation of an automatic fire sprinkler
 system in a Class 2 structure.

SECTION 324. IC 22-13-2-4 IS AMENDED TO READ AS
 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. If the ~~commission~~
department finds duplication, conflict, or overlapping of responsibility
 between:

(1) this article, IC 22-12, IC 22-14, IC 22-15, a fire safety rule,
 or a building rule; and



(2) the rules adopted by another state agency;
the ~~commission~~ **department** shall notify the state agency, and the state agency shall revise its rules to eliminate the duplication, conflict, or overlap.

SECTION 325. IC 22-13-2-4.1, AS AMENDED BY P.L.187-2021, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4.1. (a) This section applies only to a plan review for a design release performed:

(1) before construction of a Class 1 structure; and

(2) to determine compliance with the rules of the ~~commission~~ **department**.

(b) This section does not apply to a plan review for the issuance of a building permit, an improvement permit, a fire protection system permit, or any other permit issued by a state agency or a city, town, or county.

(c) A plan review for a design release must be:

(1) authorized under IC 22-15-3; and

(2) performed in compliance with the rules and objective criteria adopted by the ~~commission~~ **department** under IC 22-15-3-1.

(d) If the ~~commission~~ **department** has certified that a city, town, or county is qualified to perform a plan review for a design release under IC 22-15-3, both of the following may perform the plan review for a design release:

(1) The department.

(2) The city, town, or county.

However, only the entity described in subdivision (1) or (2) that performs the initial plan review for a design release may charge a fee for the plan review for a design release. The other entity shall not charge a fee for the plan review for a design release.

SECTION 326. IC 22-13-2-5.6, AS ADDED BY P.L.155-2023, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5.6. (a) As used in this section, "building code" means a building code and includes the standards related to a building code.

(b) As used in this section, "unit" means a county, city, or town.

(c) ~~Beginning January 1, 2024,~~ A unit may submit a proposal to the ~~commission~~ **department** to amend any building code ~~that~~ ~~the commission~~ ~~department~~ ~~adopts~~ ~~for~~ ~~updates~~ after ~~December 31, 2023.~~ A unit may submit the proposal in hard copy or in an electronic form that is acceptable to the ~~commission~~ **department**. A proposal must include the following:

(1) A resolution adopted by the unit to request an amendment to



the building code that:

(A) specifies the building code language to be amended;
and

(B) states the safety issue that is the basis for the proposed amendment.

(2) A fiscal analysis of the estimated cost or savings resulting from the proposed building code amendment.

(d) The ~~commission~~ **department** shall hold one (1) meeting each year to review and consider all proposals submitted by units. A unit may submit a proposal at any time. However, the ~~commission~~ **department** shall review and consider only complete proposal submissions that are received not later than sixty (60) days before the date of a meeting in which proposals are considered.

(e) The ~~commission~~ **department** shall:

(1) place a proposal on the meeting agenda not later than thirty (30) days before the date of the meeting in which the proposal is considered; and

(2) take public testimony at the meeting.

(f) ~~The commission may only adopt a proposed amendment upon an affirmative vote of not less than two-thirds (2/3) of the members of the commission present and voting as provided in IC 22-12-2-6.~~

(g) ~~A building code amendment adopted by the commission under this section is subject to IC 22-12-2.5-2.~~

SECTION 327. IC 22-13-2-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The ~~commission~~ **department, or with the approval of the department, the state building commissioner,** may review and modify or reverse any variance or other order that:

(1) is issued by a state agency or political subdivision; and

(2) covers a subject governed by this article, IC 22-12, IC 22-14, IC 22-15, a fire safety rule, or a building rule.

(b) The ~~commission~~ **department** shall review variances granted by a political subdivision to the fire safety laws and building laws adopted in its ordinances. The variance is not effective until it is approved by the ~~commission~~ **department.**

(c) The ~~commission~~ **department, or with the approval of the department, the state building commissioner,** shall review orders under this section that:

(1) are issued by a political subdivision; and

(2) concern a Class 2 structure;

if a person aggrieved by the order petitions for review under IC 4-21.5-3-7 within thirty (30) days after the political subdivision has



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1 issued the order.

2 (d) A copy of the petition under subsection (c) shall be delivered
3 to the political subdivision issuing the order.

4 (e) Review of an order under this section does not suspend the
5 running of the time period under any statute in which a person must
6 petition a court for judicial review of the order.

7 SECTION 328. IC 22-13-2-8, AS AMENDED BY P.L.93-2024,
8 SECTION 161, IS AMENDED TO READ AS FOLLOWS
9 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) ~~The commission~~ **Subject to**
10 **IC 22-12-2.6, the department** shall adopt rules under IC 4-22-2 to
11 create equipment laws applicable to regulated lifting devices.

12 (b) ~~The commission~~ **Subject to IC 22-12-2.6, the department**
13 shall adopt rules under IC 4-22-2 to create equipment laws applicable
14 to regulated boilers and pressure vessels.

15 (c) ~~The commission~~ **Subject to and except as otherwise**
16 **provided in IC 22-12-2.6, the department** may adopt rules under
17 IC 4-22-2 to adopt by reference all or part of the following national
18 boiler and pressure vessel codes:

19 (1) The American Society of Mechanical Engineers Boiler and
20 Pressure Vessel Code.

21 (2) The National Board of Boiler and Pressure Vessel Inspectors
22 Inspection Code.

23 (3) The American Petroleum Institute 510 Pressure Vessel
24 Inspection Code.

25 (4) Any subsequent editions of the codes listed in subdivisions
26 (1) through (3).

27 (d) ~~The commission~~ **department** shall adopt rules under IC 4-22-2
28 to create equipment laws applicable to regulated amusement devices.

29 SECTION 329. IC 22-13-2-8.5, AS AMENDED BY P.L.93-2024,
30 SECTION 162, IS AMENDED TO READ AS FOLLOWS
31 [EFFECTIVE JULY 1, 2026]: Sec. 8.5. (a) ~~The commission~~
32 **department** shall adopt rules under IC 4-22-2 for outdoor event
33 equipment at outdoor performances to protect the safety of persons at
34 the outdoor performances. ~~The commission~~ **department** may:

35 (1) exempt small assemblies of outdoor event equipment, as
36 defined by the ~~commission~~, **department**, from some or all fees
37 or other requirements that otherwise would apply to outdoor
38 event equipment under a rule adopted under this section or
39 another building law; or

40 (2) establish alternative procedures, fees, or other requirements,
41 or any combination, for small assemblies of outdoor event
42 equipment, as defined by the ~~commission~~. **department.**



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(b) Subject to this section, a city, town, or county that regulated outdoor event equipment before March 15, 2012, under an ordinance adopted before March 15, 2012, may, if the ordinance is in effect on March 15, 2012, continue to regulate outdoor event equipment under the ordinance after March 14, 2012, in the same manner that the city, town, or county applied the ordinance before March 15, 2012. However, a statewide code of fire safety laws or building laws governing outdoor event equipment that is adopted by the ~~commission~~ **department** under this section after March 14, 2012, takes precedence over any part of a city, town, or county ordinance that is in conflict with the ~~commission's~~ **department's** adopted code. The ordinances to which this section applies include Chapter 536 of the Revised Code of the Consolidated City and County Indianapolis/Marion, Indiana Codified through Ordinance No. 36, 2011, passed August 15, 2011. (Supp. No. 27). A city, town, or county to which this subsection applies need not be certified or approved under IC 22-15-3-1 or another law to continue to regulate outdoor event equipment after March 14, 2012.

(c) This subsection applies to cities, towns, and counties described in subsection (b) and any other city, town, or county that, after March 14, 2012, adopts an ordinance governing outdoor event equipment that is approved by the ~~commission~~ **department** or the state building commissioner. The city, town, or county shall require compliance with:

- (1) the rules adopted under this section;
- (2) orders issued under IC 22-13-2-11 that grant a variance to the rules adopted under this section;
- (3) orders issued under IC 22-12-7 that apply the rules adopted under this section; and
- (4) a written interpretation of the rules adopted under this section binding on the unit under IC 22-13-5-3 or IC 22-13-5-4;

on both private and public property located within the boundaries of the city, town, or county, including, in the case of a consolidated city, the state fairgrounds. This subsection does not limit the authority of a unit (as defined in IC 36-1-2-23) under IC 36-7-2-9 to enforce building laws and orders and written interpretations related to building laws.

SECTION 330. IC 22-13-2-10, AS AMENDED BY P.L.187-2021, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) A county, city, or town may regulate regulated lifting devices if the unit's regulatory program is approved by the ~~commission~~ **department**.

(b) A unit must submit its ordinances and other regulations that regulate lifting devices to the ~~commission~~ **department** for approval. The ordinance or other regulation is not effective until it is approved by



1 the ~~commission~~ **department**. If any of these ordinances or regulations
 2 conflict with the ~~commission's~~ **department's** rules, the ~~commission's~~
 3 **department's** rules supersede the local ordinance or other regulation.

4 (c) A unit may issue permits only to applicants who qualify under
 5 IC 22-15-5. However, the unit may specify a lesser fee than that set
 6 under IC 22-12-6-6(a)(7).

7 (d) A unit must inspect regulated lifting devices with inspectors
 8 who possess the qualifications necessary to be employed by the
 9 department of homeland security as a regulated lifting device inspector.

10 SECTION 331. IC 22-13-2-11, AS AMENDED BY P.L.93-2024,
 11 SECTION 163, IS AMENDED TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The department **or the state**
 13 **building commissioner** ~~or the commission~~ may grant a variance to any
 14 rule adopted by the ~~commission~~ **department**. However, the
 15 ~~commission~~ **state building commissioner** may grant a variance under
 16 this section only if the department ~~places~~ **provides** the application for
 17 the variance ~~on to the commission's agenda~~ **state building**
 18 **commissioner**.

19 (b) To qualify for a variance, an applicant must pay the fee set
 20 under IC 22-12-6-6 and file an application, on a form approved by the
 21 department, that contains facts demonstrating that:

22 (1) compliance with the rule will impose an undue hardship
 23 upon the applicant or prevent the preservation of an
 24 architecturally significant or historically significant part of a
 25 building or other structure; and

26 (2) either:

27 (A) noncompliance with the rule; or

28 (B) compliance with an alternative requirement approved
 29 by the body considering the variance application;

30 will not be adverse to the public health, safety, or welfare.

31 (c) A variance granted under this section is conditioned upon
 32 compliance with an alternative standard approved under subsection
 33 (b)(2)(B).

34 (d) A variance granted under this section takes precedence over
 35 conflicting rules adopted by a state agency and conflicting ordinances
 36 and other regulations adopted by a political subdivision.

37 (e) Variances granted by the boiler and pressure vessel rules board
 38 and the regulated amusement device safety board prior to July 1, 2019,
 39 are valid and remain in full force and effect.

40 (f) The department shall make all variance applications available
 41 for review on a public portal.

42 (g) Local fire and building officials shall receive notice of variance



1 applications filed under this section within their respective
2 jurisdictions.

3 (h) A local fire official, local building official, or other interested
4 party may submit documentation regarding a variance application to
5 the department or ~~commission~~ **the state building commissioner** for
6 review and consideration prior to an initial determination being made
7 on the application by the department or the ~~commission~~ **state building**
8 **commissioner**.

9 (i) The department or ~~commission~~ **state building commissioner**
10 shall wait at least five (5) business days after a variance application is
11 filed before making an initial determination on the application.

12 (j) The ~~commission~~ **department** may adopt rules under IC 4-22-2
13 to implement this section.

14 SECTION 332. IC 22-13-2-11.5, AS AMENDED BY
15 P.L.93-2024, SECTION 164, IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11.5. (a) As used in this
17 section, "NFPA 72" refers to NFPA 72, National Fire Alarm and
18 Signaling Code, 2010 Edition, published by the National Fire
19 Protection Association, 1 Batterymarch Park, Quincy, Massachusetts
20 02169-7471.

21 (b) **Subject to and except as provided in IC 22-12-2.6**, it is the
22 intent of the general assembly that NFPA 72, as may be amended by
23 the ~~commission~~ **department** under subsection (c), be incorporated into
24 the Indiana Administrative Code. Not later than July 1, 2014, the
25 ~~commission~~ **department** shall adopt rules under IC 4-22-2 to amend
26 675 IAC 28-1-28 to incorporate NFPA 72 into the Indiana
27 Administrative Code, subject to subsection (c)(1) and (c)(2).

28 (c) In adopting rules to incorporate NFPA 72 into the Indiana
29 Administrative Code, as required by subsection (b), the ~~commission~~
30 **department** may amend NFPA 72 as the ~~commission~~ **department**
31 **considers appropriate**. However, the rules finally adopted by the
32 ~~commission~~ **department** to comply with this section must do the
33 following:

34 (1) Incorporate the definition of, and associated requirements
35 for:

36 (A) a managed facilities-based voice network (MFVN); and

37 (B) a public switched telephone network (PSTN);

38 as set forth in NFPA 72.

39 (2) Allow digital alarm communicator systems that make use of
40 a managed facilities-based voice network (MFVN) to transmit
41 signals from a fire alarm system to an offsite monitoring facility,
42 subject to the requirements for those systems set forth in NFPA



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(d) If the ~~commission~~ **department** does not comply with subsection (b), the following apply: ~~on July 1, 2014:~~

(1) The definition of, and associated requirements for:

(A) a managed facilities-based voice network (MFVN); and

(B) a public switched telephone network (PSTN);

as set forth in NFPA 72, are considered incorporated into the Indiana Administrative Code. Any provisions of 675 IAC 28-1-28 (or any rules adopted by a state agency, or any ordinances or other regulations adopted by a political subdivision) that conflict with the definitions and requirements described in this subdivision are superseded by the definitions and requirements described in this subdivision. This subdivision continues to apply until the ~~commission~~ **department** adopts rules that amend 675 IAC 28-1-28 to incorporate NFPA 72 into the Indiana Administrative Code and that comply with subsection (c)(1) and (c)(2).

(2) A person that after June 30, 2014, installs or uses a digital alarm communicator system that:

(A) makes use of a managed facilities-based voice network (MFVN) to transmit signals from a fire alarm system to an offsite monitoring facility; and

(B) meets the requirements for such a system set forth in NFPA 72;

is not required to obtain a variance under section 11 of this chapter for the installation or use.

SECTION 333. IC 22-13-2-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) This section applies if the ~~commission~~ **department** is authorized by statute to enter into agreements with the federal government, another state, or foreign country.

(b) An agreement under this section must be submitted to the attorney general for approval. The attorney general shall approve the agreement unless the attorney general finds that it does not comply with the statutes. If the attorney general disapproves the agreement, the attorney general shall give the ~~commission~~ **department** a detailed statement indicating the basis for the disapproval. If the attorney general fails to approve or disapprove the agreement within sixty (60) days after it is submitted, it is considered approved.

SECTION 334. IC 22-13-2-13, AS AMENDED BY P.L.187-2021, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13. (a) The ~~commission~~ **department** may adopt

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rules under IC 4-22-2 to implement this article, IC 22-12, IC 22-14, and IC 22-15.

(b) Any power of the state fire marshal or the department to adopt rules to implement this article, IC 22-12, IC 22-14, and IC 22-15 shall be exercised by the ~~commission~~ **department**.

SECTION 335. IC 22-13-2-14, AS AMENDED BY P.L.249-2019, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14. The ~~commission~~ or department may engage in studies and consult with any person to implement this article, IC 22-12, IC 22-14, and IC 22-15.

SECTION 336. IC 22-13-2-14.1, AS AMENDED BY P.L.187-2021, SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14.1. (a) The ~~commission~~ or department shall consult with an industry expert to discuss a variance application or an update to a rule or safety standard concerning:

- (1) a boiler or pressure vessel; or
- (2) a regulated amusement device.

(b) An industry expert for the purposes of consulting under subsection (a)(1) must be:

- (1) a professional engineer registered under IC 25-31; and
- (2) knowledgeable in and have experience with boiler and pressure vessels.

SECTION 337. IC 22-13-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. The ~~commission~~ **department** shall adopt fire safety rules that prohibit the following:

- (1) The storage of regulated explosives (as defined in IC 35-47.5-2-13) in quantities exceeding the maximum quantity specified by the ~~commission~~ **department**.
- (2) The storage of regulated explosives (as defined in IC 35-47.5-2-13) at a site that is located less than the minimum distance specified by the ~~commission~~ **department** from a railroad, highway, or other place of habitation or assembly.
- (3) The use of a receptacle, burning fixture or equipment, heating fixture or equipment, or structure for an explosive, flammable, or other combustible matter that does not meet the design and composition standards specified by the ~~commission~~ **department**.
- (4) The keeping, storage, use, manufacture, sale, handling, transportation, or disposition of an explosive, flammable, or other combustible matter in violation of any other requirements specified by the ~~commission~~ **department**.



SECTION 338. IC 22-13-3-2, AS AMENDED BY P.L.187-2021, SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) This section applies to the following laboratories:

(1) Analytical laboratories approved by the department under the alternative criteria established by the ~~commission~~ **department** in its rules.

(2) Laboratories that are:

(A) operated by a college, university, school, or other educational entity for the purpose of instruction or research; and

(B) approved by the department under the alternative criteria established by the ~~commission~~ **department** in the rules.

(b) The ~~commission~~ **department** may:

(1) apply different rules to the manufacture of regulated explosives (as defined in IC 35-47.5-2-13) in a laboratory described in subsection (a) than apply to other places where regulated explosives (as defined in IC 35-47.5-2-13) are manufactured; and

(2) adopt rules under IC 4-22-2 to exempt laboratories described in subsection (a) from the regulated explosive magazines permit requirement under IC 35-47.5-4.

SECTION 339. IC 22-13-3-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. The ~~commission~~ **department** shall adopt fire safety rules that prohibit the occupancy or use of Class 1 structures that do not comply with the ~~commission's~~ **department's** rules governing the number, type, location, identification, repair, and maintenance of emergency exits, smoke detection devices, and other emergency communication devices.

SECTION 340. IC 22-13-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Standards for Building Rules; Exemption From Design Release Requirement).

SECTION 341. IC 22-13-5-2, AS AMENDED BY P.L.187-2021, SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) Except as provided under subsection (c), upon the written request of an interested person, the state building commissioner of the department shall issue a written interpretation of a building law or a fire safety law not later than ten (10) business days after the date of receiving a request. An interpretation issued by the state building commissioner must be consistent with building laws and fire safety laws enacted by the general assembly or adopted by the [



~~commission~~ **department**.

(b) The state building commissioner shall issue a written interpretation of a building law or fire safety law under subsection (a) whether or not the county or municipality has taken any action to enforce the building law or fire safety law.

(c) If:

(1) an interested person submits a written or electronic request to the building commissioner for a written interpretation of a building law or fire safety law applicable to a Class 2 structure; and

(2) the building commissioner is absent and unable to issue a written interpretation within the time specified under subsection (a);

the ~~chair of the commission~~, or, if the chair is absent, the vice chair of the ~~commission~~ **department** shall issue the written interpretation not later than ten (10) business days after the date of receiving the request.

SECTION 342. IC 22-13-5-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) A written interpretation issued under section 2 of this chapter binds the interested person and the county or municipality with whom the interested person has the dispute until the written interpretation is overruled in a proceeding under IC 4-21.5.

(b) For purposes of IC 4-21.5, the ~~commission~~ **department** is the ultimate authority regarding a written interpretation issued under section 2 of this chapter.

SECTION 343. IC 22-13-5-4, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) A written interpretation of a building law or fire safety law binds all counties and municipalities if the state building commissioner publishes the written interpretation of the building law or fire safety law in the Indiana Register under IC 4-22-7-7(b). For purposes of IC 4-22-7-7, a written interpretation of a building law or fire safety law published by the state building commissioner is considered adopted by an agency.

(b) A written interpretation of a building law or fire safety law published under subsection (a) binds all counties and municipalities until the earlier of the following:

(1) The general assembly enacts a statute that substantively changes the building law or fire safety law interpreted or voids the written interpretation.

(2) The ~~commission~~ **department** adopts a rule under IC 4-22-2



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1 to state a different interpretation of the building law or fire safety
2 law.

3 (3) The written interpretation is found to be an erroneous
4 interpretation of the building law or fire safety law in a judicial
5 proceeding.

6 (4) The state building commissioner publishes a different written
7 interpretation of the building law or fire safety law.

8 (c) The department or the state building commissioner shall create
9 an electronic data base for the purpose of cataloging all available
10 variance rulings by ~~the commission or~~ the department for the purpose
11 of making the information available to the public on the ~~Internet web~~
12 ~~site~~ **website** of the department or the state building commissioner.

13 SECTION 344. IC 22-14-2-5, AS AMENDED BY P.L.187-2021,
14 SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2026]: Sec. 5. (a) The department shall carry out a program to
16 provide public information concerning fire prevention and maintain
17 data and statistics concerning fires and fire prevention activities.

18 (b) The department shall provide a copy of the fire safety rules
19 adopted by the ~~commission~~ **department** to the chief of each fire
20 department. The department may exclude, from the rules distributed
21 under this subsection, any text that is incorporated by reference into the
22 rules published in the Indiana Administrative Code.

23 SECTION 345. IC 22-14-3-4, AS AMENDED BY P.L.187-2021,
24 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2026]: Sec. 4. (a) The department may modify an amusement
26 and entertainment permit with a special event endorsement that covers
27 one (1) or more events not specified in the initial permit.

28 (b) To qualify for a special event endorsement, an applicant must:

29 (1) provide the information required by the ~~commission;~~
30 **department;**

31 (2) demonstrate through an inspection that the special events
32 covered by the application will be conducted in compliance with
33 applicable fire safety laws; and

34 (3) pay the inspection fee set under IC 22-12-6-7.

35 SECTION 346. IC 22-14-7-17, AS ADDED BY P.L.82-2008,
36 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2026]: Sec. 17. The ~~commission~~ **department** may adopt a
38 subsequent ASTM Standard Test Method for Measuring the Ignition
39 Strength of Cigarettes upon a finding that the subsequent method does
40 not result in a change in the percentage of full length burns exhibited
41 by any tested cigarette when compared to the percentage of full length
42 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 347. 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, 2026]: 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
11 performance 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
26 general for purposes consistent with this chapter and the department of
27 state revenue and the alcohol and tobacco commission for the purposes
28 of 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
36 relating 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
39 chapter.

40 (e) Each cigarette listed in a certification submitted under this
41 section must be recertified every three (3) years.

42 (f) For each brand family listed in a certification submitted under



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subsection (a) or (d), a manufacturer shall pay a fee to the state fire marshal of eight hundred dollars (\$800). The state fire marshal may adjust the fee every three (3) years to ensure that the fee defrays the actual costs of the processing, testing, enforcement, and oversight activities required by this chapter under rules adopted by the ~~fire prevention and building safety commission~~. **department**. However, the fee for each brand family may not exceed one thousand dollars (\$1,000).

(g) If a manufacturer has certified a cigarette under this section, and after submitting the certification, makes a change to the cigarette that is likely to alter the cigarette's compliance with the reduced cigarette ignition propensity standards required by this chapter, that cigarette may not be sold or offered for sale in Indiana until the manufacturer retests the cigarette under the testing standards in section 13 or 15 of this chapter and maintains records of that retesting as required by section 16 of this chapter. An altered cigarette that does not meet the performance standard in section 13 or 15 of this chapter may not be sold in Indiana.

SECTION 348. IC 22-14-7-29, AS ADDED BY P.L.82-2008, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 29. The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 349. IC 22-14-8-2, AS ADDED BY P.L.217-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. As used in this chapter, "NFPA 855" refers to:

(1) the 2023 edition of NFPA 855, Standard for the Installation of Stationary Energy Storage Systems, as adopted by the National Fire Protection Association; or

(2) if the ~~commission~~ **department** adopts a rule under IC 4-22-2 to amend:

(A) the 2023 edition; or

(B) any subsequent edition;

of NFPA 855, the version of NFPA 855 as amended by the ~~commission~~ **department**.

SECTION 350. IC 22-14-8-7, AS ADDED BY P.L.217-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. The total capacity of the batteries contained within a single enclosure in:

(1) a utility scale battery energy storage system installation of which is subject to department approval under section 4(a)(1) of this chapter; or

(2) an installation added to an existing utility scale battery



energy storage system in an expansion for which department approval is required under section 4(a)(2) of this chapter; may not exceed ten (10) megawatt hours unless authorized under rules adopted by the ~~commission~~ **department** under this chapter.

SECTION 351. IC 22-14-8-10, AS AMENDED BY P.L.93-2024, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter and to specify standards for the installation and operation of utility scale battery energy storage systems consistent with:

(1) this chapter; and

(2) NFPA 855.

(b) Rules adopted by the ~~commission~~ **department** under subsection (a) must include standards for:

(1) chemical spill prevention and control; and

(2) appropriate setbacks from surface water resources;

for the installation and expansion of utility scale battery energy storage systems, as necessary to protect soil and surface water resources from chemicals contained in or produced by utility scale battery energy storage systems. In establishing the standards described in this subsection, the ~~commission~~ **department** shall consult with the department of environmental management or the department of natural resources, as appropriate.

SECTION 352. IC 22-15-2-6, AS AMENDED BY P.L.187-2021, SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) To carry out the department's responsibilities, the department or an employee or another agent of the department may:

(1) exercise any program of supervision that is approved by the ~~commission~~ **department**, if the responsibility involves the administration or enforcement of a building law;

(2) enter and inspect any property, at a reasonable hour;

(3) issue and enforce administrative orders under IC 22-12-7 and apply for judicial orders under IC 22-12-7-13; and

(4) cooperate with law enforcement officers and political subdivisions that have jurisdiction over a matter.

(b) To carry out the state building commissioner's responsibilities, the state building commissioner shall issue a written interpretation of any building law under IC 22-13-5.

SECTION 353. IC 22-15-3-1, AS AMENDED BY P.L.187-2021, SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The state building commissioner or a city,



town, or county certified under subsection (d) shall issue a design release for the construction of a Class 1 structure to an applicant who qualifies under section 2 or 3 of this chapter.

(b) The state building commissioner shall issue a design release for the fabrication of an industrial building system or mobile structure under section 4 of this chapter.

(c) A design release issued under this chapter expires on the date specified in the rules adopted by the ~~commission~~ **department**.

(d) The ~~commission~~ **department** may certify a city, town, or county as qualified to issue design releases, if the city, town, or county:

(1) is competent under the ~~commission's~~ **department's** objective criteria; and

(2) has adopted the rules of the ~~commission~~ **department** under IC 22-13-2-3.

(e) A city, town, or county that is certified by the ~~commission~~ **department** under subsection (d) may issue design releases. A design release issued by a certified city, town, or county must be:

(1) in accordance with the ~~commission's~~ **department's** objective criteria; and

(2) for a construction type for which the city, town, or county is certified.

All records held by a certified city, town, or county that pertain to the design release must be submitted to the department to be held in a central repository.

SECTION 354. IC 22-15-3-2, AS AMENDED BY P.L.187-2021, SECTION 100, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. To qualify for a design release under this section, an applicant must:

(1) demonstrate, through the submission of plans and specifications for the construction covered by the application, that the construction will comply with all applicable building laws and fire safety laws;

(2) pay the fees set under IC 22-12-6-6;

(3) have the plans and specifications:

(A) prepared by a registered architect or professional engineer who is:

(i) competent to design the construction covered by the application as determined by the department; and

(ii) registered under IC 25-4 or IC 25-31;

(B) include on each page of all drawings and the title page of all specifications the seal of the registered architect or professional engineer described by clause (A) or the



person's technical or professional staff; and

(C) filed by the registered architect or professional engineer described by clause (A) or the person's technical or professional staff; and

(4) submit a certificate prepared on a form provided by the department and sworn or affirmed under penalty of perjury by the registered architect or professional engineer described in subdivision (3)(A):

(A) providing an estimate of the cost of the construction covered by the application, its square footage, and any other information required under the rules of the ~~commission;~~
department;

(B) stating that the plans and specifications submitted for the application were prepared either by or under the immediate supervision of the person making the statement;

(C) stating that the plans and specifications submitted for the application provide for construction that will meet all building laws; and

(D) stating that the construction covered by the application will be subject to inspection at intervals appropriate to the stage of the construction by a registered architect or professional engineer identified in the statement for the purpose of determining in general if work is proceeding in accordance with the released plans and specifications.

SECTION 355. IC 22-15-3-3, AS AMENDED BY P.L.87-2020, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) This section applies only to an application for a design release to construct:

(1) a Class 1 structure with thirty thousand (30,000) or fewer cubic feet of space;

(2) an addition to a Class 1 structure, if the addition adds thirty thousand (30,000) or fewer cubic feet of space;

(3) an alteration to a Class 1 structure, if the alteration does not involve changes affecting the structural safety of the Class 1 structure; or

(4) an installation or alteration of an automatic fire sprinkler system in a Class 1 structure by persons qualified pursuant to rules set forth by the ~~fire prevention and building safety commission;~~ **department.**

(b) The design release requirements under subsection (c) do not apply for any construction that is otherwise exempted under 675 IAC 12-6-4(b), **or subsequent rules adopted in accordance with**



1 **IC 22-12-2.6**, even if the construction is:

- 2 (1) a part of;
 3 (2) supplemental to; or
 4 (3) an accessory of;

5 any other construction that would otherwise require a design release.

6 (c) To qualify for a design release under this section, an applicant
 7 must do the following:

- 8 (1) Demonstrate, through the submission of plans and
 9 specifications for the construction covered by the application,
 10 that the construction will comply with all applicable building
 11 laws and fire safety laws.

- 12 (2) Pay the fees set under IC 22-12-6-6.

13 **SECTION 356. IC 22-15-3-4, AS AMENDED BY P.L.22-2005,**
 14 **SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
 15 **JULY 1, 2026]:** Sec. 4. (a) This section applies to a design release for
 16 the fabrication of a model or other series of similar industrialized
 17 building systems or mobile structures.

18 (b) To qualify for a design release under this section, an applicant
 19 must:

- 20 (1) demonstrate, through the submission of plans and
 21 specifications for the construction covered by the application,
 22 that the construction will comply with all applicable building
 23 laws and fire safety laws;

- 24 (2) have the submitted plans and specifications prepared by an
 25 architect registered under IC 25-4 or a professional engineer
 26 registered under IC 25-31, if required under the rules adopted by
 27 the ~~commission~~; **department**; and

- 28 (3) pay the fees set under IC 22-12-6-6.

29 **SECTION 357. IC 22-15-3-5, AS AMENDED BY P.L.187-2021,**
 30 **SECTION 101, IS AMENDED TO READ AS FOLLOWS**
 31 **[EFFECTIVE JULY 1, 2026]:** Sec. 5. (a) This section does not
 32 authorize a variance from any rule adopted by the ~~commission~~.
 33 **department.**

34 (b) The rules adopted by the ~~commission~~ **department** do not
 35 prevent the use of:

- 36 (1) materials;
 37 (2) methods of construction; or
 38 (3) design procedures;

39 if they are not specifically prohibited in the rules and if they are
 40 approved under subsection (c).

41 (c) The state fire marshal and the department may, in the review
 42 of an application for a design release, consider as evidence of



1 compliance with the rules adopted by the ~~commission~~ **department** any
2 evaluation report that:

- 3 (1) contains limitations, conditions, or standards for alternative
- 4 materials, methods of construction, or design procedures; and
- 5 (2) is published by an independent, nationally recognized testing
- 6 laboratory or other organization that is approved under the rules
- 7 adopted by the ~~commission~~ **department**.

8 SECTION 358. IC 22-15-3-7 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) This section does
10 not apply to construction that is exempted from this section in the rules
11 adopted by the ~~commission~~ **under IC 22-13-4: department**.

12 (b) This section applies to the following:

- 13 (1) Each person who engages in the construction.
- 14 (2) Each person who has control over the construction.
- 15 (3) Each person who has control over the Class 1 structure
- 16 industrialized building system or mobile home that is
- 17 constructed.

18 (c) A person described in subsection (b) commits a Class C
19 infraction if:

- 20 (1) a Class 1 structure is constructed, or construction is begun,
- 21 at the site where it is to be used; and
- 22 (2) no design release issued under section 2 or 3 of this chapter
- 23 covers the construction.

24 (d) A person described in subsection (b) commits a Class C
25 infraction if:

- 26 (1) an industrialized building system or a mobile structure is
- 27 fabricated; and
- 28 (2) no design release issued under section 4 of this chapter
- 29 covers the fabrication.

30 SECTION 359. IC 22-15-3.2-11, AS AMENDED BY
31 P.L.187-2021, SECTION 109, IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) This section
33 applies if the results of a plan review reveal that a design professional
34 knowingly or recklessly submitted plans or specifications containing
35 one (1) or more violations of the rules of the ~~commission~~ **department**
36 that are determined by the department ~~and the commission~~ to pose a
37 wanton and willful disregard for the public health, safety, or welfare.

38 (b) The provisions regarding the time limitations for review and
39 notice under this chapter do not apply, and the department is not
40 required to issue a design release and confirmation number for
41 providing notice. The department shall send written notice of its
42 determination to:



(1) the design professional's licensing or registration authority under IC 25-4-1 or IC 25-31, as appropriate, for the purpose of conducting a hearing under IC 4-21.5 to determine if action under IC 4-21.5-3-8 is appropriate;

(2) the design professional; and

(3) the project owner or general contractor on whose behalf the application was submitted.

(c) An applicant that receives notice under subsection (b) may withdraw the application and submit a new application and plans to the department that are prepared by a different design professional. Withdrawal of an application does not affect any disciplinary action against the professional of record that prepared the plans described in subsection (a).

SECTION 360. IC 22-15-4-1, AS AMENDED BY P.L.187-2021, SECTION 112, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: 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~~ IC 22-12-2.6-8 applies to an industrialized building system certified under this section.

SECTION 361. IC 22-15-4-2, AS AMENDED BY P.L.187-2021, SECTION 113, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: 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:



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(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~~ IC 22-12-2.6-8 applies to a mobile structure certified under this chapter.

SECTION 362. IC 22-15-4-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. The ~~commission~~ **department** may authorize any qualified person to conduct inspections and issue certifications under this chapter.

SECTION 363. IC 22-15-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. A person who offers to sell or sells for money or other consideration a mobile structure that:

(1) is manufactured after:

(A) January 1, 1972, if the mobile structure is designed to be a dwelling; or

(B) June 30, 1987, if the mobile structure is not designed to be a dwelling; and

(2) is kept or transported without:

(A) a seal issued under IC 9-8-1.5 (before its repeal on July 1, 1987) or section 2 or 4 of this chapter; and

(B) an affidavit from the manufacturer (if the mobile structure was manufactured in Indiana or the mobile structure was manufactured outside Indiana and has not been used by its owner) or a dealer who has sold at least three (3) mobile structures in the previous twelve (12) month period (if the mobile structure was manufactured outside Indiana and the mobile structure has been used by its owner) that states that the mobile structure meets or exceeds the applicable requirements adopted by the ~~commission~~ **department** in its rules or an agreement under IC 22-13-2-12;

commits a Class C infraction.

SECTION 364. IC 22-15-4-6, AS AMENDED BY P.L.187-2021,



SECTION 114, IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: Sec. 6. A person who offers to sell or
sells a mobile structure that:

(1) was certified under IC 9-8-1.5 (before its repeal on July 1,
1987) or certified by the department under section 2 or 4 of this
chapter; and

(2) has been altered or converted in violation of a rule adopted
by the ~~commission~~; **department**;

commits a Class C infraction.

SECTION 365. IC 22-15-5-1, AS AMENDED BY P.L.187-2021,
SECTION 115, IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The department shall issue a
regulated lifting device installation or alteration permit to an applicant
who qualifies under this section.

(b) To qualify for a permit under this section, an applicant must
meet the following requirements:

(1) Demonstrate through the submission of complete plans,
including:

(A) copies of specifications and accurately scaled and fully
dimensioned plans showing the location of the installation
in relation to the plans and elevation of the building;

(B) plans showing the location of the machine room and the
equipment to be installed, relocated, or altered;

(C) plans showing the structural supporting members,
including foundations; and

(D) a specification of all materials employed and loads to be
supported or conveyed;

that the installation or alteration covered by the application will
comply with all applicable equipment laws. All plans and
specifications must be sufficiently complete to illustrate all
details of construction and design.

(2) Pay the fee set under IC 22-12-6-6(a)(7).

(3) Be the holder of a current elevator contractor license, if
applicable, as set forth under IC 22-15-5-7.

(c) A copy of the permit shall be kept at the construction site at all
times while the work is in progress.

(d) The regulated lifting device must be installed or altered in
compliance with:

(1) applicable codes; and

(2) the details of the application, plans, specifications, and
conditions of the permit.

(e) The regulated lifting device must be installed or altered under



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the direction and control of a licensed contractor. The elevator contractor does not have to be present at the site.

(f) The responsibilities of the department under this section may be carried out by a political subdivision that is approved by the ~~commission~~ **department** under IC 22-13-2-10.

SECTION 366. IC 22-15-5-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) This section does not apply to minor construction that is exempted from this section under ~~IC 22-13-4~~. **IC 22-12-2.6.**

(b) This section applies to the following:

(1) Each person who installs or alters a regulated lifting device, whether or not required to be licensed under IC 22-15-5-7, IC 22-15-5-8, IC 22-15-5-9, IC 22-15-5-10, IC 22-15-5-11, or IC 22-15-5-12. However, the installation, alteration, or maintenance of a regulated lifting device to which ASME A18.1 applies is not required to be performed by a mechanic licensed under IC 22-15-5-12 or by a contractor licensed under IC 22-15-5-7.

(2) Each person who has control over the installation or alteration of a regulated lifting device.

(3) Each person who has control over the place where the regulated lifting device is installed or altered.

(c) A person described in subsection (b) commits a Class C infraction if:

(1) a regulated lifting device is installed or altered; and

(2) no regulated lifting device installation or alteration permit issued under section 1 of this chapter covers the installation or alteration.

SECTION 367. IC 22-15-5-3, AS AMENDED BY P.L.187-2021, SECTION 116, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) All regulated lifting devices shall be registered under this section.

(b) The department shall issue a registration for a regulated lifting device to an applicant who qualifies under this section.

(c) To register a regulated lifting device under this section, an applicant must submit, on a form approved by the department, the following information:

(1) Type, rated load and speed, name of manufacturer, location, and the nature of the use of the regulated lifting device.

(2) Any information required under the rules adopted by the ~~commission~~ **department**.

SECTION 368. IC 22-15-5-4, AS AMENDED BY P.L.187-2021,



SECTION 117, IS AMENDED TO READ AS FOLLOWS
 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The department shall carry out a program for the periodic inspection of regulated lifting devices being operated in Indiana. A regulated lifting device may not be operated without an operating certificate that covers the operation of the regulated lifting device.

(b) A permit issued under this section expires on the earlier of:

(1) one (1) year after issuance; or

(2) when the regulated lifting device is altered.

(c) After a regulated lifting device has been installed or altered, an applicant shall apply for an initial operating certificate. The department shall issue an initial operating certificate for a regulated lifting device if:

(1) the applicant demonstrates:

(A) through an acceptance inspection made by an elevator inspector licensed under section 11 of this chapter that the regulated lifting device covered by the application complies with the laws governing its construction, repair, maintenance, and operation; and

(B) that the applicant has paid the fee set under IC 22-12-6-6(a)(7); and

(2) the department verifies, through an inspection, that the regulated lifting device complies with the laws governing the construction, repair, maintenance, and operation of the regulated lifting device.

(d) The department shall issue a renewal operating certificate if the applicant:

(1) demonstrates through the completion of applicable safety tests that the regulated lifting device complies with the laws governing the construction, repair, maintenance, and operation of the regulated lifting device;

(2) submits results of all applicable safety tests, including failed safety tests for the regulated lifting device; and

(3) has paid the fee set under IC 22-12-6-6(a)(7).

(e) The department may issue a temporary operating permit to an applicant under this section who does not comply with subsection (c)(1)(A) for a new or altered regulated lifting device or subsection (d)(1) for an existing unaltered regulated lifting device. The applicant must pay the fee set under IC 22-12-6-6(a)(7) to qualify for the temporary operating permit. Except as provided in subsection (f), the permit, including all renewal periods, is limited to sixty (60) days.

(f) The department may renew a temporary operating permit



1 issued under subsection (e) for thirty (30) day periods during the
 2 construction of a building if the regulated lifting device is used for the
 3 transportation of construction personnel, tools, and materials.

4 (g) The responsibilities of the department under this section may
 5 be carried out by a political subdivision that is approved by the
 6 ~~commission~~ **department** under IC 22-13-2-10.

7 (h) A copy of the operating certificate shall be displayed in or on
 8 each regulated lifting device or in an associated machine room. In
 9 addition to the requirements of this subsection, the two-dimensional bar
 10 code assigned to an elevator shall be displayed in or on each elevator
 11 in a location that is easily viewed and scanned by a person riding on the
 12 elevator.

13 (i) A licensed elevator mechanic shall perform the maintenance on
 14 a regulated lifting device.

15 SECTION 369. IC 22-15-5-6, AS AMENDED BY P.L.2-2007,
 16 SECTION 309, IS AMENDED TO READ AS FOLLOWS
 17 [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The following definitions
 18 apply to sections 7 through 16 of this chapter:

19 (1) "Competency examination" means an examination that
 20 thoroughly tests the scope of the knowledge and skill of the
 21 applicant for the license.

22 (2) "Elevator apprentice" means an individual who works under
 23 the direct supervision of a licensed elevator mechanic. The term
 24 includes an individual commonly known as an elevator helper
 25 while working under the direct supervision of a licensed elevator
 26 mechanic.

27 (3) "Elevator contractor" means a person who alone or with other
 28 persons, constructs, repairs, alters, remodels, adds to, subtracts
 29 from, or improves a regulated lifting device and who is
 30 responsible for substantially all the regulated lifting devices
 31 within the entire project, or who fabricates elevator lifting
 32 devices substantially completed and ready for installation.

33 (4) "Elevator inspector" means an individual who conducts the
 34 acceptance inspection of a regulated lifting device required by
 35 section 4(c)(1)(A) of this chapter.

36 (5) "Elevator mechanic" means an individual who engages in the
 37 construction, reconstruction, alteration, maintenance,
 38 mechanical, or electrical work or adjustments of a regulated
 39 lifting device.

40 (6) "License" means a certificate issued by the department that
 41 confers upon the holder the privilege to act as an elevator
 42 contractor, elevator inspector, or elevator mechanic.



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(7) "Licensing program" means the program for licensing elevator contractors, elevator inspectors, and elevator mechanics established under this section and sections 7 through 16 of this chapter.

(8) "Municipality" has the meaning set forth in IC 36-1-2-11.

(9) "Person" means:

(A) a natural person;

(B) the partners or members of a partnership or a limited partnership;

(C) a state educational institution; or

(D) a corporation or the officers, directors, and employees of the corporation.

(10) "Practitioner" means a person that holds:

(A) an unlimited license;

(B) a limited or probationary license;

(C) a temporary license;

(D) an emergency license; or

(E) an inactive license.

(b) The ~~commission and the~~ department shall establish a program to license elevator contractors, elevator mechanics, and elevator inspectors.

(c) The department shall issue a license as an elevator contractor, an elevator mechanic, or an elevator inspector to a person who qualifies and complies with the provisions of the licensing program. A person who receives a license under this chapter is subject to the supervision and control of the department.

(d) The department may contract with public and private institutions, agencies, businesses, and organizations to implement all or part of its duties established under this chapter.

(e) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement the licensing program.

SECTION 370. IC 22-15-5-7, AS AMENDED BY P.L.230-2019, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) An individual may not act as an elevator contractor unless the individual:

(1) holds an elevator contractor license issued under this chapter;

or

(2) is an employee of a partnership, a limited partnership, a corporation, or a state educational institution that holds an elevator contractor license issued under this chapter.

(b) A partnership, a limited partnership, a corporation, or a state educational institution may not act as an elevator contractor unless it



holds an elevator contractor license issued under this chapter.

(c) An individual who is an applicant for an elevator contractor license shall:

- (1) hold a valid elevator contractor license issued by another state that has a licensing program that, as determined by the department, ~~or the commission~~, is equivalent to the elevator contractor licensing program established under this chapter; or
- (2) except as otherwise provided, satisfy both of the following requirements:

(A) Have at least five (5) years of documented work experience in the elevator industry in construction, maintenance, and service or repair in Indiana.

(B) Successfully complete a written competency examination approved by the ~~commission~~ department.

(d) A corporation or a state educational institution that is an applicant for an elevator contractor license must have at least one (1) officer or employee of the corporation or a state educational institution that holds a valid elevator contractor license issued under this chapter. A license granted to a corporation or a state educational institution to act as an elevator contractor under this chapter becomes invalid when an officer or employee of the corporation or state educational institution no longer holds a valid elevator contractor license issued under this chapter.

(e) A partnership or limited partnership that is an applicant for an elevator contractor license must have at least one (1) partner or general partner that holds a valid elevator contractor license issued under this chapter. A license granted to a partnership or limited partnership to act as an elevator contractor under this chapter becomes invalid when the partner of a partnership or general partner of a limited partnership named in the application no longer holds a valid elevator contractor license as provided by this chapter.

SECTION 371. IC 22-15-5-11, AS AMENDED BY P.L.230-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) An individual may not act as an elevator inspector unless the individual holds an elevator inspector license issued under this chapter.

(b) An individual who is an applicant for an elevator inspector license shall meet the standards set forth in American Society of Mechanical Engineers (ASME) American National Standard QEI-1 (Standard for the Qualification of Elevator Inspectors) or other nationally accepted standard qualifying authority that the ~~commission~~ department has determined has equivalent requirements as ASME



1 QEI-1 for obtaining and retaining certification.

2 (c) An applicant for an initial elevator inspector license must do
3 the following:

4 (1) Submit to the department an application provided by the
5 department that contains the following information:

6 (A) The name, address, telephone number, and electronic
7 mail address of the applicant.

8 (B) Any other information the department requires.

9 (2) Submit to the department any proof of eligibility the
10 department requires.

11 (3) Demonstrate proof of insurance as required by section 14 of
12 this chapter.

13 (4) Pay the license fee established under IC 22-12-6-6. The
14 license fee is nonrefundable and must be paid each time an
15 applicant submits an application.

16 (5) Affirm under penalty of perjury that all information provided
17 to the department is true to the best of the applicant's knowledge
18 and belief.

19 (d) An applicant for a renewal elevator inspector license shall:

20 (1) Submit to the department an application provided by the
21 department that contains the following information:

22 (A) The name, address, telephone number, and electronic
23 mail address of the applicant.

24 (B) Any other information the department requires.

25 (2) Submit proof of completion of the continuing education
26 required by section 15 of this chapter.

27 (3) Demonstrate proof of insurance as required by section 14 of
28 this chapter.

29 (4) Pay the license fee established under IC 22-12-6-6. The
30 license fee is nonrefundable and must be paid each time an
31 applicant submits an application.

32 (5) Affirm under penalty of perjury that all information provided
33 to the department is true to the best of the applicant's knowledge
34 and belief.

35 (e) An initial elevator inspector license issued under this chapter
36 expires on December 31 of the second year after the license was issued.

37 (f) A renewal of an elevator inspector license is valid for two (2)
38 years.

39 (g) An individual who engages in the business of an elevator
40 inspector shall carry the individual's license and present the license for
41 inspection by a representative of the department upon request.

42 (h) If the QEI-1 certification or other certification standard



approved by the ~~commission~~ **department** that made the individual eligible for an inspector license under subsection (b):

- (1) is terminated;
- (2) expires; or
- (3) becomes invalid for any other reason;

the elevator inspector's license immediately becomes invalid.

SECTION 372. IC 22-15-5-12, AS AMENDED BY P.L.230-2019, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) An individual may not act as an elevator mechanic unless the individual holds an elevator mechanic license issued under this chapter. A license is not required for an elevator apprentice.

(b) An individual who is an applicant for an elevator mechanic license must meet one (1) of the following eligibility criteria:

- (1) Hold an active elevator mechanic license issued by a state that the ~~commission~~ **department** has determined has a licensing program that is at least equivalent to the elevator mechanic licensing program established under this chapter.

(2) Satisfy both of the following:

(A) Have at least one (1) of the following types of work experience or training:

(i) Have at least three (3) years of documented work experience in the elevator industry in construction, maintenance, and service or repair.

(ii) Have at least eighteen (18) months experience in the elevator industry in construction, maintenance, and service or repair and have at least three (3) years experience in a related field that is certified by a licensed elevator contractor.

(iii) Complete an apprenticeship program that is registered with the Bureau of Apprenticeship and Training of the United States Department of Labor or a state apprenticeship program and that the ~~commission~~ **department** determines is at least equivalent to three (3) years of work experience in the elevator industry in construction, maintenance, and service or repair.

(B) Successfully complete a written competency examination approved by the ~~commission~~ **department**.

(3) Successfully complete an elevator mechanic's program that consists of a combination of extensive training and a comprehensive examination that the ~~commission~~ **department**



has determined is at least equivalent to both the work experience required under subdivision (2)(A)(i) and the competency examination established under subdivision (2)(B).

(c) An applicant for an initial elevator mechanic license must do the following:

(1) Submit to the department an application provided by the department that contains the following information:

(A) The name, business address, telephone number, and electronic mail address of the applicant.

(B) Any other information the department requires.

(2) Submit to the department any proof of eligibility the department requires.

(3) Pay the nonrefundable and nontransferable license fee established under IC 22-12-6-6.

(4) Affirm under penalty of perjury that all information provided to the department is true to the best of the applicant's knowledge and belief.

(d) An applicant for a renewal elevator mechanic license must do the following:

(1) Submit to the department an application provided by the department that contains the following information:

(A) The name, business address, telephone number, and electronic mail address of the applicant.

(B) Any other information the department requires.

(2) Submit proof of completion of the continuing education required by section 15 of this chapter.

(3) Pay the nonrefundable and nontransferable license fee established under IC 22-12-6-6.

(4) Affirm under penalty of perjury that all information provided to the department is true to the best of the applicant's knowledge and belief.

(e) An initial elevator mechanic license issued under this chapter expires on December 31 of the second year after the license was issued.

(f) A renewal of an elevator mechanic license is valid for two (2) years.

(g) An individual engaged in the business of an elevator mechanic shall carry the individual's license and present the license for inspection by a representative of the department upon request.

SECTION 373. IC 22-15-5-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. (a) This section does not apply to a licensed elevator contractor that is not an individual.



(b) To renew a license issued under this licensing program, the license holder must satisfy the continuing education requirement and submit a proof of completion of training to the department.

(c) The continuing education requirement is at least eight (8) hours of instruction that must be attended and completed within one (1) year before a license renewal.

(d) The continuing education courses designed to ensure the continuing education of an individual holding a license regarding new and existing provisions of the rules of the ~~commission~~ **department** may include:

- (1) programs sponsored by the ~~commission~~; **department**;
- (2) trade association seminars;
- (3) labor training programs; or
- (4) joint labor management apprenticeship and journeyman upgrade training programs.

For an individual's completion of a continuing education course to satisfy the individual's continuing education requirement under this chapter, the continuing education provider, instructor and the curriculum must have been approved by the department.

(e) All instructors of continuing education courses must be approved by the department. If an instructor is approved by the department, has worked as an instructor teaching a curriculum approved by the department at any time within the year preceding the expiration date of the license, and submits proof of this work to the department, the instructor is exempt from the requirements of subsection (c).

(f) Continuing education providers shall keep uniform records of attendance at approved continuing education courses for at least ten (10) years on forms designed and distributed by the department.

(g) A license holder who is unable to complete the continuing education required under this chapter before the expiration of the individual's license due to temporary physical or mental disability may apply for a waiver from the department in accordance with the following:

- (1) A waiver application must be submitted to the department on a form established by the department.
- (2) A waiver application must be signed and accompanied by an affidavit signed by the physician of the applicant attesting to the applicant's temporary disability.

(h) After the cessation of the temporary disability, the applicant must submit to the department a certification from the same physician, if the physician is still the treating physician of the applicant, or from



a subsequent treating physician attesting to the termination of the temporary disability.

(i) Upon the submission of the certification under subsection (h), the department shall issue a temporary waiver of the continuing education requirement. A temporary waiver is valid for ninety (90) days after the date of issue and allows the individual to work as an elevator contractor, elevator inspector, or elevator mechanic without the completion of the continuing education requirement for ninety (90) days.

(j) A temporary waiver of the continuing education requirement may not be renewed.

SECTION 374. IC 22-15-5-16, AS AMENDED BY P.L. 186-2025, SECTION 123, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) A practitioner shall comply with the standards established under this licensing program. A practitioner is subject to the exercise of the disciplinary sanctions under IC 22-12-7-7 if the department finds that a practitioner has:

- (1) engaged in or knowingly cooperated in fraud or material deception in order to obtain a license to practice, including cheating on a licensing examination;
- (2) engaged in fraud or material deception in the course of professional services or activities;
- (3) advertised services or goods in a false or misleading manner;
- (4) falsified or knowingly allowed another person to falsify attendance records or certificates of completion of continuing education courses provided under this chapter;
- (5) been convicted of a crime that has a direct bearing on the practitioner's ability to continue to practice competently;
- (6) knowingly violated a state statute or rule or federal statute or regulation regulating the profession for which the practitioner is licensed;
- (7) continued to practice although the practitioner has become unfit to practice due to:
 - (A) professional incompetence;
 - (B) failure to keep abreast of current professional theory or practice;
 - (C) physical or mental disability; or
 - (D) addiction to, abuse of, or severe dependency on alcohol or other drugs that endanger the public by impairing a practitioner's ability to practice safely;
- (8) engaged in a course of lewd or immoral conduct in connection with the delivery of services to the public;



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(9) allowed the practitioner's name or a license issued under this chapter to be used in connection with an individual or business who renders services beyond the scope of that individual's or business's training, experience, or competence;

(10) had disciplinary action taken against the practitioner or the practitioner's license to practice in another state or jurisdiction on grounds similar to those under this chapter;

(11) assisted another person in committing an act that would constitute a ground for disciplinary sanction under this chapter; or

(12) allowed a license issued by the department to be:

(A) used by another person; or

(B) displayed to the public when the license has expired, is inactive, is invalid, or has been revoked or suspended.

For purposes of subdivision (10), a certified copy of a record of disciplinary action constitutes prima facie evidence of a disciplinary action in another jurisdiction.

(b) If an applicant or a practitioner has engaged in or knowingly cooperated in fraud or material deception to obtain a license to practice, including cheating on the licensing examination, the department may rescind the license if it has been granted, void the examination or other fraudulent or deceptive material, and prohibit the applicant from reapplying for the license for a length of time established by the department.

(c) The department may deny licensure to an applicant who has had disciplinary action taken against the applicant or the applicant's license to practice in another state or jurisdiction or who has practiced without a license in violation of the law. A certified copy of the record of disciplinary action is conclusive evidence of the other jurisdiction's disciplinary action.

(d) The department may order a practitioner to submit to a reasonable physical or mental examination if the practitioner's physical or mental capacity to practice safely and competently is at issue in a disciplinary proceeding. Failure to comply with a department order to submit to a physical or mental examination makes a practitioner liable to temporary suspension under subsection (h).

(e) Except as provided under subsection (f) or (g), a license may not be denied, revoked, or suspended because the applicant or holder has been convicted of an offense. The acts from which the applicant's or holder's conviction resulted may, however, be considered as to whether the applicant or holder should be entrusted to serve the public in a specific capacity.



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(f) The department may deny, suspend, or revoke a license issued under this chapter if the individual who holds the license is convicted of any of the following:

- (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.
- (2) Possession of methamphetamine under IC 35-48-4-6.1.
- (3) Possession of a controlled substance under IC 35-48-4-7(a).
- (4) Fraudulently obtaining a controlled substance under IC 35-48-4-7(b) (for a crime committed before July 1, 2014) or IC 35-48-4-7(c) (for a crime committed after June 30, 2014).
- (5) Manufacture of paraphernalia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-8.1(c).
- (6) Dealing in paraphernalia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-8.5(b).
- (7) Possession of paraphernalia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-8.3(b) (before its amendment on July 1, 2015).
- (8) Possession of marijuana, hash oil, hashish, or salvia as a Class D felony (for a crime committed before July 1, 2014) or a Level 6 felony (for a crime committed after June 30, 2014) under IC 35-48-4-11.
- (9) A felony offense under IC 35-48-4 involving possession of a synthetic drug (as defined in IC 35-31.5-2-321), possession of a controlled substance analog (as defined in IC 35-48-1.1-8), or possession of a synthetic drug lookalike substance (as defined in IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) as a:
 - (A) Class D felony for a crime committed before July 1, 2014; or
 - (B) Level 6 felony for a crime committed after June 30, 2014;
 under IC 35-48-4-11.5 (before its repeal on July 1, 2019).
- (10) Maintaining a common nuisance under IC 35-48-4-13 (repealed) or IC 35-45-1-5, if the common nuisance involves a controlled substance.
- (11) An offense relating to registration, labeling, and prescription forms under IC 35-48-4-14.

(g) The department shall deny, revoke, or suspend a license issued under this chapter if the individual who holds the license is convicted of any of the following:

- (1) Dealing in a controlled substance resulting in death under



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- 1 IC 35-42-1-1.5.
- 2 (2) Dealing in cocaine or a narcotic drug under IC 35-48-4-1.
- 3 (3) Dealing in methamphetamine under IC 35-48-4-1.1.
- 4 (4) Manufacturing methamphetamine under IC 35-48-4-1.2.
- 5 (5) Dealing in a schedule I, II, or III controlled substance under
- 6 IC 35-48-4-2.
- 7 (6) Dealing in a schedule IV controlled substance under
- 8 IC 35-48-4-3.
- 9 (7) Dealing in a schedule V controlled substance under
- 10 IC 35-48-4-4.
- 11 (8) Dealing in a substance represented to be a controlled
- 12 substance under IC 35-48-4-4.5 (repealed).
- 13 (9) Knowingly or intentionally manufacturing, advertising,
- 14 distributing, or possessing with intent to manufacture, advertise,
- 15 or distribute a substance represented to be a controlled substance
- 16 under IC 35-48-4-4.6.
- 17 (10) Dealing in a counterfeit substance under IC 35-48-4-5.
- 18 (11) Dealing in marijuana, hash oil, hashish, or salvia as a felony
- 19 under IC 35-48-4-10.
- 20 (12) An offense under IC 35-48-4 involving the manufacture or
- 21 sale of a synthetic drug (as defined in IC 35-31.5-2-321), a
- 22 synthetic drug lookalike substance (as defined in
- 23 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) under
- 24 IC 35-48-4-10.5 (before its repeal on July 1, 2019), a controlled
- 25 substance analog (as defined in IC 35-48-1.1-8), or a substance
- 26 represented to be a controlled substance (as described in
- 27 IC 35-48-4-4.6).
- 28 (13) A violation of any federal or state drug law or rule related
- 29 to wholesale legend drug distributors licensed under
- 30 IC 25-26-14.
- 31 (h) The department may temporarily suspend a practitioner's
- 32 license under IC 4-21.5-4 before a final adjudication or during the
- 33 appeals process if the department finds that a practitioner represents a
- 34 clear and immediate danger to the public's health, safety, or property if
- 35 the practitioner is allowed to continue to practice.
- 36 (i) On receipt of a complaint or an information alleging that a
- 37 person licensed under this chapter has engaged in or is engaging in a
- 38 practice that jeopardizes the public health, safety, or welfare, the
- 39 department shall initiate an investigation against the person.
- 40 (j) Any complaint filed with the office of the attorney general
- 41 alleging a violation of this licensing program shall be referred to the
- 42 department for summary review and for its general information and any



1 authorized action at the time of the filing.

2 (k) The department shall conduct a fact finding investigation as the
3 department considers proper in relation to the complaint.

4 (l) A practitioner may petition the department to accept the
5 surrender of the practitioner's license. The practitioner may not
6 surrender the practitioner's license without the written approval of the
7 department, and the department may impose any conditions appropriate
8 to the surrender or reinstatement of a surrendered license.

9 (m) A practitioner who has been subjected to disciplinary
10 sanctions may be required by the ~~commission~~ department to pay the
11 costs of the proceeding. The practitioner's ability to pay shall be
12 considered when costs are assessed. If the practitioner fails to pay the
13 costs, a suspension may not be imposed solely upon the practitioner's
14 inability to pay the amount assessed. The costs are limited to costs for
15 the following:

- 16 (1) Court reporters.
- 17 (2) Transcripts.
- 18 (3) Certification of documents.
- 19 (4) Photo duplication.
- 20 (5) Witness attendance and mileage fees.
- 21 (6) Postage.
- 22 (7) Expert witnesses.
- 23 (8) Depositions.
- 24 (9) Notarizations.

25 SECTION 375. IC 22-15-6-0.5, AS AMENDED BY
26 P.L.249-2019, SECTION 32, IS AMENDED TO READ AS
27 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 0.5. This chapter
28 applies to a regulated boiler and pressure vessel as set forth in rules
29 adopted by the ~~commission~~ department under IC 4-22-2.

30 SECTION 376. IC 22-15-6-1, AS AMENDED BY P.L.249-2019,
31 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2026]: Sec. 1. Sections 2 through 3 of this chapter do not
33 apply to any regulated boiler or pressure vessel exempted by a rule
34 adopted by the ~~commission~~ department under IC 4-22-2.

35 SECTION 377. IC 22-15-6-2, AS AMENDED BY P.L.93-2024,
36 SECTION 167, IS AMENDED TO READ AS FOLLOWS
37 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The department may conduct
38 a program of inspections of regulated boilers and pressure vessels.

39 (b) The department shall do the following:

- 40 (1) Issue a regulated boiler and pressure vessel operating permit
41 to an applicant who qualifies under this section.
- 42 (2) Perform an operating permit inspection of a boiler or



pressure vessel owned by the state.

(3) Conduct a program to audit boiler and pressure vessel inspectors licensed under section 5 of this chapter.

(4) Conduct a program to audit inspections completed by a boiler and pressure vessel inspector licensed under section 5 of this chapter.

(c) Except as provided in subsection (e), an operating permit issued under this section expires one (1) year after it is issued.

(d) To qualify for an operating permit or to renew an operating permit under this section, an applicant must do the following:

(1) Apply for an operating permit on a form approved by the department.

(2) Demonstrate through an inspection, performed by an inspector licensed under section 5 of this chapter, that the regulated boiler or pressure vessel covered by the application complies with the rules adopted by the ~~commission~~ **department**.

(3) Submit a report of the inspection conducted under subdivision (2) to the department.

(4) Pay the fee set under IC 22-12-6-6(a)(8).

(e) The ~~commission~~ **department** may, by rule adopted under IC 4-22-2, specify:

(1) a period between inspections of more than one (1) year; and

(2) an expiration date for an operating permit longer than one (1) year from the date of issuance.

However, the ~~commission~~ **department** may not set an inspection period of greater than five (5) years or issue an operating permit valid for a period of more than five (5) years for regulated pressure vessels or steam generating equipment that is an integral part of a continuous processing unit.

(f) For any inspection conducted by the department under this section, the department may designate an inspector licensed under section 5 of this chapter to act as the department's agent for purposes of the inspection.

(g) The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 378. IC 22-15-6-5, AS AMENDED BY P.L.187-2021, SECTION 120, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The department shall issue a boiler and pressure vessel inspector license to an applicant who qualifies under this section.

(b) To qualify for a license under this section an applicant must:



- 1 (1) meet the qualifications set by the ~~commission~~ **department**
 2 in its rules;
 3 (2) pass an examination approved by the ~~commission~~
 4 **department** and conducted, supervised, and graded as
 5 prescribed by the ~~commission~~ **department**; and
 6 (3) pay the fee set under IC 22-12-6-6(a)(9).
 7 (c) The ~~commission~~ **department** may exempt an applicant from
 8 any part of the examination required by subsection (b) if the applicant
 9 has:

- 10 (1) a boiler and pressure vessel inspector's license issued by
 11 another state with qualifications substantially equal to the
 12 qualifications for a license under this section; or
 13 (2) a commission as a boiler and pressure vessel inspector issued
 14 by the National Board of Boiler and Pressure Vessel Inspectors.
 15 (d) The ~~commission~~ **department** may sanction a boiler and
 16 pressure vessel inspector under IC 22-12-7 if the boiler and pressure
 17 vessel inspector violates this chapter or rules adopted by the
 18 ~~commission~~ **department**.

19 SECTION 379. IC 22-15-7-0.6, AS ADDED BY P.L.80-2024,
 20 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2026]: Sec. 0.6. (a) Except as provided in subsection (c), the
 22 department shall not inspect, and operating permits are not required
 23 for, the following regulated amusement devices:

- 24 (1) A barrel train pulled by a garden tractor or a rubber tired
 25 farm tractor propelled by a motor of not more than forty (40)
 26 horsepower.
 27 (2) A regulated amusement device exempt from the operating
 28 permit and inspection requirements by a rule of the ~~commission~~
 29 **department**.
 30 (b) A regulated amusement device covered by this section shall
 31 comply with all other requirements applicable to regulated amusement
 32 devices under this chapter.

33 (c) The department may perform an inspection of a regulated
 34 amusement device covered by this section only if a valid complaint or
 35 incident is reported to the department concerning the regulated
 36 amusement device.

37 SECTION 380. IC 22-15-7-2, AS AMENDED BY P.L.187-2021,
 38 SECTION 122, IS AMENDED TO READ AS FOLLOWS
 39 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The department shall issue a
 40 regulated amusement device operating permit to an applicant who
 41 qualifies under this section. If an applicant qualifies for a permit under
 42 this section, an inspector shall place an inspection seal on the device



that is covered by the permit.

(b) A permit issued under this section:

(1) expires one (1) year from the date the permit was issued; and

(2) may be renewed if the applicant continues to qualify for a permit under this section.

(c) To qualify for a permit under this section, an applicant or an authorized officer of the applicant shall pay the inspection fee set under IC 22-12-6-6 and execute an application form affirming under penalties for perjury the following:

(1) That all information provided in the application is true to the best of the applicant's or officer's knowledge and belief after reasonable investigation.

(2) That all personnel employed by the applicant having maintenance responsibility for the amusement devices have or will have sufficient background, knowledge, skills, and training to adequately maintain the amusement devices under the rules of the ~~commission~~ **department**.

(3) That all persons employed by the applicant having operational responsibility for the amusement devices have or will have sufficient background, knowledge, skills, and training to adequately operate the amusement devices under the rules of the ~~commission~~ **department**.

(4) That adequate training will be provided or otherwise made available on an ongoing basis to maintenance and operational personnel to ensure the continuous compliance of the personnel with the standards set forth in subdivisions (2) and (3).

(5) That all maintenance and operational personnel will be trained to recognize and report any condition that would prohibit the safe operation of the amusement device.

(6) That, upon discovering a condition that would prohibit the safe operation of an amusement device, both operational and maintenance personnel must possess the requisite authority to immediately shut down the amusement device and report the condition of the amusement device to supervisory personnel. An amusement device that is shut down under this subdivision may not be returned to operation until the amusement device complies with ASTM standards for operation.

(7) That the applicant assumes full financial responsibility for:
 (A) any condition or circumstance occasioned by, caused by, or resulting from noncompliance with the maintenance and operational standards set forth in subdivisions (2) through (6); and



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(B) any death, injury, or other loss occasioned by, caused by, or resulting from noncompliance with the maintenance and operational standards set forth in subdivisions (2) through (6).

(d) The execution of an application under subsection (c) by an officer of an applicant corporation does not create individual financial liability for the officer.

(e) The applicant must satisfy an inspector for the department that the regulated amusement device meets the safety requirements set by the ~~commission~~ **department**.

SECTION 381. IC 22-15-7-4, AS AMENDED BY P.L.187-2021, SECTION 124, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The ~~commission~~ **department** shall adopt rules under IC 4-22-2 to define appropriate training for a person who inspects regulated amusement devices.

(b) The rules required under this section must, at a minimum, provide the following:

(1) The adoption by reference of:

(A) ASTM F 698 (1994 edition) ("Specification for Physical Information to be Provided to Amusement Rides and Devices");

(B) ASTM F 770 (1993 edition) ("Practice for Operation Procedures for Amusement Rides and Devices");

(C) ASTM F 846 (1992 edition) ("Guide for Testing Performance of Amusement Rides and Devices");

(D) ASTM F 853 (1993 edition) ("Practice for Maintenance Procedures for Amusement Rides and Devices");

(E) ASTM F 893 (1987 edition) ("Guide for Inspection of Amusement Rides and Devices");

(F) ASTM F 1305 (1994 edition) ("Standard Guides for the Classification of Amusement Ride and Device Related Injuries and Illnesses"); or

(G) any subsequent published editions of the ASTM standards described in clauses (A) through (F).

(2) A requirement that inspectors employed or contracted by the department:

(A) have and maintain at least:

(i) a Level 1 certification from the National Association of Amusement Ride Safety Officials or an equivalent organization approved by the ~~commission~~ **department**; or

(ii) an equivalent certification under a process or



1 system approved by the ~~commission~~; **department**; and
 2 (B) conduct inspections that conform to the rules of the [
 3 ~~commission~~; **department**.
 4

5 (3) A requirement that regulated amusement devices be operated
 6 and maintained in accordance with the rules of the ~~commission~~;
 7 **department**.
 8

9 (4) The ~~commission's~~ **department's** chief inspector or
 10 supervisor of regulated amusement device inspectors must have
 11 and maintain a Level I certification.
 12

13 SECTION 382. IC 22-15-7-7 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. In addition to a
 15 regularly scheduled inspection of a regulated amusement device, the [
 16 ~~commission~~ **department** may, upon demand by the ~~commission~~;
 17 **department**, inspect a regulated amusement device at any time
 18 following:
 19

20 (1) the report of an accident involving the regulated amusement
 21 device; or
 22

23 (2) a complaint concerning the regulated amusement device.
 24

25 SECTION 383. IC 25-1-5-4, AS AMENDED BY P.L.249-2023,
 26 SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 4. (a) The agency shall employ necessary staff,
 28 including specialists and professionals, to carry out the administrative
 29 duties and functions of the boards, including but not limited to:
 30

31 (1) notice of board meetings and other communication services;
 32

33 (2) recordkeeping of board meetings, proceedings, and actions;
 34

35 (3) recordkeeping of all persons licensed, regulated, or certified
 36 by a board;
 37

38 (4) administration of examinations; and
 39

40 (5) administration of license or certificate issuance or renewal.
 41

42 (b) In addition, the agency:
 43

44 (1) shall prepare a consolidated statement of the budget requests
 45 of all the boards described in IC 25-0.5-5;
 46

47 (2) may coordinate licensing or certification renewal cycles,
 48 examination schedules, or other routine activities to efficiently
 49 utilize agency staff, facilities, and transportation resources, and
 50 to improve accessibility of board functions to the public;
 51

52 (3) may consolidate, where feasible, office space, recordkeeping,
 53 and data processing services;
 54

55 (4) shall operate and maintain the electronic registry of
 56 professions established under IC 25-1-5.5;
 57

58 (5) shall post each board's public meeting agenda on the
 59 applicable board's website not less than seventy-two (72) hours
 60



- 1 before a board's public meeting;
 2 (6) shall post each board's public meeting minutes on the
 3 applicable board's website not more than fourteen (14) calendar
 4 days after adoption of the minutes by the board;
 5 (7) shall post any vacancy on a board on the applicable board's
 6 website within fourteen (14) calendar days of the vacancy;
 7 (8) notwithstanding any other law:
 8 (A) shall prescribe the application form and manner for
 9 each board; and
 10 (B) shall make any new application form publicly available
 11 on the applicable board's website for sixty (60) calendar
 12 days before being adopted by the agency; ~~and~~
 13 (9) shall send notification of incomplete items in an application
 14 to the applicant every fourteen (14) calendar days after the
 15 applicant initiates the application until the earlier of the
 16 following:
 17 (A) The date the application is completed.
 18 (B) One (1) calendar year after the applicant initiates the
 19 application; **and**
 20 **(10) may adopt and enforce procedural rules under**
 21 **IC 25-1-6-3.**
 22 (c) In administering the renewal of licenses or certificates under
 23 this chapter, the agency shall send a notice of the upcoming expiration
 24 of a license or certificate to each holder of a license or certificate at
 25 least ninety (90) days before the expiration of the license or certificate.
 26 The notice must inform the holder of the license or certificate of the
 27 need to renew and the requirement of payment of the renewal fee. If
 28 this notice of expiration is not sent by the agency, the holder of the
 29 license or certificate is not subject to a sanction for failure to renew if,
 30 once notice is received from the agency, the license or certificate is
 31 renewed within forty-five (45) days after receipt of the notice.
 32 (d) In administering an examination for licensure or certification,
 33 the agency shall make the appropriate application forms available at
 34 least thirty (30) days before the deadline for submitting an application
 35 to all persons wishing to take the examination.
 36 (e) The agency may require an applicant for license renewal to
 37 submit evidence proving that:
 38 (1) the applicant continues to meet the minimum requirements
 39 for licensure; and
 40 (2) the applicant is not in violation of:
 41 (A) the statute regulating the applicant's profession; or
 42 (B) rules adopted by the board regulating the applicant's



1 profession.

2 (f) The agency shall process an application for renewal of a license
3 or certificate:

4 (1) not later than ten (10) days after the agency receives all
5 required forms and evidence; or

6 (2) within twenty-four (24) hours after the time that an applicant
7 for renewal appears in person at the agency with all required
8 forms and evidence.

9 This subsection does not require the agency to issue a renewal license
10 or certificate to an applicant if subsection (g) applies.

11 (g) The agency may delay issuing a license renewal for up to one
12 hundred twenty (120) days after the renewal date for the purpose of
13 permitting the board to investigate information received by the agency
14 that the applicant for renewal may have committed an act for which the
15 applicant may be disciplined. If the agency delays issuing a license
16 renewal, the agency shall notify the applicant that the applicant is being
17 investigated. Except as provided in subsection (h), before the end of the
18 one hundred twenty (120) day period, the board shall do one (1) of the
19 following:

20 (1) Deny the license renewal following a personal appearance by
21 the applicant before the board.

22 (2) Issue the license renewal upon satisfaction of all other
23 conditions for renewal.

24 (3) Issue the license renewal and file a complaint under
25 IC 25-1-7.

26 (4) Upon agreement of the applicant and the board and following
27 a personal appearance by the applicant before the board, renew
28 the license and place the applicant on probation status under
29 IC 25-1-9-9.

30 (h) If an individual fails to appear before the board under
31 subsection (g), the board may take action on the applicant's license
32 allowed under subsection (g)(1), (g)(2), or (g)(3).

33 (i) The applicant's license remains valid until the final
34 determination of the board is rendered unless the renewal is denied or
35 the license is summarily suspended under IC 25-1-9-10.

36 (j) The license of the applicant for a license renewal remains valid
37 during the one hundred twenty (120) day period unless the license
38 renewal is denied following a personal appearance by the applicant
39 before the board before the end of the one hundred twenty (120) day
40 period. If the one hundred twenty (120) day period expires without
41 action by the board, the license shall be automatically renewed at the
42 end of the one hundred twenty (120) day period.



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(k) The board's renewal of a license does not preclude the board from imposing sanctions on the licensee as a result of a complaint filed by the attorney general after renewal of the license.

(l) Notwithstanding any other statute, the agency may stagger license or certificate renewal cycles. However, if a renewal cycle for a specific board or committee is changed, the agency must obtain the approval of the affected board or committee.

(m) An application for a license, certificate, registration, or permit is abandoned without an action of the board, if the applicant does not complete the requirements to complete the application within one (1) year after the date on which the application was filed. However, the board may, for good cause shown, extend the validity of the application for additional thirty (30) day periods. An application submitted after the abandonment of an application is considered a new application.

SECTION 384. IC 25-1-6-3, AS AMENDED BY P.L.3-2014, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The licensing agency shall perform all administrative functions, duties, and responsibilities assigned by law or rule to the executive director, secretary, or other statutory administrator of the entities described in IC 25-0.5-7.

(b) Nothing in this chapter may be construed to give the licensing agency policy making authority **for any professional standard of practice**, which remains with each board. **The licensing agency may adopt and enforce procedural rules in accordance with IC 4-22-2 for the administration of a board if the rule:**

(1) will affect multiple boards; and

(2) is not inconsistent with any rule adopted by the affected board.

SECTION 385. IC 25-4-1-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 18. Nothing contained in this chapter shall prevent the draftsmen, students, clerks of works, superintendents, and other employees of those lawfully practicing as registered architects, under the provisions of this chapter, from acting under the instruction, control, or supervision of their employers, or to prevent the employment of superintendents of the construction, enlargement, or alteration of buildings, or any parts thereof, or prevent such superintendents from acting under the immediate personal supervision of the registered architect by whom the plans and specifications of any building, enlargement, or alteration were prepared. Nor shall anything contained in this chapter apply to the making of plans or specifications or the supervision of construction, enlargement or alteration of buildings or any parts thereof specifically



1 exempted from the rules of the ~~fire prevention and building safety~~
 2 ~~commission~~ **department of homeland security** or specifically
 3 exempted from the ~~fire prevention and building safety commission~~
 4 **department of homeland security** requirements for preparation of
 5 such plans and specifications by registered architects or registered
 6 engineers.

7 SECTION 386. IC 25-4-1-29 IS AMENDED TO READ AS
 8 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 29. (a) Except as
 9 hereinafter otherwise provided, the state of Indiana, nor any board,
 10 department or agency thereof, nor any county, city, town, township,
 11 school corporations, or other political subdivision of this state shall
 12 engage in the construction, alteration, or maintenance of any public
 13 building or public work involving the practice of architecture for which
 14 plans, specifications and estimates have not been prepared, certified,
 15 and sealed by, and the construction, alteration, or maintenance
 16 executed under the direct supervision of an architect, which architect
 17 shall be the holder in good standing of a certificate of registration from
 18 the board of registration for architects and landscape architects
 19 entitling him to practice architecture in this state.

20 (b) No official of this state, nor of any city, town, county,
 21 township, or school corporation thereof, charged with the enforcement
 22 of any law, ordinance, or rule relating to the construction or alteration
 23 of buildings or structures, shall use or accept or approve any plans or
 24 specifications that have not been prepared by, or under the supervision
 25 of, and certified by a registered architect. This subsection shall not
 26 apply if such plans or specifications have been prepared by, or under
 27 the supervision of and certified by a professional engineer who is
 28 registered under the laws of the state of Indiana. This subsection shall
 29 not apply to the construction or alteration of any building or structures
 30 specifically exempted from the rules of the ~~fire prevention and building~~
 31 ~~safety commission~~ **department of homeland security** or specifically
 32 exempted from the ~~fire prevention and building safety commission~~
 33 **department of homeland security** requirements for preparation of
 34 such plans and specifications by registered architects or registered
 35 engineers. This section shall not be construed as to abridge, or
 36 otherwise affect, the powers of the ~~fire prevention and building safety~~
 37 ~~commission~~, **department of homeland security**, or any other state
 38 board or department, to issue rules governing the safety of buildings or
 39 structures.

40 SECTION 387. IC 25-5.3 IS ADDED TO THE INDIANA CODE
 41 AS A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY
 42 1, 2026]:

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**ARTICLE 5.3. ATHLETIC TRAINER INTERSTATE
COMPACT**

Chapter 1. Purpose

Sec. 1. This statute is to be known and cited as the athletic trainer compact. The purposes of this compact are to expand mobility of athletic training practice and improve public access to services by providing qualified licensed athletic trainers the ability to practice in other member states. This compact preserves the regulatory authority of states to protect public health and safety through the current system of state licensure.

Sec. 2. This compact is designed to achieve the following objectives:

- (1) Increase public access to athletic training and enhance continuity of care by providing for the mutual recognition of other licenses issued by a member state.**
- (2) Provide an additional streamlined opportunity for interstate practice by licensed athletic trainers who meet compact uniform requirements.**
- (3) Promote mobility and workforce development by eliminating the necessity for licenses in multiple states by providing for the mutual recognition of other licenses issued by member states.**
- (4) Reduce administrative burdens on licensed athletic trainers and member states.**
- (5) Enhance the states' ability to protect the public's health and safety.**
- (6) Encourage the cooperation of member states in regulating interstate practice of licensed athletic trainers.**
- (7) Support relocating active military members and their spouses.**
- (8) Enhance the exchange of licensure, investigative, and disciplinary information among member states.**
- (9) Allow for the use of telehealth to facilitate increased access to athletic training services.**
- (10) Support the uniformity of licensed athletic trainer licensure requirements throughout the states.**
- (11) Affirm the authority of all member states to hold a licensed athletic trainer accountable for abiding by the scope of practice in the state in which the patient is located at the time of care.**
- (12) Require adherence to the model compact language to promote uniformity and ensure that all member states have**



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accepted and are mutually obligated to the same terms.

Chapter 2. Definitions

Sec. 0.5. Unless the context requires otherwise, the definitions in this chapter apply throughout this entire article.

Sec. 1. "Active military member" means any individual with full-time duty status in the active armed forces of the United States, including members of the National Guard and Reserve.

Sec. 2. "Adverse action" means any administrative, civil, equitable, or criminal action permitted by a state's laws which is imposed by a licensing authority or other authority against a licensee, including actions against an individual's license or compact privilege such as revocation, suspension, probation, monitoring of the licensee, limitation on the licensee's practice, or any other encumbrance on licensure affecting a licensee's authorization to practice.

Sec. 3. "Alternative program" means a nondisciplinary monitoring or practice remediation process applicable to an athletic trainer approved by a state licensing authority of a member state in which the athletic trainer is licensed. This includes programs to which licensees with substance use, addiction, or mental health conditions are referred in lieu of adverse action.

Sec. 4. "Athletic training" means the prevention, examination, assessment, treatment and rehabilitation of emergent, acute, or chronic injuries and medical conditions as defined by applicable member state laws.

Sec. 5. "Athletic trainer compact commission" or "compact commission" means the government agency whose membership consists of all states that have enacted this compact and which operates as an instrumentality of the member states to administer and implement the compact according to its terms.

Sec. 6. "BOC" means the Board of Certification, Inc. or any successor organization.

Sec. 7. "CAATE" means the Commission on Accreditation of Athletic Training Education or any successor organization.

Sec. 8. "Charter member state" means any member state which enacted and made effective this compact by law before the compact effective date specified in IC 25-5.3-12-1.

Sec. 9. "Commissioner" means the individual appointed by a member state to serve as the member of the commission for that member state.

Sec. 10. "Compact privilege" means the legal authorization granted by a remote state, equivalent to a license, allowing a



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licensee from another member state to provide athletic training services in a remote state.

Sec. 11. "Compact qualifying license" means a license that is not an encumbered license issued by a member state to practice athletic training which qualifies the licensee to exercise a compact privilege under IC 25-5.3-4.

Sec. 12. "Continuing competence" means a requirement, as a condition of license renewal, to provide evidence of successful participation, and completion of, educational and professional activities relevant to practice or area of work. For purposes of this compact, evidence of active BOC certification may satisfy the meaning of continuing competence under this section.

Sec. 13. "Current significant investigative information" means the existence of:

- (1) investigative information that a licensing authority, after a preliminary inquiry that includes notification and an opportunity for the subject licensee to respond, if required by state law, has reason to believe is not groundless and, if proven true, would indicate more than a minor infraction; or
- (2) investigative information that indicates that the subject licensee represents an immediate threat to public health and safety regardless of whether the subject licensee has been notified and had an opportunity to respond.

Sec. 14. "Criminal background check" means the submission of fingerprints or other biometric-based information for a license applicant for the purpose of obtaining that applicant's criminal history record information, as defined in 28 CFR 20.3(d) from the Federal Bureau of Investigation and the state's criminal history record repository as defined in 28 CFR 20.3(f).

Sec. 15. "Data system" means the commission's repository of information about licensees, including examination, licensure, investigative, compact privilege, adverse action, and alternative program.

Sec. 16. "Encumbrance" or "encumbered" means a revocation or suspension of, or any limitation or condition on, the full and unrestricted practice of athletic training.

Sec. 17. "Executive committee" means a group of commissioners elected or appointed to act on behalf of, and within the powers granted to them by, the compact and commission.

Sec. 18. "Investigative information" means information, records, and documents received or generated by a licensing authority under an investigation.



1 **Sec. 19. "Jurisprudence requirement"** means the assessment
2 of an individual's knowledge of the laws and rules governing the
3 practice of athletic training, as applicable, in a state.

4 **Sec. 20. "License"** means current authorization by a member
5 state to engage in the practice of athletic training.

6 **Sec. 21. "Licensee" or "licensed athletic trainer"** means an
7 individual who currently holds an active, unrestricted license and
8 who meets all of the requirements outlined in IC 25-5.3-4.

9 **Sec. 22. "Licensing authority"** means the board or agency of
10 a state, or equivalent, that is responsible for the licensing and
11 regulation of athletic trainers.

12 **Sec. 23. "Model compact language"** the model language for the
13 athletic trainer compact on file with the Council of State
14 Governments or other entity as designated by the commission to
15 which all member states must substantively adhere and adopt.

16 **Sec. 24. "Member state"** means a state that has enacted the
17 compact.

18 **Sec. 25. "Remote state"** means a member state other than the
19 state of qualifying licensure.

20 **Sec. 26. "Rule"** means a regulation promulgated by an
21 authorized entity that has the force of law.

22 **Sec. 27. "Scope of practice"** means the procedures, actions,
23 and processes an athletic trainer licensed in a state is permitted to
24 undertake in that state and the circumstances under which the
25 licensee is permitted to undertake those procedures, actions, and
26 processes. The procedures, actions, and processes and the
27 circumstances under which they may be undertaken may be
28 established through means, including statute, regulations, case law,
29 and other processes available to the state licensing authority or
30 other government agency. The term includes any state
31 requirements regarding supervision or direction, if required by the
32 state and as further defined by the state's law.

33 **Sec. 28. "Single state license"** means a license issued by any
34 state that authorizes practice only within the issuing state.

35 **Sec. 29. "State"** means any state, commonwealth, district, or
36 territory of the United States of America.

37 **Sec. 30. "State of qualifying licensure"** means the member
38 state who has issued a compact qualifying license to a licensee
39 under this compact.

40 **Sec. 31. "Unencumbered license"** means a license that
41 authorizes a licensee to engage in the full and unrestricted practice
42 of athletic training.



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Chapter 3. State Participation

Sec. 1. To be eligible to join this compact and to maintain eligibility as a member state, the state must do the following:

- (1) Enact and maintain a statute that is not materially different from the model compact language.**
- (2) License and regulate the practice of athletic training.**
- (3) Require that licensees in that state maintain continuing competence standards as part of their state practice act or rules.**
- (4) Have a mechanism in place for receiving and investigating complaints about licensees.**
- (5) Grant the compact privilege to a licensee who meets all the requirements outlined in IC 25-5.3-4 and complies with the terms of the compact and any rules.**
- (6) Participate fully in the compact commission's data system, including using the unique identifier as defined in rules.**
- (7) Notify the compact commission, in compliance with the terms of the compact and rules, of any adverse action or the availability of current significant investigative information regarding a licensee.**
- (8) Within a time frame established by rule, implement or use procedures for considering the criminal history records of applicants for a compact qualifying license which includes receiving the results of the Federal Bureau of Investigation record search and using those results in making licensure decisions. The procedures must include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records, and:

 - (A) a member state must fully implement a criminal background check requirement to participate in the issuance and acceptance of compact privileges; and**
 - (B) any communication between a member state and the compact commission or among member states regarding the verification of eligibility for licensure through the compact must not include any information received from the Federal Bureau of Investigation relating to a federal criminal records check performed by a member state.****



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1 (9) Comply with and enforce the rules of the compact
2 commission.

3 Sec. 2. Member states may set and collect a fee for issuance
4 and renewal of a compact privilege to applicants.

5 Sec. 3. Individuals without a compact qualifying license may
6 apply for a member state's single state license as provided under
7 the laws of each member state.

8 Sec. 4. This compact does not affect the requirements
9 established by a member state for the issuance of a single state
10 license.

11 Sec. 5. A compact qualifying license must be recognized by
12 each remote state as authorizing that licensee to engage in the
13 practice of athletic training, under a compact privilege, in another
14 member state in accordance with this compact.

15 Chapter 4. Compact Privileges

16 Sec. 1. (a) To be eligible for a compact privilege under this
17 compact, the licensee shall complete a criminal background check
18 performed by the licensing authority in the state of qualifying
19 licensure before entry in the compact.

20 (b) In addition to the background check required by
21 subsection (a), the licensee shall meet the following:

22 (1) Either:

23 (A) hold a valid current active certification through the
24 BOC, or its successor organization; or

25 (B) have completed an education program which is
26 either:

27 (i) at least a bachelor's degree with a major course
28 of study in athletic training, or an equivalent course
29 of study from a college or university accredited at
30 the time of graduation by CAATE, or its successor
31 organization;

32 (ii) an academic degree from a college or university
33 in a foreign country equivalent to the degree
34 described in item (i) with a major course of study as
35 described in item (i) that is accredited by CAATE,
36 or its successor organization; or

37 (iii) the substantial equivalent of the either item (i)
38 or (ii) which the commission may determine by rule.

39 (2) Complete the exam administered by the BOC, or its
40 successor organization, successfully at a date preceding the
41 date of the licensee's application for licensure in their state
42 of qualifying licensure or the substantial equivalent of this



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subdivision which the commission may determine by rule.

(3) Hold a compact qualifying license.

(4) Have not had any encumbrance against any license or compact privilege to practice athletic training within the previous two (2) years.

(5) Be eligible for a compact privilege in any member state under IC 25-5.3-4.

(6) Notify the compact commission that the licensee is seeking the compact privilege within a remote state.

(7) Pay any applicable fees, including any state fee, for the compact privilege.

(8) Meet only the continuing competence requirements established by the state of qualifying licensure.

(9) Comply with any requirements of the state of qualifying licensure as set forth in IC 25-5.3-3.

(10) Meet any jurisprudence requirements established by a remote state in which the licensee is seeking a compact privilege.

(11) Report to the compact commission any adverse action, encumbrance, or restriction on a license taken by any non member state within thirty (30) days from the date the action is taken.

Sec. 2. The compact privilege is valid until the expiration date of the compact qualifying license. To maintain a compact privilege, renewal of the compact privilege must be congruent with the renewal of the compact qualifying license as the compact commission may define by rule. The licensee must comply with the requirements of this section to maintain the compact privilege in the remote state. A licensee may apply for and hold compact privileges in multiple member states.

Sec. 3. A licensed athletic trainer must follow the scope of practice of the member state where the patient is located. A licensee engaging in the practice of athletic training in a remote state under the compact privilege shall adhere to the scope of practice laws of the remote state. Licensees are responsible for educating themselves on, and complying with, any and all scope of practice laws and state laws relating to the remote practice of athletic training, as applicable.

Sec. 4. A licensee engaging in the practice of athletic training in a remote state is subject to the remote state's regulatory authority. A remote state may, in accordance with due process and the remote state's laws, remove a licensee's compact privilege in



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the remote state for a specific period of time, impose fines, or take any other necessary actions to protect the health and safety of the remote state's citizens. Any member state which undertakes an action under this section shall promptly notify the other member states and the commission as specified in the rules. The licensee may be deemed to be ineligible to exercise the compact privilege by any member state until the specific time for removal has passed and all fines are paid.

Sec. 5. All member state disciplinary orders that impose adverse action against a compact qualifying license must result in deactivation of the licensee's compact privilege in all member states during the pendency of the order. If a compact qualifying license is encumbered, the licensee loses the compact privilege in any remote state until the following occur:

- (1) The compact qualifying license is no longer encumbered.
- (2) The licensee has not had any encumbrance or restriction against any license, compact qualifying license, or compact privilege within the previous two (2) years.

Sec. 6. Once an encumbered license is restored to good standing as a compact qualifying license (as certified by the licensing authority), the licensee must meet the requirements of this chapter to obtain a compact privilege in any remote state.

Sec. 7. If a licensee's compact privilege in any remote state is removed, that licensee may also lose the compact privilege in other remote states, as each member state shall determine in its sole authority, until the following occur:

- (1) The specific period of time for which the compact privilege was removed has ended.
- (2) All fines have been paid.
- (3) The licensee has not had any encumbrance or restriction against any license or compact privilege within the previous two (2) years.

Sec. 8. Once the requirements of section 7 of this chapter have been met, the licensee must meet the requirements in section 1 of this chapter to obtain a compact privilege in a remote state.

Chapter 5. Qualifying License

Sec. 1. A licensee may only designate one (1) license as their compact qualifying license at a time. The procedures for the designation may be further defined by compact commission rule.

Sec. 2. This chapter does not require that the state of qualifying licensure be the state of primary residence or state of primary practice for the licensee.



1 **Sec. 3. This compact does not interfere with a licensee's ability**
2 **to hold a single state license in multiple states.**

3 **Sec. 4. This compact does not affect the requirements**
4 **established by a member state for the issuance of a single state**
5 **license.**

6 **Chapter 6. Active Military Members**

7 **Sec. 1. An active military member or their spouse is not**
8 **required to pay a fee to the commission for a compact privilege. If**
9 **a member state chooses to charge a member state fee, it may**
10 **choose to charge a reduced fee or no fee to an active military**
11 **member or their spouse for a compact privilege.**

12 **Chapter 7. Adverse Actions**

13 **Sec. 1. A member state in which a licensee is issued a compact**
14 **qualifying license has the exclusive authority to impose adverse**
15 **action against the compact qualifying license issued by that**
16 **member state.**

17 **Sec. 2. A member state may take adverse action based on**
18 **current significant investigative information of a remote state, so**
19 **long as the member state follows its own procedures for imposing**
20 **adverse action.**

21 **Sec. 3. This compact does not override a member state's**
22 **decision that participation in an alternative program may be used**
23 **in lieu of adverse action and that the participation remains non**
24 **public if required by the member state's laws or rules.**

25 **Sec. 4. (a) A remote state may:**

26 **(1) take adverse actions against a licensee's compact**
27 **privilege in that state; and**

28 **(2) issue subpoenas for both hearings and investigations that**
29 **require the attendance and testimony of witnesses as well as**
30 **the production of evidence.**

31 **(b) Subpoenas may be issued by a member state athletic**
32 **training licensing authority for the attendance and testimony of**
33 **witnesses and the production of evidence.**

34 **(c) A member state which issues a subpoena may request**
35 **service of that subpoena by another member state. The member**
36 **state receiving the request to serve a subpoena shall serve the**
37 **subpoena if it is deemed enforceable by a court of competent**
38 **jurisdiction according to the practice and procedure in the**
39 **receiving member state.**

40 **(d) The issuing authority shall pay any witness fees, travel**
41 **expenses, mileage, and other fees required by the service statutes**
42 **of the state where the witnesses or evidence are located.**



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1 **Sec. 5.** For purposes of taking adverse action, a member state
 2 shall give the same priority and effect to reported conduct received
 3 from another member state as it would if the conduct had occurred
 4 within that state. In so doing, the investigating member state shall
 5 apply its own state laws to determine appropriate action.

6 **Sec. 6.** A member state, if otherwise permitted by state law,
 7 may recover from the affected licensee the costs of investigations
 8 and dispositions of cases resulting from any adverse action taken
 9 against that licensee.

10 **Sec. 7. (a)** In addition to the authority granted to a member
 11 state by its respective state law, any member state may participate
 12 with other member states in joint investigations of licensees.

13 **(b)** Member states shall share any current significant
 14 investigative information, litigation, or compliance materials in
 15 furtherance of any joint or individual investigation initiated under
 16 the compact. In sharing the information under this section between
 17 member state athletic trainer licensing authorities, all information
 18 obtained must be kept confidential, except as otherwise mutually
 19 agreed upon by the sharing and receiving member state.

20 **(c)** A remote state may issue subpoenas on behalf of a member
 21 state for both hearings and investigations that require the
 22 attendance and testimony of witnesses as well as the production of
 23 evidence.

24 **Sec. 8.** If a member state takes adverse action, the member
 25 state shall promptly notify the administrator of the data system.
 26 The administrator of the data system shall promptly notify all
 27 member states of any adverse actions by remote states.

28 **Sec. 9.** This compact does not permit a member state to take
 29 any adverse action against a licensee or holder of a compact
 30 privilege for conduct or practice occurring in another member
 31 state that was legal in the member state at the time the conduct or
 32 practice was undertaken.

33 **Chapter 8. Commission**

34 **Sec. 1.** The compact member states establish a joint
 35 government agency whose membership consists of all member
 36 states that have enacted the compact known as the athletic trainer
 37 licensure compact commission. The compact commission is an
 38 instrumentality of the member states acting jointly and not an
 39 instrumentality of any one (1) state. The compact commission
 40 comes into existence on or after the effective date of the compact
 41 as set forth in IC 25-5.3-12.

42 **Sec. 2. (a)** Each member state has and is limited to one (1)



1 commissioner selected by that member state's licensing authority
2 within sixty (60) days of the member state's effective date.

3 (b) The commissioner selected under subsection (a) must be an
4 administrator or their designated staff or current board member
5 of the licensing authority.

6 (c) The compact commission may recommend removal or
7 suspension of any commissioner from office.

8 (d) A member state's licensing authority shall fill any vacancy
9 of its commissioner occurring on the compact commission within
10 sixty (60) days of the vacancy.

11 (e) Each commissioner is entitled to one (1) vote on all matters
12 before the compact commission requiring a vote by the
13 commissioners.

14 (f) The compact commission shall meet at least once during
15 each calendar year. Additional meetings may be held as set forth
16 in the commission bylaws. A commissioner shall vote in person or
17 by any other means as provided in the bylaws. The bylaws may
18 provide for commissioners to meet by telecommunication,
19 videoconference, or other means of communication.

20 Sec. 3. The compact commission has the following powers:

21 (1) Promulgate, adopt, and amend rules and bylaws.

22 (2) Establish code of conduct, confidentiality, and conflict of
23 interest policies for commissioners.

24 (3) Establish the fiscal year of the compact commission.

25 (4) Maintain its financial records in accordance with the
26 bylaws.

27 (5) Purchase and maintain insurance and insurance bonds.

28 (6) Accept, or contract for services of personnel, including
29 employees of a member state.

30 (7) Conduct a financial review or audit.

31 (8) Hire employees, elect or appoint officers, fix
32 compensation, define duties, grant the individuals
33 appropriate authority to carry out the purposes of the
34 compact, and establish the compact commission's personnel
35 policies and programs relating to conflicts of interest,
36 qualifications of personnel, and other related personnel
37 matters.

38 (9) Enter into contracts or arrangements for the
39 management of the affairs of the commission.

40 (10) Assess and collect fees.

41 (11) Accept any and all appropriate gifts, donations, grants
42 of money, other sources of revenue, equipment, supplies,



materials, and services, and receive, utilize, and dispose of the same if at all times the compact commission avoids any appearance of impropriety or conflict of interest.

(12) Lease, purchase, retain, own, hold, improve, invest, or use any property, real, personal, or mixed, or any undivided interest in the property.

(13) Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property real, personal, or mixed.

(14) Establish a budget and make expenditures.

(15) Borrow and invest money.

(16) Meet and take any action consistent with the provisions of this compact, the compact commission's rules, and the bylaw.

(17) Initiate and conclude legal proceedings or actions in the name of the compact commission if the standing of any licensing authority to sue or be sued under applicable law is not affected.

(18) Maintain and certify records and information provided to a member state as the authenticated business records of the compact commission, and designate an agent to do so on the compact commission's behalf.

(19) Provide and receive information from, and cooperate with, law enforcement agencies.

(20) Determine whether a state's adopted language is materially different from the model compact language such that the state would not qualify for participation in the compact.

(21) Establish and elect an executive committee, including a chair and a vice chair, secretary, treasurer, and any other offices as the commission establishes by rule or bylaw.

(22) Appoint committees, including standing committees, composed of member state commissioners, state regulators, state legislators or their representatives, and consumer representatives, and any other interested persons as may be designated in this compact and the bylaws.

(23) Perform any other function as may be necessary or appropriate to achieve the purposes of this compact.

Sec. 4. (a) The executive committee has the power to act on behalf of the compact commission according to the terms of this compact. The powers, duties, and responsibilities of the executive committee are as follows:



- (1) Exercise the powers and duties of the compact commission during the interim between compact commission meetings, except for adopting or amending rules, adopting or amending bylaws, and exercising any other powers and duties expressly reserved to the compact commission by rule or bylaw.
 - (2) Oversee the day-to-day activities of the administration of the compact including enforcement and compliance with the provisions of the compact, its rules and bylaws, and other duties as deemed necessary.
 - (3) Recommend to the compact commission changes to the rules or bylaws, changes to this compact legislation, fees charged to compact member states, fees charged to licensees, and other fees.
 - (4) Ensure compact administration services are appropriately provided, including by contract.
 - (5) Prepare and recommend the budget.
 - (6) Maintain financial records on behalf of the compact commission.
 - (7) Monitor compact compliance of member states and provide compliance reports to the compact commission.
 - (8) Establish additional committees as necessary.
 - (9) Other duties as provided in the rules or bylaws of the compact commission.
- (b) The executive committee is composed of not more than nine (9) members, elected by the compact commission as follows:
- (1) The chair and vice chair of the compact commission, as voting members of the executive committee.
 - (2) Not more than three (3) additional voting members from the current membership of the compact commission to include the offices of treasurer, secretary, and one member-at-large.
 - (3) Not more than four (4) ex officio, nonvoting members from recognized national athletic trainer organizations.
- (c) The compact commission may remove any member of the executive committee as provided in the compact commission's bylaws.
- (d) The executive committee shall meet at least one (1) time each calendar year.
- (e) Executive committee meetings are open to the public, except that the executive committee may meet in a closed, nonpublic meeting as provided in section 6 of this chapter.



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1 (f) The executive committee shall give advance notice of its
 2 meetings, posted on its website and as determined by rule or bylaw
 3 to provide notice to persons with an interest in the business of the
 4 compact commission.

5 (g) The executive committee may hold a special meeting in
 6 accordance with this section.

7 **Sec. 5.** The compact commission shall adopt and provide to the
 8 member states an annual report.

9 **Sec. 6. (a)** All meetings are open to the public, except that the
 10 compact commission may meet in a closed, nonpublic meeting as
 11 provided in this section.

12 (b) Public notice for all meetings of the full compact
 13 commission of meetings must be given in the same manner as
 14 required under the rulemaking provisions in this compact, except
 15 that the compact commission may hold a special meeting as
 16 provided in this section.

17 (c) The compact commission may hold a special meeting when
 18 it must meet to conduct emergency business by giving twenty-four
 19 (24) hours' notice to all commissioners, on the compact
 20 commission's website, and other means as provided in the compact
 21 commission's rules. The compact commission's legal counsel shall
 22 certify that the compact commission's need to meet qualifies as an
 23 emergency.

24 (d) The compact commission or the executive committee or
 25 other committees of the compact commission may convene in a
 26 closed, nonpublic meeting for the compact commission or executive
 27 committee or other committees of the compact commission to
 28 receive legal advice or to discuss any of the following:

29 (1) Noncompliance of a member state with its obligations
 30 under the compact.

31 (2) The employment, compensation, discipline or other
 32 matters, practices or procedures related to specific
 33 employees.

34 (3) Current or threatened discipline of a licensee by a
 35 member state's licensing authority.

36 (4) Current, threatened, or reasonably anticipated litigation.

37 (5) Negotiation of contracts for the purchase, lease, or sale of
 38 goods, services, or real estate.

39 (6) Accusing any person of a crime or formally censuring any
 40 person.

41 (7) Trade secrets or commercial or financial information
 42 that is privileged or confidential.



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(8) Information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy.

(9) Investigative records compiled for law enforcement purposes.

(10) Information related to any investigative reports prepared by or on behalf of or for use of the compact commission or other committee charged with responsibility of investigation or determination of compliance issues under the compact.

(11) Matters specifically exempted from disclosure by federal or member state law.

(12) Other matters as specified in rules of the compact commission.

If a meeting, or portion of a meeting, is closed, the compact commission's legal counsel or designee shall certify that the meeting will be closed and reference each relevant exempting provision, and the reference must be recorded in the minutes. All minutes and documents of a closed meeting must remain under seal, subject to release only by a majority vote of the compact commission or order of a court of competent jurisdiction.

Sec. 7. (a) The compact commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(b) The compact commission may accept any and all appropriate revenue sources as provided in this section.

(c) The compact commission may levy on and collect an annual assessment from each member state and impose fees on licensees of member states to whom it grants a compact privilege to cover the cost of the operations and activities of the compact commission and its staff, which must be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount for member states must be allocated based upon a formula that the compact commission promulgates by rule.

(d) The compact commission shall not incur obligations of any kind before securing the funds or a loan adequate to meet the obligation. The compact commission shall not pledge the credit of any of the member states, except by and with the authority of the member state.

(e) The compact commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of



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1 the compact commission is subject to the financial review or audit
2 and accounting procedures established under its bylaws. However,
3 all receipts and disbursements of funds handled by the compact
4 commission is subject to an annual financial review or audit by a
5 certified or licensed public accountant, and the report of the
6 financial review or audit must be included in and become part of
7 the annual report of the compact commission.

8 Sec. 8. (a) Except as provided in subsection (b), the members,
9 officers, executive director, employees, and representatives of the
10 compact commission are immune from suit and liability, both
11 personally and in their official capacity, for any claim for damage
12 to or loss of property or personal injury or other civil liability
13 caused by or arising out of any actual or alleged act, error, or
14 omission that occurred, or that the person against whom the claim
15 is made had a reasonable basis for believing occurred within the
16 scope of commission employment, duties or responsibilities.

17 (b) Subsection (a) does not protect any person from suit or
18 liability for any damage, loss, injury, or liability caused by the
19 intentional or willful or wanton misconduct of that person.

20 (c) The procurement of insurance of any type by the
21 commission does not in any way compromise or limit the immunity
22 granted in subsection (a).

23 (d) If the actual or alleged act, error, or omission did not result
24 from that person's intentional or willful or wanton misconduct, the
25 compact commission shall defend any member, officer, executive
26 director, employee, and representative of the commission in any
27 civil action seeking to impose liability arising out of any actual or
28 alleged act, error, or omission that occurred within the scope of
29 commission employment, duties, or responsibilities, or as
30 determined by the commission that the person against whom the
31 claim is made had a reasonable basis for believing occurred within
32 the scope of commission employment, duties, or responsibilities.

33 (e) Subsection (d) does not prohibit a person from retaining
34 the person's own counsel at the person's own expense.

35 (f) The commission shall indemnify and hold harmless any
36 member, officer, executive director, employee, and representative
37 of the commission for the amount of any settlement or judgment
38 obtained against that person arising out of any actual or alleged
39 act, error, or omission that occurred within the scope of
40 commission employment, duties, or responsibilities, or that the
41 person had a reasonable basis for believing occurred within the
42 scope of commission employment, duties, or responsibilities, unless



the actual or alleged act, error, or omission results from the person's intentional or willful or wanton misconduct.

(g) This section does not limit the liability of any licensee for professional malpractice or misconduct, which is governed solely by any other applicable state laws.

(h) This compact does not waive or otherwise abrogate a member state's state action immunity or state action affirmative defense with respect to antitrust claims under the Sherman Act, Clayton Act, or any other state or federal antitrust or anticompetitive law or regulation.

(i) This compact is not a waiver of sovereign immunity by the member states or by the compact commission.

Chapter 9. Data System

Sec. 1. The commission shall provide for the development, maintenance, operation, and use of a coordinated data system and reporting system containing licensure, compact privileges, adverse action, and the presence of current significant investigative information on all licensees and applicants for a license in member states.

Sec. 2. Notwithstanding any other state law to the contrary, a member state shall submit a uniform data set to the data system on all licensees, applicants, and others to whom this compact is applicable as required by the rules of the compact commission, including the following:

(1) Personally identifying information.

(2) Licensure data.

(3) Adverse actions against a licensee, license applicant, or compact privilege and related information.

(4) Nonconfidential information related to alternative program participation, the beginning and ending dates of the participation, and other information related to the participation.

(5) Any denial of an application for licensure, and the reason for the denial, (excluding the reporting of any criminal history record information where prohibited by law).

(6) A binary determination regarding the presence of current significant investigative information.

(7) Other information that may facilitate the administration of this compact or the protection of the public, as determined by the rules of the commission.

Sec. 3. The records and information provided to a member state under this compact or through the data system, when



certified by the commission or an agent of the commission, constitute the authenticated business records of the commission, and are entitled to any associated hearsay exception in any relevant judicial, quasi-judicial, or administrative proceedings in a member state.

Sec. 4. Current significant investigative information pertaining to a licensee in any member state will only be available to other member states.

Sec. 5. It is the responsibility of the member states to monitor the data system to determine whether adverse action has been taken against a licensee or license applicant. Adverse action information pertaining to a licensee or license applicant in any member state will be available to any other member state.

Sec. 6. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.

Sec. 7. Any information submitted to the data system that is subsequently expunged under federal law or the laws of the member state contributing the information must be removed from the data system.

Chapter 10. Rulemaking

Sec. 1. The compact commission shall promulgate reasonable rules to effectively and efficiently implement and administer this compact. A rule may be invalidated and have no force or effect only if a court of competent jurisdiction holds that the rule is invalid because the compact commission exercised its rulemaking authority in a manner that is beyond the scope and purposes of the compact, or the powers granted hereunder, or based upon another applicable standard of review.

Sec. 2. The rules of the compact commission have the force of law in each member state. However, where the rules conflict with the laws of a member state that relate to the scope of practice a licensed athletic trainer is permitted to undertake in that state and the circumstances under which they may do so, as held by a court of competent jurisdiction, the rules of the compact commission are ineffective in that state to the extent of the conflict.

Sec. 3. The compact commission shall exercise its rulemaking powers under the criteria set forth in this chapter and the rules. rules of this compact become binding on the day following adoption or as of the date specified in the rule or amendment, whichever is later.

Sec. 4. If a majority of the legislatures of the member states



1 rejects a rule or portion of a rule, by enacting a statute or
 2 resolution in the same manner used to adopt the compact within
 3 four (4) years of the date of adoption of the rule, then the rule has
 4 no further force and effect in any member state.

5 **Sec. 5. Rules must be adopted at a regular or special meeting**
 6 **of the compact commission.**

7 **Sec. 6. Before adoption of a proposed rule, the compact**
 8 **commission shall hold a public hearing and allow persons to**
 9 **provide oral and written comments, data, facts, opinions, and**
 10 **arguments. At least thirty (30) days in advance of the public**
 11 **hearing on the proposed rule, the compact commission shall**
 12 **provide a notice of proposed rulemaking:**

13 (1) on the website of the compact commission or other
 14 publicly accessible platform;

15 (2) to persons who have requested notice of the compact
 16 commission's notices of proposed rulemaking; and

17 (3) in any other way as the compact commission may by rule
 18 specify.

19 **Sec. 7. The notice of proposed rulemaking under section 6 of**
 20 **this chapter must include the following:**

21 (1) The time, date, and location of the public hearing at
 22 which the compact commission will hear public comments on
 23 the proposed rule and, if different, the time, date, and
 24 location of the meeting where the compact commission will
 25 consider and vote on the proposed rule.

26 (2) If the hearing is held via telecommunication, video
 27 conference, or other electronic means, the compact
 28 commission shall include the mechanism for access to the
 29 hearing in the notice of proposed rulemaking.

30 (3) The text of the proposed rule and the reason for the
 31 proposed rule.

32 (4) A request for comments on the proposed rule from any
 33 interested person.

34 (5) The manner in which interested persons may submit
 35 written comments.

36 **Sec. 8. All hearings must be recorded. A copy of the recording**
 37 **and all written comments and documents received by the compact**
 38 **commission in response to the proposed rule must be available to**
 39 **the public.**

40 **Sec. 9. This chapter does not require a separate hearing on**
 41 **each rule. Rules may be grouped for the convenience of the**
 42 **compact commission at hearings required by this chapter.**



1 **Sec. 10. (a) The compact commission shall, by majority vote of**
 2 **all members, take final action on the proposed rule based on the**
 3 **rulemaking record and the full text of the rule.**

4 **(b) The compact commission may adopt changes to the**
 5 **proposed rule if the changes do not enlarge the original purpose of**
 6 **the proposed rule.**

7 **(c) The compact commission shall provide an explanation of**
 8 **the reasons for substantive changes made to the proposed rule as**
 9 **well as reasons for substantive changes not made that were**
 10 **recommended by commenters.**

11 **(d) The compact commission shall determine a reasonable**
 12 **effective date for the rule. Except for an emergency as provided in**
 13 **this section, the effective date of the rule must be no sooner than**
 14 **thirty (30) days after issuing the notice that it adopted or amended**
 15 **the rule.**

16 **(e) Upon determination that an emergency exists, the compact**
 17 **commission may consider and adopt an emergency rule with**
 18 **twenty-four (24) hours' notice, with opportunity to comment if the**
 19 **usual rulemaking procedures provided in the compact and in this**
 20 **section is retroactively applied to the rule as soon as reasonably**
 21 **possible but in no event later than ninety (90) days after the**
 22 **effective date of the rule. For the purposes of this subsection, an**
 23 **emergency rule is one that must be adopted immediately in order**
 24 **to:**

25 **(1) meet an imminent threat to public health, safety, or**
 26 **welfare;**

27 **(2) prevent a loss of compact commission or member state**
 28 **funds;**

29 **(3) meet a deadline for the promulgation of a rule that is**
 30 **established by federal law or rule; or**

31 **(4) protect public health and safety.**

32 **(f) The compact commission or an authorized committee of the**
 33 **compact commission may direct revisions to a previously adopted**
 34 **rule for purposes of correcting typographical errors, errors in**
 35 **format, errors in consistency, or grammatical errors. Public notice**
 36 **of any revisions must be posted on the website of the compact**
 37 **commission. The revision must be subject to challenge by any**
 38 **person for a period of at least thirty (30) days after posting. The**
 39 **revision may be challenged only on grounds that the revision**
 40 **results in a material change to a rule. A challenge must be made in**
 41 **writing and delivered to the compact commission before the end of**
 42 **the notice period. If no challenge is made, the revision takes effect**



1 without further action. If the revision is challenged, the revision
 2 may not take effect without the approval of the compact
 3 commission.

4 (g) A member state's rulemaking requirements do not apply
 5 under this compact.

6 **Chapter 11. Oversight, Dispute Resolution, and Enforcement**

7 **Sec. 1. (a)** The executive and judicial branches of state
 8 government in each member state shall enforce this compact and
 9 take all actions necessary and appropriate to implement the
 10 compact.

11 (b) Except as otherwise provided in this compact, venue is
 12 proper and judicial proceedings by or against the compact
 13 commission must be brought solely and exclusively in a court of
 14 competent jurisdiction where the principal office of the compact
 15 commission is located. The compact commission may waive venue
 16 and jurisdictional defenses to the extent it adopts or consents to
 17 participate in alternative dispute resolution proceedings. This
 18 section does not affect or limit the selection or propriety of venue
 19 in any action against a licensee for professional malpractice,
 20 misconduct or any such similar matter.

21 (c) The compact commission may receive service of process in
 22 any proceeding regarding the enforcement or interpretation of the
 23 compact and shall have standing to intervene in a proceeding
 24 regarding the enforcement or interpretation of the compact for all
 25 purposes. Failure to provide the compact commission service of
 26 process renders a judgment or order void as to the compact
 27 commission, this compact, or promulgated rules.

28 **Sec. 2. (a)** If the compact commission determines that a
 29 member state has defaulted in the performance of its obligations or
 30 responsibilities under this compact or the promulgated rules, the
 31 commission shall provide written notice to the defaulting state. The
 32 notice of default must describe the default, the proposed means of
 33 curing the default, and any other action that the compact
 34 commission may take, and must offer training and specific
 35 technical assistance regarding the default.

36 (b) The compact commission shall provide a copy of the notice
 37 of default to the other member states.

38 **Sec. 3.** If a state in default fails to cure the default, the
 39 defaulting state may be terminated from the compact upon an
 40 affirmative vote of a majority of the commissioners of the member
 41 states, and all rights, privileges and benefits conferred on the
 42 defaulting state by this compact may be terminated on the effective



1 date of termination. A cure of the default does not relieve the
 2 offending state of obligations or liabilities incurred during the
 3 period of default.

4 Sec. 4. Termination of membership in the compact must be
 5 imposed only after all other means of securing compliance have
 6 been exhausted. Notice of intent to suspend or terminate must be
 7 given by the compact commission to the governor, the majority and
 8 minority leaders of the defaulting state's legislature, the defaulting
 9 state's licensing authority and each of the member states' licensing
 10 authority.

11 Sec. 5. A state that has been terminated is responsible for all
 12 assessments, obligations, and liabilities incurred through the
 13 effective date of termination, including obligations that extend
 14 beyond the effective date of termination.

15 Sec. 6. Upon the termination of a state's membership from this
 16 compact, that state shall immediately provide notice to all licensees
 17 within that state of the termination. The terminated state shall
 18 continue to recognize all licenses and compact privileges granted
 19 under this compact for a minimum of one hundred eighty (180)
 20 days after the date of the notice of termination under this section.

21 Sec. 7. The compact commission shall not bear any costs
 22 related to a state that is found to be in default or that has been
 23 terminated from the compact, unless agreed upon in writing
 24 between the compact commission and the defaulting state.

25 Sec. 8. The defaulting state may appeal the action of the
 26 compact commission by petitioning the United States District
 27 Court for the District of Columbia or the federal district where the
 28 compact commission has its principal offices. The prevailing party
 29 must be awarded all costs of the litigation, including reasonable
 30 attorney's fees.

31 Sec. 9. (a) Upon request by a member state, the compact
 32 commission shall attempt to resolve disputes related to the compact
 33 that arise among member states and between member and non
 34 member states.

35 (b) The compact commission shall promulgate a rule providing
 36 for both mediation and binding dispute resolution for disputes as
 37 appropriate.

38 Sec. 10. (a) By two-thirds (2/3) majority vote, the compact
 39 commission may initiate legal action against a member state in
 40 default in the United States District Court for the District of
 41 Columbia or the federal district where the compact commission
 42 has its principal offices to enforce compliance with the provisions



of the compact and its promulgated rules. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party must be awarded all costs of the litigation, including reasonable attorney's fees. The remedies under this section are not the exclusive remedies of the compact commission. The compact commission may pursue any other remedies available under federal or the defaulting member state's law.

(b) A member state may initiate legal action against the compact commission in the United States District Court for the District of Columbia or the federal district where the compact commission has its principal offices to enforce compliance with the provisions of the compact and its promulgated rules. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party must be awarded all costs of the litigation, including reasonable attorney's fees.

(c) No person other than a member state may enforce this compact against the compact commission.

Chapter 12. Effective Date, Withdrawal, and Amendment

Sec. 1. (a) The compact comes into effect on the date on which the compact statute is enacted into law in the seventh member state.

(b) On or after the effective date of the compact, the compact commission shall convene and review the enactment of each of the first seven (7) member states ("charter member states") to determine if the statute enacted and made effective by each charter member state is materially different than the model compact statute.

Sec. 2. (a) A charter member state whose enactment is found to be materially different from the model compact language is entitled to the default process set forth in IC 25-5.3-11.

(b) If any member state is later found to be in default, or is terminated or withdraws from the compact, the compact commission remains in existence and the compact remains in effect even if the number of member states is less than seven (7).

Sec. 3. Member states enacting the compact after the seven (7) initial charter member states are subject to the process set forth in this chapter to determine if their enactments are materially different from the model compact statute and whether they qualify for participation in the compact.

Sec. 4. All actions taken for the benefit of the compact



commission or in furtherance of the purposes of the administration of the compact before the effective date of the compact or the compact commission coming into existence must be considered to be actions of the compact commission unless specifically repudiated by the compact commission.

Sec. 5. Any state that joins the compact after the compact commission's initial adoption of the rules and bylaws is subject to the rules and bylaws as they exist on the date on which the compact becomes law in that state. Any rule that has been previously adopted by the compact commission has the full force and effect of law on the day the compact becomes law in that state.

Sec. 6. (a) Any member state may withdraw from this compact by enacting a statute repealing this article.

(b) A member state's withdrawal does not take effect until one hundred eighty (180) days after enactment of the repealing statute.

(c) Withdrawal does not affect the continuing requirement of the withdrawing state's licensing authority to comply with the investigative and adverse action reporting requirements of this compact before the effective date of withdrawal.

(d) Upon the enactment of a statute withdrawing from this compact, a state shall immediately provide notice of the withdrawal to all licensees and privilege holders within that state. Notwithstanding any subsequent statutory enactment to the contrary, a withdrawing state shall continue to recognize all compact privileges granted under this compact for a minimum of one hundred eighty (180) days after the date of the notice of withdrawal.

(e) This compact does not invalidate or prevent any licensure agreement or other cooperative arrangement between a member state and a non member state that does not conflict with the provisions of this compact.

(f) This compact may be amended by the member states. However, any amendment to this compact does not become effective and binding upon any member state until it is enacted into the laws of all member states.

Chapter 13. Construction and Severability

Sec. 1. This compact and the compact commission's rulemaking authority must be liberally construed so as to effectuate the purposes, and the implementation and administration of the compact. Provisions of the compact expressly authorizing or requiring the promulgation of rules do not limit the compact commission's rulemaking authority solely for those



purposes.

Sec. 2. The provisions of this compact are severable and if any phrase, clause, sentence or provision of this compact is held by a court of competent jurisdiction to be contrary to the constitution of any member state, a state seeking participation in the compact, or of the United States, or the applicability of any phrase, clause sentence or provision of this compact to any government, agency, person or circumstance is held to be unconstitutional by a court of competent jurisdiction, the validity of the remainder of this compact and the applicability of the remainder of this compact to any other government, agency, person or circumstance remains valid.

Sec. 3. Notwithstanding the foregoing, the compact commission may deny a state's participation in the compact or terminate a member state's participation in the compact if it determines that a constitutional requirement of a member state is a material departure from the compact. Otherwise, if this compact is held to be contrary to the constitution of any member state, the compact remains in full force and effect as to the remaining member states and in full force and effect as to the member state affected as to all severable matters.

Chapter 14. Consistent Effect and Conflicts

Sec. 1. This compact does not prevent or inhibit the enforcement of any other law of a member state that is not inconsistent with the compact.

Sec. 2. Any laws, statutes, regulations, or other legal requirements in a member state in conflict with the compact are superseded to the extent of the conflict.

Sec. 3. All permissible agreements between the compact commission and the member states are binding in accordance with their terms.

SECTION 388. IC 25-20-1-1.5, AS AMENDED BY P.L.249-2019, SECTION 87, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1.5. (a) Subject to IC 25-1-6.5-3, there is established the committee of hearing aid dealer examiners which consists of ~~five (5)~~ **four (4)** members all appointed by the governor to a term under IC 25-1-6.5. Three (3) members must be hearing aid dealers licensed under this chapter, who are residents of this state and who have been practicing as hearing aid dealers for at least one (1) year prior to their appointment. One (1) member must be an otolaryngologist in this state, who is a resident of this state and who has been engaged in the practice of otolaryngology for at least one (1)



year prior to appointment to the committee. ~~One (1) member must be a resident of this state who is in no way associated with the business of hearing aid dealers, audiology, or speech-language pathology other than as a consumer.~~ Whenever a vacancy occurs on the committee, the governor shall appoint a successor under IC 25-1-6.5.

(b) Three (3) members present constitute a quorum. **The chairperson of the committee is not allowed to cast a vote on any matter before the committee unless the chairperson's vote is necessary to break a tie.**

(c) The members serve without compensation, except that each member is entitled to the salary per diem as provided by IC 4-10-11-2.1 and to reimbursement for travel, lodging, meals, and other expenses as provided in the state travel policies and procedures established by the department of administration and approved by the state budget agency.

(d) A member may be removed under IC 25-1-6.5-4.

SECTION 389. IC 25-31.5-1-12, AS AMENDED BY P.L.2-2008, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. "State chemist" refers to the state chemist appointed under ~~IC 15-16-2-24~~. **IC 15-11-4.5-2.**

SECTION 390. IC 25-31.5-3-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) The soil scientist registration fund is established as a separate fund in the ~~Purdue University treasury~~ **Indiana state department of agriculture established by IC 15-11-2-1** to carry out the purposes of this article. The fund is administered by the board.

(b) The sources of money for the fund are the:

(1) registration fees paid under IC 25-31.5-4-10; and

(2) renewal fees paid under IC 25-31.5-6-3.

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

(d) The state chemist shall collect all money paid under this article and deposit the money in the fund.

(e) If required by the board, the state chemist shall obtain a surety bond conditioned upon the faithful performance of the state chemist's duties for the board in an amount determined by the board. The bond must be issued by a surety company authorized to transact business in Indiana. All costs of the surety bond shall be paid from money in the fund.

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



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

SECTION 391. IC 25-35.6-2-1, AS AMENDED BY P.L.249-2019, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) There is established the speech-language pathology and audiology board.

(b) The board shall be comprised of ~~five (5)~~ **four (4)** members, who shall be appointed by the governor. Subject to IC 25-1-6.5-3, four (4) board members shall have been residents of this state for at least one (1) year immediately preceding their appointment and shall have been engaged in rendering services to the public, teaching, or research in speech-language pathology or audiology for at least five (5) years immediately preceding their appointment. At least two (2) board members shall be speech-language pathologists and at least two (2) shall be audiologists. ~~Subject to IC 25-1-6.5-3, the fifth member of the board, to represent the general public, shall be a resident of this state who has never been associated with speech-language pathology or audiology in any way other than as a consumer. Except for the member representing the general public,~~ All board members shall at all times be holders of active and valid licenses for the practice of speech-language pathology or audiology in this state.

(c) A member may be removed under IC 25-1-6.5-4.

(d) Appointments shall be:

- (1) for members appointed before July 1, 2019, for a three year term; and
- (2) for members appointed after June 30, 2019, for a term under IC 25-1-6.5.

(e) The governor may consider, but shall not be bound to accept, recommendations for board membership made by a statewide association for speech-language and hearing. A statewide association for speech-language and hearing may submit to the governor its recommendations for board membership not less than sixty (60) days after a vacancy. In the event of a mid-term vacancy, such association may make recommendations for filling such vacancy.

(f) At the first meeting of the board each year, members shall elect a chairperson for the subsequent twelve (12) month period. Further meetings may be convened at the call of the chairperson or the written request of any two (2) board members. All meetings of the board shall be open to the public, except that the board may hold closed sessions to prepare, approve, grade, or administer examinations or, upon request of an applicant who fails an examination, to prepare a response indicating any reason for the applicant's failure. All meetings of the



board must be held in Indiana.

(g) A quorum of the board consists of a majority of the appointed members. A majority of the quorum may transact business. **The chairperson of the board is not allowed to cast a vote on any matter before the board unless the chairperson's vote is necessary to break a tie.**

SECTION 392. IC 27-1-15.7-4, AS AMENDED BY P.L.158-2024, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 4. (a) The commissioner shall approve and disapprove continuing education courses. ~~after considering recommendations made by the insurance producer education and continuing education commission established under section 6.5 of this chapter.~~

(b) The commissioner may not approve a course under this section if the course:

- (1) is designed to prepare an individual to receive an initial license under this chapter;
- (2) concerns only routine, basic office skills, including filing, keyboarding, and basic computer skills; or
- (3) may be completed by a licensee without supervision by an instructor, unless the course involves an examination process that is:

(A) completed and passed by the licensee as determined by the provider of the course; and

(B) approved by the commissioner.

(c) The commissioner shall approve a course under this section that is submitted for approval by an insurance trade association or professional insurance association if:

- (1) the objective of the course is to educate a manager or an owner of a business entity that is required to obtain an insurance producer license under IC 27-1-15.6-6(d);
- (2) the course teaches insurance producer management and is designed to result in improved efficiency in insurance producer operations, systems use, or key functions;
- (3) the course is designed to benefit consumers; and
- (4) the course is not described in subsection (b).

(d) Approval of a continuing education course under this section shall be for a period of not more than two (2) years.

(e) A prospective provider of a continuing education course shall pay:

- (1) a fee of forty dollars (\$40) for each course submitted for approval of the commissioner under this section; or



(2) an annual fee of five hundred dollars (\$500) not later than January 1 of a calendar year, which entitles the prospective provider to submit an unlimited number of courses for approval of the commissioner under this section during the calendar year.

The commissioner may waive all or a portion of the fee for a course submitted under a reciprocity agreement with another state for the approval or disapproval of continuing education courses. Fees collected under this subsection shall be deposited in the department of insurance fund established under IC 27-1-3-28.

(f) A prospective provider of a continuing education course may electronically deliver to the commissioner any supporting materials for the course.

(g) The commissioner shall adopt rules under IC 4-22-2 to establish procedures for approving continuing education courses.

SECTION 393. IC 27-1-15.7-5, AS AMENDED BY P.L.158-2024, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 5. (a) To qualify as a certified prelicensing course of study for purposes of IC 27-1-15.6-6, an insurance producer program of study must meet all of the following criteria:

(1) Be conducted or developed by an:

(A) insurance trade association;

(B) accredited college or university;

(C) educational organization certified by the ~~insurance producer education and continuing education commission;~~ **commissioner;** or

(D) insurance company licensed to do business in Indiana.

(2) Provide for self-study or instruction provided by an approved instructor in a structured setting, as follows:

(A) For life insurance producers, not less than twenty (20) hours of instruction in a structured setting or comparable self-study on:

(i) ethical practices in the marketing and selling of insurance;

(ii) requirements of the insurance laws and administrative rules of Indiana; and

(iii) principles of life insurance.

(B) For health insurance producers, not less than twenty (20) hours of instruction in a structured setting or comparable self-study on:

(i) ethical practices in the marketing and selling of insurance;



- 1 (ii) requirements of the insurance laws and
- 2 administrative rules of Indiana; and
- 3 (iii) principles of health insurance.
- 4 (C) For life and health insurance producers, not less than
- 5 forty (40) hours of instruction in a structured setting or
- 6 comparable self-study on:
- 7 (i) ethical practices in the marketing and selling of
- 8 insurance;
- 9 (ii) requirements of the insurance laws and
- 10 administrative rules of Indiana;
- 11 (iii) principles of life insurance; and
- 12 (iv) principles of health insurance.
- 13 (D) For property and casualty insurance producers, not less
- 14 than forty (40) hours of instruction in a structured setting or
- 15 comparable self-study on:
- 16 (i) ethical practices in the marketing and selling of
- 17 insurance;
- 18 (ii) requirements of the insurance laws and
- 19 administrative rules of Indiana;
- 20 (iii) principles of property insurance; and
- 21 (iv) principles of liability insurance.
- 22 (E) For personal lines producers, a minimum of twenty (20)
- 23 hours of instruction in a structured setting or comparable
- 24 self-study on:
- 25 (i) ethical practices in the marketing and selling of
- 26 insurance;
- 27 (ii) requirements of the insurance laws and
- 28 administrative rules of Indiana; and
- 29 (iii) principles of property and liability insurance
- 30 applicable to coverages sold to individuals and families
- 31 for primarily noncommercial purposes.
- 32 (F) For title insurance producers, not less than ten (10)
- 33 hours of instruction in a structured setting or comparable
- 34 self-study on:
- 35 (i) ethical practices in the marketing and selling of title
- 36 insurance;
- 37 (ii) requirements of the insurance laws and
- 38 administrative rules of Indiana;
- 39 (iii) principles of title insurance, including
- 40 underwriting and escrow issues; and
- 41 (iv) principles of the federal Real Estate Settlement
- 42 Procedures Act (12 U.S.C. 2608).

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(G) For annuity product producers, not less than four (4) hours of instruction in a structured setting or comparable self-study on:

- (i) types and classifications of annuities;
- (ii) identification of the parties to an annuity;
- (iii) the manner in which fixed, variable, and indexed annuity contract provisions affect consumers;
- (iv) income taxation of qualified and non-qualified annuities;
- (v) primary uses of annuities; and
- (vi) appropriate sales practices, replacement, and disclosure requirements.

(3) Instruction provided in a structured setting must be provided only by individuals who meet the qualifications established by the commissioner under subsection (b).

(b) The commissioner ~~after consulting with the insurance producer education and continuing education commission~~, shall adopt rules under IC 4-22-2 prescribing the criteria that a person must meet to render instruction in a certified preclicensing course of study.

(c) The commissioner shall adopt rules under IC 4-22-2 prescribing the subject matter that an insurance producer program of study must cover to qualify for certification as a certified preclicensing course of study under this section.

(d) The commissioner may make recommendations that the commissioner considers necessary for improvements in course materials.

(e) The commissioner shall designate a program of study that meets the requirements of this section as a certified preclicensing course of study for purposes of IC 27-1-15.6-6.

(f) For each person that provides one (1) or more certified preclicensing courses of study, the commissioner shall annually determine, of all individuals who received classroom instruction in the certified preclicensing courses of study provided by the person, the percentage who passed the examination required by IC 27-1-15.6-5. The commissioner shall determine only one (1) passing percentage under this subsection for all lines of insurance described in IC 27-1-15.6-7(a) for which the person provides classroom instruction in certified preclicensing courses of study.

(g) The commissioner may, after notice and opportunity for a hearing, do the following:

- (1) Withdraw the certification of a course of study that does not maintain reasonable standards, as determined by the



commissioner for the protection of the public.

(2) Disqualify a person that is currently qualified under subsection (b) to render instruction in a certified prelicensing course of study from rendering the instruction if the passing percentage calculated under subsection (f) is less than forty-five percent (45%).

(h) Current course materials for a prelicensing course of study that is certified under this section must be submitted to the commissioner upon request, but not less frequently than once every three (3) years.

SECTION 394. IC 27-1-15.7-6.5, AS ADDED BY P.L.158-2024, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6.5. (a) As used in this section, "commission" refers to the insurance producer education and continuing education commission established by subsection (b).

(b) The insurance producer education and continuing education commission is established within the department. The commissioner shall appoint the following seven (7) individuals:

(1) One (1) individual nominated by the Professional Insurance Agents of Indiana or its successor organization.

(2) One (1) individual nominated by the Independent Insurance Agents of Indiana or its successor organization.

(3) One (1) individual nominated by the Indiana Association of Insurance and Financial Advisors or its successor organization.

(4) One (1) individual nominated by the Indiana State Association of Health Underwriters or its successor organization.

(5) One (1) individual nominated by the Association of Life Insurance Companies or its successor organization.

(6) One (1) individual nominated by the Insurance Institute of Indiana or its successor organization.

(7) One (1) individual nominated by the Indiana Land Title Association or its successor organization.

The commissioner shall solicit nominations from the entities set forth in this subsection. The commissioner may deny to make the appointment of an individual nominated under this subsection only if the commissioner determines that the individual is not in good standing with the department or is not qualified. If the commissioner denies the appointment of an individual nominated under this subsection, the commissioner shall provide the nominating entity with the reason for the denial and allow the nominating entity to submit an alternative nomination.

(c) A member of the commission serves for a term of three (3) years that expires June 30, 2027, and every third year thereafter. A



member may not serve more than two (2) consecutive terms.

(d) The commissioner shall appoint a member of the commission to serve as chairperson, who serves at the will of the commissioner. The commission shall meet:

(1) at the call of the chairperson; and

(2) at least semiannually.

The department shall staff the commission. Four (4) members constitute a quorum of the commission.

(e) The commissioner shall fill a vacancy on the commission with a nomination from the entity that nominated the predecessor or the entity's successor. The individual appointed to fill the vacancy shall serve for the remainder of the predecessor's term.

(f) A member of the commission is entitled to the minimum salary per diem provided under IC 4-10-11-2.1(b). A member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, in accordance with state travel policies and procedures established by the Indiana department of administration and approved by the budget agency. Money paid under this subsection shall be paid from amounts appropriated to the department.

(g) The commission shall review and make recommendations to the commissioner concerning the following:

(1) Course materials and curriculum and instructor credentials for prelicensing courses of study for which certification by the commissioner is sought under section 5 of this chapter.

(2) Continuing education requirements for insurance producers.

(3) Continuing education courses for which the approval of the commissioner is sought under section 4 of this chapter.

(4) Rules proposed for adoption by the commissioner concerning continuing education under this chapter.

(h) A member of the commission or a designee of the commissioner is permitted access to any classroom while instruction is in progress to monitor the classroom instruction.

(i) This section expires December 31, 2026.

SECTION 395. IC 27-1-29-29, AS ADDED BY P.L.46-2023, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 29. (a) ~~Except as provided in subsection (b); This chapter expires when the insurance commissioner certifies to the executive director of the legislative services agency that:~~

~~(1) the fund has no remaining members;~~

~~(2) all payments of liabilities of former members of the fund have been determined and finalized; and~~



(3) the balance in the fund has been distributed to former members of the fund in accordance with section 28(c)(4) of this chapter.

(b) This chapter does not expire under subsection (a) unless IC 27-1-29.1:

(1) has previously expired under IC 27-1-29.1-24; or

(2) expires under IC 27-1-29.1-24 at the same time as this chapter expires under subsection (a)(1) through (a)(3).

December 31, 2026.

SECTION 396. IC 27-1-44.5-0.4, AS ADDED BY P.L.195-2021, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 0.4. (a) As used in this chapter, "advisory board" means the all payer claims data base advisory board established under IC 27-1-44.6-5.

(b) This section expires December 31, 2026.

SECTION 397. IC 27-1-44.6-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 13. This chapter expires December 31, 2026.**

SECTION 398. IC 31-9-2-10.6, AS ADDED BY P.L.145-2006, SECTION 175, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]: Sec. 10.6. (a) "Board", for purposes of IC 31-25-4, has the meaning set forth in IC 31-25-4-34(a).

(b) "Board", for purposes of IC 31-26-4, has the meaning set forth in IC 31-26-4-2.

SECTION 399. IC 31-9-2-21.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 21.5. "Commission", for purposes of IC 31-26-4, has the meaning set forth in IC 31-26-4-2.1.**

SECTION 400. IC 31-26-4-2, AS ADDED BY P.L.145-2006, SECTION 272, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) As used in this chapter, "board" refers to the Indiana kids first trust fund board established by section 5 of this chapter.

(b) This section expires December 31, 2026.

SECTION 401. IC 31-26-4-2.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 2.1. As used in this chapter, "commission" refers to the commission on improving the status of children in Indiana established by IC 2-5-36-3.**

SECTION 402. IC 31-26-4-2.3, AS ADDED BY P.L.220-2011, SECTION 506, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2026]: Sec. 2.3. (a) After June 30, 2003, **and before January 1, 2027**, any reference in a statute or rule referring to the Indiana children's trust fund board is considered a reference to the board.

(b) **This subsection does not apply after December 31, 2026.** On July 1, 2003, the board becomes the owner of all the personal property and assets and assumes the obligations and liabilities of the Indiana children's trust fund board, as it existed before July 1, 2003.

(c) **After December 31, 2026, any reference in a statute or rule referring to the Indiana children's trust fund board is considered a reference to the commission.**

(d) **On January 1, 2027, the commission becomes the owner of all the personal property and assets and assumes the obligations and liabilities of the Indiana children's trust fund board, as it existed before January 1, 2027.**

SECTION 403. IC 31-26-4-5, AS AMENDED BY P.L.93-2021, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The Indiana kids first trust fund board is established.

(b) The purpose of the board is to determine whether proposed projects under this chapter should be approved and to perform other duties given to the board by this chapter. The board shall approve projects and recommend to the department that the projects receive funds under sections 12 and 14 of this chapter.

(c) The board shall, before January 1 of each year, prepare a budget for expenditures from the fund for the following state fiscal year. The budget must contain priorities for expenditures from the fund to accomplish the projects that have been approved under this chapter. The budget shall be submitted to the department and the budget committee. **The board shall submit its final budget under this subsection before January 1, 2027.**

(d) The board may employ staff necessary to carry out the duties of the board.

(e) The board may establish a nonprofit subsidiary corporation under section 17 of this chapter.

(f) This section expires December 31, 2026.

SECTION 404. IC 31-26-4-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5.5. (a) **The commission shall determine whether proposed projects under this chapter should be approved and to perform other duties as directed by this chapter. The commission shall approve projects and recommend to the**



department that the projects receive funds under sections 12 and 14 of this chapter.

(b) The commission shall annually prepare a budget for expenditures from the fund for the following state fiscal year. The budget must contain priorities for expenditures from the fund to accomplish the projects that have been approved under this chapter. The commission shall submit a budget to the department and the budget committee before January 1, 2028, and each year thereafter.

(c) The commission may employ staff necessary to carry out the duties of the board.

(d) The commission may establish a nonprofit subsidiary corporation under section 17 of this chapter.

SECTION 405. IC 31-26-4-6, AS AMENDED BY P.L.56-2023, SECTION 298, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The board consists of the following ten (10) members:

(1) Two (2) individuals who are not members of the general assembly, appointed by the president pro tempore of the senate with advice from the minority leader of the senate.

(2) Two (2) individuals who are not members of the general assembly, appointed by the speaker of the house of representatives with advice from the minority leader of the house of representatives.

(3) The director of the department or the director's designee.

(4) Four (4) individuals appointed by the governor as follows:

(A) One (1) individual who represents the general public.

(B) Two (2) individuals who represent child advocacy organizations.

(C) One (1) individual who represents the medical community.

(5) The commissioner of the Indiana department of health or the commissioner's designee. An individual designated by the commissioner under this subdivision must have knowledge of or experience in issues relating to:

(A) the prevention of child abuse and neglect; and

(B) the reduction of infant mortality.

(b) This section expires December 31, 2026.

SECTION 406. IC 31-26-4-7, AS ADDED BY P.L.145-2006, SECTION 272, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The members shall annually choose a chairperson and vice chairperson from among the members



1 of the board under this section.

2 (b) The director of the department or the director's designee may
3 not serve as chairperson or vice chairperson.

4 (c) If the member chosen as chairperson was appointed as a
5 member by the president pro tempore of the senate or the speaker of the
6 house of representatives, the vice chairperson must be chosen from
7 among the members appointed by the governor. If the member chosen
8 as chairperson was appointed as a member by the governor, the vice
9 chairperson must be chosen from among the members appointed by the
10 president pro tempore of the senate or the speaker of the house of
11 representatives.

12 **(d) This section expires December 31, 2026.**

13 SECTION 407. IC 31-26-4-8, AS AMENDED BY P.L.93-2021,
14 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2026]: Sec. 8. (a) The board shall meet at least quarterly and
16 at the call of the chair.

17 (b) A majority of the appointed members of the board constitutes
18 a quorum. The board may take action only in the presence of a quorum.

19 (c) The affirmative vote of a majority of the members of the board
20 participating in a board meeting is necessary for the board to take any
21 action at the meeting.

22 (d) The board shall post the minutes of a meeting on the board's
23 Internet web site not later than ten (10) days after the minutes are
24 approved by the board.

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

26 SECTION 408. IC 31-26-4-9, AS AMENDED BY P.L.93-2021,
27 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2026]: Sec. 9. (a) The term of a board member begins on the
29 later of the following:

30 (1) The day the term of the member whom the individual is
31 appointed to succeed expires.

32 (2) The day the individual is appointed.

33 (b) The term of a member expires July 1 of the fourth year after the
34 member is appointed. However, a member serves at the pleasure of the
35 appointing authority.

36 (c) The appointing authority may reappoint a member for a new
37 term.

38 (d) The appointing authority shall appoint an individual to fill a
39 vacancy among the members.

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

41 SECTION 409. IC 31-26-4-10, AS ADDED BY P.L.145-2006,
42 SECTION 272, IS AMENDED TO READ AS FOLLOWS



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

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

(c) This section expires December 31, 2026.

SECTION 410. IC 31-26-4-11, AS ADDED BY P.L.145-2006, SECTION 272, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. The ~~board~~ **commission** shall adopt and make available to the public:

(1) a strategic plan to implement the purposes of this chapter; and

(2) a method for proposing projects and requesting funds from the Indiana kids first trust fund.

SECTION 411. IC 31-26-4-12, AS AMENDED BY P.L.93-2021, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 12. (a) The Indiana kids first trust fund is established to carry out the purposes of this chapter.

(b) The fund consists of the following:

(1) Appropriations made by the general assembly.

(2) Interest as provided in subsection (e).

(3) Fees from kids first trust license plates issued under IC 9-18-30 (before its expiration) or IC 9-18.5-14.

(4) Money donated to the fund, including donations from a nonprofit subsidiary corporation established under section 17 of this chapter.

(5) Money transferred to the fund from other funds.

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

(d) The expenses of administering the fund and this chapter shall be paid from the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public trust funds are invested. Interest that accrues



from these investments shall be deposited in the fund.

(f) An appropriation made by the general assembly to the fund shall be allotted and allocated at the beginning of the fiscal period for which the appropriation was made.

(g) Money in the fund at the end of a state fiscal year does not revert to the state general fund or any other fund.

(h) Subject to this chapter, there is annually appropriated to the department all money in the fund for the purposes of this chapter. However, the department may not request the allotment of money from the appropriation for a project that has not been approved and recommended by the ~~board~~ **commission**.

SECTION 412. IC 31-26-4-14, AS AMENDED BY P.L.156-2011, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 14. (a) The infant mortality account is established within the fund for the purpose of providing money for education and programs approved by the ~~board~~ **commission** under section ~~5(b)~~ **5.5(a)** of this chapter to reduce infant mortality in Indiana. The account shall be administered by the treasurer of state.

(b) Expenses of administering the account shall be paid from money in the account. The account consists of the following:

(1) Appropriations to the account.

(2) Money donated to the account.

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

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

SECTION 413. IC 31-26-4-15, AS ADDED BY P.L.145-2006, SECTION 272, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. **(a) This subsection applies to a calendar year ending before January 1, 2027.** Before October 1 of each year, the board shall prepare a report concerning the program established by this chapter for the public and the general assembly. A report prepared under this section for the general assembly must be in an electronic format under IC 5-14-6.

(b) This subsection applies to a calendar year beginning after December 31, 2026. Before October 1 of each year, the commission shall prepare a report concerning the program established by this chapter for the public and the general assembly. The commission shall submit the report to the general assembly in an electronic format under IC 5-14-6.



SECTION 414. IC 31-26-4-17, AS ADDED BY P.L.93-2021, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 17. (a) The board may establish a nonprofit subsidiary corporation that is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code to solicit and accept private funding, gifts, donations, bequests, devises, and contributions.

(b) The board shall study the topic of establishing a nonprofit subsidiary corporation described in subsection (a). Not later than December 31, 2021, the board shall submit a report to the general assembly in an electronic format under IC 5-14-6 addressing the board's findings and determinations under this subsection. If the board determines to establish a nonprofit subsidiary corporation as described in subsection (a), the report must also include an implementation plan and estimated budget for the establishment of the nonprofit subsidiary corporation.

(c) A subsidiary corporation established under this section is governed by a board of directors comprised of members appointed by the Indiana kids first trust fund board. Employees of the Indiana kids first trust fund board may serve on the board of directors of the subsidiary corporation. A subsidiary corporation established under this section:

(1) shall use money received under subsection (a) to carry out, in any manner, the purposes and programs of the board;

(2) shall report to the budget committee each year concerning:

(A) the use of money received; and

(B) the balances in any accounts or funds established by the subsidiary corporation;

(3) may donate money received to the Indiana kids first trust fund; and

(4) may deposit money received in an account or fund that is:

(A) administered by the subsidiary corporation; and

(B) not part of the state treasury.

(d) The board of directors of a subsidiary corporation established under this section shall post the minutes of a meeting on the subsidiary corporation's Internet web site not later than ten (10) days after the minutes are approved by the board of directors.

(e) Employees of the Indiana kids first trust fund board shall provide administrative support for a subsidiary corporation established under this section. Employees of the board directly involved in the subsidiary corporation may engage in fundraising activities on behalf of the subsidiary corporation.



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(f) The state board of accounts shall annually audit a subsidiary corporation established under this section.

(g) This section expires December 31, 2026.

SECTION 415. IC 31-27-2-2, AS AMENDED BY P.L.56-2023, SECTION 300, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. The department may do the following:

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

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

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

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

(5) Seek the advice and recommendations of state agencies whose information and knowledge would be of assistance in writing, revising, or monitoring rules developed under this article. These agencies, including the office of the attorney general, Indiana department of health, division of mental health and addiction, division of family resources, the state police department, and ~~fire prevention and building safety commission,~~ **department of homeland security**, shall upon request supply necessary information to the department.

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

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

(A) For a child caring institution or group home license, a fee not to exceed three dollars (\$3) for each licensed bed based on total licensed bed capacity not to exceed a maximum fee of one hundred fifty dollars (\$150).

(B) For a child placing agency license, a fee not to exceed fifty dollars (\$50).

(8) Exercise any other regulatory and administrative powers necessary to carry out the functions of the department.

SECTION 416. IC 31-27-2-4, AS AMENDED BY P.L.1-2025, SECTION 223, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The department shall adopt



rules under IC 4-22-2 concerning the licensing and inspection of:

(1) child caring institutions, foster family homes, group homes, and child placing agencies after consultation with the:

(A) Indiana department of health; and

(B) ~~fire prevention and building safety commission;~~
department of homeland security; and

(2) child caring institutions and group homes that are licensed for infants and toddlers after consultation with the division of family resources.

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

(c) The rules adopted under IC 4-22-2 must establish minimum standards for the care and treatment of children in a secure private facility.

(d) The rules described in subsection (c) must include standards governing the following:

(1) Admission criteria.

(2) General physical and environmental conditions.

(3) Services and programs to be provided to confined children.

(4) Procedures for ongoing monitoring and discharge planning.

(5) Procedures for the care and control of confined persons that are necessary to ensure the health, safety, and treatment of confined children.

(e) The department shall license a facility as a secure private facility if the facility:

(1) meets the minimum standards required under subsection (c);

(2) provides a continuum of care and services; and

(3) is licensed under IC 31-27-3.

(f) A waiver of the rules may not be granted for treatment and reporting requirements.

SECTION 417. IC 31-27-2-7, AS ADDED BY P.L.145-2006, SECTION 273, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) Except as provided in subsections (b) and (c), the department shall exempt from licensure a child caring institution and a group home operated by a church or religious ministry that is a religious organization exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code (as defined in IC 6-3-1-11) and that does not:

(1) accept for care:

(A) a child who is a delinquent child under IC 31-37-1-1 or IC 31-37-2-1; or



1 (B) a child who is a child in need of services under
 2 IC 31-34-1-1 through IC 31-34-1-9; or

3 (2) operate a residential facility that provides child care on a
 4 twenty-four (24) hour basis for profit.

5 (b) The department shall adopt rules under IC 4-22-2 to govern the
 6 inspection of a child caring institution and a group home operated by
 7 a church or religious ministry with regard to sanitation.

8 (c) The ~~fire prevention and building safety commission~~
 9 **department of homeland security** shall adopt rules under IC 4-22-2
 10 to govern the inspection of a child caring institution and a group home
 11 operated by a church or religious ministry under this section. The rules
 12 must provide standards for fire alarms and fire drills.

13 (d) A child caring institution and a group home operated by a
 14 church or religious ministry under this section shall comply with the
 15 rules established by the department and the ~~fire prevention and~~
 16 ~~building safety commission~~ **department of homeland security** under
 17 this section.

18 SECTION 418. IC 31-27-2-8, AS AMENDED BY P.L.183-2017,
 19 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2026]: Sec. 8. (a) Except as provided in subsection (f), the
 21 department may grant a variance or waiver of a rule governing child
 22 caring institutions, foster family homes, group homes, or child placing
 23 agencies. A variance or waiver granted under this section must promote
 24 statewide practices and must protect the rights of persons affected by
 25 this article.

26 (b) The department may grant a variance to a rule if an applicant
 27 for a license or a licensee under this article does the following:

28 (1) Submits to the department a written request for the variance
 29 in the form and manner specified by the department.

30 (2) Documents that compliance with an alternative method of
 31 compliance approved by the department will not be adverse to
 32 the health, safety, or welfare of a child receiving services from
 33 the applicant for the variance, as determined by the department.

34 (c) A variance granted under subsection (b) must be conditioned
 35 upon compliance with the alternative method approved by the
 36 department. Noncompliance constitutes the violation of a rule of the
 37 department and may be the basis for revoking the variance.

38 (d) The department may grant a waiver of a rule if an applicant for
 39 a license or a licensee under this article does the following:

40 (1) Submits to the department a written request for the waiver in
 41 the form and manner specified by the department.

42 (2) Documents that compliance with the rule specified in the



1 application for the waiver will create an undue hardship on the
2 applicant for the waiver, as determined by the department.

3 (3) Documents that the applicant for the waiver will be in
4 substantial compliance with the rules adopted by the department
5 after the waiver is granted, as determined by the department.

6 (4) Documents that noncompliance with the rule specified in the
7 application for a waiver will not be adverse to the health, safety,
8 or welfare of a child receiving services from the applicant for the
9 waiver, as determined by the department.

10 (e) Except for a variance or waiver of a rule governing foster
11 family homes, a variance or waiver of a rule under this section that
12 conflicts with a building rule or fire safety rule adopted by the ~~fire~~
13 ~~prevention and building safety commission~~ **department of homeland**
14 **security** is not effective until the variance or waiver is approved by the
15 ~~fire prevention and building safety commission~~ **department of**
16 **homeland security**.

17 (f) A waiver may not be granted for an applicant who has been
18 convicted of a nonwaivable offense, as defined in IC 31-9-2-84.8.

19 SECTION 419. IC 31-27-2-10, AS ADDED BY P.L.145-2006,
20 SECTION 273, IS AMENDED TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) If the department determines
22 that a waiver or variance expiring under section 9 of this chapter will
23 continue to serve the public interest, the department may do the
24 following:

25 (1) Renew the waiver or variance without modifications.

26 (2) Renew and modify the waiver or variance as needed to
27 promote statewide practices and to protect the rights of persons
28 affected by this chapter.

29 (b) Before taking an action under subsection (a), the department
30 may require a licensee under this article to do the following:

31 (1) Apply for the renewal of a waiver or variance on the form
32 specified by the department.

33 (2) Provide the information required by the department.

34 (c) Except for a variance or waiver of a rule governing foster
35 family homes, before taking an action under subsection (a), the
36 department must obtain the approval of the ~~fire prevention and building~~
37 ~~safety commission~~ **department of homeland security, or if**
38 **applicable, the state building commissioner**, for the action if either
39 of the following occurs:

40 (1) The ~~fire prevention and building safety commission~~
41 ~~substantially~~ **department of homeland security or state**
42 **building commissioner** changes a building ~~rule requirement~~ or



1 fire safety rule **adopted by the department of homeland**
 2 **security** affected by the waiver or variance after the date the [
 3 ~~commission~~ **department of homeland security or state**
 4 **building commissioner** last approved the waiver or variance.

5 (2) The department substantially modifies any part of a waiver
 6 or variance that conflicts with a building rule or fire safety rule
 7 adopted by the ~~fire prevention and building safety commission~~
 8 **department of homeland security**.

9 SECTION 420. IC 31-27-3-17, AS ADDED BY P.L.145-2006,
 10 SECTION 273, IS AMENDED TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2026]: Sec. 17. The ~~fire prevention and~~
 12 ~~building safety commission~~ **department of homeland security** may
 13 not adopt rules requiring the installation of a sprinkler system in a
 14 living unit of a licensed child caring institution in which fewer than
 15 sixteen (16) children reside, each of whom is:

- 16 (1) ambulatory; and
- 17 (2) at least six (6) years of age.

18 SECTION 421. IC 31-27-4-4, AS ADDED BY P.L.145-2006,
 19 SECTION 273, IS AMENDED TO READ AS FOLLOWS
 20 [EFFECTIVE JULY 1, 2026]: Sec. 4. The ~~fire prevention and building~~
 21 ~~safety commission~~ **department of homeland security** shall provide
 22 consultation regarding the licensure of foster family homes to the
 23 department upon request.

24 SECTION 422. IC 32-21-2.5-8, AS AMENDED BY P.L.26-2022,
 25 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2026]: Sec. 8. (a) As used in this section, "paper document"
 27 or "paper documents" means a tangible record that is received by a
 28 county recorder in a form that is not electronic.

29 (b) On or before July 1, 2022, a county recorder shall receive for
 30 recording, indexing, storage, archiving, access to, searching of,
 31 retrieval, and transmittal all electronic documents proper for recording.
 32 A county recorder shall also accept electronically any fee or tax that the
 33 county recorder is authorized to collect under applicable laws. A
 34 county recorder shall implement the processing of electronic
 35 documents proper for recording in compliance with:

- 36 (1) this article;
- 37 (2) IC 33-42;
- 38 (3) IC 36-2-7.5;
- 39 (4) IC 36-2-11; and
- 40 (5) IC 36-2-13; and

41 the standards adopted by the electronic recording commission created
 42 under section 9 of this chapter **(before its repeal)**.



(c) This section does not apply to the following documents:

- (1) A military discharge under IC 10-17-2.
- (2) A survey of real property.
- (3) A plat of real property.

(d) A recorder who accepts electronic documents for recording shall:

- (1) continue to accept paper documents as authorized by state law; and
- (2) place entries for paper documents and electronic documents in the same index.

(e) A recorder who accepts electronic documents for recording may:

- (1) convert paper documents accepted for recording into electronic form;
- (2) convert into electronic form information recorded before the county recorder began to accept and index electronic documents; or
- (3) agree with other officials of a state or a political subdivision of a state, or of the United States, on procedures or processes to facilitate the electronic satisfaction of prior approvals and conditions precedent to recording and the electronic payment of fees and taxes.

SECTION 423. IC 32-21-2.5-9 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 9: (a) The electronic recording commission is established to adopt standards to implement this chapter before January 1, 2018. The commission consists of the following five (5) members appointed by the governor:~~

- ~~(1) Three (3) members must be county recorders.~~
- ~~(2) One (1) member must be employed in Indiana in the banking or mortgage lending industry.~~
- ~~(3) One (1) member must be employed in Indiana in the land title industry.~~

~~(b) To keep the standards and practices of county recorders in Indiana in harmony with the standards and practices of recording offices in other jurisdictions that enact substantially this chapter and to keep the technology used by county recorders in Indiana compatible with technology used by recording offices in other jurisdictions that enact substantially this chapter, the electronic recording commission, so far as is consistent with the purposes, policies, and provisions of this chapter, in adopting, amending, and repealing standards shall consider:~~

- ~~(1) standards and practices of other jurisdictions;~~
- ~~(2) the most recent standards promulgated by national standard~~

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1 setting bodies, such as the Property Records Industry
2 Association (PRIA);

3 ~~(3) the views of interested persons and governmental officials~~
4 ~~and entities;~~

5 ~~(4) the needs of counties of varying size, population, and~~
6 ~~resources; and~~

7 ~~(5) standards requiring adequate information security protection~~
8 ~~to ensure that electronic documents are accurate, authentic,~~
9 ~~adequately preserved, and resistant to tampering.~~

10 SECTION 424. IC 32-21-5.2-3, AS ADDED BY P.L.157-2024,
11 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2026]: Sec. 3. As used in this chapter, "local building
13 department" means, in any county, city, or town, the department,
14 division, agency, section, or office that enforces the Indiana building
15 code adopted by the ~~fire prevention and building safety commission;~~
16 **department of homeland security**, as required by IC 36-7-2-9(1).

17 SECTION 425. IC 34-13-3-2, AS AMENDED BY P.L.111-2021,
18 SECTION 102, IS AMENDED TO READ AS FOLLOWS
19 [EFFECTIVE JULY 1, 2026]: Sec. 2. This chapter applies to a claim
20 or suit in tort against any of the following:

21 (1) The bureau of motor vehicles commission established by
22 IC 9-14-9-1.

23 (2) A member of the bureau of motor vehicles commission board
24 established under IC 9-14-9-2.

25 (3) An employee of the bureau of motor vehicles commission.

26 (4) A member of the driver education advisory board established
27 by IC 9-27-6-5 **(before its expiration on December 31, 2026).**

28 (5) An approved postsecondary educational institution (as
29 defined in IC 21-7-13-6(a)(1)), or an association acting on behalf
30 of an approved postsecondary educational institution, that:

31 (A) shares data with the commission for higher education
32 under IC 21-12-12-1; and

33 (B) is named as a defendant in a claim or suit in tort based
34 on any breach of the confidentiality of the data that occurs
35 after the institution has transmitted the data in compliance
36 with IC 21-12-12-1.

37 (6) The state fair commission established by IC 15-13-2-1.

38 (7) A member of the state fair commission established by
39 IC 15-13-2-1 or an employee of the state fair commission.

40 (8) The state fair board established by IC 15-13-5-1.

41 (9) A member of the state fair board established by IC 15-13-5-1.

42 SECTION 426. IC 34-13-3-2.5, AS AMENDED BY



P.L.111-2021, SECTION 103, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2.5. The addition of section ~~2(5)~~ **2(2)** of this chapter by SEA 146-2016, SECTION 1, does not apply to a claim or suit in tort against a postsecondary educational institution if filed before March 30, 2016.

SECTION 427. IC 34-13-3-8, AS AMENDED BY P.L.46-2023, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) Except as provided in section 9 of this chapter and subsection (b), a claim against a political subdivision is barred unless notice is filed with:

- (1) the governing body of that political subdivision; and
- (2) ~~unless IC 27-1-29 has expired under IC 27-1-29-29,~~ the Indiana political subdivision risk management commission created under IC 27-1-29 **(before its expiration December 31, 2026);**

within one hundred eighty (180) days after the loss occurs.

(b) A claim against a political subdivision is not barred for failure to file notice with the Indiana political subdivision risk management commission under subsection (a)(2) if the political subdivision was not a member of the political subdivision risk management fund established under IC 27-1-29-10 at the time the act or omission took place.

SECTION 428. IC 34-30-2.1-30 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 30. IC 5-2-2-14(b) (Concerning the state for violations of the law enforcement academy building commission law).~~

SECTION 429. IC 34-30-2.1-107 IS REPEALED [EFFECTIVE JANUARY 1, 2027]. ~~Sec. 107. IC 9-27-7-6(e) (Concerning members of the advisory board to the motorcycle operator safety education program).~~

SECTION 430. IC 34-30-2.1-129.5, AS ADDED BY P.L.131-2024, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 129.5. IC 12-9-4-8, **before its expiration on December 31, 2026,** (Concerning providing information to the special service review team).

SECTION 431. IC 34-30-2.1-367.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 367.5. IC 25-5.3-8-8 (Concerning the members, officers, executive director, employees, and representatives of the athletic trainer compact commission under the athletic trainer interstate compact).**

SECTION 432. IC 34-30-2.1-593, AS ADDED BY P.L.105-2022, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2026]: Sec. 593. IC 36-8-16.7-43 (Concerning the statewide 911 ~~board~~, **authority**, a PSAP, a political subdivision, a communications service provider, a member of the ~~board~~, **public safety communications commission (commission)**, or the ~~board~~ **commission** chair for loss, death, or injury related to 911 service).

SECTION 433. IC 35-44.2-3-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 3: ~~A member or person employed by the law enforcement academy building commission who has a conflict of interest with respect to an action by the commission is subject to criminal prosecution under IC 5-2-2-11.~~

SECTION 434. IC 35-47.5-2-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 3: ~~"Commission" refers to the fire prevention and building safety commission established by IC 22-12-2-1.~~

SECTION 435. IC 35-47.5-4-4, AS AMENDED BY P.L.187-2021, SECTION 134, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The department shall issue a regulated explosives magazine permit to maintain an explosives magazine to an applicant who qualifies under section 5 of this chapter.

(b) A permit issued under subsection (a) expires one (1) year after it is issued. The permit is limited to storage of the types and maximum quantities of explosives specified in the permit in the place covered by the permit and under the construction and location requirements specified in the rules of the ~~commission~~. **department**.

SECTION 436. IC 35-47.5-4-4.5, AS AMENDED BY P.L.187-2021, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4.5. (a) This section does not apply to:

- (1) a person who is regulated under IC 14-34; or
- (2) near surface or subsurface use of regulated explosives associated with oil and natural gas:
 - (A) exploration;
 - (B) development;
 - (C) production; or
 - (D) abandonment activities or procedures.

(b) The ~~commission~~ **department** shall adopt rules under IC 4-22-2 to:

- (1) govern the use of a regulated explosive; and
- (2) establish requirements for the issuance of a license for the use of a regulated explosive.

(c) The ~~commission~~ **department** shall include the following requirements in the rules adopted under subsection (b):



(1) Relicensure every three (3) years after the initial issuance of a license.

(2) Continuing education as a condition of relicensure.

(3) An application for licensure or relicensure must be submitted to the department on forms approved by the ~~commission~~ **department**.

(4) A fee for licensure and relicensure.

(5) Reciprocal recognition of a license for the use of a regulated explosive issued by another state if the licensure requirements of the other state are substantially similar to the licensure requirements established by the ~~commission~~ **department**.

(d) A person may not use a regulated explosive unless the person has a license issued under this section for the use of a regulated explosive.

(e) The department shall carry out the licensing and relicensing program under the rules adopted by the ~~commission~~ **department**.

(f) As used in this section, "regulated explosive" does not include either of the following:

(1) Consumer fireworks (as defined in 27 CFR 555.11).

(2) Commercially manufactured black powder in quantities not to exceed fifty (50) pounds, if the black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or antique devices.

SECTION 437. IC 35-47.5-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) To qualify for a regulated explosives permit, an applicant must:

(1) submit information on the form provided by the state fire marshal describing:

(A) the location of the affected magazine;

(B) the types and maximum quantities of explosives that will be kept in the place covered by the application; and

(C) the distance that the affected magazine will be located from the nearest highway, railway, and structure that is also used as a place of habitation or assembly other than for the manufacture of explosives;

(2) except as provided in subdivision (3), demonstrate through an inspection that the magazine is constructed and located in accordance with the rules adopted by the ~~commission~~ **department**;

(3) demonstrate through an inspection that smoking, matches, open flames, and spark producing devices are not allowed within a room containing an indoor magazine; and



(4) pay the fee under IC 22-12-6-6.

(b) To qualify for the renewal of a regulated explosives permit, the applicant must pay the fee under IC 22-12-6-6.

SECTION 438. IC 35-47.5-4-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) This section does not apply to storage that is exempted from the requirements of this section in the rules adopted by the ~~commission~~ **department** under IC 22-13-3.

(b) A person who:

(1) stores a regulated explosive;

(2) has control over a regulated explosive that is stored; or

(3) has control over a place where a regulated explosive is stored;

without a regulated explosives magazine permit issued under this chapter that covers the storage commits a Class C infraction.

SECTION 439. IC 35-52-5-3 IS REPEALED [EFFECTIVE JULY 1, 2026]. ~~Sec. 3: IC 5-2-2-11 defines a crime concerning the law enforcement academy building commission.~~

SECTION 440. IC 36-1-12-11, AS AMENDED BY P.L.187-2021, SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The board must, within sixty (60) days after the completion of the public work project, file in the department of homeland security a complete set of final record drawings for the public work project. However, this requirement does not apply to a public work project constructed at a cost less than one hundred thousand dollars (\$100,000). In addition, the filing of the drawings is required only if the project involves a public building.

(b) The department of homeland security shall provide a depository for all final record drawings filed, and retain them for inspection and loan under regulated conditions. The ~~fire prevention and building safety commission~~ **department of homeland security** may designate the librarian of Indiana as the custodian of the final record drawings. The librarian shall preserve the final record drawings in the state archives as public documents.

SECTION 441. IC 36-7-2-9, AS AMENDED BY P.L.22-2005, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 9. Each unit shall require compliance with:

(1) the code of building laws and fire safety laws that is adopted in the rules of the ~~fire prevention and building safety commission~~ **department of homeland security** under IC 22-13;

(2) orders issued under IC 22-13-2-11 that grant a variance to the code of building laws and fire safety laws described in



subdivision (1);

(3) orders issued under IC 22-12-7 that apply the code of building laws described in subdivision (1);

(4) IC 22-15-3-7; and

(5) a written interpretation of a building law and fire safety law binding on the unit under IC 22-13-5-3 or IC 22-13-5-4.

SECTION 442. IC 36-7-4-405, AS AMENDED BY P.L. 132-2012, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 405. (a) ADVISORY – AREA. Each plan commission shall:

(1) make recommendations to the legislative body or bodies concerning:

(A) the adoption of the comprehensive plan and amendments to the comprehensive plan;

(B) the adoption or text amendment of:

(i) an initial zoning ordinance;

(ii) a replacement zoning ordinance; and

(iii) a subdivision control ordinance;

(C) the adoption or amendment of a PUD district ordinance (as defined in section 1503 of this chapter); and

(D) zone map changes; and

(2) render decisions concerning and approve plats, replats, and amendments to plats of subdivisions under the 700 series of this chapter.

(b) Each plan commission:

(1) shall assign street numbers to lots and structures;

(2) shall renumber lots and structures; and

(3) if the plan commission does not have the power under an ordinance adopted under subsection (c) to name or rename streets, may recommend the naming and renaming of streets to the executive.

(c) The executive shall name or rename streets. However, a unit may provide by ordinance that the plan commission rather than the executive shall name or rename streets. Streets shall be named or renamed so that their names are easy to understand and to avoid duplication or conflict with other names. The plan commission may, by rule, prescribe a numbering system for lots and structures.

(d) This subsection applies to a plan commission having jurisdiction in a county with a population of at least four hundred thousand (400,000). The plan commission shall number structures on highways within the plan commission's jurisdiction to conform with the numbers of structures on streets within cities in the county.



(e) This subsection applies to unincorporated areas subject to the jurisdiction of no plan commission under this article. The county executive:

(1) must approve the assignment of street numbers to lots and structures; and

(2) may number or renumber lots and structures and name or rename streets.

(f) This subsection applies to areas located within a municipality that are subject to the jurisdiction of no plan commission under this article. The executive of the municipality:

(1) must approve the assignment of street numbers to lots and structures; and

(2) may number or renumber lots and structures and name or rename streets.

(g) An executive acting under subsection (e) or (f) shall name or rename streets:

(1) so that their names are easy to understand; and

(2) to avoid duplication or conflict with other names.

(h) If streets are named or renamed or lots and structures are numbered or renumbered under this section, the commission or executive that makes the naming or numbering decision shall notify:

(1) the circuit court clerk or board of registration;

(2) the statewide 911 ~~board~~ **authority** established by IC 36-8-16.7-24 and the administrator of an enhanced emergency telephone system established under IC 36-8-16 (before its repeal on July 1, 2012), if any;

(3) the United States Postal Service; and

(4) any person or body that the commission or executive considers appropriate to receive notice;

of its action no later than the last day of the month following the month in which the action is taken.

(i) Each plan commission shall make decisions concerning development plans and amendments to development plans under the 1400 series of this chapter, unless the responsibility to render decisions concerning development plans has been delegated under section 1402(c) of this chapter.

SECTION 443. IC 36-7-4-1108, AS AMENDED BY P.L.134-2024, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1108. (a) This section applies only to a child care home that is used as the primary residence of the person who operates the child care home regardless of whether the child care home meets the definition set forth in IC 12-7-2-28.6.



(b) A zoning ordinance may not do any of the following:

(1) Exclude a child care home from a residential area solely because the child care home is a business.

(2) Impose limits on the number of children that may be served by a child care home at any one (1) time that vary from the limits set forth in IC 12-7-2-33.7 and IC 12-7-2-33.8.

(3) Impose requirements or restrictions upon child care homes that vary from the requirements and restrictions imposed upon child care homes by rules adopted by the division of family resources or the ~~fire prevention and building safety commission~~.
department of homeland security.

(c) Notwithstanding subsection (b), a child care home may be required to meet the same:

(1) zoning requirements;

(2) developmental standards; and

(3) building codes;

that apply to other residential structures in the same residential district or classification as the child care home.

SECTION 444. IC 36-7-7-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The following members of the commission shall be appointed from each county in the region:

(1) A representative of the county executive who may be either a member of the executive or a person appointed by it.

(2) A representative of the county fiscal body who must be a member of the fiscal body.

(b) The following members of the commission shall be appointed from each county in the region having a population of more than fifty thousand (50,000):

(1) The county surveyor or a person appointed by the surveyor.

(2) Two (2) persons appointed by the executive of each municipality having a population of more than fifty thousand (50,000).

(3) One (1) person appointed by the executive of each of the seven (7) largest municipalities having a population of less than fifty thousand (50,000). If there are fewer than seven (7) municipalities, enough additional persons appointed by the county executive to bring the total appointed under this subdivision to seven (7).

(c) The following members of the commission shall be appointed from each county in the region having a population of less than fifty thousand (50,000):



(1) One (1) person appointed by the executive of each of the five (5) largest municipalities or of each municipality if there are fewer than five (5).

(2) If there are fewer than five (5) municipalities, enough additional persons appointed by the county executive to bring the total appointed under this subsection to five (5).

~~(d) One (1) voting member of the commission shall be appointed by the governor.~~

~~(e)~~ (d) At least two-thirds (2/3) of the commission members must be elected officials. All persons appointed to the commission must be:

(1) knowledgeable in matters of physical, social, or economic development of the region; and

(2) residents of the municipality, county, or region that they represent.

A member of the commission may also serve as a member of a plan commission in the region.

~~(f)~~ (e) Members of the commission shall serve without salary but may be reimbursed for expenses incurred in the performance of their duties.

~~(g)~~ (f) The respective appointing authorities shall certify their appointments, and the certification shall be retained as a part of the records of the commission.

~~(h)~~ (g) If a vacancy occurs by resignation or otherwise, the respective appointing authority shall appoint a member for the unexpired term. Members shall be certified annually, and their terms expire on December 31 of each year.

SECTION 445. IC 36-7-7.6-4, AS AMENDED BY P.L.11-2023, SECTION 120, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The following members shall be appointed to the commission:

(1) A member of the county executive of each county described in section 1 of this chapter, to be appointed by the county executive.

(2) A member of the county fiscal body of each county described in section 1 of this chapter, to be appointed by the county fiscal body.

(3) The county surveyor of each county described in section 1 of this chapter.

(4) For a county having a population of not more than four hundred thousand (400,000), one (1) person appointed by the executive of each of the eleven (11) largest municipalities.

(5) For a county having a population of more than four hundred



thousand (400,000) and less than seven hundred thousand (700,000), one (1) person appointed by the executive of each of the nineteen (19) largest municipalities.

(6) Beginning July 1, 2007, one (1) person appointed by the trustee of each township that:

(A) is located in a county described in section 1 of this chapter;

(B) has a population of at least eight thousand (8,000); and

(C) does not contain a municipality.

~~(b) One (1) voting member of the commission shall be appointed by the governor. The member appointed under this subsection may not vote in a weighted vote under section 9 of this chapter.~~

~~(c) (b)~~ A member of the commission who is a county surveyor may not vote in a weighted vote under section 9 of this chapter.

SECTION 446. IC 36-7-7.6-10, AS AMENDED BY P.L.39-2007, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) The commission shall elect from among its members, by the affirmative votes of a majority of the members serving on the commission, an executive board that consists of the following:

(1) The four (4) officers of the commission.

(2) Two (2) members of the commission from each county described in section 1 of this chapter.

~~(3) The member of the commission appointed by the governor.~~

(b) If a vacancy occurs in a position on the executive board referred to in subsection (a)(2), a successor shall be elected from among the members in the same manner as the member whose position has been vacated.

(c) The executive board shall conduct the business of the commission, except for:

(1) the adoption and amendment of bylaws, rules, and procedures for the operation of the commission;

(2) the election of officers and members of the executive board as provided in this chapter; and

(3) the adoption of the annual appropriation budget after review by the executive board.

(d) The executive board shall meet regularly at least one (1) time each month, unless otherwise determined by its members. The executive board shall notify the full membership of the commission of all its meetings with copies of its preliminary or final agendas and shall report all its actions and determinations to the full membership of the commission.

(e) A majority of members of the executive board constitutes a



quorum. An action of the executive board is official only if it is authorized by an affirmative vote of a majority of the total number of members serving on the board at a regular or properly called special meeting. Any action of the executive board shall be reviewed at the next regular meeting of the commission following the executive board's action. Upon either:

- (1) a decision by the majority of the board; or
 - (2) written request of a member of the commission;
- an issue shall be brought to a vote of the full commission.

(f) If the immediate past chairperson is not serving as a member of the executive board under subsection (a), that individual shall be a nonvoting member of the executive board.

SECTION 447. IC 36-7-8-3, AS AMENDED BY P.L.208-2015, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The legislative body of a county having a county department of buildings or joint city-county building department may, by ordinance, adopt building, heating, ventilating, air conditioning, electrical, plumbing, and sanitation standards for unincorporated areas of the county. These standards take effect only on the legislative body's receipt of written approval from the ~~fire prevention and building safety commission~~ **department of homeland security**.

(b) An ordinance adopted under this section must be based on occupancy, and it applies to:

- (1) the construction, alteration, equipment, use, occupancy, location, and maintenance of buildings, structures, and appurtenances that are on land or over water and are:

- (A) erected after the ordinance takes effect; and

- (B) if expressly provided by the ordinance, existing when the ordinance takes effect;

- (2) conversions of buildings and structures, or parts of them, from one occupancy classification to another; and
- (3) the movement or demolition of buildings, structures, and equipment for the operation of buildings and structures.

(c) The rules of the ~~fire prevention and building safety commission~~ **department of homeland security** are the minimum standards upon which ordinances adopted under this section must be based.

(d) An ordinance adopted under this section does not apply to private homes that are built by individuals and used for their own occupancy. However, onsite sewage systems of a private home described in this subsection must comply with state laws and rules.

SECTION 448. IC 36-7-8-4 IS AMENDED TO READ AS



FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The legislative body of a county having a county department of buildings or a joint city-county building department may, by ordinance, adopt minimum housing standards for unincorporated areas of the county. These standards must be consistent with the rules of the ~~fire prevention and building safety commission~~. **department of homeland security.**

(b) An ordinance adopted under this section applies to:

- (1) residential buildings;
- (2) residential parts of mixed occupancy buildings; and
- (3) conversions of buildings from nonresidential to residential or partly residential.

(c) A municipality may elect, by ordinance, to make itself subject to an ordinance adopted under this section.

(d) This section does not affect IC 16-41-26.

SECTION 449. IC 36-7.5-8-6, AS ADDED BY P.L.195-2023, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The Gary Metro Center station revitalization project board is established.

(b) Subject to subsection (f), the board consists of the following seven (7) members:

- (1) ~~Three (3)~~ **Four (4)** members appointed by the executive of the city of Gary.
- (2) Three (3) members appointed by the development authority.
- ~~(3) One (1) member appointed by the governor.~~

Individuals appointed to the board must have professional experience in commercial facility management.

(c) Ownership of the Gary Metro Center station shall be held by the board.

(d) The board shall provide oversight of the ongoing maintenance and operation of the Gary Metro Center station.

(e) ~~The member appointed under subsection (b)(3) shall~~ **The executive of the city of Gary shall select one (1) of the members appointed under subsection (b)(1) to serve as the chairperson of the board.** The board shall meet at the call of the chairperson.

(f) An individual may not be appointed to the board if the individual is a party to a contract or agreement with an entity involved in the reconstruction of the Gary Metro Center station, is employed by an entity involved in the reconstruction of the Gary Metro Center station, or otherwise has a direct or indirect financial interest in an entity involved in the reconstruction of the Gary Metro Center station.

SECTION 450. IC 36-8-16.6-1, AS AMENDED BY P.L.132-2012, SECTION 13, IS AMENDED TO READ AS



1 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. As used in this
 2 chapter, "~~board~~" "**authority**" refers to the statewide 911 ~~board~~
 3 **authority** established by IC 36-8-16.7-24.

4 SECTION 451. IC 36-8-16.6-1.5 IS ADDED TO THE INDIANA
 5 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. As used in this chapter,**
 7 **"commission" refers to the public safety communications**
 8 **commission established by IC 5-26-1.5-1.**

9 SECTION 452. IC 36-8-16.6-11, AS AMENDED BY
 10 P.L.119-2024, SECTION 7, IS AMENDED TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) The ~~board~~ **authority, with**
 12 **the approval of the commission**, shall impose a 911 service prepaid
 13 wireless charge on each retail transaction. The charge is not required
 14 to be paid by an eligible telecommunications carrier that is required to
 15 pay the monthly statewide 911 fee under IC 36-8-16.7-32 for the same
 16 transaction. The amount of the charge is one dollar (\$1). The ~~board~~
 17 **commission** may increase the 911 service prepaid wireless charge to
 18 ensure adequate revenue for the ~~board~~ **authority** to fulfill its duties and
 19 obligations under this chapter and IC 36-8-16.7. The following apply
 20 to an increase in the 911 service prepaid wireless charge:

21 (1) The ~~board~~ **commission** may increase the charge only one (1)
 22 time after April 30, 2023, and before July 1, 2026, in an amount
 23 not to exceed ten cents (\$0.10).

24 (2) The ~~board~~ **commission** may increase the charge only after
 25 review by the budget committee.

26 (b) A consumer that is the federal government or an agency of the
 27 federal government is exempt from the 911 service prepaid wireless
 28 charge imposed under this section.

29 (c) This subsection applies to an eligible telecommunications
 30 carrier for purposes of receiving Lifeline reimbursement from the
 31 universal service fund through the administrator designated by the
 32 Federal Communications Commission. An eligible telecommunications
 33 carrier:

34 (1) is not considered an agency of the federal government for
 35 purposes of the exemption set forth in subsection (b); and

36 (2) with respect to prepaid wireless telecommunications service
 37 provided to end users by the eligible telecommunications carrier
 38 in its capacity as an eligible telecommunications carrier, is liable
 39 for the charge imposed under subsection (d).

40 (d) Beginning September 1, 2015, and on the first day of each
 41 month thereafter, an eligible telecommunications carrier described in
 42 subsection (c) shall pay to the ~~board~~ **authority** a charge equal to the



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product of the following factors:

(1) The 911 service prepaid wireless charge established under subsection (a).

(2) The number of unique end users for which the eligible telecommunications carrier received reimbursement from the universal service fund during the immediately preceding month.

The eligible telecommunications carrier may bill and collect from each end user the charges calculated under this subsection with respect to the end user. The eligible telecommunications carrier shall determine the manner in which the eligible telecommunications carrier bills and collects the charges. Except as provided in section 15 of this chapter, an eligible telecommunications carrier may not bill and collect from an end user an amount greater than the charges paid by the eligible telecommunications carrier to the ~~board~~ **authority** with respect to the end user.

(e) If the ~~board~~ **commission** increases the 911 service prepaid wireless charge under subsection (a), the ~~board~~ **commission** shall provide written notice to the department of state revenue not later than sixty (60) days before the date the increase takes effect that includes:

(1) the effective date for the increase; and

(2) the amount of the charge as increased by the ~~board~~ **commission**.

SECTION 453. IC 36-8-16.6-16, AS AMENDED BY P.L.119-2024, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) A seller is subject to the same audit and appeal procedures with respect to the collection and remittance of 911 service prepaid wireless charges as with collection and remittance of the state gross retail tax under IC 6-2.5.

(b) An audit under subsection (a) must be conducted either:

(1) jointly by the department of state revenue and the ~~board~~ **authority**; or

(2) by an independent auditor engaged by the ~~board~~ **authority** to conduct a cost effective flat rate audit.

(c) If an independent auditor is engaged by the ~~board~~ **authority** under subsection (b)(2), the terms of the engagement may not:

(1) be of an indefinite term;

(2) include hourly or per diem fees; or

(3) include payment based on contingency.

SECTION 454. IC 36-8-16.6-17, AS AMENDED BY P.L.119-2024, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 17. (a) The department,



in conjunction and coordination with the ~~board~~, **commission**, shall establish procedures:

(1) governing the collection and remittance of 911 service prepaid wireless charges in accordance with the procedures established under IC 6-8.1 concerning listed taxes; and

(2) allowing a seller to document that a sale of prepaid wireless telecommunications service is not a retail transaction.

(b) A procedure established under subsection (a)(1):

(1) must take into consideration the differences between large and small sellers, including smaller sales volumes; and

(2) may establish lower thresholds for the remittance of 911 service prepaid wireless charges by small sellers.

For purposes of this subsection, a small seller is a seller that sells less than one hundred dollars (\$100) of prepaid wireless telecommunications service each month.

(c) On an annual basis, the ~~board~~ **authority** may audit providers to determine compliance with procedures established under subsection (a). Not later than March 1 of the year immediately following an audit, the ~~board~~ **authority** shall submit, in an electronic format under IC 5-14-6, a copy of the audit to the general assembly and the budget committee.

SECTION 455. IC 36-8-16.6-18, AS AMENDED BY P.L.119-2024, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 18. (a) The department shall deposit all remitted 911 service prepaid wireless charges in the fund.

(b) The ~~board~~ **authority** shall administer money deposited in the fund under this section in the same manner as it administers statewide 911 fees assessed under IC 36-8-16.7-32.

SECTION 456. IC 36-8-16.6-21, AS AMENDED BY P.L.119-2024, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 21. The following are not required to take legal action to enforce the collection of a 911 service prepaid wireless charge that is imposed on a consumer:

(1) A provider.

(2) A seller.

However, the department or the ~~board~~ **authority with the approval of the commission** may initiate a collection action. A court finding for the department or the ~~board~~, **authority**, as applicable, in an action may award reasonable costs and attorney's fees associated with the collection action.

SECTION 457. IC 36-8-16.7-1.5 IS ADDED TO THE INDIANA



CODE AS A NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: **Sec. 1.5. As used in this chapter, "authority" refers to the statewide 911 authority established by section 24 of this chapter.**

SECTION 458. IC 36-8-16.7-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. **Sec. 4. As used in this chapter, "board" refers to the statewide 911 board established by section 24 of this chapter.**

SECTION 459. IC 36-8-16.7-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 6.5. As used in this chapter, "commission" refers to the public safety communications commission established by IC 5-26-1.5-1.**

SECTION 460. IC 36-8-16.7-11, AS ADDED BY P.L.132-2012, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 11. As used in this chapter, "executive director" refers to the executive director of the ~~board~~ authority.**

SECTION 461. IC 36-8-16.7-24, AS AMENDED BY P.L.36-2016, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 24. (a) The statewide 911 ~~board~~ authority is established to develop, implement, and oversee the statewide 911 system. The ~~board~~ authority is a body corporate and politic, and though it is separate from the state, the exercise by the ~~board~~ authority of its powers constitutes an essential governmental function.**

(b) The commission is the governing body of the authority.

(b) The following recommendations must be made to the governor concerning the membership of the board:

(1) The executive committees of:

(A) the Indiana chapter of the National Emergency Number Association (NENA); and

(B) the Indiana chapter of the Association of Public Safety Communication Officials International (APCO);

shall jointly recommend three (3) individuals; at least one (1) of whom must have budget experience at the local level.

(2) The facilities based CMRS providers authorized to provide CMRS in Indiana shall jointly recommend one (1) individual.

(3) The Indiana Association of County Commissioners shall recommend one (1) individual who is a county commissioner in Indiana.

(4) The Indiana Sheriffs' Association shall recommend one (1) individual who is a county sheriff in Indiana.

(5) The Indiana Telecommunications Association; or any



successor organization; shall recommend two (2) individuals as follows:

(A) One (1) individual representing a local exchange carrier that serves less than fifty thousand (50,000) local exchange access lines in Indiana:

(B) One (1) individual representing a local exchange carrier that serves at least fifty thousand (50,000) local exchange access lines in Indiana:

(6) The Indiana Cable Telecommunications Association shall recommend one (1) individual representing a VOIP provider:

(7) The Indiana Association of Cities and Towns shall recommend one (1) individual representing municipalities:

(c) The board consists of the following fifteen (15) members:

(1) The treasurer of state or the treasurer's designee: The treasurer of state or the treasurer's designee is chairperson of the board for a term concurrent with the treasurer of state's term of office. However, the treasurer of state's designee serves at the pleasure of the treasurer of state:

(2) Three (3) members for a term of three (3) years who are appointed by the governor after considering the recommendations submitted under subsection (b)(1) by the executive committees of NENA and APCO. At least one (1) member appointed under this subdivision must have budget experience at the local level:

(3) One (1) facilities based CMRS member who is appointed by the governor after considering the recommendation submitted under subsection (b)(2) by the facilities based CMRS providers authorized to provide CMRS in Indiana. A member appointed under this subdivision may not be affiliated with the same business entity as a member appointed under subdivision (6); (7); or (8):

(4) One (1) county commissioner member appointed by the governor after considering the recommendation submitted under subsection (b)(3) by the Indiana Association of County Commissioners:

(5) One (1) county sheriff member appointed by the governor after considering the recommendation submitted under subsection (b)(4) by the Indiana Sheriffs' Association:

(6) One (1) member who represents a local exchange carrier that serves less than fifty thousand (50,000) local exchange access lines in Indiana and who is appointed by the governor after considering the recommendation of the Indiana



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Telecommunications Association; or any successor organization; under subsection (b)(5)(A). A member appointed under this subdivision may not be affiliated with the same business entity as a member appointed under subdivision (3), (7), or (8):

(7) One (1) member who represents a local exchange carrier that serves at least fifty thousand (50,000) local exchange access lines in Indiana and who is appointed by the governor after considering the recommendation of the Indiana Telecommunications Association; or any successor organization; under subsection (b)(5)(B). A member appointed under this subdivision may not be affiliated with the same business entity as a member appointed under subdivision (3), (6), or (8):

(8) One (1) member who represents a VOIP provider and who is appointed by the governor after considering the recommendation of the Indiana Cable Telecommunications Association under subsection (b)(6). A member appointed under this subdivision may not be affiliated with the same business entity as a member appointed under subdivision (3), (6), or (7):

(9) One (1) member who represents municipalities and is appointed by the governor after considering the recommendation of the Indiana Association of Cities and Towns submitted under subsection (b)(7):

(10) The state fire marshal or the state fire marshal's designee:

(11) The superintendent of the state police department or the superintendent's designee:

(12) The executive director of the department of homeland security; or the executive director's designee. The executive director of the department of homeland security or the executive director's designee is a nonvoting member of the board:

(13) The state GIS officer. The state GIS officer is a nonvoting member of the board:

(d) This subsection applies to a member appointed by the governor under subsection (c)(2) through (c)(9). The governor shall ensure that the terms of the initial members appointed by the governor are staggered so that the terms of not more than five (5) members expire in a single calendar year. After the initial appointments, subsequent appointments shall be for three (3) year terms. A vacancy on the board shall be filled for the vacating member's unexpired term in the same manner as the original appointment, and a member of the board is eligible for reappointment. In making an appointment under subsection (c)(2) through (c)(9), the governor shall take into account the various geographical areas of Indiana, including rural and urban areas. A



member appointed by the governor serves at the pleasure of the governor.

(e) A member must be a resident of Indiana.

(f) A member may not vote by proxy.

SECTION 462. IC 36-8-16.7-25 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 25: A majority of the voting members of the board constitutes a quorum for the purposes of taking action. A meeting of the board is subject to IC 5-14-1.5.

SECTION 463. IC 36-8-16.7-26 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 26: (a) Each member of the board who is not a state employee is not entitled to receive the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

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

SECTION 464. IC 36-8-16.7-27, AS AMENDED BY P.L.119-2024, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 27. (a) The **board authority, with the approval of the commission,** may do the following to implement this chapter:

- (1) Sue and be sued.
- (2) Adopt and alter an official seal.
- (3) Adopt and enforce bylaws and rules for:
 - (A) the conduct of board business; and
 - (B) the use of board services and facilities.
- (4) Subject to subsection (c), acquire, hold, use, and otherwise dispose of the board's income, revenues, funds, and money.
- (5) Subject to subsections (b) and (c), enter into contracts, including contracts:
 - (A) for professional services;
 - (B) for purchase of supplies or services; and
 - (C) to acquire office space.
- (6) Subject to subsection (c), hire staff.
- (7) Adopt rules under IC 4-22-2 to implement this chapter.



(8) Develop, maintain, and update a statewide 911 plan.

(9) Subject to subsection (c), administer the statewide 911 fund established by section 29 of this chapter.

(10) Administer and distribute the statewide 911 fee in accordance with section 37 of this chapter.

(11) Subject to subsection (c), administer statewide 911 grants in accordance with state and federal guidelines.

(12) Obtain from each PSAP operating statistics and other performance measurements, including call statistics by category and emergency medical dispatching (EMD) certifications.

(13) Take action as needed to ensure that the statewide 911 system and PSAPs served by the statewide 911 system establish and maintain an adequate security posture to ensure public safety and the protection of personal information.

(14) Take other necessary or convenient actions to implement this chapter that are not inconsistent with Indiana law.

(b) A contract for the purchase of communications service or equipment by the ~~board~~ **authority** must be awarded through an invitation for bids or a request for proposals as described in IC 5-22. The ~~board~~ **authority, with the approval of the commission**, shall enter into a cooperative agreement with the Indiana department of administration for the department to administer the ~~board's~~ **authority's** purchases under this chapter using the department's purchasing agents.

(c) The ~~board~~ **authority** shall be considered a state agency for purposes of IC 5-14-3.5. Subject to IC 5-14-3.5-4, the following shall be posted to the Indiana transparency website in accordance with IC 5-14-3.5-2:

(1) Expenditures by the ~~board~~ **authority**, including expenditures for contracts, grants, and leases.

(2) The balance of the statewide 911 fund established by section 29 of this chapter.

(3) A listing of the ~~board's~~ **authority's** real and personal property that has a value of more than twenty thousand dollars (\$20,000).

The ~~board~~ **authority** shall cooperate with and provide information to the state comptroller as required by IC 5-14-3.5-8.

(d) Information relating to security measures or precautions used to secure the statewide 911 system may be excepted from public disclosure under IC 5-14-3-4 at the discretion of the ~~board~~ **authority, with the approval of the commission**.

SECTION 465. IC 36-8-16.7-28, AS ADDED BY P.L.132-2012,



SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 28. (a) The ~~board~~ **commission** shall appoint an executive director of the ~~board~~ **authority** to do the following:

(1) Administer, manage, and direct employees of the ~~board~~ **authority**.

(2) Approve salaries and allowable expenses for ~~board~~ **authority** members, employees, and consultants.

(3) Attend ~~board~~ **commission** meetings. ~~and record all proceedings of the board.~~ However, the executive director is not considered a member of the ~~board~~ **commission** for any purpose, including voting or establishing a quorum.

(4) Maintain books, documents, and papers filed with the ~~board~~ **authority**. ~~including minutes.~~

(5) Perform other duties as directed by the ~~board~~ **commission**.

(b) The ~~board~~ **commission** shall determine the salary and other compensation of the executive director.

SECTION 466. IC 36-8-16.7-29, AS AMENDED BY P.L.119-2024, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 29. (a) The statewide 911 fund is established for the purposes of creating and maintaining a uniform statewide 911 system. The ~~board~~ **authority** shall administer the fund. The expenses of administering the fund must be paid from money in the fund.

(b) The fund consists of the following:

(1) The statewide 911 fee assessed on users under section 32 of this chapter.

(2) Appropriations made by the general assembly.

(3) Grants and gifts intended for deposit in the fund.

(4) Interest, premiums, gains, or other earnings on the fund.

(5) 911 service prepaid wireless charges collected and remitted under IC 36-8-16.6-12.

(6) Money from any other source that is deposited in or transferred to the fund.

(c) The treasurer of state may invest money in the fund in the same manner as other funds of the state may be invested under IC 5-13.

(d) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money in the fund:

(1) does not revert at the end of any state fiscal year but remains available for the purposes of the fund in subsequent state fiscal years, notwithstanding IC 4-13-2-19 or any other law; and

(2) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by:



(A) the state board of finance notwithstanding IC 4-9.1-1-7, IC 4-13-2-23, or any other law; or

(B) the budget agency or any other state agency notwithstanding IC 4-12-1-12 or any other law.

(e) Money in the fund is continuously appropriated for the purposes of the fund.

SECTION 467. IC 36-8-16.7-30, AS AMENDED BY P.L.181-2015, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 30. (a) The state board of accounts shall audit the fund to determine whether the fund is being managed in accordance with this chapter.

(b) In conjunction with the ~~board's~~ **authority's** review under section 38(d) of this chapter of the state board of accounts' audit of PSAPs, the ~~board~~ **commission** shall review 911 service in Indiana, including the collection, disbursement, and use of the statewide 911 fee assessed under section 32 of this chapter. The purpose of the review is to ensure that the statewide 911 fee:

(1) does not exceed the amount reasonably necessary to provide adequate and efficient 911 service; and

(2) is used only for the purposes set forth in this chapter.

SECTION 468. IC 36-8-16.7-31, AS ADDED BY P.L.132-2012, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 31. The ~~board~~ **authority** may retain an independent, third party accounting firm or fiscal agent for purposes of processing checks and distributing funds as directed by the ~~board~~ **authority** and as allowed by this chapter. The ~~board~~ **authority** shall pay for these services as an administrative cost of the ~~board~~ **authority**.

SECTION 469. IC 36-8-16.7-32, AS AMENDED BY P.L.119-2024, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 32. (a) Except as provided in subsections (b) and (d), and subject to section 48(e) of this chapter, the ~~board~~ **authority, with the approval of the commission,** shall assess a monthly statewide 911 fee on each standard user that is a customer having a place of primary use in Indiana at a rate that ensures full recovery of the amount needed for the ~~board~~ **authority** to make distributions to county treasurers consistent with this chapter and that provides for the proper development, operation, and maintenance of a statewide 911 system. The amount of the fee assessed under this subsection is one dollar (\$1). The ~~board~~ **commission** may adjust the statewide 911 fee to ensure adequate revenue for the board to fulfill the ~~board's~~ **authority's** ~~board's~~ **authority's** duties and obligations under this chapter, subject to the following:



- 1 (1) The following apply to an increase in the fee:
 2 (A) The **board commission** may increase the fee only one
 3 (1) time after April 30, 2023, and before July 1, 2026, in an
 4 amount not to exceed ten cents (\$0.10).
 5 (B) The **board commission** may increase the fee only after
 6 review by the budget committee.
 7 (2) The fee may not be lowered more than one (1) time in a
 8 calendar year.
 9 (3) The fee may not be lowered by an amount that is more than
 10 ten cents (\$0.10) without legislative approval.
 11 (b) The fee assessed under this section does not apply to a prepaid
 12 user in a retail transaction under IC 36-8-16.6.
 13 (c) An additional fee relating to the provision of 911 service may
 14 not be levied by a state agency or local unit of government. A 911
 15 service prepaid wireless charge (as defined in IC 36-8-16.6-0.5) is not
 16 considered an additional fee relating to the provision of wireless 911
 17 service for purposes of this section.
 18 (d) A user is exempt from the fee if the user is any of the
 19 following:
 20 (1) The federal government or an agency of the federal
 21 government.
 22 (2) The state or an agency or instrumentality of the state.
 23 (3) A political subdivision (as defined in IC 36-1-2-13) or an
 24 agency of a political subdivision.
 25 (4) A user that accesses communications service solely through
 26 a wireless data only service plan.
 27 (e) This subsection applies to an eligible telecommunications
 28 carrier for purposes of receiving Lifeline reimbursement from the
 29 universal service fund through the administrator designated by the
 30 Federal Communications Commission. An eligible telecommunications
 31 carrier:
 32 (1) is not considered an agency of the federal government for
 33 purposes of the exemption set forth in subsection (d); and
 34 (2) with respect to communications service provided to end users
 35 by the eligible telecommunications carrier in its capacity as an
 36 eligible telecommunications carrier, is liable for the fee assessed
 37 under subsection (f).
 38 (f) Beginning September 1, 2015, and on the first day of each
 39 month thereafter, an eligible telecommunications carrier described in
 40 subsection (e) shall pay to the **board authority** a fee equal to the
 41 product of the following factors:
 42 (1) The monthly statewide 911 fee established under subsection



- 1 (a).
 2 (2) The number of unique end users for which the eligible
 3 telecommunications carrier received reimbursement from the
 4 universal service fund during the immediately preceding month.
 5 The eligible telecommunications carrier may bill and collect from each
 6 end user the fees calculated under this subsection with respect to the
 7 end user. The eligible telecommunications carrier shall determine the
 8 manner in which the eligible telecommunications carrier bills and
 9 collects the fees. Except as provided in section 33(d) of this chapter, an
 10 eligible telecommunications carrier may not bill and collect from an
 11 end user an amount greater than the fees paid by the eligible
 12 telecommunications carrier to the ~~board~~ **authority** with respect to the
 13 end user.
 14 (g) If the ~~board~~ **commission** increases or decreases the statewide
 15 911 fee under subsection (a), the ~~board~~ **commission** shall provide
 16 written notice to the department of state revenue not later than sixty
 17 (60) days before the date the increase or decrease takes effect that
 18 includes:
 19 (1) the effective date for the increase or decrease; and
 20 (2) the amount of the charge as increased or decreased by the [
 21 ~~board~~ **commission**.
 22 SECTION 470. IC 36-8-16.7-33, AS AMENDED BY
 23 P.L.119-2024, SECTION 23, IS AMENDED TO READ AS
 24 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 33. (a) As part of the
 25 provider's normal monthly billing process, a provider:
 26 (1) shall collect the fee from each standard user that is a
 27 customer having a place of primary use in Indiana; and
 28 (2) may list the fee as a separate line item on each bill.
 29 (b) If a provider receives a partial payment for a monthly bill from
 30 a standard user, the provider shall apply the payment against the
 31 amount the standard user owes to the provider before applying the
 32 payment against the fee. A provider may not prorate the monthly 911
 33 fee collected from a user.
 34 (c) Subject to subsection (d), a provider shall remit statewide 911
 35 fees collected under this section to the ~~board~~ **authority** at the time and
 36 in the manner prescribed by the ~~board~~ **authority**. However, the ~~board~~
 37 **authority** shall require a provider to report to the ~~board~~ **authority**, no
 38 less frequently than on an annual basis, the amount of fees collected
 39 from all of the provider's customers described in subsection (a)(1) and
 40 remitted to the ~~board~~ **authority** under this section. The ~~board~~
 41 **authority** may require a provider to submit a report required under this
 42 subsection at the same time that the provider remits fees to the ~~board~~



1 **authority** under this section. The ~~board~~ **authority** shall deposit all
2 remitted statewide 911 fees in the fund.

3 (d) A provider, including an eligible telecommunications carrier
4 under section 32(f) of this chapter, may deduct and retain an amount
5 not to exceed one percent (1%) of fees that the service provider collects
6 from users under this section or section 32 of this chapter, to reimburse
7 the direct costs incurred by the service provider in collecting and
8 remitting the fees.

9 (e) All originating providers that provide 911 service for their
10 customers shall connect to the statewide 911 system using an industry
11 standard or functional equivalent, as determined by the ~~board~~
12 **authority, with the approval of the commission**. The originating
13 provider must establish and maintain the connection in accordance
14 with all applicable regulatory requirements requiring service continuity
15 and ensure access to public safety assistance.

16 SECTION 471. IC 36-8-16.7-34, AS AMENDED BY
17 P.L.119-2024, SECTION 24, IS AMENDED TO READ AS
18 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 34. The statewide 911
19 fee is the liability of the user and not of a provider. However, except as
20 provided in section 33(d) of this chapter, a provider is liable to remit
21 to the ~~board~~ **authority** all statewide 911 fees that the provider collects
22 from users.

23 SECTION 472. IC 36-8-16.7-36, AS ADDED BY P.L.132-2012,
24 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2026]: Sec. 36. A provider is not required to take legal action
26 to enforce the collection of the 911 fee for which a user is billed.
27 However, the ~~board~~ **authority** may initiate a collection action. A court
28 finding for the ~~board~~ **authority** in the action may award reasonable
29 costs and attorney fees associated with the collection action.

30 SECTION 473. IC 36-8-16.7-37, AS AMENDED BY
31 P.L.157-2015, SECTION 11, IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 37. (a) Subject to
33 subsection (b), the ~~board~~ **authority** shall administer the fund in the
34 following manner:

35 (1) In each state fiscal year, the ~~board~~ **authority, with the**
36 **commission's approval**, may retain the lesser of:

37 (A) ten percent (10%) of the statewide 911 fees deposited
38 in the fund in the previous state fiscal year; or

39 (B) the amount of fees deposited in the fund in the previous
40 state fiscal year that would provide for the operating
41 expenses of the statewide 911 system during the state fiscal
42 year for which the fees are retained;



to pay the ~~board's~~ **authority's** expenses in administering this chapter and to develop, operate, and maintain a statewide 911 system. The ~~board~~ **commission** may decrease the amount of fees retained by the ~~board~~ **authority** under this subdivision.

(2) After retaining the amount set forth in subdivision (1), the ~~board~~ **authority** shall distribute to the counties the remainder of the statewide 911 fees in the fund. With respect to any state fiscal year beginning after June 30, 2015, the ~~board~~ **authority** shall first ensure a distribution to each county in an amount that is equal to the total amount of statewide 911 fees distributed to the county during the fiscal year ending June 30, 2014.

(3) If any statewide 911 fees remain in the fund after the distributions ensured under subdivision (2), the ~~board~~ **authority** shall distribute the fees as follows:

(A) Ninety percent (90%) of the fees shall be distributed to the counties based upon each county's percentage of the state's population.

(B) Ten percent (10%) of the fees shall be distributed equally among the counties.

(b) The ~~board~~ **authority** may not distribute money in the fund in a manner that impairs the ability of the ~~board~~ **authority** to fulfill its management and administrative obligations under this chapter.

SECTION 474. IC 36-8-16.7-38, AS AMENDED BY P.L.119-2024, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 38. (a) A PSAP may use a distribution from a county under this chapter only for the following:

(1) The lease, purchase, or maintenance of communications service equipment.

(2) Necessary system hardware and software and data base equipment.

(3) Personnel expenses, including wages, benefits, training, and continuing education, only to the extent reasonable and necessary for the provision and maintenance of:

(A) the statewide 911 system; or

(B) a wireline enhanced emergency telephone system funded under IC 36-8-16 (before its repeal on July 1, 2012).

(4) Operational costs, including costs associated with:

(A) utilities;

(B) maintenance;

(C) equipment designed to provide backup power or system redundancy, including generators; and



- 1 (D) call logging equipment.
- 2 (5) An emergency notification system that is approved by the [
- 3 ~~board~~ **commission** under section 40 of this chapter.
- 4 (6) Connectivity to the Indiana data and communications system
- 5 (IDACS).
- 6 (7) Rates associated with communications service providers' 911
- 7 service emergency communications system network services.
- 8 (8) Mobile radio equipment used by first responders.
- 9 (b) A PSAP may not use a distribution from a county under this
- 10 chapter for the following:
- 11 (1) The construction, purchase, renovation, or furnishing of
- 12 PSAP buildings.
- 13 (2) Vehicles.
- 14 (c) Not later than January 31 of each year, each PSAP shall submit
- 15 to the ~~board~~ **authority** a report of the following:
- 16 (1) All expenditures made during the immediately preceding
- 17 calendar year from distributions under this chapter.
- 18 (2) Call data and statistics for the immediately preceding
- 19 calendar year, as specified by the ~~board~~ **authority** and collected
- 20 in accordance with any reporting method established or required
- 21 by the ~~board~~ **authority**.
- 22 (3) All costs associated with dispatching appropriate public
- 23 safety agencies to respond to 911 calls received by the PSAP.
- 24 (4) All funding sources and amounts of funding used for costs
- 25 described in subdivision (3).
- 26 (5) Public safety telecommunicator continuing education
- 27 requirements established under IC 36-8-16.8-8(a)(2).
- 28 (d) The state board of accounts shall audit the expenditures of
- 29 distributions under this chapter by each PSAP that receives
- 30 distributions under this chapter. In conducting an audit under this
- 31 subsection, the state board of accounts shall determine, in conjunction
- 32 with the ~~board~~ **authority**, whether the expenditures made by each
- 33 PSAP are in compliance with subsections (a) and (b). The ~~board~~ **authority**
- 34 shall review and further audit any ineligible expenditure
- 35 identified by the state board of accounts under this subsection or
- 36 through any other report. If the ~~board~~ **authority** verifies that the
- 37 expenditure did not comply with this section, the ~~board~~ **authority** shall
- 38 ensure that the fund is reimbursed in the dollar amount of the
- 39 noncomplying expenditure from any source of funding, other than a
- 40 fund described in subsection (e), that is available to the PSAP or to a
- 41 unit in which the PSAP is located.
- 42 (e) A distribution under section 37(a)(2) of this chapter must be



deposited by the treasurer of the county in a separate fund set aside for the purposes allowed by subsections (a) and (b). The fund must be known as the _____ (insert name of county) 911 fund. The county treasurer may invest money in the fund in the same manner that other money of the county may be invested, but income earned from the investment must be deposited in the fund set aside under this subsection.

(f) Not later than November 1 of each year, the ~~board authority~~ shall provide in an electronic format under IC 5-14-6 to the general assembly the information submitted under subsection (c)(3) and (c)(4).

SECTION 475. IC 36-8-16.7-39, AS AMENDED BY P.L.119-2024, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 39. (a) In cooperation with the ~~board, authority,~~ a provider shall designate a person to coordinate with and provide all relevant information to the ~~board authority~~ to assist the ~~board authority~~ in carrying out its duties under this chapter.

(b) A provider shall provide the automatic number identification, or a functional equivalent or successor, and any other information, including updates, required by the ~~board authority~~ to the county, the municipality, an authorized agent of a county or municipality, or the ~~board authority~~ or the ~~board's authority's~~ authorized agent for purposes of establishing and maintaining a 911 system data base or online network repository of the data. The ~~board commission and the authority~~ may use confidential information received under this subsection solely for the purpose of providing statewide 911 service.

SECTION 476. IC 36-8-16.7-40, AS AMENDED BY P.L.119-2024, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 40. (a) As used in this section, "emergency notification system" means a method associated with a 911 system capability that provides communications service users within the territory served by a PSAP with a warning, delivered through a device or medium by which users receive communications service from a provider, of an emergency situation through a computerized warning system that uses 911 data base information and technology.

(b) With approval of the ~~board, commission,~~ a county may establish an emergency notification system. If the ~~board commission~~ approves the establishment of an emergency notification system in a county, a PSAP in the county may use funds distributed to it under this chapter to establish and operate an emergency notification system under this section.



(c) A provider shall provide to a PSAP the necessary user data to enable the PSAP to implement an emergency notification system under this section. The provision of data under this subsection is subject to section 41 of this chapter. In providing data under this subsection, the provider shall provide the following information for each service user in the PSAP's service territory:

- (1) The service address of the user.
- (2) The class of service provided to the user.
- (3) A designation of listed, unlisted, or nonpublished with respect to any telephone number (or other functionally equivalent identification number) associated with the user's service or account.

The provider shall provide this data to the PSAP on a quarterly basis. The provider may charge a reasonable fee to the PSAP for the administrative costs of providing the data.

SECTION 477. IC 36-8-16.7-42, AS ADDED BY P.L.132-2012, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 42. (a) All proprietary information submitted to the ~~board authority, commission, or~~ the treasurer of state, or to the budget committee under section 48 of this chapter, is confidential. Notwithstanding any other law, proprietary information submitted under this chapter is not subject to subpoena, and proprietary information submitted under this chapter may not be released to a person other than to the submitting provider without the permission of the submitting provider.

(b) General information collected by the ~~board authority, commission, or~~ the treasurer of state may be released or published only in aggregate amounts that do not identify or allow identification of numbers of users or revenues attributable to an individual provider.

SECTION 478. IC 36-8-16.7-43, AS ADDED BY P.L.132-2012, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 43. Notwithstanding any other law:

- (1) the ~~board; authority;~~
- (2) the commission;**
- ~~(2) (3) a PSAP;~~
- ~~(3) (4) a political subdivision;~~
- ~~(4) (5) a provider;~~
- ~~(5) (6) an employee, director, officer, or agent of a PSAP, a political subdivision, or a provider; or~~
- ~~(6) (7) an employee or member of the board; the board chair; the executive director; or an employee, agent, or representative of the board chair; commission, the executive director, or an~~



employee, agent, or representative of the authority;

is not liable for damages in a civil action or subject to criminal prosecution resulting from death, injury, or loss to persons or property incurred by any person in connection with establishing, developing, implementing, maintaining, operating, and providing 911 service, except in the case of willful or wanton misconduct.

SECTION 479. IC 36-8-16.7-47, AS AMENDED BY P.L.213-2015, SECTION 267, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 47. (a) For purposes of this section, a PSAP includes a public safety communications system operated and maintained under IC 36-8-15.

(b) As used in this section, "PSAP operator" means:

- (1) a political subdivision; or
- (2) an agency;

that operates a PSAP. The term does not include any entity described in subsection (c)(1) through (c)(3).

(c) Subject to subsection (d), after December 31, 2014, a county may not contain more than two (2) PSAPs. However, a county may contain one (1) or more PSAPs in addition to the number of PSAPs authorized by this section, as long as any additional PSAPs are operated:

- (1) by a state educational institution;
- (2) by an airport authority established for a county having a consolidated city; or
- (3) in a county having a consolidated city, by an excluded city (as defined in IC 36-3-1-7).

(d) If, on March 15, 2008, a county does not contain more than one (1) PSAP, not including any PSAP operated by an entity described in subsection (c)(1) through (c)(3), an additional PSAP may not be established and operated in the county on or after March 15, 2008, unless the additional PSAP is established and operated by:

- (1) a state educational institution;
- (2) in the case of a county having a consolidated city, an airport authority established for the county; or
- (3) the municipality having the largest population in the county or an agency of that municipality.

(e) Before January 1, 2015, each PSAP operator in a county that contains more than the number of PSAPs authorized by subsection (c) shall enter into an interlocal agreement under IC 36-1-7 with every other PSAP operator in the county to ensure that the county does not contain more than the number of PSAPs authorized by subsection (c) after December 31, 2014.



(f) An interlocal agreement required under subsection (e) may include as parties, in addition to the PSAP operators required to enter into the interlocal agreement under subsection (e), any of the following that seek to be served by a county's authorized PSAPs after December 31, 2014:

- (1) Other counties contiguous to the county.
- (2) Other political subdivisions in a county contiguous to the county.
- (3) Other PSAP operators in a county contiguous to the county.

(g) An interlocal agreement required under subsection (e) must provide for the following:

- (1) A plan for the:
 - (A) consolidation;
 - (B) reorganization; or
 - (C) elimination;

of one (1) or more of the county's PSAPs, as necessary to ensure that the county does not contain more than the number of PSAPs authorized by subsection (c) after December 31, 2014.

(2) A plan for funding and staffing the PSAP or PSAPs that will serve:

- (A) the county; and
- (B) any areas contiguous to the county, if additional parties described in subsection (f) participate in the interlocal agreement;

after December 31, 2014.

(3) Subject to any applicable state or federal requirements, protocol to be followed by the county's PSAP or PSAPs in:

- (A) receiving incoming 911 calls; and
- (B) dispatching appropriate public safety agencies to respond to the calls;

after December 31, 2014.

(4) Any other matters that the participating PSAP operators or parties described in subsection (f), if any, determine are necessary to ensure that the county does not contain more than the number of PSAPs authorized by subsection (c) after December 31, 2014.

(h) This section may not be construed to require a county to contain a PSAP.

(i) After December 31, 2014, if a county contains more than the number of PSAPs authorized by subsection (c), the county may not receive a distribution under section 37 of this chapter until the county complies with subsection (c). The ~~board~~ **authority** shall hold



1 distributions in reserve until the county complies with subsection (c).
 2 A county is not entitled to any interest on any funds held by the ~~board~~
 3 **authority** under this chapter.

4 SECTION 480. IC 36-8-16.7-48, AS AMENDED BY
 5 P.L.114-2022, SECTION 40, IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 48. (a) The budget
 7 committee shall review the statewide 911 system governed by this
 8 chapter for the two (2) calendar years ending:

9 (1) December 31, 2013; and

10 (2) December 31, 2014.

11 (b) In conducting the review required by this section, the budget
 12 committee may examine the following:

13 (1) Whether the fund is being administered by the ~~board~~
 14 **authority** in accordance with this chapter.

15 (2) The collection, disbursement, and use of the statewide 911
 16 fee assessed under section 32 of this chapter. In performing a
 17 review under this subdivision, the budget committee may
 18 examine whether the statewide 911 fee:

19 (A) is being assessed in an amount that is reasonably
 20 necessary to provide adequate and efficient 911 service; and

21 (B) is being used only for the purposes set forth in this
 22 chapter.

23 (3) Any other data, reports, or information the budget committee
 24 determines is necessary to review the statewide 911 system
 25 governed by this chapter.

26 (c) Subject to section 42 of this chapter, the ~~board; authority, the~~
 27 **commission**, the state board of accounts, political subdivisions,
 28 providers, and PSAPs shall provide to the budget committee all
 29 relevant data, reports, and information requested by the budget
 30 committee to assist the budget committee in carrying out its duties
 31 under this section.

32 (d) After conducting the review required by this section, the
 33 budget committee shall, not later than June 1, 2015, report its findings
 34 to the legislative council. The budget committee's findings under this
 35 subsection:

36 (1) must include a recommendation as to whether the statewide
 37 911 fee assessed under section 32 of this chapter should continue
 38 to be assessed and collected under this chapter after June 30,
 39 2015; and

40 (2) if the budget committee recommends under subdivision (1)
 41 that the statewide 911 fee assessed under section 32 of this
 42 chapter should continue to be assessed and collected under this



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chapter after June 30, 2015, may include recommendations for the introduction in the general assembly of any legislation that the budget committee determines is necessary to ensure that the statewide 911 system governed by this chapter is managed in a fair and fiscally prudent manner.

A report to the legislative council under this subsection must be in an electronic format under IC 5-14-6.

(e) If the budget committee does not recommend in its report under subsection (d) that the statewide 911 fee assessed under section 32 of this chapter should continue to be assessed and collected under this chapter after June 30, 2015, the statewide 911 fee assessed under section 32 of this chapter expires July 1, 2015, and may not be assessed or collected after June 30, 2015.

SECTION 481. IC 36-8-16.8-1, AS ADDED BY P.L.13-2022, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. As used in this chapter, "~~board~~" **"authority"** means the statewide 911 ~~board~~ **authority** established by IC 36-8-16.7-24.

SECTION 482. IC 36-8-16.8-8, AS ADDED BY P.L.13-2022, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) A unit operating a PSAP shall require each public safety telecommunicator to:

(1) complete the unit's training program established under section 6 of this chapter:

(A) within one (1) year of the date of the program's implementation; or

(B) within one (1) year of the public safety telecommunicator's date of hire; and

(2) beginning on January 1, 2024, complete twenty-four (24) hours of continuing education training, which may include recertification, in each calendar year beginning after December 31 of the calendar year in which the public safety telecommunicator completes the minimum basic training requirements established under section 6 of this chapter.

(b) A unit shall approve continuing education courses that are eligible to meet the annual requirement in subsection (a)(2).

(c) A unit shall record the completion of an approved continuing education course and count it towards a public safety telecommunicator's satisfaction of the annual requirement in subsection (a)(2). A unit shall also record the name of each public safety telecommunicator who completes the annual requirement in subsection (a)(2) and provide that information to the ~~board~~ **authority** as part of the



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1 annual data collection described in IC 36-8-16.7-38.

2 SECTION 483. IC 36-8-16.8-11, AS ADDED BY P.L.13-2022,
3 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2026]: Sec. 11. (a) The costs associated with the basic training
5 courses described in section 6 of this chapter are considered operating
6 expenses of the statewide 911 system under IC 36-8-16.7-37 and are
7 eligible for reimbursement by the ~~board~~ **authority**.

8 (b) A public safety agency that employs full-time or part-time
9 public safety telecommunicators is eligible for reimbursement of the
10 costs associated with the basic training courses described in section 6
11 of this chapter.

12 (c) The ~~board~~ **authority** shall establish a process for providing
13 reimbursement for costs described under subsection (b).

14 SECTION 484. IC 36-8-17-1 IS REPEALED [EFFECTIVE JULY
15 1, 2026]. ~~Sec. 1. As used in this chapter, "commission" refers to the fire~~
16 ~~prevention and building safety commission.~~

17 SECTION 485. IC 36-8-17-3 IS AMENDED TO READ AS
18 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. As used in this
19 chapter, "fire safety law" means any law, including rules and orders of
20 the ~~commission~~, **department**, safeguarding life or property from the
21 hazards of fire or explosion.

22 SECTION 486. IC 36-8-17-8, AS AMENDED BY P.L.107-2023,
23 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2026]: Sec. 8. (a) A fire department serving an area that does
25 not include a city may engage in an inspection program to promote
26 compliance with fire safety laws. Upon the request of an owner or a
27 primary lessee who resides in a private dwelling, the fire department
28 may inspect the interior of the private dwelling to determine
29 compliance with IC 22-11-18-3.5. The fire department shall maintain
30 a written report for each inspection. These reports shall be made
31 available to the department upon request.

32 (b) The fire department serving an area that includes a city shall
33 inspect every place and public way within the jurisdiction of the city,
34 except the interiors of private dwellings, for compliance with the fire
35 safety laws. Upon the request of an owner or a primary lessee who
36 resides in a private dwelling, the fire department may inspect the
37 interior of the private dwelling to determine compliance with
38 IC 22-11-18-3.5. Except as otherwise provided in the rules adopted by
39 the ~~commission~~, **department**, the fire chief of the fire department shall
40 specify the schedule under which places and public ways are inspected
41 and may exclude a class of places or public ways from inspection under
42 this section, if the fire chief determines that the public interest will be



served without inspection. The fire department shall maintain a written report for each inspection. The fire department shall submit monthly reports to the department, on forms prescribed by the department, containing the following information:

- (1) The total number of inspections made.
- (2) The total number of defects found, classified as required by the office.
- (3) The total number of orders issued for correction of each class of defect.
- (4) The total number of orders complied with.

(c) Except as provided in subsection (d), an inspection may only be carried out by an individual who:

- (1) is a firefighter who meets, at a minimum, the training requirements described in IC 36-8-10.5; or

(2) has:

(A) obtained certification as a:

- (i) fire inspector I as described in 655 IAC 1-2.1-12;
- (ii) fire inspector II as described in 655 IAC 1-2.1-13;
- or
- (iii) fire inspector I/II as described in 655 IAC 1-2.1-13.1; and

(B) in the case of an individual who is not an employee of a fire department, completed at least two (2) years of experience as a fire inspector described in clause (A)(i) through (A)(iii).

(d) A volunteer fire department may carry out inspections under this section only through an individual who is certified under IC 22-14-2-6(c).

SECTION 487. IC 36-8-17-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) An order issued under section 9 or 10 of this chapter may be appealed to the ~~commission~~ **department** under IC 4-21.5-3-7. A decision to deny a request to modify or reverse an order issued under section 10 of this chapter is not appealable.

(b) If an order issued under section 9 or 10 of this chapter is appealed, the ~~commission~~ **department** or its designee shall conduct all administrative proceedings under IC 4-21.5. In its proceedings, the ~~commission~~ **department** may modify or reverse the order.

SECTION 488. IC 36-8-17-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13. The ~~commission~~ **department** may adopt rules under IC 4-22-2 to implement this chapter.



SECTION 489. IC 36-10-3-4, AS AMENDED BY P.L.133-2025, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) This subsection applies only in a third class city. A city board consists of four (4) members to be appointed by the city executive. The members shall be appointed on the basis of their interest in and knowledge of parks and recreation. In addition, the creating ordinance may provide for one (1) or two (2) additional members, those being:

(1) a member selected by the governing body of the school corporation who is:

(A) a member of the governing body of the school corporation, serving ex officio; or

(B) an individual who resides in the school corporation;

(2) a member selected by the governing body of the library district who is:

(A) a member of the governing body of the library district, serving ex officio; or

(B) an individual who resides in the library district, **selected by the governing body of the library district;** or

(3) individuals under both subdivisions (1) and (2).

(b) This subsection applies in a county containing a consolidated city and in a second class city. A city board consists of four (4) members to be appointed by the city executive. The members shall be appointed on the basis of their interest in and knowledge of parks and recreation, but no more than two (2) members may be affiliated with the same political party. In addition, the creating ordinance may provide for one (1) or two (2) additional members, those being:

(1) either:

(A) a member of the governing body of the school corporation, serving ex officio, selected by the governing body of the school corporation; or

(B) an individual who resides in the school corporation, selected by the governing body of the school corporation;

(2) a member of the governing body of the library district, serving ex officio, selected by that body; or

(3) individuals described in both subdivisions (1) and (2).

(c) A town board consists of four (4) members to be appointed by the town legislative body. The members shall be appointed on the basis of their interest in and knowledge of parks and recreation. Except as provided in section 4.1 of this chapter, not more than two (2) members may be affiliated with the same political party. Members of the board



must be residents of the district. In addition, the creating ordinance may provide for one (1) or two (2) additional members, those being:

(1) a member:

(A) of the governing body of the school corporation, serving ex officio, selected by that body; or

(B) designated by the governing body of the school corporation;

(2) a member selected by the governing body of the library district who is:

(A) a member of the governing body of the library district serving ex officio; or

(B) an individual who resides in the library district; or

(3) individuals under both subdivisions (1) and (2).

(d) A county board shall be appointed as follows:

(1) Two (2) members shall be appointed by the judge of the circuit court.

(2) One (1) member shall be appointed by the county executive.

(3) Two (2) members shall be appointed by the county fiscal body.

The members appointed under subdivisions (1), (2), and (3) shall be appointed on the basis of their interest in and knowledge of parks and recreation, but no more than one (1) member appointed under subdivisions (1) and (3) may be affiliated with the same political party. In a county having at least one (1) first or second class city, the creating ordinance must provide for one (1) ex officio board member to be appointed by the executive of that city. The member appointed by the city executive must be affiliated with a different political party than the member appointed by the county executive. However, if a county has more than one (1) such city, the executives of those cities shall agree on the member. The member serves for a term coterminous with the term of the appointing executive or executives.

(e) Ex officio members have all the rights of regular members, including the right to vote. A vacancy in an ex officio position shall be filled by the appointing authority. All members serving on a county, city, or town board have the same rights, including the right to vote. A vacancy in the seat of a member shall be filled by the appointing authority.

(f) A municipal executive, a member of a county fiscal body, a member of the county executive, or a member of the municipal fiscal body may not serve on a board.

(g) The creating ordinance in any county may provide for:

(1) the county cooperative extension coordinator;



(2) the county extension educator; or

(3) a member of the county extension committee selected by the committee;

to serve as an ex officio member of the county board, in addition to the members provided for under subsection (d).

(h) The creating ordinance in a county having no first or second class cities may provide for a member of the county board to be selected by the board of supervisors of a soil and water conservation district in which a facility of the county board is located. The member selected under this subsection is in addition to the members provided for under subsections (d) and (g).

SECTION 490. [EFFECTIVE UPON PASSAGE] (a) The terms of all of the members serving on the advisory committee established by IC 4-23-7.2-21 (before its repeal by this act) expire June 30, 2026.

(b) This SECTION expires July 1, 2027.

SECTION 491. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "commission" means the Indiana commission for arts and humanities in education created by IC 4-23-12-1 (before its repeal by this act).

(b) As used in this SECTION, "department" means the department of education.

(c) On July 1, 2026, all agreements and liabilities of the commission are transferred to the department, as the successor agency.

(d) On July 1, 2026, all records and property of the commission, including appropriations and other funds under the control or supervision of the commission, are transferred to the department, as the successor agency.

(e) After July 1, 2026, any amounts owed to the commission before July 1, 2026, are considered to be owed to the department, as the successor agency.

(f) After July 1, 2026, a reference to the commission in a statute, rule, contract, lease, or other document is considered a reference to the department, as the successor agency.

(g) All powers, duties, agreements, and liabilities of the commission with respect to bonds issued by the commission in connection with any trust agreement or indenture securing those bonds are transferred to the department, as the successor agency. The rights of the trustee under any trust agreement or indenture and the rights of the bondholders of the commission remain unchanged, although the powers, duties, agreements, and liabilities



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of the commission have been transferred to the department, as the successor agency.

(h) The terms of all members serving on the commission expire June 30, 2026.

(i) This SECTION expires July 1, 2027.

SECTION 492. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "board" means the board for the coordination of programs serving vulnerable individuals created by IC 4-23-30.2-8 (before its repeal by this act).

(b) As used in this SECTION, "commission" means the civil rights commission created by IC 22-9-1-4.

(c) On July 1, 2026, all agreements and liabilities of the board are transferred to the commission, as the successor agency.

(d) On July 1, 2026, all records and property of the board, including appropriations and other funds under the control or supervision of the board, are transferred to the commission, as the successor agency.

(e) After July 1, 2026, any amounts owed to the board before July 1, 2026, are considered to be owed to the commission, as the successor agency. The commission shall transfer any amounts received under this subsection to the state comptroller for deposit in the state general fund.

(f) After July 1, 2026, a reference to the board in a statute, rule, or other document is considered a reference to the commission, as the successor agency.

(g) All powers, duties, agreements, and liabilities of the board with respect to bonds issued by the board in connection with any trust agreement or indenture securing those bonds are transferred to the commission, as the successor agency. The rights of the trustee under any trust agreement or indenture and the rights of the bondholders of the board remain unchanged, although the powers, duties, agreements, and liabilities of the board have been transferred to the commission, as the successor agency.

(h) The terms of all members serving on the board expire June 30, 2026.

(i) The director and employees of the board on June 30, 2026, become employees of the commission on July 1, 2026, without change in compensation, seniority, or benefits and are entitled to have their service under the board included for purposes of computing any applicable employment and retirement benefits. The director and employees described in this subsection are



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1 appointed by operation of law under IC 22-9-13-7, as added by this
2 act.

3 (j) This SECTION expires July 1, 2027.

4 SECTION 493. [EFFECTIVE UPON PASSAGE] (a) As used in
5 this SECTION, "commission" means the law enforcement
6 academy building commission created by IC 5-2-2-1 (before its
7 repeal by this act).

8 (b) As used in this SECTION, "department" means the state
9 police department.

10 (c) On July 1, 2026, all agreements and liabilities of the
11 commission are transferred to the department, as the successor
12 agency.

13 (d) On July 1, 2026, all records and property of the
14 commission, including appropriations and other funds under the
15 control or supervision of the commission, are transferred to the
16 department, as the successor agency.

17 (e) After July 1, 2026, any amounts owed to the commission
18 before July 1, 2026, are considered to be owed to the department,
19 as the successor agency.

20 (f) After July 1, 2026, a reference to the commission in a
21 statute, rule, contract, lease, or other document is considered a
22 reference to the department, as the successor agency.

23 (g) All powers, duties, agreements, and liabilities of the
24 commission with respect to bonds issued by the commission in
25 connection with any trust agreement or indenture securing those
26 bonds are transferred to the department, as the successor agency.
27 The rights of the trustee under any trust agreement or indenture
28 and the rights of the bondholders of the commission remain
29 unchanged, although the powers, duties, agreements, and liabilities
30 of the commission have been transferred to the department, as the
31 successor agency.

32 (h) The terms of all members serving on the commission expire
33 June 30, 2026.

34 (i) This SECTION expires July 1, 2027.

35 SECTION 494. [EFFECTIVE UPON PASSAGE] (a) As used in
36 this SECTION, "board" means the Indiana standardbred advisory
37 board established by IC 15-19-2-2 (before its repeal by this act).

38 (b) As used in this SECTION, "commission" means the
39 Indiana horse racing commission.

40 (c) As used in this SECTION, "committee" means a breed
41 development advisory committee established under IC 4-31-11
42 before July 1, 2026.



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1 (d) As used in this SECTION, "development committee"
 2 means the breed development advisory committee established after
 3 June 30, 2026, under IC 4-31-11-3, as amended by this act.

4 (e) As used in this SECTION, "development fund" means the
 5 breed development fund established under IC 4-31-11-10.5, as
 6 added by this act.

7 (f) As used in this SECTION, "separate breed fund" means a
 8 separate breed development fund established under IC 4-31-11-10
 9 (before its repeal by this act) before July 1, 2026.

10 (g) As used in this SECTION, "standardbred fund" means the
 11 standardbred horse fund established by IC 15-19-2-10 (before its
 12 repeal by this act) before July 1, 2026.

13 (h) On July 1, 2026, all agreements and liabilities of a
 14 committee or the board are transferred to the development
 15 committee, as the successor agency.

16 (i) On July 1, 2026, all records and property of a committee or
 17 the board, including appropriations and other funds under the
 18 control or supervision of a committee or the board, are transferred
 19 to the development committee, as the successor agency.

20 (j) After July 1, 2026, any amounts owed to a committee or the
 21 board before July 1, 2026, are considered to be owed to the
 22 development committee, as the successor agency. The commission
 23 shall transfer any amounts received under this subsection to the
 24 development fund.

25 (k) After July 1, 2026, a reference to a committee or the board
 26 in a statute, rule, or other document is considered a reference to
 27 the development committee, as the successor agency.

28 (l) All powers, duties, agreements, and liabilities of a
 29 committee or the board with respect to bonds issued by a
 30 committee or the board in connection with any trust agreement or
 31 indenture securing those bonds are transferred to the development
 32 committee, as the successor agency. The rights of the trustee under
 33 any trust agreement or indenture and the rights of the bondholders
 34 of a committee or the board remain unchanged, although the
 35 powers, duties, agreements, and liabilities of a committee or the
 36 board have been transferred to the development committee, as the
 37 successor agency.

38 (m) The terms of all members serving on a committee or the
 39 board expire June 30, 2026.

40 (n) On July 1, 2026, the commission shall transfer any amounts
 41 that remain in the standardbred fund or a separate breed fund to
 42 the development fund.



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(o) This SECTION expires July 1, 2027.

SECTION 495. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "commission" means the Lewis and Clark expedition commission established by IC 14-20-15-3 (before its repeal by this act).

(b) As used in this SECTION, "department" means the department of natural resources.

(c) On July 1, 2026, all agreements and liabilities of the commission are transferred to the department, as the successor agency.

(d) Except as provided in subsection (e), on July 1, 2026, all records and property of the commission, including appropriations and other funds under the control or supervision of the commission, are transferred to the department, as the successor agency.

(e) On July 1, 2026, the state comptroller shall transfer the balance that remains on June 30, 2026, in the Lewis and Clark expedition fund to the state general fund.

(f) After July 1, 2026, any amounts owed to the commission before July 1, 2026, are considered to be owed to the department, as the successor agency. The department shall transfer any amounts received under this subsection to the state comptroller for deposit in the state general fund.

(g) After July 1, 2026, a reference to the commission in a statute, rule, or other document is considered a reference to the department, as the successor agency.

(h) All powers, duties, agreements, and liabilities of the commission with respect to bonds issued by the commission in connection with any trust agreement or indenture securing those bonds are transferred to the department, as the successor agency. The rights of the trustee under any trust agreement or indenture and the rights of the bondholders of the commission remain unchanged, although the powers, duties, agreements, and liabilities of the commission have been transferred to the department, as the successor agency.

(i) The terms of all of the members serving on the commission under IC 14-20-15 (before its repeal by this act) expire June 30, 2026.

(j) The terms of all of the members serving on the citizen advisory board established under IC 14-20-15-12 (before its repeal by this act) expire June 30, 2026.

(k) This SECTION expires July 1, 2027.

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1 SECTION 496. [EFFECTIVE UPON PASSAGE] (a) As used in
2 this SECTION, "council" means the advisory council established
3 by IC 14-9-6-1 (before its repeal by this act).

4 (b) As used in this SECTION, "department" means the
5 department of natural resources.

6 (c) On July 1, 2026, all agreements and liabilities of the council
7 are transferred to the department, as the successor agency.

8 (d) On July 1, 2026, all records and property of the council,
9 including appropriations and other funds under the control or
10 supervision of the council, are transferred to the department, as
11 the successor agency.

12 (e) After July 1, 2026, any amounts owed to the council before
13 July 1, 2026, are considered to be owed to the department, as the
14 successor agency. The department shall transfer any amounts
15 received under this subsection to the state comptroller for deposit
16 in the state general fund.

17 (f) After July 1, 2026, a reference to the council in a statute,
18 rule, or other document is considered a reference to the
19 department, as the successor agency.

20 (g) All powers, duties, agreements, and liabilities of the council
21 with respect to bonds issued by the council in connection with any
22 trust agreement or indenture securing those bonds are transferred
23 to the department, as the successor agency. The rights of the
24 trustee under any trust agreement or indenture and the rights of
25 the bondholders of the council remain unchanged, although the
26 powers, duties, agreements, and liabilities of the council have been
27 transferred to the department, as the successor agency.

28 (h) The terms of all members serving on the council expire
29 June 30, 2026.

30 (i) This SECTION expires July 1, 2027.

31 SECTION 497. [EFFECTIVE UPON PASSAGE] (a)
32 Notwithstanding IC 36-7.5-8-6, as amended by this act, a member
33 appointed to the Gary Metro Center station revitalization project
34 board under IC 36-7.5-8-6(b)(3), before being amended by this act,
35 and serving on the board on June 30, 2026, shall complete the
36 member's term in accordance with IC 36-7.5-8-7.

37 (b) This SECTION expires July 1, 2028.

38 SECTION 498. [EFFECTIVE UPON PASSAGE] (a) The terms
39 of all members serving on the:

40 (1) Indiana pesticide review board established by
41 IC 15-16-4-42 (before its repeal by this act); and



(2) invasive species council established by IC 15-16-10-3
(before its repeal by this act);
expire June 30, 2026.

(b) This SECTION expires July 1, 2027.

SECTION 499. [EFFECTIVE JULY 1, 2026] (a) The legislative
services agency shall prepare legislation for introduction in the
2027 regular session of the general assembly to make any necessary
amendments to the Indiana Code to conform to the amendments to
IC 5-26, IC 36-8-16.6, IC 36-8-16.7, and IC 36-8-16.8 made by this
act.

(b) This SECTION expires July 1, 2027.

SECTION 500. [EFFECTIVE UPON PASSAGE] (a) The terms
of all members serving on the:

(1) integrated public safety commission established by
IC 5-26-2-1 (before its amendment by this act); and

(2) statewide 911 board established by IC 36-8-16.7-24
(before its amendment by this act);

expire June 30, 2026.

(b) This SECTION expires July 1, 2027.

SECTION 501. [EFFECTIVE UPON PASSAGE] (a) As used in
this SECTION, "authority" means the integrated public safety
authority established by IC 5-26-2-1, as amended by this act.

(b) As used in this SECTION, "commission" means the
integrated public safety commission established by IC 5-26-2-1
(before its amendment by this act).

(c) On July 1, 2026, all agreements and liabilities of the
commission are considered agreements and liabilities of the
authority.

(d) On July 1, 2026, all records and property of the
commission, including appropriations and other funds under the
control or supervision of the commission are considered records
and property of the authority.

(e) After July 1, 2026, any amounts owed to the commission
before July 1, 2026, are considered to be owed to the authority.

(f) After July 1, 2026, a reference to the commission in a
statute, rule, or other document is considered a reference to the
authority.

(g) This SECTION expires July 1, 2027.

SECTION 502. [EFFECTIVE UPON PASSAGE] (a) As used in
this SECTION, "authority" means the statewide 911 authority
established by IC 36-8-16.7-24, as amended by this act.



(b) As used in this SECTION, "board" means the statewide 911 board established by IC 36-8-16.7-24 (before its amendment by this act).

(c) On July 1, 2026, all agreements and liabilities of the board are considered agreements and liabilities of the authority.

(d) On July 1, 2026, all records and property of the board, including appropriations and other funds under the control or supervision of the board, are considered records and property of the authority.

(e) After July 1, 2026, any amounts owed to the board before July 1, 2026, are considered to be owed to the authority.

(f) After July 1, 2026, a reference to the board in a statute, rule, or other document is considered a reference to the authority.

(g) This SECTION expires July 1, 2027.

SECTION 503. [EFFECTIVE JULY 1, 2026] (a) As used in this SECTION, "CHLA" refers to the commission on Hispanic/Latino affairs established by IC 4-23-28-2 (before its repeal by this act).

(b) As used in this SECTION, "CSSBM" refers to the commission on the social status of black males established by IC 4-23-31-2 (before its repeal by this act).

(c) As used in this SECTION, "ICW" refers to the Indiana commission for women created by IC 4-23-25-3 (before its repeal by this act).

(d) As used in this SECTION, "NAIAC" refers to the Native American Indian affairs commission established by IC 4-23-32-3 (before its repeal by this act).

(e) As used in this SECTION, "commission" refers to the Indiana cultural commission established by IC 4-23-36-3 (as added by this act).

(f) On July 1, 2026, all agreements and liabilities of the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

are transferred to the commission as the successor entity.

(g) On July 1, 2026, all records and property, including appropriations and other funds under an entity's control or supervision, of the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;



are transferred to the commission as the successor entity.

(h) After June 30, 2026, any amount owed to the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

is considered to be owed to the commission as the successor entity.

The commission shall transfer any amounts received under this subsection to the state comptroller for deposit in the state general fund.

(i) After June 30, 2026, any reference to the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

in a statute, rule, or other document is considered a reference to the commission as the successor entity.

(j) All powers, duties, agreements, and liabilities of the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

relating to bonds issued by the board in connection with any trust agreement or indenture securing those bonds are transferred to the commission as the successor entity. The rights of the trustee under any trust agreement or indenture and the rights of bondholders described in this subsection remain unchanged although the powers, duties, agreements, and liabilities of the ICW, CHLA, CSSBM, and NAIAC, as applicable, have been transferred to the commission as the successor entity.

(k) The term of any member serving as of June 30, 2026, on the:

- (1) CHLA;
- (2) CSSBM;
- (3) ICW; or
- (4) NAIAC;

expires July 1, 2026.

(l) This SECTION expires July 1, 2027.

SECTION 504. [EFFECTIVE JULY 1, 2026] (a) The legislative services agency shall prepare for introduction in 2027 any legislation necessary to conform the Indiana code to:



(1) the expiration of IC 14-10 (natural resources commission) on July 1, 2027; or

(2) the expiration or repeal of any other board, commission, committee, council, or similar entity enacted in this act.

(b) This SECTION expires July 1, 2027.

SECTION 505. [EFFECTIVE JULY 1, 2026] (a) Not later than January 1, 2028, the treasurer of Purdue University shall transfer to the state comptroller the balance of any funds that remain on December 31, 2027, and are being held to administer the following:

(1) IC 15-15-1.

(2) IC 15-15-2.

(3) IC 15-15-5.

(4) IC 15-15-7.

(5) IC 15-15-13.

(6) IC 15-16-2-35.

(7) IC 15-16-2-36.

(8) IC 15-16-4.

(9) IC 15-16-5.

(10) IC 15-19-7.

(11) IC 25-31.5-3-9.

(12) Any other law administered by the state chemist or state seed commissioner.

(b) This SECTION expires July 1, 2028.

SECTION 506. An emergency is declared for this act. [

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