



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 4 be amended to read as follows:

- 1 Page 42, between lines 17 and 18, begin a new paragraph and insert:
- 2 "SECTION 32. [EFFECTIVE UPON PASSAGE] (a) **As used in**
- 3 **this SECTION, "data center" means one (1) or more buildings that**
- 4 **are rehabilitated or constructed to house a group of networked**
- 5 **server computers in one (1) physical location in order to centralize**
- 6 **the storage, management, and dissemination of data and**
- 7 **information pertaining to a particular business, taxonomy, or body**
- 8 **of knowledge.**
- 9 (b) **As used in this SECTION, "data center equipment" has the**
- 10 **meaning set forth in IC 6-2.5-15-2.**
- 11 (c) **As used in this SECTION, "task force" refers to the data**
- 12 **center impact study task force established by subsection (d).**
- 13 (d) **The data center impact study task force is established.**
- 14 (e) **The task force consists of the following members:**
- 15 (1) **The chairperson of the senate tax and fiscal policy**
- 16 **committee.**
- 17 (2) **The ranking minority member of the senate tax and fiscal**
- 18 **policy committee.**
- 19 (3) **The chairperson of the senate appropriations committee.**
- 20 (4) **The ranking minority member of the senate**
- 21 **appropriations committee.**
- 22 (5) **The chairperson of the house ways and means committee.**

- 1 **(6) One (1) member of the house ways and means committee**
 2 **who is a member of the majority party of the house, appointed**
 3 **by the speaker of the house of representatives.**
- 4 **(7) The ranking minority member of the house ways and**
 5 **means committee.**
- 6 **(8) One (1) member of the house ways and means committee**
 7 **who is a member of the minority party of the house, appointed**
 8 **by the minority leader of the house of representatives.**
- 9 **(9) The director of the office of management and budget.**
- 10 **(10) The director of the budget agency.**
- 11 **(11) The public finance director of the Indiana finance**
 12 **authority.**
- 13 **(12) One (1) member who is an economist employed at a state**
 14 **educational institution (as defined in IC 21-7-13-32),**
 15 **appointed jointly by the president pro tempore of the senate**
 16 **and the speaker of the house of representatives.**
- 17 **(f) If a vacancy occurs, the appointing authority that appointed**
 18 **the member whose position is vacant shall appoint an individual to**
 19 **fill the vacancy.**
- 20 **(g) The president pro tempore of the senate and the minority**
 21 **leader of the house of representatives shall each appoint a member**
 22 **to serve as a co-chair according to the following:**
- 23 **(1) The president pro tempore of the senate shall appoint one**
 24 **(1) member from the members appointed under:**
- 25 **(A) subsection (e)(1);**
 26 **(B) subsection (e)(3);**
 27 **(C) subsection (e)(5); or**
 28 **(D) subsection (e)(6);**
- 29 **to serve as a co-chair.**
- 30 **(2) The minority leader of the house of representatives shall**
 31 **appoint one (1) member from the members appointed under:**
- 32 **(A) subsection (e)(2);**
 33 **(B) subsection (e)(4);**
 34 **(C) subsection (e)(7); or**
 35 **(D) subsection (e)(8);**
- 36 **to serve as a co-chair.**
- 37 **(h) The following apply to the mileage, per diem, and travel**
 38 **expenses for members of the task force:**
- 39 **(1) Each member of the task force who is a state employee is**
 40 **entitled to reimbursement for traveling expenses as provided**
 41 **under IC 4-13-1-4 and other expenses actually incurred in**
 42 **connection with the member's duties as provided in the state**
 43 **policies and procedures established by the Indiana**
 44 **department of administration and approved by the budget**
 45 **agency.**
- 46 **(2) Each member of the task force who is a member of the**
 47 **general assembly or who is not a state employee is entitled to**

1 receive the same per diem, mileage, and travel allowances
 2 paid to individuals who serve as legislative and lay members,
 3 respectively, of interim study committees established by the
 4 legislative council.

5 (i) The task force shall review the following:

6 (1) Each of the:

7 (A) property tax incentives that may be granted by a local
 8 unit;

9 (B) state adjusted gross income tax incentives;

10 (C) state gross retail and use tax incentives; and

11 (D) other tax incentives;

12 that are available to data centers or are applicable to data
 13 center equipment under current Indiana law, including a
 14 review of the state and local fiscal impact of the utilization of
 15 any of the tax incentives.

16 (2) The impact of data centers on the:

17 (A) costs of utilities; and

18 (B) water supply;

19 for local governments and consumers.

20 (3) The local and regional environmental impacts of data
 21 centers.

22 (j) The legislative services agency shall provide staff support to
 23 the task force.

24 (k) The meetings of the task force must be held in public as
 25 provided under IC 5-14-1.5. However, the task force is permitted
 26 to meet in executive session as determined necessary by the
 27 co-chairs of the task force.

28 (l) Subject to subsection (m), the task force shall conduct, or
 29 have conducted, two public meetings at which public testimony is
 30 allowed, according to the following:

31 (1) One (1) meeting concerning only the topics described in
 32 subsection (i)(1).

33 (2) One (1) meeting concerning all of the topics described in
 34 subsection (i)(1) through (i)(3).

35 (m) The task force shall meet at least three (3) times before
 36 November 1, 2026, according to the following:

37 (1) One (1) task force meeting must be held after the public
 38 meeting described in subsection (l)(1) is conducted, but before
 39 public meeting described in subsection (l)(2) is conducted.

40 (2) One (1) task force meeting must be held after the public
 41 meeting described in subsection (l)(2) is conducted.

42 (3) One (1) task force meeting must be held after the meeting
 43 described in subdivision (2).

44 However, the task force may hold additional meetings as
 45 determined necessary by the co-chairs.

46 (n) Not later than November 1, 2026, the task force shall
 47 prepare and submit a report to the legislative council, in an

1 **electronic format under IC 5-14-6, that sets forth the topics**
2 **reviewed by the task force and the task force's findings and**
3 **recommendations. The report shall include recommendations on**
4 **whether the continued availability of each tax incentive, with or**
5 **without new statutory limitations on the amounts of tax incentives**
6 **that may be awarded, is beneficial to the state and local economies**
7 **and workforces. The report shall also include recommendations**
8 **concerning the impacts on utilities and the water supply for local**
9 **governments and consumers, and recommendations concerning the**
10 **local and regional environmental impacts.**

11 **(o) This SECTION expires June 30, 2027."**
12 Renumber all SECTIONS consecutively.
 (Reference is to ESB 4 as printed February 19, 2026.)

Representative DeLaney