

PROPOSED AMENDMENT

HB 1001 # 43

DIGEST

State biennial budget. Appropriates money for capital expenditures, the operation of the state, the delivery of Medicaid and other services, and various other distributions and purposes. Specifies higher education capital projects authorized to be constructed using bonds. Establishes a historic preservation grant program and provides that the income tax credit for historic preservation does not apply to expenditures made after June 30, 2016. Specifies that the budget report must include a list of tax expenditure items. Specifies that for financial reporting purposes, the state's combined general fund reserves include the balances of the general fund, the Medicaid contingency and reserve account, the state tuition reserve account, and the counter-cyclical revenue and economic stabilization fund (less any outstanding loans). Changes the name of the state tuition reserve fund to an account within the state general fund. Prohibits the budget agency from enforcing a policy or procedure against certain agencies and officials by refusing to allot money from the personal services/fringe benefits contingency fund to the official or agency. Establishes the securities rating settlement fund for the purpose of depositing and distributing money received under a multistate agreement related to litigation concerning securities rating agencies. Specifies that money received by the state under such an agreement shall be distributed by the auditor of state as follows: (1) 67.67% shall be transferred to the state general fund. (2) 16.165% shall be transferred to the securities division enforcement account. (3) 16.165% shall be transferred to the homeowner protection unit account. Prohibits the budget agency from withholding appropriations for a state educational institution without review by the budget committee. Establishes the state bicentennial capital account to provide funds for capital projects that commemorate the bicentennial of Indiana's statehood. Provides that the budget agency shall administer the account. Provides that money generated from the lease of communications systems infrastructure (including under a public-private partnership) shall be transferred to the account to be used for capital projects that commemorate the bicentennial of Indiana's statehood. Establishes the office of state based initiatives. Increases the fee for taxing units for state board of accounts audits from \$45 per day to \$175 per day. Specifies that the fee for state colleges and universities is the direct and indirect cost of an examination (now \$83 per hour). Permits a state college or university to have its examination performed by an independent certified public accounting firm. Provides that fees collected for audits are to be deposited in the state board of accounts trust and agency fund. Makes the fund a dedicated fund that can be used to cover expenses of doing audits. Removes the existing June 30, 2017, retirement deadline for a participant in the retirement medical benefits account to receive additional contributions made to the participant's account. Provides that a participant in the retirement medical benefits account who retires after July 1, 2017, is entitled to receive an additional contribution when the participant retires, if the participant is eligible to receive a normal, unreduced retirement benefit from the public employee retirement fund of which the participant is a member on or before July 1, 2017. Provides that the additional contribution is computed using the participant's years of service as determined on July 1, 2017. Provides that in the case of such a participant who on June 30, 2017, is eligible for an additional contribution, no further annual contributions shall be made to the participant's account after June 30, 2017. Establishes the partnership council and the partnership council fund for purposes of promoting tourism. Provides that certain distributions from racino licensees that are used by the state fair commission to make grants to county fairs may also be used to make grants to departments of parks and recreation. Requires matching funds. Provides that after holding a public hearing to review the budget, tax levies, assessed value, debt service requirements, and other financial information for the Gary Community School

Corporation, the distressed unit appeal board may designate the school corporation as a distressed political subdivision, if the board determines that the designation is in the best interest of the school corporation and the community. Provides that 50% of the tangible property owned by certain for-profit hospitals that would otherwise be subject to property taxation is exempt from property taxation if that property is used in the operation of the hospital. Provides that the aggregate amount of EDGE tax credits that may be awarded by the Indiana economic development corporation for projects to create jobs may not exceed \$100,000,000 in a state fiscal year. Provides that one cent per gallon of the beer excise tax that is currently being distributed to the postwar construction fund (from the total of four and three-fourths cents currently being distributed for this purpose) shall instead be deposited in the enforcement and administration fund. Permits the budget agency, after review by the budget committee, to make transfers from the state general fund to the major moves trust fund each year of the biennium, and if such a transfer is made, allows the budget agency, after review by the budget committee, to make a transfer from the trust fund to the major moves construction fund. Provides for changes to the twenty-first century research and technology fund reward approval process. Permits a public-private agreement to be used for Potato Creek State Park and state owned cell towers. Establishes the Healthy Indiana Plan 2.0 and specifies funding for the plan. Establishes: (1) the incremental hospital fee fund; and (2) the phase out trust fund; and specifies uses and distributions of money within the funds. Places a cap on the number of adult learners that are to be funded in each state fiscal year. Provides for the determination of state funding of public schools for state fiscal year 2015-2016 and state fiscal year 2016-2017. Urges the legislative council to assign to the appropriate study committee the topic of studying a charter school grant program. Removes the choice scholarship cap of \$4,800 for students in grades 1 through 8. Extends the school performance grant program through the 2016-2017 school year, and makes changes in the calculation and use of the grant for stipends to teachers. Permits teachers to receive a supplemental amount for completion of certain master's degrees. Provides that a school corporation must consider certain factors in developing a performance evaluation model. Repeals the statutes establishing the education roundtable and makes conforming amendments. Provides that the commission for higher education shall carry out certain duties currently performed by the education roundtable. Increases various filing fees charged by the secretary of state after June 30, 2016, for filing paper documents under the Indiana business corporation law, the Indiana Uniform Partnership Act, the limited partnership statute, the Indiana nonprofit corporation act, and the Indiana business flexibility act (limited liability companies). Extends the leave conversion program for employees of the legislative and judicial departments through June 30, 2017. Provides that payment of federal participating funds for an airport improvement project authorized under certain federal programs shall be made to the municipality. Requires the commission for higher education to review the programs offered by Ivy Tech Community College that have low graduation rates, and authorizes the commission to require the restructuring of such a program or to eliminate the program. Provides for the development of Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university and requires Purdue University and Indiana University to make findings and recommendations concerning the role and governance of Indiana University-Purdue University Fort Wayne. Specifies that the topic for program evaluation by the legislative services agency in 2015 is governance of Indiana University-Purdue University Fort Wayne and potential models for governance of Indiana University-Purdue University Fort Wayne after June 30, 2016. Specifies that an agency or other governmental entity shall provide to the legislative services agency information to carry out any of the bill drafting, research, code revision, fiscal analysis, budgetary analysis, management analysis, agency or program evaluation, information services, administrative services, or other services provided by the legislative services agency to the general assembly. Requires the commission for higher education to annually determine the percentages of students at each state educational institution that are charged tuition based on: (1) resident tuition rates; and (2) nonresident tuition rates. Requires the commission to report the information to the budget committee and legislative council before December 1 of each year. Provides that Indiana State University may not lease or transfer any ownership interest in the Hulman Center unless the proposed lease or transfer of an ownership interest has been reviewed by the budget committee. Provides that a problem solving court that is a veteran's court may assume jurisdiction over a veteran who: (1) meets certain eligibility requirements; and (2) is referred to the problem solving court by a court in another jurisdiction. Specifies that a court may consider as a mitigating factor that a person convicted of a crime has posttraumatic stress disorder, traumatic brain injury, or a post-concussive brain injury. Provides that if a court

suspends a sentence and orders probation for such a person, the court may require the person to receive treatment for the person's injuries. Provides that the document storage fee is \$5 after June 30, 2015, and before July 1, 2017, and \$2 after June 30, 2017. Provides that after June 30, 2015, and before July 1, 2017, the automated record keeping fee collected for all civil, criminal, infraction, and ordinance violation actions is \$19. Provides that the automated record keeping fee is \$5 after June 30, 2017. Establishes a grant program for school corporations that merge their administrative functions or merge their governing bodies. Creates a program to provide state matching grants to the northwest Indiana regional development authority (RDA) for projects extending the Chicago, South Shore, and South Bend Railway (Railway). Requires the RDA to make certain commitments in order to receive a grant. Requires a return on investment analysis. Requires review of grant applications by the budget committee and approval by the budget agency. Establishes the northwest Indiana regional development authority commuter rail construction fund (fund). Provides that a redevelopment commission of a municipality may provide revenue to a public transportation corporation or a public school corporation (for its transportation fund) from property tax proceeds allocated to the redevelopment commission in a tax increment financing area. Requires the office of Medicaid policy and planning to conduct a review of rates payable under the current Medicaid fee structure and provide recommended rates for the Medicaid fee structure to the budget committee and legislative council before December 1, 2015. Provides that the auditor of state shall on July 15, 2015, transfer to the state general fund all but \$5,000,000 of the combined balances in the political subdivision risk management fund and the political subdivision catastrophic liability fund. Requires the commissioner of the department of insurance to report to the budget committee in 2016 regarding any outstanding liabilities of those funds. Requires the Indiana judicial center to review the caseloads in the Indiana board of tax review and Indiana tax court and submit a report of the center's review and recommendations to the legislative council before December 1, 2015. Requires the commission for higher education to review the tuition increases (if any) at each state educational institution for the 2015-2016 school year, and the 2016-2017 school year, and submit a report of the information for each school year to the budget committee and the legislative council.

Delete everything after the enacting clause and insert the following:

1 SECTION 1. [EFFECTIVE JULY 1, 2015]

2

3 (a) The following definitions apply throughout this act:

4 (1) "Augmentation allowed" means the governor and the budget agency are
5 authorized to add to an appropriation in this act from revenues accruing to the
6 fund from which the appropriation was made.

7 (2) "Biennium" means the period beginning July 1, 2015, and ending June 30, 2017.
8 Appropriations appearing in the biennial column for construction or other permanent
9 improvements do not revert under IC 4-13-2-19 and may be allotted.

10 (3) "Deficiency appropriation" or "special claim" means an appropriation available
11 during the 2014-2015 fiscal year.

12 (4) "Equipment" includes machinery, implements, tools, furniture,
13 furnishings, vehicles, and other articles that have a calculable period of service
14 that exceeds twelve (12) calendar months.

15 (5) "Fee replacement" includes payments to universities to be used to pay indebtedness
16 resulting from financing the cost of planning, purchasing, rehabilitation, construction,
17 repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities,
18 and equipment to be used for academic and instructional purposes.

19 (6) "Federally qualified health center" means a community health center that is
20 designated by the Health Resources Services Administration, Bureau of Primary Health
21 Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated

1 Health Center Program authorization, including Community Health Center (330e), Migrant
2 Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary
3 Care (330i), and School Based Health Centers (330).

4 (7) "Other operating expense" includes payments for "services other than personal",
5 "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,
6 and awards", "in-state travel", "out-of-state travel", and "equipment".

7 (8) "Pension fund contributions" means the state of Indiana's contributions to a
8 specific retirement fund.

9 (9) "Personal services" includes payments for salaries and wages to officers and
10 employees of the state (either regular or temporary), payments for compensation
11 awards, and the employer's share of Social Security, health insurance, life insurance,
12 dental insurance, vision insurance, deferred compensation - state match, leave
13 conversion, disability, and retirement fund contributions.

14 (10) "SSBG" means the Social Services Block Grant. This was formerly referred to
15 as "Title XX".

16 (11) "State agency" means:

17 (A) each office, officer, board, commission, department, division, bureau, committee,
18 fund, agency, authority, council, or other instrumentality of the state;

19 (B) each hospital, penal institution, and other institutional enterprise of the
20 state;

21 (C) the judicial department of the state; and

22 (D) the legislative department of the state.

23 However, this term does not include cities, towns, townships, school cities, school
24 townships, school districts, other municipal corporations or political subdivisions
25 of the state, or universities and colleges supported in whole or in part by state
26 funds.

27 (12) "State funded community health center" means a public or private not for profit
28 (501(c)(3)) organization that provides comprehensive primary health care services to
29 all age groups.

30 (13) "Total operating expense" includes payments for both "personal services" and
31 "other operating expense".

32 (b) The state board of finance may authorize advances to boards or persons having
33 control of the funds of any institution or department of the state of a sum of
34 money out of any appropriation available at such time for the purpose of establishing
35 working capital to provide for payment of expenses in the case of emergency when
36 immediate payment is necessary or expedient. Advance payments shall be made by
37 warrant by the auditor of state, and properly itemized and receipted bills or invoices
38 shall be filed by the board or persons receiving the advance payments.

39 (c) All money appropriated by this act shall be considered either a direct appropriation
40 or an appropriation from a rotary or revolving fund.

41 (1) Direct appropriations are subject to withdrawal from the state treasury and for
42 expenditure for such purposes, at such time, and in such manner as may be prescribed
43 by law. Direct appropriations are not subject to return and rewithdrawal from the
44 state treasury, except for the correction of an error which may have occurred in
45 any transaction or for reimbursement of expenditures which have occurred in the
46 same fiscal year.

47 (2) A rotary or revolving fund is any designated part of a fund that is set apart as
48 working capital in a manner prescribed by law and devoted to a specific purpose
49 or purposes. The fund consists of earnings and income only from certain sources

1 or combination of sources. The money in the fund shall be used for the purpose
 2 designated by law as working capital. The fund at any time consists of the
 3 original appropriation to the fund, if any, all receipts accrued to the fund, and all
 4 money withdrawn from the fund and invested or to be invested. The fund shall be
 5 kept intact by separate entries in the auditor of state's office, and no part of the fund
 6 shall be used for any purpose other than the lawful purpose of the fund or revert
 7 to any other fund at any time. However, any unencumbered excess above any prescribed
 8 amount may be transferred to the state general fund at the close of each fiscal year
 9 unless otherwise specified in the Indiana Code.

10
 11 **SECTION 2. [EFFECTIVE JULY 1, 2015]**
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13 For the conduct of state government, its offices, funds, boards, commissions, departments,
 14 societies, associations, services, agencies, and undertakings, and for other appropriations
 15 not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are
 16 appropriated for the periods of time designated from the general fund of the state of
 17 Indiana or other specifically designated funds.
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19 In this act, whenever there is no specific fund or account designated, the appropriation
 20 is from the general fund.
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22 **SECTION 3. [EFFECTIVE JULY 1, 2015]**
 23

24 **GENERAL GOVERNMENT**
 25

26 **A. LEGISLATIVE**
 27

28 **FOR THE GENERAL ASSEMBLY**

29	LEGISLATORS' SALARIES - HOUSE		
30	Total Operating Expense	6,129,500	6,290,000
31	HOUSE EXPENSES		
32	Total Operating Expense	11,864,570	11,844,570
33	LEGISLATORS' SALARIES - SENATE		
34	Total Operating Expense	2,305,318	2,305,318
35	SENATE EXPENSES		
36	Total Operating Expense	10,043,710	11,442,593

37
 38 Included in the above appropriations for house and senate expenses are funds for
 39 a legislative business per diem allowance, meals, and other usual and customary
 40 expenses associated with legislative affairs. Except as provided below, this allowance
 41 is to be paid to each member of the general assembly for every day, including Sundays,
 42 during which the general assembly is convened in regular or special session, commencing
 43 with the day the session is officially convened and concluding with the day the session
 44 is adjourned sine die. However, after five (5) consecutive days of recess, the legislative
 45 business per diem allowance is to be made on an individual voucher basis until the
 46 recess concludes.
 47

48 Each member of the general assembly is entitled, when authorized by the speaker of the
 49 house or the president pro tempore of the senate, to the legislative business per diem

1 allowance for every day the member is engaged in official business.
2

3 The legislative business per diem allowance that each member of the general assembly
4 is entitled to receive equals the maximum daily amount allowable to employees of the
5 executive branch of the federal government for subsistence expenses while away from
6 home in travel status in the Indianapolis area. The legislative business per diem changes
7 each time there is a change in that maximum daily amount.
8

9 In addition to the legislative business per diem allowance, each member of the general
10 assembly shall receive the mileage allowance in an amount equal to the standard mileage
11 rates for personally owned transportation equipment established by the federal Internal
12 Revenue Service for each mile necessarily traveled from the member's usual place
13 of residence to the state capitol. However, if the member traveled by a means other
14 than by motor vehicle, and the member's usual place of residence is more than one
15 hundred (100) miles from the state capitol, the member is entitled to reimbursement
16 in an amount equal to the lowest air travel cost incurred in traveling from the usual
17 place of residence to the state capitol. During the period the general assembly is
18 convened in regular or special session, the mileage allowance shall be limited to
19 one (1) round trip each week per member.
20

21 Any member of the general assembly who is appointed by the governor, speaker of
22 the house, president or president pro tempore of the senate, house or senate minority
23 floor leader, or Indiana legislative council to serve on any research, study, or survey
24 committee or commission, or who attends any meetings authorized or convened under
25 the auspices of the Indiana legislative council, including pre-session conferences and
26 federal-state relations conferences, is entitled, when authorized by the legislative
27 council, to receive the legislative business per diem allowance for each day the
28 member is in actual attendance and is also entitled to a mileage allowance, at the
29 rate specified above, for each mile necessarily traveled from the member's usual
30 place of residence to the state capitol, or other in-state site of the committee,
31 commission, or conference. The per diem allowance and the mileage allowance
32 permitted under this paragraph shall be paid from the legislative council appropriation
33 for legislator and lay member travel unless the member is attending an out-of-state
34 meeting, as authorized by the speaker of the house of representatives or the president
35 pro tempore of the senate, in which case the member is entitled to receive:

- 36 (1) the legislative business per diem allowance for each day the member is engaged
37 in approved out-of-state travel; and
38 (2) reimbursement for traveling expenses actually incurred in connection with the
39 member's duties, as provided in the state travel policies and procedures established
40 by the legislative council.
41

42 Notwithstanding the provisions of this or any other statute, the legislative council
43 may adopt, by resolution, travel policies and procedures that apply only to members
44 of the general assembly or to the staffs of the house of representatives, senate, and
45 legislative services agency, or both members and staffs. The legislative council may
46 apply these travel policies and procedures to lay members serving on research, study,
47 or survey committees or commissions that are under the jurisdiction of the legislative
48 council. Notwithstanding any other law, rule, or policy, the state travel policies and
49 procedures established by the Indiana department of administration and approved

1 by the budget agency do not apply to members of the general assembly, to the staffs
 2 of the house of representatives, senate, or legislative services agency, or to lay members
 3 serving on research, study, or survey committees or commissions under the jurisdiction
 4 of the legislative council (if the legislative council applies its travel policies and
 5 procedures to lay members under the authority of this SECTION), except that, until
 6 the legislative council adopts travel policies and procedures, the state travel policies
 7 and procedures established by the Indiana department of administration and approved
 8 by the budget agency apply to members of the general assembly, to the staffs of the house
 9 of representatives, senate, and legislative services agency, and to lay members serving
 10 on research, study, or survey committees or commissions under the jurisdiction of the
 11 legislative council. The executive director of the legislative services agency is responsible
 12 for the administration of travel policies and procedures adopted by the legislative
 13 council. The auditor of state shall approve and process claims for reimbursement of travel
 14 related expenses under this paragraph based upon the written affirmation of the speaker
 15 of the house of representatives, the president pro tempore of the senate, or the executive
 16 director of the legislative services agency that those claims comply with the travel
 17 policies and procedures adopted by the legislative council. If the funds appropriated
 18 for the house and senate expenses and legislative salaries are insufficient to pay all
 19 the necessary expenses incurred, including the cost of printing the journals of the
 20 house and senate, there is appropriated such further sums as may be necessary to pay
 21 such expenses.

22

LEGISLATORS' SUBSISTENCE		
LEGISLATORS' EXPENSES - HOUSE		
Total Operating Expense	2,574,979	2,735,928
LEGISLATORS' EXPENSES - SENATE		
Total Operating Expense	1,195,888	1,015,871

28
 29 Each member of the general assembly is entitled to a subsistence allowance of forty
 30 percent (40%) of the maximum daily amount allowable to employees of the executive
 31 branch of the federal government for subsistence expenses while away from home in
 32 travel status in the Indianapolis area for:
 33 (1) each day that the general assembly is not convened in regular or special session;
 34 and
 35 (2) each day after the first session day held in November and before the first session
 36 day held in January.

37
 38 However, the subsistence allowance under subdivision (2) may not be paid with respect
 39 to any day after the first session day held in November and before the first session
 40 day held in January with respect to which all members of the general assembly are
 41 entitled to a legislative business per diem.

42
 43 The subsistence allowance is payable from the appropriations for legislators' subsistence.

44
 45 The officers of the senate are entitled to the following amounts annually in addition
 46 to the subsistence allowance: president pro tempore, \$7,000; assistant president
 47 pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leader(s),
 48 \$3,500; majority floor leader emeritus, \$1,500; majority caucus chair, \$5,500;
 49 assistant majority caucus chair(s), \$1,500; appropriations committee chair, \$5,500;

1 tax and fiscal policy committee chair, \$5,500; appropriations committee ranking
2 majority member, \$2,000; tax and fiscal policy committee ranking majority member,
3 \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader,
4 \$6,000; minority leader emeritus, \$1,500; minority caucus chair, \$5,000; assistant
5 minority floor leader, \$5,000; appropriations committee ranking minority member,
6 \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority
7 whip(s), \$2,000; assistant minority whip, \$1,000; assistant minority caucus chair(s),
8 \$1,000; agriculture committee chair, \$1,000; natural resources committee chair,
9 \$1,000; public policy committee chair, \$1,000; corrections and criminal law committee
10 chair, \$1,000; civil law committee chair, \$1,000; education and career development
11 chair, \$1,000; elections committee chair, \$1,000; environmental affairs committee
12 chair, \$1,000; family and children committee chair, \$1,000; pensions and labor committee
13 chair, \$1,000; health and provider services committee chair, \$1,000; homeland security
14 and transportation committee chair, \$1,000; veterans affairs and the military committee
15 chair, \$1,000; insurance and financial institutions committee chair, \$1,000; judiciary
16 committee chair, \$1,000; local government committee chair, \$1,000; utilities committee
17 chair, \$1,000; commerce and technology committee chair, \$1,000; appointments and
18 claims committee chair, \$1,000; rules and legislative procedure committee chair,
19 \$1,000; and ethics committee chair, \$1,000. If an officer fills more than one (1)
20 leadership position, the officer shall be paid for the higher paid position.

21
22 Officers of the house of representatives are entitled to the following amounts annually
23 in addition to the subsistence allowance: speaker of the house, \$7,000; speaker pro
24 tempore, \$5,000; deputy speaker pro tempore, \$2,000; majority floor leader, \$5,500;
25 majority caucus chair, \$5,500; majority whip, \$4,000; assistant majority floor leader,
26 \$3,500; assistant majority caucus chair(s), \$2,000; assistant majority whip(s), \$2,000;
27 ways and means committee chair, \$5,500; ways and means k-12 subcommittee chair,
28 \$1,500; ways and means higher education subcommittee chair, \$1,500; ways and means
29 budget subcommittee chair, \$3,000; minority leader, \$5,500; minority floor leader,
30 \$4,500; minority caucus chair, \$4,500; minority whip, \$3,000; assistant minority
31 leader, \$1,500; assistant minority floor leader, \$1,500; assistant minority caucus
32 chair, \$1,500; assistant minority caucus whip, \$1,500; ways and means committee
33 ranking minority member, \$3,500; agriculture and rural development committee chair,
34 \$1,000; commerce, small business, and economic development committee chair, \$1,000;
35 courts and criminal code committee chair, \$1,000; education committee chair, \$1,000;
36 elections and apportionment committee chair, \$1,000; employment, labor, and pensions
37 committee chair, \$1,000; environmental affairs committee chair, \$1,000; statutory
38 committee on ethics committee chair, \$1,000; family, children, and human affairs
39 committee chair, \$1,000; financial institutions committee chair, \$1,000; government
40 and regulatory reform committee chair, \$1,000; insurance committee chair, \$1,000;
41 statutory committee on interstate and international cooperation committee chair,
42 \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000;
43 natural resources committee chair, \$1,000; public health committee chair, \$1,000;
44 public policy committee chair, \$1,000; roads and transportation committee chair,
45 \$1,000; rules and legislative procedures committee chair, \$1,000; select committee
46 on government reduction committee chair, \$1,000; utilities, energy and telecommunication
47 committee chair, \$1,000; and veterans affairs and public safety committee chair,
48 \$1,000. If an officer fills more than one (1) leadership position, the officer may
49 be paid for each of the paid positions.

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If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new, additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY		
Total Operating Expense	17,648,918	16,627,915
LEGISLATOR AND LAY MEMBER TRAVEL		
Total Operating Expense	775,000	775,000

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and for legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2015-2017 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

Included in the above appropriations for the legislative council and legislative services agency are funds for the printing and distribution of documents

1 published by the legislative council. These documents include journals, bills,
 2 resolutions, enrolled documents, the acts of the first and second regular sessions
 3 of the 119th general assembly, the supplements to the Indiana Code for fiscal years
 4 2015-2016 and 2016-2017, and the publication of the Indiana Administrative Code
 5 and the Indiana Register. Upon completion of the distribution of the Acts and the
 6 supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may
 7 be sold at a price or prices periodically determined by the legislative council. If
 8 the above appropriations for the printing and distribution of documents published
 9 by the legislative council are insufficient to pay all of the necessary expenses
 10 incurred, there are hereby appropriated such sums as may be necessary to pay such
 11 expenses.

12			
13	CHINA LEGISLATIVE EXCHANGE		
14	Total Operating Expense	100,000	100,000
15	STATE VIDEO STREAMING SERVICES		
16	Build Indiana Fund (IC 4-30-17)		
17	Total Operating Expense	465,000	465,000
18	LEGISLATIVE COUNCIL CONTINGENCY FUND		
19	Total Operating Expense		226,125

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21 **Disbursements from the fund may be made only for purposes approved by**
 22 **the chairman and vice chairman of the legislative council.**

23

24 **The legislative services agency shall charge the following fees, unless the**
 25 **legislative council sets these or other fees at different rates:**

26

27 **Annual subscription to the session document service for sessions ending in**
 28 **odd-numbered years: \$900**

29

30 **Annual subscription to the session document service for sessions ending in**
 31 **even-numbered years: \$500**

32

33 **Per page charge for copies of legislative documents: \$0.15**

34

35 **Annual charge for interim calendar: \$10**

36

37 **Daily charge for the journal of either house: \$2**

38

39 **COUNCIL OF STATE GOVERNMENTS ANNUAL DUES**

40 **Other Operating Expense** **168,598** **173,656**

41 **NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES**

42 **Other Operating Expense** **213,762** **216,978**

43 **NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES**

44 **Other Operating Expense** **10,000** **10,000**

45

46 **FOR THE INDIANA LOBBY REGISTRATION COMMISSION**

47 **Total Operating Expense** **343,728** **332,811**

48

49 **FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	LEGISLATORS' RETIREMENT FUND		
2			
3			
4	Other Operating Expense		
5	137,600	134,800	
6	B. JUDICIAL		
7	FOR THE SUPREME COURT		
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1 provided to a defendant. The division of state court administration of the supreme
 2 court of Indiana shall provide staff support to the commission and shall administer
 3 the public defense fund. The administrative costs may come from the public defense
 4 fund. Any balance in the public defense fund is appropriated to the public defender
 5 commission.

6			
7	GUARDIAN AD LITEM		
8	Total Operating Expense	5,071,629	5,070,248
9			

10 The division of state court administration shall use the foregoing appropriation
 11 to administer an office of guardian ad litem and court appointed special advocate
 12 services and to provide matching funds to counties that are required to implement,
 13 in courts with juvenile jurisdiction, a guardian ad litem and court appointed special
 14 advocate program for children who are alleged to be victims of child abuse or neglect
 15 under IC 31-33 and to administer the program. A county may use these matching funds
 16 to supplement amounts collected as fees under IC 31-40-3 to be used for the operation
 17 of guardian ad litem and court appointed special advocate programs. The county fiscal
 18 body shall appropriate adequate funds for the county to be eligible for these matching
 19 funds. In each fiscal year, the office of guardian ad litem shall set aside at least
 20 thirty thousand dollars (\$30,000) from the foregoing appropriation to provide older
 21 youth foster care.

22			
23	ADULT GUARDIANSHIP		
24	Total Operating Expense	1,000,000	1,000,000
25			

26 The above appropriation shall be used to provide matching funds to counties that
 27 implement in courts with probate jurisdiction a volunteer advocate program for seniors
 28 and incapacitated adults who are appointed a guardian under IC 29-3-1. The above appropriation
 29 also includes funds to develop and maintain an adult guardianship registry to serve as
 30 a data repository for adult guardianship cases and guardians appointed by the courts.

31			
32	CIVIL LEGAL AID		
33	Total Operating Expense	1,500,000	1,500,000
34			

35 The above funds include the appropriation provided in IC 33-24-12-7.

36			
37	SPECIAL JUDGES - COUNTY COURTS		
38	Total Operating Expense	149,000	149,000
39			

40 If the funds appropriated above for special judges of county courts are insufficient
 41 to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4,
 42 there are hereby appropriated such further sums as may be necessary to pay these
 43 expenses.

44			
45	COMMISSION ON RACE AND GENDER FAIRNESS		
46	Total Operating Expense	380,996	380,996
47			

48	FOR THE COURT OF APPEALS		
49	Personal Services	10,254,404	9,922,289

	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	1,400,402	1,478,552
2			
3	The above appropriations for the court of appeals personal services include the		
4	subsistence allowance provided by IC 33-38-5-8.		
5			
6	FOR THE TAX COURT		
7	Personal Services	612,412	592,420
8	Other Operating Expense	151,500	151,400
9			
10	FOR THE JUDICIAL CENTER		
11	Personal Services	2,328,435	2,252,629
12	Other Operating Expense	3,116,996	3,508,851
13			
14	The above appropriations for the judicial center include funding for the judicial		
15	conference and for juvenile justice reform programming.		
16			
17	VETERANS PROBLEM-SOLVING COURTS		
18	Total Operating Expense	500,000	500,000
19			
20	The above appropriations shall be distributed for the establishment, training, and		
21	certification of problem-solving courts.		
22			
23	DRUG AND ALCOHOL PROGRAMS FUND		
24	Total Operating Expense	102,582	100,000
25			
26	The above funds are appropriated notwithstanding the distribution under IC 33-37-7-9		
27	for the purpose of administering, certifying, and supporting alcohol and drug services		
28	programs under IC 12-23-14. However, if additional funds are needed to carry out the		
29	purpose of the program, existing revenues in the fund may be allotted.		
30			
31	INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION		
32	Total Operating Expense	238,164	233,000
33	PROBATION OFFICERS TRAINING		
34	Total Operating Expense	750,000	750,000
35			
36	FOR THE PUBLIC DEFENDER		
37	Personal Services	6,399,221	6,322,493
38	Other Operating Expense	1,023,837	1,023,837
39			
40	FOR THE PUBLIC DEFENDER COUNCIL		
41	Personal Services	1,010,612	977,329
42	Other Operating Expense	407,243	407,243
43			
44	FOR THE PROSECUTING ATTORNEYS' COUNCIL		
45	Personal Services	729,827	706,733
46	Other Operating Expense	508,393	508,393
47	DRUG PROSECUTION		
48	Drug Prosecution Fund (IC 33-39-8-6)		
49	Total Operating Expense	473,093	468,995

		<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Other Operating Expense	1,019,714	1,019,714	
2				
3	FOR THE ATTORNEY GENERAL			
4	ATTORNEY GENERAL			
5	From the General Fund			
6	15,927,378	15,456,649		
7	From the Homeowner Protection Unit Account (IC 4-6-12-9)			
8	879,863	865,618		
9	Augmentation allowed.			
10	From the Medicaid Fraud Control Unit Fund			
11	700,517	688,760		
12	Augmentation allowed.			
13	From the Unclaimed Property Litigation			
14	25,823	25,823		
15	Augmentation allowed.			
16	From the Consumer Fees and Settlements Fund			
17	1,158,100	1,139,350		
18	Augmentation allowed.			
19	From the Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)			
20	127,677	125,610		
21	Augmentation allowed.			
22	From the Non-Consumer Settlements Fund			
23	595,775	586,129		
24	Augmentation allowed.			
25	From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
26	836,337	818,916		
27	Augmentation allowed.			
28	From the Abandoned Property Fund (IC 32-34-1-33)			
29	377,021	370,917		
30	Augmentation allowed.			
31				
32	The amounts specified from the general fund, homeowner protection unit, Medicaid			
33	fraud control unit fund, unclaimed property litigation, consumer fees and settlements			
34	fund, real estate appraiser investigative fund, telephone solicitation fund, non-consumer			
35	settlements fund, tobacco master settlement agreement fund, and abandoned property			
36	fund are for the following purposes:			
37				
38	Personal Services	19,214,626	18,663,907	
39	Other Operating Expense	1,413,865	1,413,865	
40				
41	HOMEOWNER PROTECTION UNIT			
42	Homeowner Protection Unit Account (IC 4-6-12-9)			
43	Total Operating Expense	1,468,901	1,329,731	
44	MEDICAID FRAUD UNIT			
45	Total Operating Expense	1,100,000	1,100,000	
46				
47	The above appropriations to the Medicaid fraud unit are the state's matching share			
48	of funding for the state Medicaid fraud control unit under IC 4-6-10 as prescribed			
49	by 42 U.S.C. 1396b(q). Augmentation allowed from collections.			

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UNCLAIMED PROPERTY

Abandoned Property Fund (IC 32-34-1-33)

Personal Services	1,366,676	1,330,555
Other Operating Expense	2,859,663	2,849,963

Augmentation allowed.

D. FINANCIAL MANAGEMENT

FOR THE AUDITOR OF STATE

Personal Services	4,600,955	4,457,613
Other Operating Expense	2,225,713	2,225,713

One million dollars (\$1,000,000) of the above appropriations is for planning and/or implementation of paperless claim vouchers and an integrated payroll system.

GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS

Total Operating Expense	195,454	195,454
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The above appropriations for governors' and governors' surviving spouses' pensions are made under IC 4-3-3.

FOR THE STATE BOARD OF ACCOUNTS

Personal Services	15,257,808	14,677,949
Other Operating Expense	46,171	46,171

GOVERNOR ELECT

Total Operating Expense	0	40,000
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STATE BOARD OF ACCOUNTS DEDICATED FUND

State Board of Accounts Dedicated Fund

Total Operating Expense	10,000,000	10,000,000
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FOR THE STATE BUDGET COMMITTEE

Total Operating Expense	44,620	44,620
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Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of the budget committee is an amount equal to one hundred fifty percent (150%) of the legislative business per diem allowance. If the above appropriations are insufficient to carry out the necessary operations of the budget committee, there are hereby appropriated such further sums as may be necessary.

FOR THE OFFICE OF MANAGEMENT AND BUDGET

Personal Services	869,663	841,128
Other Operating Expense	81,259	81,259

FOR THE STATE BUDGET AGENCY

Personal Services	2,529,448	2,453,324
Other Operating Expense	240,393	240,393

DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Build Indiana Fund (IC 4-30-17)		
2			
3			
4	Total Operating Expense		
5	3,500,000	3,500,000	
6	Of the foregoing appropriations, \$2,415,000 each year shall be used for schools under IC 4-34-3-4, and \$1,085,000 each year shall be used for libraries under IC 4-34-3-2, including schools that are not part of the ENA consortium.		
7			
8	INSPIRE (IC 4-34-3-2)		
9			
10			
11			
12	Other Operating Expense		
13			2,764,500
14	FOR THE INDIANA PUBLIC RETIREMENT SYSTEM		
15	PUBLIC SAFETY PENSION		
16			
17	Total Operating Expense		
18	155,000,000	160,000,000	
19	Augmentation Allowed.		
20	FOR THE TREASURER OF STATE		
21			
22			
23	Personal Services		
24	937,260	902,000	
25	Other Operating Expense		
26	31,095	31,095	
27	The treasurer of state, the board for depositories, the Indiana commission for higher education, and the commission for higher education shall cooperate and provide to the Indiana education savings authority the following:		
28	(1) Clerical and professional staff and related support.		
29	(2) Office space and services.		
30	(3) Reasonable financial support for the development of rules, policies, programs, and guidelines, including authority operations and travel.		
31	E. TAX ADMINISTRATION		
32	FOR THE DEPARTMENT OF REVENUE		
33	COLLECTION AND ADMINISTRATION		
34			
35	Personal Services		
36	46,633,007	46,429,455	
37	Other Operating Expense		
38	26,172,502	27,260,690	
39	With the approval of the governor and the budget agency, the department shall annually reimburse the state general fund for expenses incurred in support of the collection of dedicated fund revenue according to the department's cost allocation plan.		
40	With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department of state revenue from taxes and fees.		
41	Two million dollars (\$2,000,000) of the above appropriations is for planning for an integrated returns processing system.		
42			
43	OUTSIDE COLLECTIONS		
44			
45	Total Operating Expense		
46	5,044,000	5,044,000	
47			
48			
49			

1 With the approval of the governor and the budget agency, the foregoing sums for the
 2 department of state revenue's outside collections may be augmented to an amount not
 3 exceeding in total, together with the above specific amounts, one and one-tenth percent
 4 (1.1%) of the amount of money collected by the department from taxes and fees.

5
 6 **MOTOR CARRIER REGULATION**

7 **Motor Carrier Regulation Fund (IC 8-2.1-23)**

8 Personal Services	2,084,348	2,021,434
9 Other Operating Expense	2,788,522	2,838,522

10 **Augmentation allowed from the Motor Carrier Regulation Fund.**

11
 12 **FOR THE INDIANA GAMING COMMISSION**

13 **From the State Gaming Fund (IC 4-33-13-2)**

14 2,765,233	15 2,669,290
--------------	--------------

15 **From the Gaming Investigations Fund**

16 600,000	17 600,000
------------	------------

18 **The amounts specified from the state gaming fund and gaming investigations fund**
 19 **are for the following purposes:**

21 Personal Services	2,975,748	2,879,805
22 Other Operating Expense	389,485	389,485

23
 24 **The foregoing appropriations to the Indiana gaming commission are made from revenues**
 25 **accruing to the state gaming fund under IC 4-33 before any distribution is made**
 26 **under IC 4-33-13-5.**

27 **Augmentation allowed.**

28
 29 **The foregoing appropriations to the Indiana gaming commission are made instead of**
 30 **the appropriation made in IC 4-33-13-4.**

31
 32 **ATHLETIC COMMISSION**

33 **From the State Gaming Fund (IC 4-33-13-2)**

34 51,400	35 47,000
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35 **Augmentation Allowed**

36
 37 **From the Athletic Commission Fund (IC 4-33-22-9)**

38 120,000	39 120,000
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39 **Augmentation Allowed**

40 41 Total Operating Expense	171,400	167,000
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42
 43 **FOR THE INDIANA HORSE RACING COMMISSION**

44 **Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)**

45 Personal Services	1,867,720	1,819,129
46 Other Operating Expense	282,499	282,499

47
 48 **The foregoing appropriations to the Indiana horse racing commission are made from**
 49 **revenues accruing to the Indiana horse racing commission before any distribution**

1 is made under IC 4-31-9.

2 Augmentation allowed.

3

4 **STANDARD BRED ADVISORY BOARD**

5 Standardbred Horse Fund (IC 15-19-2-10)

6 Total Operating Expense	545,019	545,019
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7

8 The foregoing appropriations to the standardbred advisory board are made from
 9 revenues accruing to the Indiana horse racing commission before any distribution
 10 is made under IC 4-31-9.

11 Augmentation allowed.

12

13 **STANDARD BRED BREED DEVELOPMENT**

14 Standardbred Breed Development Fund (IC 4-31-11-10)

15 Total Operating Expense	12,169,666	12,169,666
----------------------------	------------	------------

16 Augmentation allowed.

17 **THOROUGHBRED BREED DEVELOPMENT**

18 Thoroughbred Breed Development Fund (IC 4-31-11-10)

19 Total Operating Expense	10,342,676	10,342,676
----------------------------	------------	------------

20 Augmentation allowed.

21 **QUARTER HORSE BREED DEVELOPMENT**

22 Quarter Horse Breed Development Fund (IC 4-31-11-10)

23 Total Operating Expense	1,271,908	1,271,908
----------------------------	-----------	-----------

24 Augmentation allowed.

25 **FINGERPRINT FEES**

26 Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)

27 Total Operating Expense	22,000	22,000
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28 Augmentation allowed.

29 **GAMING INTEGRITY FUND - IHRC**

30 Gaming Integrity Fund (IC 4-35-8.7-3)

31 Total Operating Expense	1,000,000	1,000,000
----------------------------	-----------	-----------

32 Augmentation allowed.

33

34 **FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE**

35 Personal Services	3,333,944	3,210,289
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36 Other Operating Expense	422,851	422,851
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37

38 **FOR THE INDIANA BOARD OF TAX REVIEW**

39 Personal Services	1,105,774	1,054,078
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40 Other Operating Expense	67,609	67,609
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41

42 **F. ADMINISTRATION**

43

44 **FOR THE DEPARTMENT OF ADMINISTRATION**

45 Personal Services	9,865,632	9,566,483
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46 Other Operating Expense	16,535,201	16,535,201
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47 **BICENTENNIAL COMMISSION**

48 Total Operating Expense	1,212,984	1,128,357
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49 **MOTOR POOL ROTARY FUND**

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	General Fund		
2	Total Operating Expense	8,236,552	8,823,403
3	Charity Gaming Enforcement Fund (IC 4-32-10)		
4	Total Operating Expense	68,422	50,842
5	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
6	Total Operating Expense	46,000	21,000
7	Department of Insurance Fund (IC 27-1-3-28)		
8	Total Operating Expense	0	18,000
9	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
10	Total Operating Expense	75,042	96,084
11	Enforcement and Administration Fund (IC 7.1-4-10-1)		
12	Total Operating Expense	451,480	456,004
13	Fire and Building Services Fund (IC 22-12-6-1)		
14	Total Operating Expense	279,326	291,387
15	Public Utility Fund (IC 8-1-6-1)		
16	Total Operating Expense	18,000	18,000
17	Cigarette Tax Fund (IC 6-7-1-29.1)		
18	Total Operating Expense	61,000	61,000
19	State Highway Fund (IC 8-23-9-54)		
20	Total Operating Expense	10,083,500	10,462,500
21	Administration Services Revolving Fund		
22	Total Operating Expense	0	18,000
23	Breath Test Training and Certification Fund		
24	Total Operating Expense	52,000	52,000
25			
26	The Budget Agency may transfer portions of the above dedicated fund appropriations		
27	from the Department of Administration back to the agency that provided the		
28	appropriation if necessary.		
29			
30	INDIANA BAR FOUNDATION		
31	Total Operating Expense	300,000	300,000
32			
33	The above appropriation is for the We The People program.		
34			
35	FOR THE STATE PERSONNEL DEPARTMENT		
36	Personal Services	2,779,573	2,679,343
37	Other Operating Expense	179,800	179,800
38			
39	FOR THE STATE EMPLOYEES' APPEALS COMMISSION		
40	Personal Services	133,679	129,512
41	Other Operating Expense	6,307	6,307
42			
43	FOR THE OFFICE OF TECHNOLOGY		
44	Pay Phone Fund		
45	Total Operating Expense	1,600,000	1,600,000
46	Augmentation allowed.		
47			
48	The pay phone fund is established for the procurement of hardware, software, and		
49	related equipment and services needed to expand and enhance the state campus backbone		

1 and other central information technology initiatives. Such procurements may include,
 2 but are not limited to, wiring and rewiring of state offices, Internet services, video
 3 conferencing, telecommunications, application software, and related services.
 4 Notwithstanding IC 5-22-23-5, the fund consists of the net proceeds received from
 5 contracts with companies providing phone services at state institutions and other
 6 state properties. The fund shall be administered by the budget agency. Money in
 7 the fund may be spent by the office in compliance with a plan approved by the budget
 8 agency. Any money remaining in the fund at the end of any fiscal year does not revert
 9 to the general fund or any other fund but remains in the pay phone fund.

10
 11 **MANAGEMENT AND PERFORMANCE HUB**

12	Total Operating Expense	2,600,000	2,100,000
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13
 14 **FOR THE COMMISSION ON PUBLIC RECORDS**

15	Personal Services	1,415,895	1,369,094
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16	Other Operating Expense	163,459	363,459
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17
 18 **FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR**

19	Personal Services	161,696	156,630
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20	Other Operating Expense	12,823	7,823
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21
 22 **FOR THE OFFICE OF STATE-BASED INITIATIVES**

23	Total Operating Expense	89,170	86,314
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24
 25 **G. OTHER**

26
 27 **FOR THE COMMISSION ON UNIFORM STATE LAWS**

28	Total Operating Expense	78,744	82,748
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29
 30 **FOR THE OFFICE OF INSPECTOR GENERAL**

31	Personal Services	1,096,213	1,061,142
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32	Other Operating Expense	85,917	85,917
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33 **STATE ETHICS COMMISSION**

34	Other Operating Expense	12,543	12,543
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35
 36 **FOR THE SECRETARY OF STATE**

37 **ELECTION DIVISION**

38	Personal Services	887,609	859,346
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39	Other Operating Expense	128,983	127,625
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40 **VOTER LIST MAINTENANCE**

41	Total Operating Expense	2,500,000	0
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42 **VOTER REGISTRATION SYSTEM**

43	Total Operating Expense	2,500,000	2,500,000
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44 **VOTER OUTREACH AND EDUCATION**

45	Total Operating Expense	750,000	750,000
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46 **VOTER SYSTEM TECHNICAL OVERSIGHT PROGRAM**

47	Total Operating Expense	595,000	595,000
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48
 49 **The above appropriations include state HAVA matching funds.**

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SECTION 4. [EFFECTIVE JULY 1, 2015]

PUBLIC SAFETY

A. CORRECTION

FOR THE DEPARTMENT OF CORRECTION

CENTRAL OFFICE

Personal Services	9,290,376	8,986,507
Other Operating Expense	17,610,664	17,610,664

ESCAPEE COUNSEL AND TRIAL EXPENSE

Other Operating Expense	284,489	284,489
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ADULT CONTRACT BEDS

Total Operating Expense	5,567,488	5,567,488
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STAFF DEVELOPMENT AND TRAINING

Personal Services	1,063,887	1,020,813
Other Operating Expense	107,572	107,572

PAROLE DIVISION

Personal Services	8,787,069	8,481,413
Other Operating Expense	1,021,111	1,021,111

PAROLE BOARD

Personal Services	770,715	745,731
Other Operating Expense	6,475	6,475

INFORMATION MANAGEMENT SERVICES

Personal Services	860,724	832,183
Other Operating Expense	276,743	276,743

JUVENILE TRANSITION

Personal Services	660,898	634,662
Other Operating Expense	5,195,602	5,195,602

COMMUNITY CORRECTIONS PROGRAMS

Total Operating Expense	65,447,758	85,472,752
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The above appropriation for community corrections programs is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for community corrections programs does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

The appropriation is not subject to having allotment withheld by the state budget agency.

DRUG PREVENTION AND OFFENDER TRANSITION

Total Operating Expense	116,594	116,594
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1 The above appropriation shall be used for minimum security release programs, transition
 2 programs, mentoring programs, and supervision of and assistance to adult and juvenile
 3 offenders to promote the successful integration of the offender into the community.

4

5 **YOUTH SERVICES TRANSITIONAL PROGRAM**

6 Youth Services Transitional Services Fund (IC 11-10-2-11)

Total Operating Expense	1	1
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8 Augmentation allowed.

9 **CENTRAL EMERGENCY RESPONSE**

Personal Services	800,011	769,550
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Other Operating Expense	50,710	50,710
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12 **MEDICAL SERVICES**

Other Operating Expense	77,588,096	77,635,528
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14

15 The above appropriations for medical services shall be used only for services that
 16 are determined to be medically necessary.

17

18 **DRUG ABUSE PREVENTION**

19 Drug Abuse Fund (IC 11-8-2-11)

Total Operating Expense	150,000	150,000
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21 Augmentation allowed.

22 **COUNTY JAIL MAINTENANCE CONTINGENCY FUND**

Other Operating Expense	8,900,000	0
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24

25 Disbursements from the fund shall be made for the purpose of reimbursing sheriffs
 26 for the cost of incarcerating in county jails persons convicted of felonies to the
 27 extent that such persons are incarcerated for more than five (5) days after the
 28 day of sentencing or the date upon which the department of correction receives the
 29 abstract of judgment and sentencing order, whichever occurs later, at a rate to
 30 be determined by the department of correction and approved by the state budget agency.
 31 The rate shall be based upon programming provided, and shall be \$35 per day. In
 32 addition to the per diem, the state shall reimburse the sheriffs for expenses determined
 33 by the sheriff to be medically necessary medical care to the convicted persons.
 34 However, if the sheriff or county receives money with respect to a convicted person
 35 (from a source other than the county), the per diem or medical expense reimbursement
 36 with respect to the convicted person shall be reduced by the amount received. A
 37 sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted
 38 persons within five (5) days after the day of sentencing if the department of correction
 39 does not have the capacity to receive the convicted person.

40

41 Augmentation allowed.

42

43 **FOOD SERVICES**

Total Operating Expense	38,376,617	38,832,221
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45 **EDUCATIONAL SERVICES**

Other Operating Expense	8,651,886	8,651,886
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47

48 **FOR THE STATE BUDGET AGENCY**

49 **MEDICAL SERVICE PAYMENTS**

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	25,000,000	25,000,000
2			
3	These appropriations for medical service payments are made to pay for services		
4	determined to be medically necessary for committed individuals, patients and		
5	students of institutions under the jurisdiction of the department of correction,		
6	the state department of health, the division of mental health and addiction, the		
7	school for the blind and visually impaired, the school for the deaf, the division		
8	of disability and rehabilitative services, or the division of aging if the services		
9	are provided outside these institutions. These appropriations may not be used for		
10	payments for medical services that are covered by IC 12-16 unless these services		
11	have been approved under IC 12-16. These appropriations shall not be used for		
12	payment for medical services which are payable from an appropriation in this act		
13	for the state department of health, the division of mental health and addiction, the		
14	school for the blind and visually impaired, the school for the deaf, the division of		
15	disability and rehabilitative services, the division of aging, or the department		
16	of correction, or that are reimbursable from funds for medical assistance under		
17	IC 12-15. If these appropriations are insufficient to make these medical service		
18	payments, there is hereby appropriated such further sums as may be necessary.		
19			
20	Direct disbursements from the above contingency fund are not subject to the		
21	provisions of IC 4-13-2.		
22			
23	FOR THE DEPARTMENT OF ADMINISTRATION		
24	DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU		
25	Personal Services	148,547	143,063
26	Other Operating Expense	3,581	3,581
27			
28	FOR THE DEPARTMENT OF CORRECTION		
29	INDIANA STATE PRISON		
30	Personal Services	29,678,442	28,767,225
31	Other Operating Expense	5,921,045	5,921,045
32	PENDLETON CORRECTIONAL FACILITY		
33	Personal Services	27,384,435	26,549,338
34	Other Operating Expense	5,956,771	5,956,771
35	CORRECTIONAL INDUSTRIAL FACILITY		
36	Personal Services	18,811,986	18,207,280
37	Other Operating Expense	1,167,306	1,167,306
38	INDIANA WOMEN'S PRISON		
39	Personal Services	10,761,041	10,437,507
40	Other Operating Expense	1,069,346	1,069,346
41	PUTNAMVILLE CORRECTIONAL FACILITY		
42	Personal Services	27,508,952	26,650,856
43	Other Operating Expense	3,461,082	3,461,082
44	WABASH VALLEY CORRECTIONAL FACILITY		
45	Personal Services	34,744,883	33,709,785
46	Other Operating Expense	4,445,352	4,445,352
47	INDIANAPOLIS RE-ENTRY EDUCATION FACILITY		
48	Personal Services	6,796,526	6,590,846
49	Other Operating Expense	856,710	856,710

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	BRANCHVILLE CORRECTIONAL FACILITY		
2	Personal Services	16,138,223	15,688,713
3	Other Operating Expense	3,200,161	3,200,161
4	WESTVILLE CORRECTIONAL FACILITY		
5	Personal Services	42,105,581	40,863,989
6	Other Operating Expense	5,942,312	5,942,312
7	ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN		
8	Personal Services	13,243,259	12,828,005
9	Other Operating Expense	1,748,887	1,748,887
10	PLAINFIELD CORRECTIONAL FACILITY		
11	Personal Services	20,438,235	19,834,734
12	Other Operating Expense	3,256,752	3,256,752
13	FIRST TIME OFFENDERS FACILITY AT HERITAGE TRAILS		
14	Personal Services	1,139,026	1,106,063
15	Other Operating Expense	7,990,308	7,990,308
16	RECEPTION AND DIAGNOSTIC CENTER		
17	Personal Services	12,298,807	11,909,797
18	Other Operating Expense	1,335,834	1,335,834
19	MIAMI CORRECTIONAL FACILITY		
20	Personal Services	28,137,931	27,287,195
21	Other Operating Expense	5,022,599	5,022,599
22	NEW CASTLE CORRECTIONAL FACILITY		
23	Other Operating Expense	39,858,307	39,874,507
24	TITLE XX WORK RELEASE - SOUTH BEND WORK RELEASE CENTER		
25	General Fund		
26	Total Operating Expense	1,798,669	1,732,641
27	Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)		
28	Total Operating Expense	350,000	350,000
29	Augmentation allowed from Work Release - Study Release Special Revenue Fund.		
30	HENRYVILLE CORRECTIONAL FACILITY		
31	Personal Services	2,328,297	2,260,260
32	Other Operating Expense	265,079	265,079
33	CHAIN O' LAKES CORRECTIONAL FACILITY		
34	Personal Services	1,685,323	1,631,600
35	Other Operating Expense	241,707	241,707
36	MADISON CORRECTIONAL FACILITY		
37	Personal Services	6,607,911	6,393,657
38	Other Operating Expense	1,312,981	1,312,981
39	EDINBURGH CORRECTIONAL FACILITY		
40	Personal Services	3,204,698	3,101,450
41	Other Operating Expense	323,568	323,568
42	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY		
43	Personal Services	10,321,506	10,010,438
44	Other Operating Expense	886,769	886,769
45	CAMP SUMMIT		
46	Personal Services	3,562,487	3,438,645
47	Other Operating Expense	186,714	186,714
48	PENDLETON JUVENILE CORRECTIONAL FACILITY		
49	Personal Services	15,547,968	15,063,598

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1 **FORENSIC AND HEALTH SCIENCES LABORATORIES**

2 **From the General Fund**

3 11,676,121 11,315,081

4 **From the Motor Carrier Regulation Fund (IC 8-2.1-23)**

5 412,950 400,242

6 **Augmentation allowed from the general fund and the motor carrier regulation fund.**

7

8 **The amounts specified from the General Fund and the Motor Carrier Regulation Fund**
9 **are for the following purposes:**

10

11 Personal Services	11,809,071	11,435,323
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12 Other Operating Expense	280,000	280,000
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13

14 **ENFORCEMENT AID**

15 **General Fund**

16 Total Operating Expense	72,518	72,518
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17

18 **The above appropriations for enforcement aid are to meet unforeseen emergencies of a**
19 **confidential nature. They are to be expended under the direction of the superintendent**
20 **and to be accounted for solely on the superintendent's authority.**

21

22 **PENSION FUND**

23 **General Fund**

24 Total Operating Expense	14,403,786	14,500,000
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25

26 **The above appropriations shall be paid into the state police pension fund provided for**
27 **in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or before**
28 **the 30th of each succeeding month thereafter.**

29

30 **BENEFIT FUND**

31 **General Fund**

32 Total Operating Expense	5,025,514	5,025,514
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33 **Augmentation allowed.**

34

35 **All benefits to members shall be paid by warrant drawn on the treasurer of state**
36 **by the auditor of state on the basis of claims filed and approved by the trustees**
37 **of the state police pension and benefit funds created by IC 10-12-2.**

38

39 **SUPPLEMENTAL PENSION**

40 **General Fund**

41 Total Operating Expense	3,264,000	3,264,000
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42 **Augmentation allowed.**

43

44 **If the above appropriations for supplemental pension for any one (1) year are greater**
45 **than the amount actually required under the provisions of IC 10-12-5, then the excess**
46 **shall be returned proportionately to the funds from which the appropriations were**
47 **made. If the amount actually required under IC 10-12-5 is greater than the above**
48 **appropriations, then, with the approval of the governor and the budget agency, those**
49 **sums may be augmented from the general fund.**

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1			
2	ACCIDENT REPORTING		
3	Accident Report Account (IC 9-29-11-1)		
4	Total Operating Expense	5,000	5,000
5	Augmentation allowed.		
6	DRUG INTERDICTION		
7	Drug Interdiction Fund (IC 10-11-7)		
8	Total Operating Expense	208,550	208,550
9	Augmentation allowed.		
10	DNA SAMPLE PROCESSING FUND		
11	DNA Sample Processing Fund (IC 10-13-6-9.5)		
12	Total Operating Expense	1,313,215	1,312,304
13	Augmentation allowed.		
14			
15	FOR THE INTEGRATED PUBLIC SAFETY COMMISSION		
16	PROJECT SAFE-T		
17	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
18	Total Operating Expense	11,644,621	11,874,947
19	Augmentation allowed.		
20			
21	FOR THE ADJUTANT GENERAL		
22	Personal Services	4,435,770	4,301,164
23	Other Operating Expense	3,708,409	3,708,409
24	CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS		
25	Personal Services	812,229	786,219
26	Other Operating Expense	0	13,450
27	DISABLED SOLDIERS' PENSION		
28	Total Operating Expense	1	1
29	Augmentation allowed.		
30	MUTC - MUSCATATUCK URBAN TRAINING CENTER		
31	Total Operating Expense	933,305	933,305
32	HOOSIER YOUTH CHALLENGE ACADEMY		
33	General Fund		
34	Total Operating Expense	2,063,359	2,046,000
35	State Armory Board Fund (IC 10-16-3-2)		
36	Total Operating Expense	392,850	392,850
37	Augmentation allowed.		
38	GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND		
39	Total Operating Expense		238,008
40			
41	The above appropriations for the governor's civil and military contingency fund are		
42	made under IC 10-16-11-1.		
43			
44	FOR THE CRIMINAL JUSTICE INSTITUTE		
45	ADMIN. MATCH		
46	Total Operating Expense	402,002	402,002
47	DRUG ENFORCEMENT MATCH		
48	Total Operating Expense	869,347	869,347
49			

1 To facilitate the duties of the Indiana criminal justice institute as outlined in
 2 IC 5-2-6-3, the above appropriation is not subject to the provisions of IC 4-9.1-1-7
 3 when used to support other state agencies through the awarding of state match dollars.

4
 5 **VICTIM AND WITNESS ASSISTANCE FUND**

6 Victim and Witness Assistance Fund (IC 5-2-6-14)

7 Total Operating Expense	723,609	723,609
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8 Augmentation allowed.

9 **ALCOHOL AND DRUG COUNTERMEASURES**

10 Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)

11 Total Operating Expense	337,765	337,765
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12 Augmentation allowed.

13 **STATE DRUG FREE COMMUNITIES FUND**

14 State Drug Free Communities Fund (IC 5-2-10-2)

15 Total Operating Expense	560,662	560,662
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16 Augmentation allowed.

17 **INDIANA SAFE SCHOOLS**

18 General Fund

19 Total Operating Expense	1,095,340	1,095,340
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20 Indiana Safe Schools Fund (IC 5-2-10.1-2)

21 Total Operating Expense	400,053	400,053
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22 Augmentation allowed from Indiana Safe Schools Fund.

23
 24 Of the above appropriations for the Indiana safe schools program, \$745,393 is
 25 appropriated annually to provide grants to school corporations for school safe haven
 26 programs, emergency preparedness programs, and school safety programs, and
 27 \$750,000 is appropriated annually for use in providing training to school safety
 28 specialists.

29
 30 **CHILD RESTRAINT SYSTEM FUND**

31 Child Restraint System Account (IC 9-19-11-9)

32 Total Operating Expense	145,500	145,500
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33 **HIGHWAY PASSENGER & COMMERCIAL VEHICLE GRANT**

34 Office of Traffic Safety

35 Total Operating Expense	507,633	507,633
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36
 37 The above appropriation for the office of traffic safety may be used to cover the
 38 state match requirement for this program according to the current highway safety
 39 plan approved by the governor and the budget agency.

40
 41 **SEXUAL ASSAULT VICTIMS' ASSISTANCE**

42 Total Operating Expense	1,000,000	1,000,000
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43 Sexual Assault Victims' Assistance Account (IC 5-2-6-23(h))

44 Total Operating Expense	25,000	25,000
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45
 46 Augmentation allowed. The full amount of the above appropriations shall be distributed
 47 to rape crisis centers in Indiana without any deduction of personal services or other
 48 operating expenses of any state agency.

1	VICTIMS OF VIOLENT CRIME ADMINISTRATION		
2	Social Services Block Grant		
3	Total Operating Expense	636,763	636,763
4	Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)		
5	Personal Services	143,239	143,239
6	Other Operating Expense	2,418,761	2,418,761
7	Augmentation allowed.		
8	DOMESTIC VIOLENCE PREVENTION AND TREATMENT		
9	General Fund		
10	Total Operating Expense	5,000,000	5,000,000
11	Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)		
12	Total Operating Expense	1,064,334	1,064,334
13	Augmentation allowed.		

14
15 The above appropriations are for programs and treatment for the prevention of domestic
16 violence. The appropriations may not be used to construct or rehab a shelter.

17
18 **FOR THE DEPARTMENT OF TOXICOLOGY**

19	General Fund		
20	Total Operating Expense	2,208,179	2,152,850
21	Breath Test Training and Certification Fund (IC 10-20-2-9)		
22	Total Operating Expense	355,000	355,000

23
24 **FOR THE CORONERS TRAINING BOARD**

25	Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)		
26	Total Operating Expense	388,000	388,000
27	Augmentation allowed.		

28
29 **FOR THE LAW ENFORCEMENT TRAINING ACADEMY**

30	From the General Fund		
31	1,976,648	1,927,589	
32	From the Law Enforcement Training Fund (IC 5-2-1-13(b))		
33	2,179,780	2,125,549	
34	Augmentation allowed from the Law Enforcement Training Fund.		

35
36 The amounts specified from the General Fund and the Law Enforcement Training Fund
37 are for the following purposes:

38	Personal Services	3,423,299	3,320,009
39	Other Operating Expense	733,129	733,129

40
41
42 **C. REGULATORY AND LICENSING**

43
44 **FOR THE BUREAU OF MOTOR VEHICLES**

45	Personal Services	16,429,505	15,957,952
46	Other Operating Expense	11,988,932	11,988,932
47	LICENSE PLATES		
48	Total Operating Expense	11,405,503	11,405,503
49	Augmentation allowed.		

1	COMMERCIAL DRIVER TRAINING SCHOOLS		
2	Total Operating Expense	62,669	60,809
3	FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION		
4	Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)		
5	Total Operating Expense	6,210,092	6,183,531
6	Augmentation allowed.		
7	STATE MOTOR VEHICLE TECHNOLOGY		
8	State Motor Vehicle Technology Fund (IC 9-29-16-1)		
9	Total Operating Expense	4,950,726	4,950,726
10	Augmentation allowed.		
11	MOTORCYCLE OPERATOR SAFETY		
12	Motorcycle Operator Safety Education Fund (IC 9-27-7-7)		
13	Total Operating Expense	1,084,763	1,080,251
14	Augmentation allowed.		
15			
16	FOR THE DEPARTMENT OF LABOR		
17	Personal Services	758,148	737,368
18	Other Operating Expense	70,074	70,074
19	BUREAU OF MINES AND MINING		
20	Personal Services	170,137	164,598
21	Other Operating Expense	23,804	23,804
22	QUALITY, METRICS, AND STATISTICS (MIS)		
23	Other Operating Expense	120,794	120,794
24	OCCUPATIONAL SAFETY AND HEALTH		
25	Other Operating Expense	1,960,830	1,960,830

26
27 The above appropriations for occupational safety and health and M.I.S. research and
28 statistics reflect only the general fund portion of the total program costs of the
29 Indiana occupational safety and health plan as approved by the U.S. department of
30 labor. It is the intention of the general assembly that the Indiana department of
31 labor make application to the federal government for the federal share of the total
32 program costs.

33			
34	EMPLOYMENT OF YOUTH		
35	Employment of Youth Fund (IC 20-33-3-42)		
36	Total Operating Expense	166,782	162,791
37	Augmentation allowed.		
38	INSAFE		
39	Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)		
40	Other Operating Expense	384,260	384,260
41	Augmentation allowed.		
42			
43	FOR THE DEPARTMENT OF INSURANCE		
44	Department of Insurance Fund (IC 27-1-3-28)		
45	Personal Services	5,163,507	4,996,716
46	Other Operating Expense	939,101	1,056,982
47	Augmentation allowed.		
48	BAIL BOND DIVISION		
49	Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	196,827	190,687
2	Other Operating Expense	10,694	10,694
3	Augmentation allowed.		
4	PATIENT'S COMPENSATION AUTHORITY		
5	Patient's Compensation Fund (IC 34-18-6-1)		
6	Personal Services	707,990	688,240
7	Other Operating Expense	814,800	814,800
8	Augmentation allowed.		
9	POLITICAL SUBDIVISION RISK MANAGEMENT		
10	Political Subdivision Risk Management Fund (IC 27-1-29-10)		
11	Personal Services	2,000	2,000
12	Other Operating Expense	117,932	117,932
13	Augmentation allowed.		
14	MINE SUBSIDENCE INSURANCE		
15	Mine Subsidence Insurance Fund (IC 27-7-9-7)		
16	Total Operating Expense	637,758	637,758
17	Augmentation allowed.		
18	TITLE INSURANCE ENFORCEMENT OPERATING		
19	Title Insurance Enforcement Fund (IC 27-7-3.6-1)		
20	Personal Services	304,843	295,858
21	Other Operating Expense	74,214	74,214
22	Augmentation allowed.		
23			
24	FOR THE ALCOHOL AND TOBACCO COMMISSION		
25	Enforcement and Administration Fund (IC 7.1-4-10-1)		
26	Personal Services	10,000,300	9,697,740
27	Other Operating Expense	1,929,453	1,934,455
28	Augmentation allowed.		
29			
30	Five-hundred thousand dollars (\$500,000) of the above appropriations is for fraud enforcement		
31	of EBT cards in the Temporary Assistance for Needy Families (TANF) and Food Stamp programs.		
32			
33	ATC SALARY MATRIX ADJUSTMENT		
34	Enforcement and Administration Fund (IC 7.1-4-10-1)		
35	Personal Services	152,500	152,500
36			
37	The above appropriations are for a 2% adjustment to the ATC salary matrix. The personal		
38	services contingency appropriation is available to fund any shortages.		
39			
40	ATC OPEB CONTRIBUTION		
41	Enforcement and Administration Fund (IC 7.1-4-10-1)		
42	Total Operating Expense	514,529	509,527
43	Augmentation allowed.		
44			
45	YOUTH TOBACCO EDUCATION AND ENFORCEMENT		
46	Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)		
47	Total Operating Expense	85,704	85,704
48	Augmentation allowed.		
49			

	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS		
2	Financial Institutions Fund (IC 28-11-2-9)		
3	Personal Services	6,216,408	6,018,558
4	Other Operating Expense	1,345,046	1,361,046
5	Augmentation allowed.		
6			
7	FOR THE PROFESSIONAL LICENSING AGENCY		
8	Personal Services	4,431,653	4,337,172
9	Other Operating Expense	447,981	447,981
10	CONTROLLED SUBSTANCES DATA FUND (INSPECT)		
11	Controlled Substances Data Fund (IC 35-48-7-13.1)		
12	Total Operating Expense	568,444	568,444
13	Augmentation allowed.		
14	PRENEED CONSUMER PROTECTION		
15	Preneed Consumer Protection Fund (IC 30-2-13-28)		
16	Total Operating Expense	48,500	48,500
17	Augmentation allowed.		
18	BOARD OF FUNERAL AND CEMETERY SERVICE		
19	Funeral Service Education Fund (IC 25-15-9-13)		
20	Total Operating Expense	250	250
21	Augmentation allowed.		
22	DENTAL PROFESSION INVESTIGATION		
23	Dental Compliance Fund (IC 25-14-1-3.7)		
24	Total Operating Expense	47,795	47,795
25	Augmentation allowed.		
26	PHYSICIAN INVESTIGATION		
27	Physician Compliance Fund (IC 25-22.5-2-8)		
28	Total Operating Expense	10,600	10,600
29	Augmentation allowed.		
30			
31	FOR THE CIVIL RIGHTS COMMISSION		
32	Personal Services	1,831,729	1,772,203
33	Other Operating Expense	4,662	4,662
34			
35	The above appropriation for the Indiana civil rights commission reflects only the		
36	general fund portion of the total program costs for the processing of employment		
37	and housing discrimination complaints. It is the intention of the general assembly		
38	that the commission make application to the federal government for funding based		
39	upon the processing of employment and housing discrimination complaints.		
40			
41	WOMEN'S COMMISSION		
42	Total Operating Expense	100,567	98,115
43	COMMISSION ON THE SOCIAL STATUS OF BLACK MALES		
44	Total Operating Expense	139,144	135,431
45	NATIVE AMERICAN INDIAN AFFAIRS COMMISSION		
46	Total Operating Expense	76,607	74,379
47	COMMISSION ON HISPANIC/LATINO AFFAIRS		
48	Total Operating Expense	104,574	102,432
49	MARTIN LUTHER KING JR. HOLIDAY COMMISSION		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	19,400	19,400
2			
3	FOR THE UTILITY CONSUMER COUNSELOR		
4	Public Utility Fund (IC 8-1-6-1)		
5	Personal Services	5,385,640	5,217,495
6	Other Operating Expense	771,825	771,825
7	Augmentation allowed.		
8			
9	EXPERT WITNESS FEES AND AUDIT		
10	Public Utility Fund (IC 8-1-6-1)		
11	Total Operating Expense		1,652,880
12	Augmentation allowed.		
13			
14	FOR THE UTILITY REGULATORY COMMISSION		
15	Public Utility Fund (IC 8-1-6-1)		
16	Personal Services	7,206,908	6,948,238
17	Other Operating Expense	1,897,581	1,897,581
18	Augmentation allowed.		
19			
20	FOR THE WORKER'S COMPENSATION BOARD		
21	From the General Fund		
22	1,917,186	1,917,186	
23	From the Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)		
24	145,007	145,007	
25	Augmentation allowed.		
26			
27	The amounts specified from the general fund and the worker's compensation supplemental		
28	administrative fund are for the following purposes:		
29			
30	Personal Services	1,943,078	1,943,078
31	Other Operating Expense	119,115	119,115
32			
33	FOR THE STATE BOARD OF ANIMAL HEALTH		
34	Personal Services	4,066,281	3,924,146
35	Other Operating Expense	480,996	480,996
36	INDEMNITY FUND		
37	Total Operating Expense		2
38	Augmentation allowed.		
39	MEAT & POULTRY INSPECTION		
40	Total Operating Expense	1,441,350	1,404,170
41	PUBLIC HEALTH DATA COMM. INFRASTRUCTURE SYSTEM		
42	Total Operating Expense	7,963	7,963
43	INTERSTATE SHIPMENT COOPERATIVE AGREEMENT WITH THE USDA		
44	Total Operating Expense	17,403	17,403
45			
46	FOR THE DEPARTMENT OF HOMELAND SECURITY		
47	FIRE AND BUILDING SERVICES		
48	Fire and Building Services Fund (IC 22-12-6-1)		
49	Personal Services	13,819,291	13,403,508

	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	404,012	404,012
2	Augmentation allowed.		
3	REGIONAL PUBLIC SAFETY TRAINING		
4	Regional Public Safety Training Fund (IC 10-15-3-12)		
5	Total Operating Expense	1,948,264	1,940,000
6	Augmentation allowed.		
7	RADIOLOGICAL HEALTH		
8	Total Operating Expense	74,955	74,955
9	EMERGENCY MANAGEMENT CONTINGENCY FUND		
10	Total Operating Expense	114,456	114,456
11			
12	The above appropriations for the emergency management contingency fund are made		
13	under IC 10-14-3-28.		
14			
15	PUBLIC ASSISTANCE		
16	Total Operating Expense	1	1
17	Augmentation allowed.		
18	INDIANA EMERGENCY RESPONSE COMMISSION		
19	Emergency Planning and Right to Know Fund (IC 6-6-10-5)		
20	Total Operating Expense	71,407	71,407
21	Augmentation allowed.		
22	STATE DISASTER RELIEF FUND		
23	State Disaster Relief Fund (IC 10-14-4-5)		
24	Total Operating Expense	485,000	485,000
25	Augmentation allowed, not to exceed revenues collected from the public safety		
26	fee imposed by IC 22-11-14-12.		
27			
28	Augmentation allowed from the general fund to match federal disaster relief funds.		
29			
30	REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES FUND		
31	Reduced Ignition Propensity Stds.-Cig. Fund (IC 22-14-7-22(a))		
32	Total Operating Expense	31,026	31,026
33	Augmentation allowed.		
34	STATEWIDE FIRE AND BUILDING SAFETY EDUCATION FUND		
35	Statewide Fire & Building Safety Educ. Fund (IC 22-12-6-3)		
36	Total Operating Expense	98,089	98,089
37	Augmentation allowed.		
38	SECURED SCHOOL SAFETY GRANTS		
39	Total Operating Expense		7,000,000
40			
41	SECTION 5. [EFFECTIVE JULY 1, 2015]		
42			
43	CONSERVATION AND ENVIRONMENT		
44			
45	A. NATURAL RESOURCES		
46			
47	FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION		
48	Personal Services	8,027,343	7,755,083
49	Other Operating Expense	1,498,400	1,498,400

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	DNR OPEB CONTRIBUTION		
2	1,526,146	1,462,053	
3	ENTOMOLOGY AND PLANT PATHOLOGY DIVISION		
4	407,881	392,338	
5	83,645	83,645	
6	ENTOMOLOGY AND PLANT PATHOLOGY FUND		
7	Entomology and Plant Pathology Fund (IC 14-24-10-3)		
8			762,036
9	Augmentation allowed.		
10	DNR ENGINEERING DIVISION		
11	1,735,351	1,677,224	
12	70,711	70,711	
13	HISTORIC PRESERVATION DIVISION		
14	400,787	358,466	
15	266,196	266,196	
16	DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY DEDICATED		
17	26,838	26,040	
18	LINCOLN PRODUCTION		
19	206,998	206,998	
20	WABASH RIVER HERITAGE CORRIDOR		
21	Wabash River Heritage Corridor Fund (IC 14-13-6-23)		
22	187,210	187,210	
23	OUTDOOR RECREATION DIVISION		
24	501,092	478,123	
25	56,078	56,078	
26	NATURE PRESERVES DIVISION		
27	796,110	747,800	
28	196,880	196,880	
29	WATER DIVISION		
30	4,197,111	4,032,382	
31	1,025,000	1,025,000	
32			
33	All revenues accruing from state and local units of government and from private		
34	utilities and industrial concerns as a result of water resources study projects,		
35	and as a result of topographic and other mapping projects, shall be deposited into		
36	the state general fund, and such receipts are hereby appropriated, in addition to		
37	the foregoing amounts, for water resources studies.		
38			
39	The foregoing appropriations include \$200,000 for the monitoring of water resources.		
40			
41	DEER RESEARCH AND MANAGEMENT		
42	Deer Research and Management Fund (IC 14-22-5-2)		
43	131,297	131,297	
44	Augmentation allowed.		
45	OIL AND GAS DIVISION		
46	Oil and Gas Fund (IC 6-8-1-27)		
47	1,260,314	1,210,534	
48	332,192	332,192	
49	Augmentation allowed.		

1	DEPT. OF NATURAL RESOURCES - USEPA		
2	Oil and Gas Fund (IC 6-8-1-27)		
3	Total Operating Expense	53,350	53,350
4	Augmentation allowed.		
5	STATE PARKS AND RESERVOIRS		
6	From the General Fund		
7	9,070,970	8,921,508	
8	From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)		
9	25,541,971	25,137,870	
10	Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.		

11
12 **The amounts specified from the General Fund and the State Parks and Reservoirs**
13 **Special Revenue Fund are for the following purposes:**

14			
15	Personal Services	25,529,286	24,975,723
16	Other Operating Expense	9,083,655	9,083,655

17			
18	SNOWMOBILE FUND		
19	Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)		
20	Total Operating Expense	154,928	154,928
21	Augmentation allowed.		

22	DNR LAW ENFORCEMENT DIVISION		
23	From the General Fund		
24	9,917,971	9,639,025	
25	From the Fish and Wildlife Fund (IC 14-22-3-2)		
26	11,172,664	10,831,730	
27	Augmentation allowed from the Fish and Wildlife Fund.		

28
29 **The amounts specified from the General Fund and the Fish and Wildlife Fund are for**
30 **the following purposes:**

31			
32	Personal Services	18,322,635	17,702,755
33	Other Operating Expense	2,768,000	2,768,000

34			
35	DNR SALARY MATRIX ADJUSTMENT		
36	Personal Services	317,400	317,400

37
38 **The above appropriations are for a 2% adjustment to the DNR salary matrix. The personal**
39 **services contingency appropriation is available to fund any shortage.**

40			
41	SPORTSMEN'S BENEVOLENCE		
42	Total Operating Expense	145,500	145,500
43	FISH AND WILDLIFE DIVISION		
44	Fish and Wildlife Fund (IC 14-22-3-2)		
45	Personal Services	4,576,336	4,126,639
46	Other Operating Expense	5,356,565	5,356,565
47	Augmentation allowed.		

48	IND. DEPT. OF NATURAL RESOURCES - FISH & WILDLIFE/U.S. DEPT. OF THE INTERIOR		
49	Fish and Wildlife Fund (IC 14-22-3-2)		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1 Total Operating Expense	2,395,752	2,395,752	
2 Augmentation allowed.			
3 FORESTRY DIVISION			
4 From the General Fund			
5 3,808,459	3,725,973		
6 From the State Forestry Fund (IC 14-23-3-2)			
7 6,155,399	6,002,212		
8 Augmentation allowed from the State Forestry Fund.			

9
10 **The amounts specified from the General Fund and the State Forestry Fund are for**
11 **the following purposes:**

13 Personal Services	8,084,633	7,848,960	
14 Other Operating Expense	1,879,225	1,879,225	

15
16 **In addition to any of the foregoing appropriations for the department of natural**
17 **resources, any federal funds received by the state of Indiana for support of approved**
18 **outdoor recreation projects for planning, acquisition, and development under the**
19 **provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are**
20 **appropriated for the uses and purposes for which the funds were paid to the state,**
21 **and shall be distributed by the department of natural resources to state agencies**
22 **and other governmental units in accordance with the provisions under which the**
23 **funds were received.**

24
25 **DEPT. OF NATURAL RESOURCES - US DEPT. OF COMMERCE**

26 Cigarette Tax Fund (IC 6-7-1-29.1)			
27 Total Operating Expense	117,313	117,313	
28 Augmentation allowed.			

29 **LAKE AND RIVER ENHANCEMENT**

30 Lake and River Enhancement Fund (IC 6-6-11-12.5)			
31 Total Operating Expense			4,156,576
32 Augmentation allowed.			

33 **HERITAGE TRUST**

34 General Fund			
35 Total Operating Expense	94,090	94,090	
36 Indiana Heritage Trust Fund (IC 14-12-2-25)			
37 Total Operating Expense	1,164,000	1,164,000	
38 Augmentation allowed.			

39 **DEPT. OF NATURAL RESOURCES - USDOT**

40 Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)			
41 Total Operating Expense	55,000	55,000	
42 Augmentation allowed.			

43 **INSTITUTIONAL ROAD CONSTRUCTION**

44 State Highway Fund (IC 8-23-9-54)			
45 Total Operating Expense	2,425,000	2,425,000	

46
47 **The above appropriation for institutional road construction may be used for road**
48 **and bridge construction, relocation, and other related improvement projects at state-owned**
49 **properties managed by the department of natural resources.**

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B. OTHER NATURAL RESOURCES

FOR THE INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION

General Fund

Total Operating Expense	7,545,628	7,300,178
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Indiana State Museum and Historic Sites Corp.

Total Operating Expense	2,204,865	2,154,883
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FOR THE WORLD WAR MEMORIAL COMMISSION

Personal Services	678,129	658,543
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Other Operating Expense	171,468	171,468
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All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

FOR THE WHITE RIVER STATE PARK DEVELOPMENT COMMISSION

Total Operating Expense	786,831	766,312
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FOR THE MAUMEE RIVER BASIN COMMISSION

Total Operating Expense	54,110	54,110
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FOR THE ST. JOSEPH RIVER BASIN COMMISSION

Total Operating Expense	54,110	54,110
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FOR THE KANKAKEE RIVER BASIN COMMISSION

Total Operating Expense	54,110	54,110
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C. ENVIRONMENTAL MANAGEMENT

FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OPERATING

Personal Services	11,498,843	11,140,321
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Other Operating Expense	2,385,608	2,385,608
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IDEM LABORATORY CONTRACTS

Environmental Management Special Fund (IC 13-14-12-1)

Total Operating Expense	1,057,549	1,057,549
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Augmentation allowed.

OHIO RIVER VALLEY WATER SANITATION COMMISSION

Environmental Management Special Fund (IC 13-14-12-1)

Total Operating Expense	275,700	275,700
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Augmentation allowed.

OFFICE OF ENVIRONMENTAL RESPONSE

Personal Services	2,453,387	2,374,070
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Other Operating Expense	283,387	283,387
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POLLUTION PREVENTION AND TECHNICAL ASSISTANCE

		<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	933,866	905,272	
2	Other Operating Expense	96,364	96,364	
3	PPG PCB INSPECTION			
4	Environmental Management Permit Operation Fund (IC 13-15-11-1)			
5	Total Operating Expense	20,000	20,000	
6	Augmentation allowed.			
7	U.S. GEOLOGICAL SURVEY CONTRACTS			
8	Environmental Management Special Fund (IC 13-14-12-1)			
9	Total Operating Expense	51,503	51,503	
10	Augmentation allowed.			
11	STATE SOLID WASTE GRANTS MANAGEMENT			
12	State Solid Waste Management Fund (IC 13-20-22-2)			
13	Personal Services	119,402	116,013	
14	Other Operating Expense	410,656	410,656	
15	Augmentation allowed.			
16	RECYCLING OPERATING			
17	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)			
18	Personal Services	486,069	470,686	
19	Other Operating Expense	366,917	366,917	
20	Augmentation allowed.			
21	RECYCLING PROMOTION AND ASSISTANCE PROGRAM			
22	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)			
23	Total Operating Expense	1,000,000	1,000,000	
24	Augmentation allowed.			
25	VOLUNTARY CLEAN-UP PROGRAM			
26	Voluntary Remediation Fund (IC 13-25-5-21)			
27	Personal Services	911,119	890,116	
28	Other Operating Expense	56,188	56,188	
29	Augmentation allowed.			
30	TITLE V AIR PERMIT PROGRAM			
31	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)			
32	Personal Services	11,604,540	11,245,178	
33	Other Operating Expense	1,513,477	1,513,477	
34	Augmentation allowed.			
35	WATER MANAGEMENT PERMITTING			
36	Environmental Management Permit Operation Fund (IC 13-15-11-1)			
37	Personal Services	6,590,719	6,385,329	
38	Other Operating Expense	484,469	484,469	
39	Augmentation allowed.			
40	SOLID WASTE MANAGEMENT PERMITTING			
41	Environmental Management Permit Operation Fund (IC 13-15-11-1)			
42	Personal Services	5,041,773	4,886,656	
43	Other Operating Expense	424,403	424,403	
44	Augmentation allowed.			
45	CFO/CAFO INSPECTIONS			
46	Total Operating Expense	334,031	323,645	
47	HAZARDOUS WASTE MANAGEMENT PERMITTING - FEDERAL			
48	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
49	Total Operating Expense	1,411,816	1,411,816	

1	HAZARDOUS WASTE MANAGEMENT PERMITTING		
2	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
3	Personal Services	3,283,779	3,169,853
4	Other Operating Expense	358,746	358,746
5	Augmentation allowed.		
6	ELECTRONIC WASTE		
7	Electronic Waste Fund (IC 13-20.5-2-3)		
8	Total Operating Expense	125,914	123,537
9	SAFE DRINKING WATER PROGRAM		
10	State Solid Waste Management Fund (IC 13-20-22-2)		
11	Total Operating Expense	2,942,579	2,942,579
12	CLEAN VESSEL PUMPOUT		
13	Environmental Management Special Fund (IC 13-14-12-1)		
14	Total Operating Expense	31,547	31,547
15	Augmentation allowed.		
16	GROUNDWATER PROGRAM		
17	Environmental Management Special Fund (IC 13-14-12-1)		
18	Total Operating Expense	342,491	342,491
19	Augmentation allowed.		
20	UNDERGROUND STORAGE TANK PROGRAM		
21	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
22	Total Operating Expense	321,396	321,396
23	Augmentation allowed.		
24	AIR MANAGEMENT OPERATING		
25	Environmental Management Special Fund (IC 13-14-12-1)		
26	Total Operating Expense	1,041,203	1,041,203
27	Augmentation allowed.		
28	WATER MANAGEMENT NONPERMITTING		
29	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
30	Total Operating Expense	4,092,481	4,092,481
31	LEAKING UNDERGROUND STORAGE TANKS		
32	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
33	Total Operating Expense	195,074	195,074
34	Augmentation allowed.		
35	AUTO EMISSIONS TESTING PROGRAM		
36	Personal Services	80,751	78,222
37	Other Operating Expense	5,294,683	5,294,683
38			
39	The above appropriations for auto emissions testing are the maximum amounts available		
40	for this purpose. If it becomes necessary to conduct additional tests in other locations,		
41	the above appropriations shall be prorated among all locations.		
42			
43	HAZARDOUS WASTE SITES - STATE CLEAN-UP		
44	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
45	Personal Services	1,849,704	1,788,033
46	Other Operating Expense	206,673	206,673
47	Augmentation allowed.		
48	HAZARDOUS WASTE - NATURAL RESOURCE DAMAGES		
49	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	223,273	217,750
2	Other Operating Expense	120,385	120,385
3	Augmentation allowed.		
4	SUPERFUND MATCH		
5	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
6	Total Operating Expense	957,551	957,551
7	Augmentation allowed.		
8	ASBESTOS TRUST - OPERATING		
9	Asbestos Trust Fund (IC 13-17-6-3)		
10	Personal Services	479,847	468,843
11	Other Operating Expense	45,498	45,498
12	Augmentation allowed.		
13	UNDERGROUND PETROLEUM STORAGE TANK - OPERATING		
14	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
15	Personal Services	2,340,620	2,269,461
16	Other Operating Expense	32,078,624	32,078,624
17	Augmentation allowed.		
18	WASTE TIRE MANAGEMENT		
19	Waste Tire Management Fund (IC 13-20-13-8)		
20	Total Operating Expense	610,264	599,227
21	Augmentation allowed.		
22	VOLUNTARY COMPLIANCE		
23	Environmental Management Special Fund (IC 13-14-12-1)		
24	Personal Services	689,728	668,314
25	Other Operating Expense	47,993	47,993
26	Augmentation allowed.		
27	ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING		
28	Environmental Management Special Fund (IC 13-14-12-1)		
29	Total Operating Expense	608,626	608,626
30	Augmentation allowed.		
31	CORE SUPERFUND		
32	Environmental Management Special Fund (IC 13-14-12-1)		
33	Total Operating Expense	12,500	12,500
34	Augmentation allowed.		
35	WETLANDS PROTECTION		
36	Environmental Management Special Fund (IC 13-14-12-1)		
37	Total Operating Expense	75,384	75,384
38	Augmentation allowed.		
39	PETROLEUM TRUST - OPERATING		
40	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
41	Personal Services	598,615	579,516
42	Other Operating Expense	62,257	62,257
43	Augmentation allowed.		

44
45 Notwithstanding any other law, with the approval of the governor and the budget
46 agency, the above appropriations for hazardous waste management permitting,
47 wetlands protection, groundwater program, underground storage tank program,
48 air management operating, asbestos trust operating, water management nonpermitting,
49 safe drinking water program, and any other appropriation eligible to be included in a

1 performance partnership grant may be used to fund activities incorporated into a
 2 performance partnership grant between the United States Environmental Protection
 3 Agency and the department of environmental management.

4			
5	FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION		
6	Personal Services	281,169	272,443
7	Other Operating Expense	19,698	19,698

8

9 **SECTION 6. [EFFECTIVE JULY 1, 2015]**

10

11 **ECONOMIC DEVELOPMENT**

12

13 **A. AGRICULTURE**

14			
15	FOR THE DEPARTMENT OF AGRICULTURE		
16	Personal Services	1,398,544	1,356,152
17	Other Operating Expense	921,964	921,964

18

19 Five thousand dollars (\$5,000) of the above appropriations is for Hoosier Homestead plaques
 20 for recipients of the Hoosier Homestead award.

21			
22	DISTRIBUTIONS TO FOOD BANKS		
23	Total Operating Expense	300,000	300,000

24	CLEAN WATER INDIANA		
25	General Fund		
26	Total Operating Expense	1,000,000	1,000,000
27	Cigarette Tax Fund (IC 6-7-1-29.1)		
28	Total Operating Expense	2,962,036	2,923,775

29	SOIL CONSERVATION DIVISION		
30	Cigarette Tax Fund (IC 6-7-1-29.1)		
31	Total Operating Expense	1,299,667	1,262,144

32	Augmentation allowed.		
33	GRAIN BUYERS AND WAREHOUSE LICENSING		
34	Grain Buyers and Warehouse Licensing Agency License Fee Fund (IC 26-3-7-6.3)		
35	Total Operating Expense	242,874	237,425
36	Augmentation allowed.		

37

38 **B. COMMERCE**

39			
40	FOR THE LIEUTENANT GOVERNOR		
41	RURAL ECONOMIC DEVELOPMENT FUND		
42	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
43	Total Operating Expense	500,000	500,000
44	OFFICE OF TOURISM		
45	Total Operating Expense	5,522,819	3,875,000

46

47 The above appropriation includes \$500,000 to assist the department of natural resources
 48 with marketing efforts.

49

1 Of the above appropriations, the office of tourism shall distribute \$550,000 each
 2 year to the Indiana sports corporation to promote the hosting of amateur sporting
 3 events in Indiana cities. Funds may be released after review by the budget committee.
 4

5 The office may retain any advertising revenue generated by the office. Any revenue
 6 received is in addition to the above appropriation and is appropriated for the purposes
 7 of the office.
 8

9 The above appropriation includes \$75,000 each state fiscal year for the Grissom
 10 Air Museum and \$50,000 for the Studebaker Museum. The Studebaker Museum distribution
 11 requires a \$50,000 match.
 12

13	PARTNERSHIP COUNCIL	
14	Total Operating Expense	1,000,000
15	MARKETING DEVELOPMENT GRANTS	
16	Total Operating Expense	1,164,000

17
 18 Of the above appropriation, up to \$500,000 each year shall be used to match other
 19 funds from the Association of Indiana Convention and Visitors Bureaus or any other
 20 organizations for purposes of statewide tourism marketing.
 21

22	OFFICE OF DEFENSE DEVELOPMENT	
23	Total Operating Expense	631,153
24	OFFICE OF COMMUNITY AND RURAL AFFAIRS	
25	Total Operating Expense	1,511,773
26	HISTORIC PRESERVATION GRANTS	
27	Total Operating Expense	0

28	FOR THE OFFICE OF ENERGY DEVELOPMENT	
29	Total Operating Expense	177,510

30	FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION	
31	ADMINISTRATIVE AND FINANCIAL SERVICES	
32	General Fund	
33	Total Operating Expense	6,696,477
34	Training 2000 Fund (IC 5-28-7-5)	
35	Total Operating Expense	180,061
36	Industrial Development Grant Fund (IC 5-28-25-4)	
37	Total Operating Expense	50,570

38 The above appropriation includes funding for the development and implementation
 39 of a transparency portal.
 40

41	IN 21ST CENTURY RESEARCH & TECHNOLOGY FUND	
42	General Fund	
43	Total Operating Expense	8,450,000
44	21st Century Research and Technology Fund (IC 5-28-16-2)	
45	Total Operating Expense	8,450,000

46 **INTERNATIONAL TRADE**

	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	1,198,564	1,195,231
2	ENTERPRISE ZONE PROGRAM		
3	Enterprise Zone Fund (IC 5-28-15-6)		
4	Total Operating Expense	82,833	79,977
5	Augmentation allowed.		
6	LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/ REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION (LEDO/REDO) MATCHING GRANT PROGRAM		
9	Total Operating Expense		568,824
10	SKILLS ENHANCEMENT FUND		
11	Total Operating Expense		25,000,000
12	BUSINESS PROMOTION PROGRAM		
13	Total Operating Expense		7,410,000
14	INDUSTRIAL DEVELOPMENT GRANT PROGRAM		
15	Total Operating Expense		10,000,000
16	ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM		
17	Total Operating Expense		733,444
18	REGIONAL CITIES		
19	21st Century Research and Technology Fund (IC 5-28-16-2)		
20	Total Operating Expense	10,000,000	10,000,000
21	NORTHWEST INDIANA REGIONAL DEVELOPMENT AUTHORITY		
22	Total Operating Expense	6,000,000	6,000,000
23	HOOSIER STATE RAIL LINE		
24	Total Operating Expense	3,000,000	3,000,000
25			
26	The trustees of the following institutions may issue and sell bonds under IC 21-34,		
27	subject to approvals under IC 21-33-3:		
28			
29	Indiana State University		
30	Hulman Center Renovation	75,000,000	
31	Indiana University		
32	School of Medicine		
33	Evansville Multi-Institutional Health and Sciences Center		
34		25,000,000	
35	Indiana University		
36	Michael A. Carroll Track and Soccer Stadium		
37		20,000,000	
38			
39	For the Indiana State University, Hulman Center Renovation, the maximum amount		
40	eligible for fee replacement is thirty-seven million five hundred thousand dollars		
41	(\$37,500,000).		
42			
43	For the Indiana University, School of Medicine, Evansville Multi-Institutional		
44	Health and Sciences Center, the maximum amount eligible for fee replacement is nineteen		
45	million two hundred thousand dollars (\$19,200,000).		
46			
47	FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY		
48	INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS		
49	Total Operating Expense	970,000	970,000

1 **HOME OWNERSHIP EDUCATION**

2 Home Ownership Education (IC 5-20-1-27)

3 Total Operating Expense 1,500,000 1,500,000

4 Augmentation allowed.

5

6 The housing and community development authority shall collect and report to the
7 family and social services administration (FSSA) all data required for FSSA to meet
8 the data collection and reporting requirements in 45 CFR Part 265.

9

10 The family and social services administration, division of family resources shall apply
11 all qualifying expenditures for individual development accounts deposits toward Indiana's
12 maintenance of effort under the federal Temporary Assistance for Needy Families (TANF)
13 program (45 CFR 260 et seq.).

14

15 **FOR THE INDIANA FINANCE AUTHORITY**

16 **ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM**

17 Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)

18 Total Operating Expense 1,455,000 1,455,000

19

20 **C. EMPLOYMENT SERVICES**

21

22 **FOR THE INDIANA CAREER COUNCIL**

23 Total Operating Expense 372,071 363,742

24

25 The above appropriation for the Indiana Career Council includes funds to develop
26 and operate the Indiana Workforce Intelligence longitudinal data system established
27 under IC 22-4.5-10.

28

29 **FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT**

30 **ADMINISTRATION**

31 General Fund

32 Total Operating Expense 1,352,730 1,339,665

33 Employment Security Special Fund

34 Total Operating Expense 2,475,000 2,475,000

35

36 The above appropriation may be augmented during the fiscal year beginning on July
37 1, 2016, in order to return an advance received before July 1, 2011, by the department
38 under Section 1201 of the federal Social Security Act (42 U.S.C. 1321) or any similar
39 federal law and the most cost effective method is to return the advance before
40 November 1, 2016.

41

42 **WORK INDIANA PROGRAM**

43 Total Operating Expense 2,425,000 2,425,000

44 **ADULT VOCATIONAL EDUCATION**

45 Total Operating Expense 199,941 199,941

46 **PROPRIETARY EDUCATIONAL INSTITUTIONS**

47 Total Operating Expense 62,639 62,639

48 **CAREER AND TECHNICAL EDUCATION INNOVATION AND ADVANCEMENT**

49 Total Operating Expense 24,365,000 24,365,000

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The foregoing appropriation shall be used for investments in career and technical education pathways or statewide career and technical education and workforce development initiatives focused on high-wage and high-demand jobs. Three million dollars (\$3,000,000) of the above appropriations is for the Vincennes University CTE Early College Initiative.

INDIANA WORKS COUNCILS		
Total Operating Expense	485,000	485,000
SERVE INDIANA ADMINISTRATION		
Total Operating Expense	239,560	239,560
SPECIAL VOCATIONAL EDUCATION - ADULT BASIC EDUCATION		
Total Operating Expense	14,452,990	14,452,990

It is the intent of the 2015 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of workforce development shall reduce the distributions proportionately.

DROPOUT PREVENTION		
Total Operating Expense	5,820,000	5,820,000

The above appropriation shall be directed to programs that help to prevent students from dropping out of school.

D. OTHER ECONOMIC DEVELOPMENT		
FOR THE INDIANA STATE FAIR BOARD		
STATE FAIR		
Total Operating Expense	582,000	582,000

SECTION 7. [EFFECTIVE JULY 1, 2015]

TRANSPORTATION		
FOR THE DEPARTMENT OF TRANSPORTATION		
RAILROAD GRADE CROSSING IMPROVEMENT		
Motor Vehicle Highway Account (IC 8-14-1)		
Total Operating Expense	500,000	750,000
HIGH SPEED RAIL		
Industrial Rail Service Fund (IC 8-3-1.7-2)		
Matching Funds		40,000
Augmentation allowed.		
PUBLIC MASS TRANSPORTATION		
Total Operating Expense	41,303,619	41,303,619

The appropriations are to be used solely for the promotion and development of public transportation.

1 The department of transportation may distribute public mass transportation funds
 2 to an eligible grantee that provides public transportation in Indiana.

3
 4 The state funds can be used to match federal funds available under the Federal Transit
 5 Act (49 U.S.C. 1601, et seq.) or local funds from a requesting grantee.

6
 7 Before funds may be disbursed to a grantee, the grantee must submit its request for
 8 financial assistance to the department of transportation for approval. Allocations
 9 must be approved by the governor and the budget agency after review by the budget
 10 committee and shall be made on a reimbursement basis. Only applications for capital
 11 and operating assistance may be approved. Only those grantees that have met the
 12 reporting requirements under IC 8-23-3 are eligible for assistance under this
 13 appropriation.

14
 15 **HIGHWAY OPERATING**

16 State Highway Fund (IC 8-23-9-54)

17 Personal Services	225,000,000	225,000,000
18 Other Operating Expense	30,254,682	30,254,682

19
 20 **HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT**

21 State Highway Fund (IC 8-23-9-54)

22 Other Operating Expense	16,781,000	16,781,000
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23
 24 The above appropriations for highway operating and highway vehicle and road
 25 maintenance equipment may be used for personal services, equipment, and other
 26 operating expense, including the cost of transportation for the governor.

27
 28 **HIGHWAY MAINTENANCE WORK PROGRAM**

29 State Highway Fund (IC 8-23-9-54)

30 Other Operating Expense	85,950,000	88,400,000
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31
 32 The above appropriations for the highway maintenance work program may be used for:
 33 (1) materials for patching roadways and shoulders;
 34 (2) repairing and painting bridges;
 35 (3) installing signs and signals and painting roadways for traffic control;
 36 (4) mowing, herbicide application, and brush control;
 37 (5) drainage control;
 38 (6) maintenance of rest areas, public roads on properties of the department
 39 of natural resources, and driveways on the premises of all state facilities;
 40 (7) materials for snow and ice removal;
 41 (8) utility costs for roadway lighting; and
 42 (9) other special maintenance and support activities consistent with the
 43 highway maintenance work program.

44
 45 **HIGHWAY CAPITAL IMPROVEMENTS**

46 State Highway Fund (IC 8-23-9-54)

47 Right-of-Way Expense	4,842,000	4,104,000
48 Formal Contracts Expense	188,483,411	187,862,227
49 Consulting Services Expense	15,714,000	13,086,000

1 **Institutional Road Construction** **2,500,000** **2,500,000**

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The above appropriations for the capital improvements program may be used for:

- (1) bridge rehabilitation and replacement;
- (2) road construction, reconstruction, or replacement;
- (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;
- (4) relocation and modernization of existing roads;
- (5) resurfacing;
- (6) erosion and slide control;
- (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;
- (8) small structure replacements;
- (9) safety and spot improvements; and
- (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

The appropriations for highway operating, highway vehicle and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:

- (1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).
- (2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.
- (3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.
- (4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.
- (5) All other funds appropriated or made available to the department of transportation by the general assembly.

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.

If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation from the state highway fund may be used to fund any toll road or toll bridge project

1 except as specifically provided for under IC 8-15-2-20.

2

3 **HIGHWAY PLANNING AND RESEARCH PROGRAM**

4 State Highway Fund (IC 8-23-9-54)

5 Total Operating Expense	2,500,000	2,500,000
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6

7 **STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM**

8 State Highway Road Construction Improvement Fund (IC 8-14-10-5)

9 Lease Rental Payments Expense	57,800,000	57,200,000
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10 Augmentation allowed.

11

12 The above appropriations for the state highway road construction and improvement
 13 program are appropriated from the state highway road construction and improvement
 14 fund provided in IC 8-14-10-5 and may include any unencumbered funds carried
 15 forward from any previous fiscal year. The funds shall be first used for payment
 16 of rentals and leases relating to projects under IC 8-14.5. If any funds remain, the
 17 funds may be used for the following purposes:

- 18 (1) road and bridge construction, reconstruction, or replacement;
- 19 (2) construction, reconstruction, or replacement of travel lanes, intersections,
 20 and grade separations;
- 21 (3) relocation and modernization of existing roads; and
- 22 (4) right-of-way, relocation, and engineering and consulting expenses associated
 23 with any of the above types of projects.

24

25 **CROSSROADS 2000 PROGRAM**

26 State Highway Fund (IC 8-23-9-54)

27 Lease Rental Payment Expense	5,779,907	6,315,091
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28 Augmentation allowed.

29 Crossroads 2000 Fund (IC 8-14-10-9)

30 Lease Rental Payment Expense	37,400,000	37,400,000
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31 Augmentation allowed.

32

33 The above appropriations for the crossroads 2000 program are appropriated from the
 34 crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered
 35 funds carried forward from any previous fiscal year. The funds shall be first used
 36 for payment of rentals and leases relating to projects under IC 8-14-10-9. If any
 37 funds remain, the funds may be used for the following purposes:

- 38 (1) road and bridge construction, reconstruction, or replacement;
- 39 (2) construction, reconstruction, or replacement of travel lanes, intersections, and
 40 grade separations;
- 41 (3) relocation and modernization of existing roads; and
- 42 (4) right-of-way, relocation, and engineering and consulting expenses associated
 43 with any of the above types of projects.

44

45 **JOINT MAJOR MOVES CONSTRUCTION**

46 State Highway Fund (IC 8-23-9-54)

47 Formal Contracts Expense	139,000,000	10,000,000
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48 Augmentation allowed.

49 **FEDERAL APPORTIONMENT**

1	Right-of-Way Expense	22,058,000	18,696,000
2	Formal Contracts Expense	585,854,408	596,855,392
3	Consulting Engineers Expense	71,586,000	59,614,000
4	Highway Planning and Research	13,301,592	13,434,608
5	Local Government Revolving Acct.	221,033,333	221,033,333

6
7 **The department may establish an account to be known as the "local government revolving**
8 **account". The account is to be used to administer the federal-local highway construction**
9 **program. All contracts issued and all funds received for federal-local projects under**
10 **this program shall be entered into this account.**

11
12 **If the federal apportionments for the fiscal years covered by this act exceed the above**
13 **estimated appropriations for the department or for local governments, the excess**
14 **federal apportionment is hereby appropriated for use by the department with the**
15 **approval of the governor and the budget agency.**

16
17 **The department shall bill, in a timely manner, the federal government for all department**
18 **payments that are eligible for total or partial reimbursement.**

19
20 **The department may let contracts and enter into agreements for construction and**
21 **preliminary engineering during each year of the 2015-2017 biennium that obligate**
22 **not more than one-third (1/3) of the amount of state funds estimated by the department**
23 **to be available for appropriation in the following year for formal contracts and consulting**
24 **engineers for the capital improvements program.**

25
26 **Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct**
27 **and maintain roadside parks and highways where highways will connect any state highway**
28 **now existing, or hereafter constructed, with any state park, state forest preserve, state**
29 **game preserve, or the grounds of any state institution. There is appropriated to the**
30 **department of transportation an amount sufficient to carry out the provisions of this**
31 **paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor**
32 **vehicle highway account before distribution to local units of government.**

33
34 **LOCAL TECHNICAL ASSISTANCE AND RESEARCH**

35
36 **Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount**
37 **sufficient for:**

- 38 **(1) the program of technical assistance under IC 8-23-2-5(6); and**
39 **(2) the research and highway extension program conducted for local government under**
40 **IC 8-17-7-4.**

41
42 **The department shall develop an annual program of work for research and extension in**
43 **cooperation with those units being served, listing the types of research and educational**
44 **programs to be undertaken. The commissioner of the department of transportation may**
45 **make a grant under this appropriation to the institution or agency selected to conduct**
46 **the annual work program. Under IC 8-14-1-3(6), appropriations for the program of**
47 **technical assistance and for the program of research and extension shall be taken**
48 **from the local share of the motor vehicle highway account.**

49

1 Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to
 2 maintain a sufficient working balance in accounts established to match federal and
 3 local money for highway projects. These funds are appropriated from the following
 4 sources in the proportion specified:
 5 (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle
 6 highway account under IC 8-14-1-3(7); and
 7 (2) for counties and for those cities and towns with a population greater than five
 8 thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.
 9

10	OHIO RIVER BRIDGE		
11	State Highway Fund (IC 8-23-9-54)		
12	Total Operating Expense	17,154,000	17,154,000
13	I-69		
14	State Highway Fund (IC 8-23-9-54)		
15	Total Operating Expense	30,000,000	34,300,000
16	ILLIANA		
17	State Highway Fund (IC 8-23-9-54)		
18	Total Operating Expense	15,000,000	10,000,000

20 SECTION 8. [EFFECTIVE JULY 1, 2015]

21
 22 **FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS**

23
 24 **A. FAMILY AND SOCIAL SERVICES**

25
 26 **FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION**

27	INDIANA PRESCRIPTION DRUG PROGRAM		
28	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
29	Total Operating Expense	1,117,830	1,117,830
30	CHILDREN'S HEALTH INSURANCE PROGRAM		
31	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
32	Total Operating Expense	35,426,720	35,426,720
33	CHILDREN'S HEALTH INSURANCE PROGRAM - ADMINISTRATION		
34	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
35	Total Operating Expense	1,557,784	1,557,784
36	FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE		
37	Total Operating Expense	16,797,325	16,377,158
38	CHILD CARE & DEVELOPMENT FUND		
39	Total Operating Expense	34,316,109	34,316,109
40	HEADSTART		
41	Total Operating Expense	44,109	43,750
42	SCHOOL AGE CHILD CARE PROJECT FUND		
43	Total Operating Expense	812,413	812,413
44	SOCIAL SERVICES DATA WAREHOUSE		
45	Total Operating Expense	200,000	200,000
46	CHILD CARE LICENSING FUND		
47	Child Care Fund (IC 12-17.2-2-3)		
48	Total Operating Expense	45,000	45,000
49			

1	Augmentation allowed.		
2	PRE-K EDUCATION PILOT		
3	Total Operating Expense	10,000,000	10,000,000
4	OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION		
5	Total Operating Expense	100,000	100,000
6	MEDICAID ADMINISTRATION		
7	Total Operating Expense	44,343,707	44,231,002
8	MEDICAID - CURRENT OBLIGATIONS		
9	General Fund		
10	Total Operating Expense	2,011,300,000	2,101,100,000

11
12 **The foregoing appropriations for Medicaid current obligations and for Medicaid**
13 **administration are for the purpose of enabling the office of Medicaid policy and**
14 **planning to carry out all services as provided in IC 12-8-6.5. In addition to the above**
15 **appropriations, all money received from the federal government and paid into the**
16 **state treasury as a grant or allowance is appropriated and shall be expended by**
17 **the office of Medicaid policy and planning for the respective purposes for which**
18 **the money was allocated and paid to the state. Subject to the provisions of IC 12-8-1.5-11,**
19 **if the sums herein appropriated for Medicaid current obligations and for Medicaid**
20 **administration are insufficient to enable the office of Medicaid policy and planning**
21 **to meet its obligations, then there is appropriated from the general fund such further**
22 **sums as may be necessary for that purpose, subject to the approval of the governor**
23 **and the budget agency.**

24	HEALTHY IN PLAN		
25	Healthy IN Plan Trust Fund (IC 12-15-44.2-17)		
26	Total Operating Expense	112,654,073	112,654,073
27	Augmentation allowed.		
28	HOSPITAL CARE FOR THE INDIGENT FUND		
29	Total Operating Expense	57,000,000	29,500,000
30	MEDICAL ASSISTANCE TO WARDS (MAW)		
31	Total Operating Expense	13,100,000	13,100,000
32	MARION COUNTY HEALTH AND HOSPITAL CORPORATION		
33	Total Operating Expense	38,000,000	38,000,000
34	MENTAL HEALTH ADMINISTRATION		
35	Total Operating Expense	3,002,007	2,883,186

36
37
38 **Two hundred seventy-five thousand dollars (\$275,000) of the above appropriation**
39 **for the state fiscal year beginning July 1, 2015, and ending June 30, 2016, and**
40 **two hundred seventy-five thousand dollars (\$275,000) of the above appropriation**
41 **for the state fiscal year beginning July 1, 2016, and ending June 30, 2017, shall**
42 **be distributed in the state fiscal year to neighborhood based community service**
43 **programs.**

44	MENTAL HEALTH AND ADDICTION FORENSIC TREATMENT SERVICES GRANT		
45	Total Operating Expense	10,000,000	20,000,000

46
47
48 **The above appropriation for mental health and addictions programs is not subject**
49 **to transfer to any other fund or to transfer, assignment, or reassignment for any**

1 other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7
 2 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other
 3 law.

4
 5 Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for mental
 6 health and addictions programs does not revert to the general fund or another fund
 7 at the close of a state fiscal year but remains available in subsequent state fiscal
 8 years for the purposes of the appropriation.

9
 10 The above appropriation is not subject to an allotment withholding by the state
 11 budget agency.

12

13 CHILD PSYCHIATRIC SERVICES FUND			
14	Total Operating Expense	15,904,722	16,404,722

15
 16 The above appropriation includes \$1,000,000 in fiscal year 2016 and \$1,500,000 in
 17 fiscal year 2017 for the Family and Social Services Administration to maintain an
 18 evidence-based program model that partners with elementary and high schools to provide
 19 social services to children, parents, caregivers, teachers, and the community to
 20 prevent substance abuse, promote healthy behaviors, and maximize student success.

21

22 CHILD ASSESSMENT NEEDS SURVEY			
23	Total Operating Expense	260,000	260,000

24 **SERIOUSLY EMOTIONALLY DISTURBED**

25	Total Operating Expense	14,571,352	14,571,352
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26 **SERIOUSLY MENTALLY ILL**

27 General Fund			
28	Total Operating Expense	92,602,551	92,602,551

29 **Mental Health Centers Fund (IC 6-7-1-32.1)**

30	Total Operating Expense	2,700,000	2,700,000
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31 Augmentation allowed.

32 **COMMUNITY MENTAL HEALTH CENTERS**

33 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
34	Total Operating Expense	7,200,000	7,200,000

35
 36 The above appropriation from the Tobacco Master Settlement Agreement Fund is in
 37 addition to other funds. The above appropriations for comprehensive community mental
 38 health services include the intragovernmental transfers necessary to provide the
 39 nonfederal share of reimbursement under the Medicaid rehabilitation option.

40
 41 The comprehensive community mental health centers shall submit their proposed annual
 42 budgets (including income and operating statements) to the budget agency on or before
 43 August 1 of each year. All federal funds shall be applied in augmentation of the foregoing
 44 funds rather than in place of any part of the funds. The office of the secretary, with the
 45 approval of the budget agency, shall determine an equitable allocation of the appropriation
 46 among the mental health centers.

47

48 GAMBLERS' ASSISTANCE			
49	Gamblers' Assistance Fund		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1 **Augmentation allowed.**

2

3 **The amounts specified from the general fund and the mental health fund are for the**
4 **following purposes:**

5

6 Personal Services	19,016,334	19,016,334
7 Other Operating Expense	8,493,026	8,493,026

8

9 **LOGANSPORT STATE HOSPITAL**

10 **From the General Fund**

11 28,662,340	28,662,340
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12 **From the Mental Health Fund (IC 12-24-14-4)**

13 3,668,784	3,668,784
---------------------	------------------

14 **Augmentation allowed.**

15

16 **The amounts specified from the general fund and the mental health fund are for the**
17 **following purposes:**

18

19 Personal Services	26,080,124	26,080,124
20 Other Operating Expense	6,251,000	6,251,000

21

22 **MADISON STATE HOSPITAL**

23 **From the General Fund**

24 23,239,646	23,239,646
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25 **From the Mental Health Fund (IC 12-24-14-4)**

26 4,505,252	4,505,252
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27 **Augmentation allowed.**

28

29 **The amounts specified from the general fund and the mental health fund are for the**
30 **following purposes:**

31

32 Personal Services	22,791,314	22,791,314
33 Other Operating Expense	4,953,584	4,953,584

34

35 **RICHMOND STATE HOSPITAL**

36 **From the General Fund**

37 29,355,977	29,355,977
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38 **From the Mental Health Fund (IC 12-24-14-4)**

39 5,576,998	5,576,998
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40 **Augmentation allowed.**

41

42 **The amounts specified from the general fund and the mental health fund are for the**
43 **following purposes:**

44

45 Personal Services	26,598,226	26,598,226
46 Other Operating Expense	8,334,749	8,334,749

47

48 **PATIENT PAYROLL**

49 Total Operating Expense	257,206	257,206
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The federal share of revenue accruing to the state mental health institutions under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established by IC 12-24-14, and the remainder shall be deposited in the general fund.

In addition to the above appropriations, each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000 in each fiscal year, of the amount by which actual net collections exceed an amount specified in writing by the division of mental health and addiction before July 1 of each year beginning July 1, 2015.

DIVISION OF FAMILY RESOURCES ADMINISTRATION

Personal Services	2,413,469	2,341,360
Other Operating Expense	580,672	580,672

EBT ADMINISTRATION

Total Operating Expense	2,279,907	2,278,565
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DFR - COUNTY ADMINISTRATION

Total Operating Expense	90,154,777	90,130,109
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INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)

Total Operating Expense	7,292,497	7,292,497
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IMPACT PROGRAM

Total Operating Expense	3,016,154	3,016,154
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TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

Total Operating Expense	21,086,301	21,086,301
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SNAP ADMINISTRATION

Total Operating Expense	4,373,018	4,339,572
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The above appropriations for information systems/technology, education and training, Temporary Assistance for Needy Families (TANF) are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

BURIAL EXPENSES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	1,612,292	1,607,219

DIVISION OF AGING ADMINISTRATION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Personal Services	306,209	295,945
Other Operating Expense	442,433	442,433

The above appropriations for the division of aging administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

1	ROOM AND BOARD ASSISTANCE (R-CAP)		
2	Total Operating Expense	8,483,263	8,481,788
3	C.H.O.I.C.E. IN-HOME SERVICES		
4	Total Operating Expense	48,765,643	48,765,643

5
6 **The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental**
7 **transfers to provide the nonfederal share of the Medicaid aged and disabled waiver.**

8
9 **The intragovernmental transfers for use in the Medicaid aged and disabled waiver**
10 **may not exceed in the state fiscal year beginning July 1, 2015, and ending June**
11 **30, 2016, \$18,000,000 and in the state fiscal year beginning July 1, 2016, and ending**
12 **June 30, 2017, \$18,000,000.**

13
14 **The division of aging shall conduct an annual evaluation of the cost effectiveness**
15 **of providing home and community-based services. Before January of each year, the**
16 **division shall submit a report to the budget committee, the budget agency, and the**
17 **legislative council that covers all aspects of the division's evaluation and such**
18 **other information pertaining thereto as may be requested by the budget committee,**
19 **the budget agency, or the legislative council, including the following:**

- 20 **(1) the number and demographic characteristics of the recipients of home and**
21 **community-based services during the preceding fiscal year, including a separate**
22 **count of individuals who received no services other than case management services**
23 **(as defined in 455 IAC 2-4-10) during the preceding fiscal year;**
24 **(2) the total cost and per recipient cost of providing home and community-based**
25 **services during the preceding fiscal year.**

26
27 **The division shall obtain from providers of services data on their costs and expenditures**
28 **regarding implementation of the program and report the findings to the budget committee,**
29 **the budget agency, and the legislative council. The report to the legislative council must**
30 **be in an electronic format under IC 5-14-6.**

31			
32	STATE SUPPLEMENT TO SSBG - AGING		
33	Total Operating Expense	687,396	687,396
34	OLDER HOOSIERS ACT		
35	Total Operating Expense	1,573,446	1,573,446
36	ADULT PROTECTIVE SERVICES		
37	General Fund		
38	Total Operating Expense	1,958,268	1,956,528
39	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
40	Total Operating Expense	495,861	495,420
41	Augmentation allowed.		

42
43 **The foregoing appropriations shall be used for emergency adult protective services**
44 **placement. Funds shall be used to the extent that such services are not available**
45 **to an individual through a policy of accident and sickness insurance, a health maintenance**
46 **organization contract, the Medicaid program, or the federal Medicare program, or**
47 **any other federal program.**

48
49 **ADULT GUARDIANSHIP SERVICES**

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	405,565	405,565
2	MEDICAID WAIVER		
3	Total Operating Expense	1,079,147	1,062,895
4	TITLE III ADMINISTRATION GRANT		
5	Total Operating Expense	258,294	253,437
6	OMBUDSMAN		
7	Total Operating Expense	311,516	310,124
8	DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION		
9	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
10	Total Operating Expense	364,906	360,764
11	BUREAU OF REHABILITATIVE SERVICES		
12	- VOCATIONAL REHABILITATION OPERATING		
13	Total Operating Expense	15,882,072	15,882,072
14	AID TO INDEPENDENT LIVING		
15	Total Operating Expense	46,927	46,927
16	accessABILITY CENTER FOR INDEPENDENT LIVING		
17	Total Operating Expense	87,665	87,665
18	SOUTHERN INDIANA CENTER FOR INDEPENDENT LIVING		
19	Total Operating Expense	87,665	87,665
20	ATTIC, INCORPORATED		
21	Total Operating Expense	87,665	87,665
22	LEAGUE FOR THE BLIND AND DISABLED		
23	Total Operating Expense	87,665	87,665
24	FUTURE CHOICES, INC.		
25	Total Operating Expense	158,113	158,113
26	THE WABASH INDEPENDENT LIVING AND LEARNING CENTER, INC.		
27	Total Operating Expense	158,113	158,113
28	INDEPENDENT LIVING CENTER OF EASTERN INDIANA		
29	Total Operating Expense	158,113	158,113
30	BUREAU OF REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES		
31	Personal Services	121,576	117,994
32	Other Operating Expense	148,780	148,780
33	BUREAU OF REHABILITATIVE SERVICES - BLIND VENDING OPERATIONS		
34	Total Operating Expense	129,905	129,905
35	BUREAU OF REHABILITATIVE SERVICES - INDEPENDENT LIVING - BLIND ELDERLY		
36	Total Operating Expense	73,378	73,378
37	BUREAU OF REHABILITATIVE SERVICES - EMPLOYEE TRAINING		
38	Total Operating Expense	6,112	6,112
39	BUREAU OF QUALITY IMPROVEMENT SERVICES		
40	Total Operating Expense	2,547,964	2,533,633
41	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES		
42	Other Operating Expense	3,159,384	3,159,384
43	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES		
44	- DIAGNOSIS AND EVALUATION		
45	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
46	Other Operating Expense	400,125	400,125
47	FIRST STEPS		
48	Total Operating Expense	6,149,513	6,149,513
49	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CAREGIVER SUPPORT		

1	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
2	Other Operating Expense	509,500	509,500
3	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - OPERATING		
4	General Fund		
5	Total Operating Expense	4,211,598	4,136,696
6	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
7	Total Operating Expense	2,501,902	2,458,936
8	Augmentation allowed.		
9	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - RESIDENTIAL SERVICES		
10	General Fund		
11	Total Operating Expense	87,866,771	87,866,771
12	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
13	Total Operating Expense	10,229,000	10,229,000
14			
15	The above appropriations for client services include the intragovernmental transfers		
16	necessary to provide the nonfederal share of reimbursement under the Medicaid program		
17	for day services provided to residents of group homes and nursing facilities.		
18			
19	In the development of new community residential settings for persons with developmental		
20	disabilities, the division of disability and rehabilitative services must give priority to the		
21	appropriate placement of such persons who are eligible for Medicaid and currently		
22	residing in intermediate care or skilled nursing facilities and, to the extent permitted		
23	by law, such persons who reside with aged parents or guardians or families in crisis.		
24			
25	FOR THE DEPARTMENT OF CHILD SERVICES		
26	CHILD SERVICES ADMINISTRATION		
27	Total Operating Expense	155,256,906	155,256,906
28	DHHS CHILD WELFARE PROGRAM		
29	Total Operating Expense	46,554,199	46,554,199
30	CHILD WELFARE SERVICES STATE GRANTS		
31	Total Operating Expense	11,416,415	11,416,415
32	TITLE IV-D CHILD SUPPORT		
33	Total Operating Expense	13,379,008	13,379,008
34			
35	The foregoing appropriations for the department of child services Title IV-D of the		
36	federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.		
37			
38	FAMILY AND CHILDREN FUND		
39	General Fund		
40	Total Operating Expense	265,300,028	265,300,028
41	Augmentation allowed.		
42	YOUTH SERVICE BUREAU		
43	Total Operating Expense	1,303,699	1,303,699
44	PROJECT SAFEPLACE		
45	Total Operating Expense	112,000	112,000
46	HEALTHY FAMILIES INDIANA		
47	Total Operating Expense	3,093,165	3,093,165
48	ADOPTION SERVICES		
49	Total Operating Expense	26,200,720	26,362,735

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	DCS ADOPTION FEES AND DONATION		
2	Welfare - Child Services Fund		
3	108,580	108,580	
4	TITLE IV-E ADOPTION SERVICES		
5	31,489,886	31,489,886	
6			
7	FOR THE DEPARTMENT OF ADMINISTRATION		
8	DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU		
9	313,807	304,295	
10			
11	B. PUBLIC HEALTH		
12			
13	FOR THE STATE DEPARTMENT OF HEALTH		
14	General Fund		
15	23,546,393	22,899,765	
16	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
17	2,000,000	1,400,000	
18	Augmentation Allowed.		
19			
20	The amounts specified from the General Fund and the tobacco master settlement agreement		
21	fund are for the following purposes:		
22			
23	Personal Services	21,596,795	20,550,167
24	Other Operating Expense	3,949,598	3,749,598
25			
26	All receipts to the state department of health from licenses or permit fees shall		
27	be deposited in the state general fund.		
28			
29	AREA HEALTH EDUCATION CENTERS		
30	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
31	Total Operating Expense	2,300,000	2,300,000
32	CANCER REGISTRY		
33	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
34	Total Operating Expense	494,617	488,375
35	MINORITY HEALTH INITIATIVE		
36	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
37	Total Operating Expense	2,473,500	2,473,500
38			
39	The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition		
40	to work with the state department on the implementation of IC 16-46-11.		
41			
42	SICKLE CELL		
43	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
44	Total Operating Expense	300,000	300,000
45	MEDICARE-MEDICAID CERTIFICATION		
46	Total Operating Expense	5,174,500	5,014,068
47			
48	Personal services augmentation allowed in amounts not to exceed revenue from health		
49	facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee		

1 increases or those adopted by the Executive Board of the Indiana State Department of
2 Health under IC 16-19-3.

3
4 **AIDS EDUCATION**

5	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
6	Personal Services	224,531	218,070
7	Other Operating Expense	435,533	435,533

8 **HIV/AIDS SERVICES**

9	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
10	Total Operating Expense	1,992,517	1,992,517

11 **SSBG - AIDS CARE COORDINATION**

12	Total Operating Expense	278,981	278,981
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13 **TEST FOR DRUG AFFLICTED BABIES**

14	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
15	Total Operating Expense	46,483	46,483

16 **INFECTIOUS DISEASE**

17	Total Operating Expense	1,134,500	1,134,500
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18 **STATE CHRONIC DISEASES**

19	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
20	Personal Services	106,199	103,188
21	Other Operating Expense	759,300	759,300

22

23 **At least \$82,560 of the above appropriations shall be for grants to community groups**
24 **and organizations as provided in IC 16-46-7-8. The state department of health may**
25 **consider grants to the Kidney Foundation up to \$50,000.**

26

27 **STATEWIDE CHILD FATALITY COORDINATOR**

28	Total Operating Expense	38,800	38,800
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29 **FOOD ASSISTANCE**

30	Total Operating Expense	104,978	104,978
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31 **WOMEN, INFANTS, AND CHILDREN SUPPLEMENT**

32	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
33	Total Operating Expense	186,239	184,300

34 **SSBG - MATERNAL & CHILD HEALTH**

35	Total Operating Expense	272,251	272,251
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36 **MATERNAL AND CHILD HEALTH SUPPLEMENT**

37	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
38	Total Operating Expense	184,300	184,300

39 **CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER**

40	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
41	Total Operating Expense	69,172	69,172

42 **CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER**

43	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
44	Total Operating Expense	15,000	0

45 **ADOPTION HISTORY**

46	Adoption History Fund (IC 31-19-18-6)		
47	Total Operating Expense	197,141	192,266

48 **Augmentation allowed.**

49 **CHILDREN WITH SPECIAL HEALTH CARE NEEDS**

1 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**
2 **Total Operating Expense** **10,405,151** **10,393,134**
3 **Augmentation allowed.**

4
5 **The department, in consultation with the Office of Medicaid Policy and Planning,**
6 **shall review the Children with Special Health Care Needs program and develop a plan**
7 **to transition eligible recipients to a Medicaid waiver program or the federally**
8 **reimbursed Children's Health Insurance Program (CHIP). The department shall submit**
9 **the findings of the review and the transition plan plan developed by the department**
10 **to the Budget Committee for review by December 1, 2016.**

11
12 **NEWBORN SCREENING PROGRAM**
13 **Newborn Screening Fund (IC 16-41-17-11)**
14 **Personal Services** **348,860** **337,539**
15 **Other Operating Expense** **2,166,801** **2,166,801**
16 **Augmentation allowed.**

17
18 **The above appropriation includes funding for pulse oximetry screening of infants.**

19
20 **CENTER FOR DEAF AND HARD OF HEARING EDUCATION**
21 **Total Operating Expense** **2,093,105** **2,018,097**
22 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**
23 **Total Operating Expense** **693,264** **693,264**

24 **RADON GAS TRUST FUND**
25 **Radon Gas Trust Fund (IC 16-41-38-8)**
26 **Total Operating Expense** **10,670** **10,670**
27 **Augmentation allowed.**

28 **SAFETY PIN PROGRAM**
29 **Total Operating Expense** **8,000,000** **5,500,000**

30
31 **In the fiscal year beginning July 1, 2015, two million five hundred thousand dollars**
32 **(\$2,500,000) of the above appropriation shall be used for the development of a web**
33 **application to provide outreach to at-risk mothers for the purpose of reducing infant**
34 **mortality rates.**

35
36 **BIRTH PROBLEMS REGISTRY**
37 **Birth Problems Registry Fund (IC 16-38-4-17)**
38 **Personal Services** **66,042** **63,824**
39 **Other Operating Expense** **9,693** **9,693**
40 **Augmentation allowed.**

41 **MOTOR FUEL INSPECTION PROGRAM**
42 **Motor Fuel Inspection Fund (IC 16-44-3-10)**
43 **Total Operating Expense** **160,000** **160,000**
44 **Augmentation allowed.**

45 **DONATED DENTAL SERVICES**
46 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**
47 **Total Operating Expense** **34,335** **34,335**

48
49 **The above appropriation shall be used by the Indiana foundation for dentistry for**

1 the handicapped.

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OFFICE OF WOMEN'S HEALTH		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	99,112	96,970
SPINAL CORD AND BRAIN INJURY		
Spinal Cord and Brain Injury Fund (IC 16-41-42.2-3)		
Total Operating Expense	1,508,727	1,508,727
Augmentation allowed.		
HEALTHY IN PLAN - IMMUNIZATIONS		
Healthy IN Plan Trust Fund (IC 12-15-44.2-17)		
Total Operating Expense	11,002,380	11,000,000
WEIGHTS AND MEASURES FUND		
Weights and Measures Fund (IC 16-19-5-4)		
Total Operating Expense	19,324	19,324
Augmentation allowed.		
MINORITY EPIDEMIOLOGY		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	618,375	618,375
COMMUNITY HEALTH CENTERS		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	14,453,000	14,453,000
PRENATAL SUBSTANCE USE & PREVENTION		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	119,965	119,965
HEARING AND BLIND SERVICES		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	500,000	500,000
LOCAL HEALTH MAINTENANCE FUND		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	3,915,209	3,915,209
Augmentation allowed.		

The amount appropriated from the tobacco master settlement agreement fund is in lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above appropriations for the local health maintenance fund, \$60,000 each year shall be used to provide additional funding to adjust funding through the formula in IC 16-46-10 to reflect population increases in various counties. Money appropriated to the local health maintenance fund must be allocated under the following schedule each year to each local board of health whose application for funding is approved by the state department of health:

COUNTY POPULATION	AMOUNT OF GRANT
over 499,999	94,112
100,000 - 499,999	72,672
50,000 - 99,999	48,859
under 50,000	33,139

LOCAL HEALTH DEPARTMENT ACCOUNT

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
2	3,000,000	3,000,000	
3			
4	The foregoing appropriations for the local health department account are statutory		
5	distributions under IC 4-12-7.		
6			
7	TOBACCO USE PREVENTION AND CESSATION PROGRAM		
8	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
9	5,000,000	5,000,000	
10			
11	A minimum of 90% of the above appropriations shall be used for grants to local		
12	agencies and other entities with programs designed to reduce smoking.		
13			
14	FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED		
15	9,315,984	9,315,984	
16	1,638,812	1,638,812	
17			
18	FOR THE INDIANA SCHOOL FOR THE DEAF		
19	13,466,650	13,466,650	
20	2,256,439	2,256,439	
21			
22	C. VETERANS' AFFAIRS		
23			
24	FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS		
25	1,200,000	1,200,000	
26	284,559	129,559	
27			
28	The above personal services appropriations include funding to establish a women's		
29	veteran services officer.		
30			
31	DISABLED AMERICAN VETERANS OF WORLD WARS		
32	40,000	40,000	
33	AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM		
34	30,000	30,000	
35	VETERANS OF FOREIGN WARS		
36	30,000	30,000	
37	VIETNAM VETERANS OF AMERICA		
38			20,000
39	MILITARY FAMILY RELIEF FUND		
40	Military Family Relief Fund (IC 10-17-12-8)		
41	1,678,100	1,678,100	
42			
43	INDIANA VETERANS' HOME		
44	From the General Fund		
45	2,927,180	2,927,180	
46	From the Veterans' Home Comfort and Welfare Program		
47	11,683,632	11,683,632	
48	From the IVH Medicaid Reimbursement Fund		
49	8,418,290	8,418,290	

1 **Augmentation allowed from the Comfort and Welfare Fund, and the IVH Medicaid**
2 **Reimbursement Fund.**

3
4 **The amounts specified from the General Fund, the Veterans' Home Comfort and Welfare**
5 **Program, and the IVH Medicaid Reimbursement Fund are for the following purposes:**

6			
7	Personal Services	12,378,651	12,378,651
8	Other Operating Expense	10,650,451	10,650,451
9			

10 **SECTION 9. [EFFECTIVE JULY 1, 2015]**

11
12 **EDUCATION**

13
14 **A. HIGHER EDUCATION**

15
16 **FOR INDIANA UNIVERSITY**

17 **BLOOMINGTON CAMPUS**

18	Total Operating Expense	191,467,802	196,983,918
19	Fee Replacement	17,642,011	19,843,493
20			

21 **FOR INDIANA UNIVERSITY REGIONAL CAMPUSES**

22 **EAST**

23	Total Operating Expense	9,777,376	10,292,510
24	Fee Replacement	1,228,771	1,225,929
25			

25 **KOKOMO**

26	Total Operating Expense	12,416,937	12,732,519
27	Fee Replacement	1,550,147	1,547,373
28			

28 **NORTHWEST**

29	Total Operating Expense	17,198,784	17,631,209
30	Fee Replacement	3,160,528	3,158,132
31			

31 **SOUTH BEND**

32	Total Operating Expense	22,699,061	23,172,169
33	Fee Replacement	3,817,057	3,812,267
34			

34 **SOUTHEAST**

35	Total Operating Expense	19,302,183	19,616,482
36	Fee Replacement	2,461,714	2,459,669
37			

38 **TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES**

39		93,612,558	95,648,259
40			

41 **FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY**

42 **AT INDIANAPOLIS (IUPUI)**

43 **I. U. SCHOOLS OF MEDICINE AND DENTISTRY**

44	Total Operating Expense	101,423,484	101,133,830
45	Fee Replacement	14,708,403	15,597,029
46			

47 **FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE**

48 **INDIANA UNIVERSITY SCHOOL OF MEDICINE - EVANSVILLE**

49	Total Operating Expense	2,073,555	2,112,336
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1	INDIANA UNIVERSITY SCHOOL OF MEDICINE - FORT WAYNE		
2	Total Operating Expense	1,938,135	1,974,383
3	INDIANA UNIVERSITY SCHOOL OF MEDICINE - NORTHWEST - GARY		
4	Total Operating Expense	2,592,642	2,641,132
5	INDIANA UNIVERSITY SCHOOL OF MEDICINE - WEST LAFAYETTE		
6	Total Operating Expense	2,355,325	2,399,376
7	INDIANA UNIVERSITY SCHOOL OF MEDICINE - MUNCIE		
8	Total Operating Expense	2,156,356	2,196,686
9	INDIANA UNIVERSITY SCHOOL OF MEDICINE - SOUTH BEND		
10	Total Operating Expense	2,027,513	2,065,433
11	INDIANA UNIVERSITY SCHOOL OF MEDICINE - TERRE HAUTE		
12	Total Operating Expense	2,343,780	2,387,614

13
14 **The Indiana University School of Medicine - Indianapolis shall submit to the Indiana**
15 **commission for higher education before May 15 of each year an accountability report**
16 **containing data on the number of medical school graduates who entered primary care**
17 **physician residencies in Indiana from the school's most recent graduating class.**
18

19 **FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)**

20	GENERAL ACADEMIC DIVISIONS		
21	Total Operating Expense	99,904,164	103,023,179
22	Fee Replacement	4,788,025	4,791,553

23			
24	TOTAL APPROPRIATIONS - IUPUI		
25		236,311,382	240,322,551

26
27 **Transfers of allocations between campuses to correct for errors in allocation among**
28 **the campuses of Indiana University can be made by the institution with the approval of**
29 **the commission for higher education and the budget agency. Indiana University shall**
30 **maintain current operations at all statewide medical education sites.**
31

32 **FOR INDIANA UNIVERSITY**

33	DUAL CREDIT		
34	Total Operating Expense	2,202,650	2,202,650
35	CLINICAL AND TRANSLATIONAL SCIENCES INSTITUTE		
36	Total Operating Expense	2,500,000	2,500,000
37	ABILENE NETWORK OPERATIONS CENTER		
38	Total Operating Expense	721,861	721,861
39	SPINAL CORD AND HEAD INJURY RESEARCH CENTER		
40	Total Operating Expense	553,429	553,429
41	INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES		
42	Total Operating Expense	2,105,824	2,105,824
43	GEOLOGICAL SURVEY		
44	Total Operating Expense	2,783,782	2,783,782
45	LOCAL GOVERNMENT ADVISORY COMMISSION		
46	Total Operating Expense	150,000	150,000
47	I-LIGHT NETWORK OPERATIONS		
48	Build Indiana Fund (IC 4-30-17)		
49	Total Operating Expense	1,501,270	1,508,628

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**FOR PURDUE UNIVERSITY
WEST LAFAYETTE**

Total Operating Expense	243,049,521	244,727,109
Fee Replacement	22,096,107	21,739,845

**FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES
CALUMET**

Total Operating Expense	28,155,150	28,617,298
Fee Replacement	1,477,771	574,365

NORTH CENTRAL

Total Operating Expense	13,693,770	13,964,523
Fee Replacement	1,579,307	1,575,682

TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES

44,905,998 44,731,868

**FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY
AT FORT WAYNE (IPFW)**

Total Operating Expense	41,482,175	42,165,137
Fee Replacement	5,310,600	4,252,847

Transfers of allocations between campuses to correct for errors in allocation among the campuses of Purdue University can be made by the institution with the approval of the commission for higher education and the budget agency.

FOR PURDUE UNIVERSITY

NEXT GENERATION MANUFACTURING COMPETITIVENESS CENTER

Total Operating Expense	2,500,000	2,500,000
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DUAL CREDIT

Total Operating Expense	2,067,000	2,067,000
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ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM

Total Operating Expense	3,570,446	3,570,446
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The above appropriations shall be used to fund the animal disease diagnostic laboratory system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease testing service at West Lafayette, and the southern branch of ADDL Southern Indiana Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are in addition to any user charges that may be established and collected under IC 21-46-3-5. Notwithstanding IC 21-46-3-4, the trustees of Purdue University may approve reasonable charges for testing for pseudorabies.

COLLEGE OF TECHNOLOGY-PURDUE POLYTECHNIC INSTITUTE

Total Operating Expense	3,000,000	0
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STATEWIDE TECHNOLOGY

Total Operating Expense	6,695,258	6,695,258
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COUNTY AGRICULTURAL EXTENSION EDUCATORS

Total Operating Expense	7,537,816	7,537,816
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1 Fifty thousand dollars (\$50,000) of the above appropriations are for the study of
 2 the impact of local land use ordinances on the construction of buildings or other
 3 structures used in the breeding, feeding, and housing of livestock.

4			
5	AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS		
6	Total Operating Expense	7,487,816	7,487,816
7	CENTER FOR PARALYSIS RESEARCH		
8	Total Operating Expense	522,558	522,558
9	UNIVERSITY-BASED BUSINESS ASSISTANCE		
10	Total Operating Expense	1,930,212	1,930,212
11			
12	FOR INDIANA STATE UNIVERSITY		
13	Total Operating Expense	66,443,714	66,699,833
14	Fee Replacement	12,043,103	14,160,094
15	DUAL CREDIT		
16	Total Operating Expense	147,950	147,950
17	NURSING PROGRAM		
18	Total Operating Expense	204,000	204,000
19	PRINCIPAL LEADERSHIP ACADEMY		
20	Total Operating Expense	600,000	600,000
21			
22	FOR UNIVERSITY OF SOUTHERN INDIANA		
23	Total Operating Expense	44,560,694	45,250,553
24	Fee Replacement	10,383,051	9,069,266
25	DUAL CREDIT		
26	Total Operating Expense	320,450	320,450
27	HISTORIC NEW HARMONY		
28	Total Operating Expense	486,878	486,878
29			
30	FOR BALL STATE UNIVERSITY		
31	Total Operating Expense	124,535,491	127,150,829
32	Fee Replacement	15,626,116	17,425,082
33	DUAL CREDIT		
34	Total Operating Expense	174,050	174,050
35	ENTREPRENEURIAL COLLEGE		
36	Total Operating Expense	2,500,000	2,500,000
37	ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES		
38	Total Operating Expense	4,384,956	4,384,956
39			
40	FOR VINCENNES UNIVERSITY		
41	Total Operating Expense	39,409,033	40,027,641
42	Fee Replacement	5,604,303	6,463,586
43	DUAL CREDIT		
44	Total Operating Expense	3,158,800	3,158,800
45			
46	FOR IVY TECH COMMUNITY COLLEGE		
47	Total Operating Expense	209,910,020	217,142,828
48	Fee Replacement	31,387,384	31,558,916
49	DUAL CREDIT		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1 Total Operating Expense	6,583,450	6,583,450	
2 STATEWIDE NURSING PARTNERSHIP			
3 Total Operating Expense	85,411	85,411	
4 FT. WAYNE PUBLIC SAFETY TRAINING CENTER			
5 Total Operating Expense	1,000,000	1,000,000	

6
7 **The above appropriations do not include funds for the course development grant program.**

8
9 **The sums herein appropriated to Indiana University, Purdue University, Indiana State**
10 **University, University of Southern Indiana, Ball State University, Vincennes University,**
11 **and Ivy Tech Community College are in addition to all income of said institutions,**
12 **respectively, from all permanent fees and endowments and from all land grants, fees,**
13 **earnings, and receipts, including gifts, grants, bequests, and devises, and receipts**
14 **from any miscellaneous sales from whatever source derived.**

15
16 **All such income and all such fees, earnings, and receipts on hand June 30, 2015, and**
17 **all such income and fees, earnings, and receipts accruing thereafter are hereby**
18 **appropriated to the boards of trustees or directors of the aforementioned institutions**
19 **and may be expended for any necessary expenses of the respective institutions,**
20 **including university hospitals, schools of medicine, nurses' training schools, schools**
21 **of dentistry, and agricultural extension and experimental stations. However, such**
22 **income, fees, earnings, and receipts may be used for land and structures only if**
23 **approved by the governor and the budget agency.**

24
25 **The foregoing appropriations to Indiana University, Purdue University, Indiana State**
26 **University, University of Southern Indiana, Ball State University, Vincennes University,**
27 **and Ivy Tech Community College include the employers' share of Social Security**
28 **payments for university employees under the public employees' retirement fund, or**
29 **institutions covered by the Indiana state teachers' retirement fund. The funds**
30 **appropriated also include funding for the employers' share of payments to the public**
31 **employees' retirement fund and to the Indiana state teachers' retirement fund at a rate**
32 **to be established by the retirement funds for both fiscal years for each institution's**
33 **employees covered by these retirement plans.**

34
35 **The treasurers of Indiana University, Purdue University, Indiana State University,**
36 **University of Southern Indiana, Ball State University, Vincennes University, and**
37 **Ivy Tech Community College shall, at the end of each three (3) month period, prepare**
38 **and file with the auditor of state a financial statement that shall show in total all**
39 **revenues received from any source, together with a consolidated statement of disbursements**
40 **for the same period. The budget director shall establish the requirements for the form**
41 **and substance of the reports.**

42
43 **The reports of the treasurer also shall contain in such form and in such detail as the**
44 **governor and the budget agency may specify, complete information concerning receipts**
45 **from all sources, together with any contracts, agreements, or arrangements with any**
46 **federal agency, private foundation, corporation, or other entity from which such receipts**
47 **accrue.**

48
49 **All such treasurers' reports are matters of public record and shall include without**

1 **limitation a record of the purposes of any and all gifts and trusts with the sole**
2 **exception of the names of those donors who request to remain anonymous.**

3
4 **Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers**
5 **of Indiana University, Purdue University, Indiana State University, University of**
6 **Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community**
7 **College on the basis of vouchers stating the total amount claimed against each fund or**
8 **account, or both, but not to exceed the legally made appropriations.**

9
10 **Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or**
11 **in part by state funds, grant applications and lists of applications need only be**
12 **submitted upon request to the budget agency for review and approval or disapproval**
13 **and, unless disapproved by the budget agency, federal grant funds may be requested**
14 **and spent without approval by the budget agency. Each institution shall retain the**
15 **applications for a reasonable period of time and submit a list of all grant applications,**
16 **at least monthly, to the commission for higher education for informational purposes.**

17
18 **For all university special appropriations, an itemized list of intended expenditures,**
19 **in such form as the governor and the budget agency may specify, shall be submitted**
20 **to support the allotment request. All budget requests for university special appropriations**
21 **shall be furnished in a like manner and as a part of the operating budgets of the state**
22 **universities.**

23
24 **The trustees of Indiana University, the trustees of Purdue University, the trustees**
25 **of Indiana State University, the trustees of University of Southern Indiana, the**
26 **trustees of Ball State University, the trustees of Vincennes University, and the**
27 **trustees of Ivy Tech Community College are hereby authorized to accept federal grants,**
28 **subject to IC 4-12-1.**

29
30 **Fee replacement funds are to be distributed as requested by each institution, on**
31 **payment due dates, subject to available appropriations.**

32
33 **FOR THE MEDICAL EDUCATION BOARD**
34 **FAMILY PRACTICE RESIDENCY FUND**

Total Operating Expense	1,852,698	1,852,698
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35
36
37 **Of the foregoing appropriations for the medical education board-family practice**
38 **residency fund, \$1,000,000 each year shall be used for grants for the purpose of**
39 **improving family practice residency programs serving medically underserved areas.**

40
41 **FOR THE GRADUATE MEDICAL EDUCATION BOARD**
42 **MEDICAL RESIDENCY EDUCATION GRANTS**
43 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

Total Operating Expense	3,000,000	3,000,000
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44
45
46 **The above appropriations for medical residency education grants are to be distributed**
47 **in accordance with IC 21-13-6.5.**

48
49 **FOR THE COMMISSION FOR HIGHER EDUCATION**

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	3,061,771	3,061,771
2			
3	FREEDOM OF CHOICE GRANTS		
4	Total Operating Expense	39,954,462	39,954,462
5	HIGHER EDUCATION AWARD PROGRAM		
6	Total Operating Expense	105,785,538	105,785,538
7			
8	For the higher education awards and freedom of choice grants made for the 2015-2017		
9	biennium, the following guidelines shall be used, notwithstanding current administrative		
10	rule or practice:		
11	(1) The commission shall maintain the proportionality of award maxima for public,		
12	private, and proprietary institutions when setting forth amounts under IC 21-12-1.7.		
13	(2) Minimum Award: No actual award shall be less than \$600.		
14	(3) The commission shall reduce award amounts as necessary to stay within the appropriation.		
15			
16	TUITION AND FEE EXEMPTION FOR CHILDREN OF VETERANS AND		
17	PUBLIC SAFETY OFFICERS (IC 21-14)		
18	Total Operating Expense	28,701,041	28,701,041
19	ADULT STUDENT GRANT DISTRIBUTION		
20	Total Operating Expense	7,579,858	7,579,858
21			
22	Priority for awards made from the above appropriation shall be given first to eligible		
23	students meeting TANF income eligibility guidelines as determined by the family and		
24	social services administration and second to eligible students who received awards		
25	from the adult grant fund during the school year associated with the biennial budget		
26	year. Funds remaining shall be distributed according to procedures established by the		
27	commission. The maximum grant that an applicant may receive for a particular academic		
28	term shall be established by the commission but shall in no case be greater than a grant		
29	for which an applicant would be eligible under IC 21-12-3 if the applicant were a		
30	full-time student. The commission shall collect and report to the family and social		
31	services administration (FSSA) all data required for FSSA to meet the data collection		
32	and reporting requirements in 45 CFR Part 265.		
33			
34	The family and social services administration, division of family resources, shall apply		
35	all qualifying expenditures for the part-time grant program toward Indiana's maintenance		
36	of effort under the federal Temporary Assistance for Needy Families (TANF) program		
37	(45 CFR 260 et seq.).		
38			
39	STEM TEACHER RECRUITMENT FUND		
40	Total Operating Expense	5,000,000	5,000,000
41			
42	The above appropriation may be used to provide grants to nonprofit organizations that		
43	place new science, technology, engineering, and math teachers in elementary and high		
44	schools located in underserved areas.		
45			
46	MINORITY TEACHER SCHOLARSHIPS		
47	Total Operating Expense	400,000	400,000
48	HIGH NEED STUDENT TEACHING STIPEND FUND		
49	Total Operating Expense	450,000	450,000

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	MINORITY STUDENT TEACHING STIPEND FUND		
2	50,000	50,000	
3	EARN INDIANA WORK STUDY PROGRAM		
4	606,099	606,099	
5	21ST CENTURY ADMINISTRATION		
6	1,842,862	1,842,862	
7	21ST CENTURY SCHOLAR AWARDS		
8	174,151,888	159,886,008	
9			
10	The commission shall collect and report to the family and social services administration		
11	(FSSA) all data required for FSSA to meet the data collection and reporting requirements		
12	in 45 CFR 265.		
13			
14	Family and social services administration, division of family resources, shall apply		
15	all qualifying expenditures for the 21st century scholars program toward Indiana's		
16	maintenance of effort under the federal Temporary Assistance for Needy Families		
17	(TANF) program (45 CFR 260 et seq.).		
18			
19	INDIANA INTERNet		
20	250,000	250,000	
21	POSTSECONDARY CREDIT BEARING PROPRIETARY EDUCATIONAL INSTITUTION ACCRE		
22	Postsecondary Credit Bearing Proprietary Educational Institution Authorization		
23	Fund (IC 21-18.5-6-26(b))		
24	131,818	131,697	
25	Augmentation allowed.		
26	NATIONAL GUARD SCHOLARSHIP		
27	3,676,240	3,676,240	
28			
29	The above appropriations for national guard scholarship and any program reserves		
30	existing on June 30, 2015, shall be the total allowable state expenditure for the		
31	program in the 2015-2017 biennium. If the dollar amounts of eligible awards exceed		
32	appropriations and program reserves, the commission shall develop a plan to ensure		
33	that the total dollar amount does not exceed the above appropriations and any program		
34	reserves.		
35			
36	PRIMARY CARE SHORTAGE AREA SCHOLARSHIP		
37	2,000,000	2,000,000	
38			
39	The above appropriations for primary care shortage area scholarship are for scholarships		
40	under IC 21-13-9.		
41			
42	LEARN MORE INDIANA		
43	703,250	703,250	
44	STATEWIDE TRANSFER AND TECHNOLOGY		
45	1,051,787	1,051,787	
46			
47	FOR THE DEPARTMENT OF ADMINISTRATION		
48	COLUMBUS LEARNING CENTER LEASE PAYMENT		
49	5,098,000	5,202,000	

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FOR THE STATE BUDGET AGENCY
GIGAPOP PROJECT

Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	669,281	672,562

SOUTHERN INDIANA EDUCATIONAL ALLIANCE

Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	1,057,738	1,057,738

DEGREE LINK

Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	446,438	446,438

The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link.

WORKFORCE CENTERS

Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	710,810	710,810

MIDWEST HIGHER EDUCATION COMPACT

Build Indiana Fund (IC 4-30-17)		
Total Operating Expense	92,150	92,150

B. ELEMENTARY AND SECONDARY EDUCATION

FOR THE STATE BOARD OF EDUCATION

Total Operating Expense	750,000	750,000
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The foregoing appropriations for the Indiana state board of education are for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects, including national and international assessments; and for state board administrative expenses. The above appropriation includes \$60,000 each state fiscal year for the Center for Evaluation and Education Policy.

FOR THE INDIANA CHARTER SCHOOL BOARD

Total Operating Expense	750,000	750,000
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FOR THE DEPARTMENT OF EDUCATION

SUPERINTENDENT'S OFFICE

From the General Fund		
	11,314,766	10,995,125
From the Professional Standards Fund (IC 20-28-2-10)		
	395,000	395,000

Augmentation allowed from the Professional Standards Fund.

The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

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Personal Services	8,016,536	7,696,895
Other Operating Expense	3,693,230	3,693,230

The above appropriation includes funds to provide state support to educational service centers. Two million five-hundred thousand dollars (\$2,500,000) of the above appropriations is for the transfer of technology services to the Indiana Office of Technology.

PUBLIC TELEVISION DISTRIBUTION

Total Operating Expense	3,675,000	3,675,000
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The above appropriations are for grants for public television. The Indiana Public Broadcasting Stations, Inc., shall submit a distribution plan for the eight Indiana public education television stations that shall be approved by the budget agency after review by the budget committee. Of the above appropriations, \$525,000 each year shall be distributed equally among all of the public radio stations.

RILEY HOSPITAL

Total Operating Expense	250,000	250,000
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BEST BUDDIES

Total Operating Expense	206,125	206,125
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PERKINS STATE MATCH

Total Operating Expense	494,000	494,000
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SCHOOL TRAFFIC SAFETY

Personal Services	234,414	227,114
Other Operating Expense	25,369	25,369

Augmentation allowed.

EDUCATION LICENSE PLATE FEES

Education License Plate Fees Fund (IC 9-18-31)

Total Operating Expense	115,569	115,569
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ACCREDITATION SYSTEM

Personal Services	530,612	512,540
Other Operating Expense	190,324	190,324

SPECIAL EDUCATION (S-5)

Total Operating Expense	24,070,000	24,070,000
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The foregoing appropriations for special education are made under IC 20-35-6-2.

SPECIAL EDUCATION EXCISE

Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)

Personal Services	374,835	370,699
Other Operating Expense	15,828	15,828

Augmentation allowed.

CAREER AND TECHNICAL EDUCATION

Personal Services	1,177,660	1,138,499
Other Operating Expense	74,404	74,404

TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION

Total Operating Expense	2,403,792	2,403,792
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The foregoing appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area career and technical education schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teacher's retirement fund, the amount they received during the 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.

DISTRIBUTION FOR TUITION SUPPORT

Total Operating Expense	6,825,500,000	6,982,400,000
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The foregoing appropriations for distribution for tuition support are to be distributed for tuition support, complexity grants, special education programs, career and technical education programs, honor grants, Mitch Daniels early graduation scholarships, and choice scholarships in accordance with a statute enacted for this purpose during the 2015 session of the general assembly.

If the above appropriations for distribution for tuition support are more than are required under this SECTION, any excess shall revert to the general fund.

The above appropriations for tuition support shall be made each fiscal year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each fiscal year shall equal the amount required under the statute enacted for the purpose referred to above.

TEACHER PERFORMANCE GRANT

Total Operating Expense	40,000,000	40,000,000
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DISTRIBUTION FOR SUMMER SCHOOL

Other Operating Expense	18,360,000	18,360,000
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It is the intent of the 2015 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

ADULT LEARNERS

Total Operating Expense	29,403,000	36,927,000
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EARLY INTERVENTION PROGRAM AND READING DIAGNOSTIC ASSESSMENT

Total Operating Expense	4,018,030	4,012,000
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The above appropriation for the early intervention program may be used for grants to local school corporations for grant proposals for early intervention programs.

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The foregoing appropriations may be used by the department for the reading diagnostic assessment and subsequent remedial programs or activities. The reading diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and accredited nonpublic school first and second grade students upon the approval of the governing body of school corporations. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board and the education roundtable.

NATIONAL SCHOOL LUNCH PROGRAM		
Total Operating Expense	5,125,000	5,125,000
MARION COUNTY DESEGREGATION COURT ORDER		
Total Operating Expense	9,164,364	4,239,094

The foregoing appropriations for court ordered desegregation costs are made under order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

TEXTBOOK REIMBURSEMENT		
Total Operating Expense	39,000,000	39,000,000

Before a school corporation or an accredited nonpublic school may receive a distribution under the textbook reimbursement program, the school corporation or accredited nonpublic school shall provide to the department the requirements established in IC 20-33-5-2. The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. The family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

TESTING		
Total Operating Expense	23,800,000	23,800,000

The above appropriations are for summative tests in English, language arts, mathematics (grades 3 through 8 and 10), social studies (grades 5 and 7), and science (grades 4, 6, and 10), the IREAD-3 test (grade 3), and the end-of-course tests (GQE) for algebra I and English 10.

REMEDATION TESTING		
Total Operating Expense	12,000,000	12,000,000

The foregoing appropriations for remediation testing are for grants to local schools through the department of education with state board of education review and a report to the state budget committee.

1 Prior to notification of local school corporations of the formula and components
 2 of the formula for distributing funds for remediation and graduation exam remediation,
 3 review and approval of the formula and components shall be made by the budget agency.
 4

5 The above appropriation for remediation shall be used by school corporations to
 6 fund formative tests to identify students that require remediation.
 7

8	ADVANCED PLACEMENT PROGRAM		
9	Other Operating Expense	3,950,000	4,200,000

10
 11 The above appropriations for the Advanced Placement Program are to provide funding
 12 for students of accredited public and nonpublic schools to take the College Board's
 13 Advanced Placement math, English, and science exams and to supplement any federal funds
 14 awarded for non-math-and-science and English Advanced Placement exams taken by students
 15 qualified for the Free or Reduced Lunch program. Any remaining funds available after
 16 exam fees have been paid shall be prioritized for use by teachers of math and science
 17 Advanced Placement courses to attend professional development training for those courses.
 18

19	PSAT PROGRAM		
20	Other Operating Expense	1,800,000	1,800,000

21
 22 The above appropriations for the PSAT program are to provide funding for students
 23 of accredited public and nonpublic schools in grade ten (10) and eleven (11) to take
 24 the PSAT exam.
 25

26	NON-ENGLISH SPEAKING PROGRAM		
27	Personal Services	76,701	74,321
28	Other Operating Expense	10,171,963	10,418,247

29
 30 The above appropriations for the Non-English Speaking Program are for pupils
 31 who have a primary language other than English and limited English proficiency,
 32 as determined by using a standard proficiency examination that has been approved
 33 by the department of education.
 34

35 The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the
 36 2015 general assembly that the above appropriations for the Non-English Speaking
 37 Program shall be the total allowable state expenditure for the program. If the expected
 38 distributions are anticipated to exceed the total appropriations for the state fiscal
 39 year, the department of education shall reduce each school corporation's distribution
 40 proportionately.
 41

42	GIFTED AND TALENTED EDUCATION PROGRAM		
43	Personal Services	75,103	72,783
44	Other Operating Expense	12,475,313	12,475,313

45	EXCELLENCE IN PERFORMANCE AWARDS		
46	Total Operating Expense	2,000,000	2,000,000

47
 48
 49 The above appropriation shall be used to make grants to focus and priority school

1 corporations and charter schools to be used to make cash awards to effective and
 2 highly effective teachers. The department shall develop policies and procedures
 3 to administer the program. The program shall include guidelines that permit all
 4 school corporations and charter schools to apply for a grant. The guidelines must
 5 specify that in order to receive a grant a school must have a system of performance
 6 evaluations that meets the requirements of IC 20-28-11.5. The above funds are available
 7 for allotment by the budget agency after approval by the state board of education
 8 and review by the state budget committee.

9			
10	ADVANCED SCHOOL IMPROVEMENT		
11	Total Operating Expense	1,000,000	1,000,000
12	TURNAROUND SUPPORT		
13	Total Operating Expense	3,000,000	3,000,000
14	REORGANIZATION GRANTS		
15	Total Operating Expense	1	1
16	Augmentation allowed.		
17	PRIMETIME		
18	Personal Services	100,179	96,469
19	Other Operating Expense	58,061	58,061
20	DRUG FREE SCHOOLS		
21	Total Operating Expense	36,656	36,656
22	ALTERNATIVE EDUCATION		
23	Total Operating Expense	6,145,407	6,142,909

24
 25 The above appropriation includes funding to provide \$7,500 for each child attending
 26 a charter school operated by an accredited hospital specializing in the treatment of
 27 alcohol or drug abuse. This funding is in addition to tuition support for the charter
 28 school.

29			
30	SENATOR DAVID C. FORD EDUCATIONAL TECHNOLOGY PROGRAM (IC 20-20-13)		
31	Build Indiana Fund (IC 4-30-17)		
32	Total Operating Expense	3,092,275	3,086,072

33
 34 The department shall use the funds to make grants to school corporations to promote
 35 student learning through the use of technology. Notwithstanding distribution guidelines
 36 in IC 20-20-13, the department shall develop guidelines for distribution of the grants.
 37 Up to \$200,000 may be used each year to support the operation of the office of the
 38 special assistant to the superintendent of public instruction for technology.

39			
40	SCHOOL BUSINESS OFFICIALS LEADERSHIP ACADEMY		
41	Total Operating Expense	150,000	150,000

42
 43 The department shall make available the foregoing appropriations to the Indiana
 44 Association of School Business Officials to assist in the creation of an academy
 45 designed to strengthen the management and leadership skills of practicing Indiana
 46 school business officials.

47			
48	PROFESSIONAL STANDARDS DIVISION		
49	From the General Fund		

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The foregoing appropriations for statewide library services will be used to provide services to libraries across the state. These services may include, but will not be limited to, programs, including Wheels, I*Ask, and professional development. The state library shall identify statewide library services that are to be provided by a vendor. Those services identified by the library shall be procured through a competitive process using one (1) or more requests for proposals covering the service.

LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES

Other Operating Expense	125,000	125,000
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ACADEMY OF SCIENCE

Total Operating Expense	7,046	7,046
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FOR THE ARTS COMMISSION

Personal Services	471,807	457,334
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Other Operating Expense	2,919,058	2,919,058
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The foregoing appropriation to the arts commission includes \$650,000 each year to provide grants under IC 4-23-2.5 to:

- (1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the arts commission;
- and
- (2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the arts commission and its regional re-granting partners.

FOR THE HISTORICAL BUREAU

Personal Services	318,374	307,967
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Other Operating Expense	16,053	16,053
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HISTORICAL MARKER PROGRAM

Total Operating Expense		20,350
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SECTION 10. [EFFECTIVE JULY 1, 2015]

DISTRIBUTIONS

FOR THE AUDITOR OF STATE

GAMING TAX

Total Operating Expense	61,429,233	53,583,087
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SECTION 11. [EFFECTIVE JULY 1, 2015]

The following allocations of federal funds are available for career and technical education under the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq. for Career and Technical Education). These funds shall be received by the state board of education, and may be allocated by the budget agency after consultation with the board of education and any other state agencies, commissions, or organizations required by state law. Funds shall be allocated to these agencies in accordance with the allocations specified below:

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STATE PROGRAMS AND LEADERSHIP

1,960,000 1,960,000

SECONDARY VOCATIONAL PROGRAMS

14,988,905 14,988,905

POSTSECONDARY VOCATIONAL PROGRAMS

7,400,345 7,400,345

SECTION 12. [EFFECTIVE JULY 1, 2015]

In accordance with IC 20-20-38, the budget agency, with the advice of the board of education and the budget committee, may proportionately augment or reduce an allocation of federal funds made under SECTION 11 of this act.

SECTION 13. [EFFECTIVE JULY 1, 2015]

Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

SECTION 14. [EFFECTIVE JULY 1, 2015]

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of \$50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than \$90 for any

1 twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum
2 meal allowance shall not be less than \$85 for any twenty-four (24) hour period.
3 While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and
4 France, the minimum meal allowance shall not be less than \$65 for any twenty-four
5 (24) hour period.

6
7 In the case of the state supported institutions of postsecondary education, approval
8 for out-of-state travel may be given by the chief executive officer of the institution,
9 or the chief executive officer's authorized designee, for the chief executive officer's
10 respective personnel.

11
12 Before reimbursing overnight travel expenses, the auditor of state shall require
13 documentation as prescribed in the state travel policies and procedures established
14 by the Indiana department of administration and the budget agency. No appropriation
15 from any fund may be construed as authorizing the payment of any sum in excess of
16 the standard mileage rates for personally owned transportation equipment established
17 by the federal Internal Revenue Service when used in the discharge of state business.
18 The Indiana department of administration and the budget agency may adopt policies
19 and procedures relative to the reimbursement of travel and moving expenses of new
20 state employees and the reimbursement of travel expenses of prospective employees
21 who are invited to interview with the state.

22
23 **SECTION 15. [EFFECTIVE JULY 1, 2015]**

24
25 Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions,
26 and councils who are entitled to a salary per diem is equal to the amount of the
27 legislative business per diem allowance for members of the general assembly as determined
28 under SECTION 3 of this act. However, members of boards, commissions, or councils
29 who receive an annual or a monthly salary paid by the state are not entitled to
30 the salary per diem provided in IC 4-10-11-2.1.

31
32 **SECTION 16. [EFFECTIVE JULY 1, 2015]**

33
34 No payment for personal services shall be made by the auditor of state unless the
35 payment has been approved by the budget agency or the designee of the budget agency.

36
37 **SECTION 17. [EFFECTIVE JULY 1, 2015]**

38
39 No warrant for operating expenses, capital outlay, or fixed charges shall be issued to
40 any department or an institution unless the receipts of the department or institution
41 have been deposited into the state treasury for the month. However, if a department or
42 an institution has more than \$10,000 in daily receipts, the receipts shall be deposited
43 into the state treasury daily.

44
45 **SECTION 18. [EFFECTIVE JULY 1, 2015]**

46
47 In case of loss by fire or any other cause involving any state institution or department,
48 the proceeds derived from the settlement of any claim for the loss shall be deposited in
49 the state treasury, and the amount deposited is hereby reappropriated to the institution

1 or department for the purpose of replacing the loss. If it is determined that the loss shall
2 not be replaced, any funds received from the settlement of a claim shall be deposited
3 into the state general fund.

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SECTION 19. [EFFECTIVE JULY 1, 2015]

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If an agency has computer equipment in excess of the needs of that agency, then the excess computer equipment may be sold under the provisions of surplus property sales, and the proceeds of the sale or sales shall be deposited in the state treasury. The amount so deposited is hereby reappropriated to that agency for other operating expenses of the then current year, if approved by the director of the budget agency.

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SECTION 20. [EFFECTIVE JULY 1, 2015]

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This act does not authorize any rehabilitation and repairs to any state buildings, nor does it allow that any obligations be incurred for lands and structures, without the prior approval of the budget director or the director's designee. This SECTION does not apply to contracts for the state universities supported in whole or in part by state funds.

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SECTION 21. [EFFECTIVE JULY 1, 2015]

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If an agency has an annual appropriation fixed by law, and if the agency also receives an appropriation in this act for the same function or program, the appropriation in this act supersedes any other appropriations and is the total appropriation for the agency for that program or function.

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SECTION 22. [EFFECTIVE JULY 1, 2015]

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The balance of any appropriation or funds heretofore placed or remaining to the credit of any division of the state of Indiana, and any appropriation or funds provided in this act placed to the credit of any division of the state of Indiana, the powers, duties, and functions whereof are assigned and transferred to any department for salaries, maintenance, operation, construction, or other expenses in the exercise of such powers, duties, and functions, shall be transferred to the credit of the department to which such assignment and transfer is made, and the same shall be available for the objects and purposes for which appropriated originally.

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SECTION 23. [EFFECTIVE JULY 1, 2015]

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The director of the division of procurement of the Indiana department of administration, or any other person or agency authorized to make purchases of equipment, shall not honor any requisition for the purchase of an automobile that is to be paid for from any appropriation made by this act or any other act, unless the following facts are shown to the satisfaction of the commissioner of the Indiana department of administration or the commissioner's designee:

- (1) In the case of an elected state officer, it shall be shown that the duties of the office require driving about the state of Indiana in the performance of official duty.
- (2) In the case of department or commission heads, it shall be shown that the statutory

1 duties imposed in the discharge of the office require traveling a greater distance
2 than one thousand (1,000) miles each month or that they are subject to official duty
3 call at all times.

4 (3) In the case of employees, it shall be shown that the major portion of the duties
5 assigned to the employee require travel on state business in excess of one thousand
6 (1,000) miles each month, or that the vehicle is identified by the agency as an integral
7 part of the job assignment.

8
9 In computing the number of miles required to be driven by a department head or an
10 employee, the distance between the individual's home and office or designated official
11 station is not to be considered as a part of the total. Department heads shall annually
12 submit justification for the continued assignment of each vehicle in their department,
13 which shall be reviewed by the commissioner of the Indiana department of administration,
14 or the commissioner's designee. There shall be an insignia permanently affixed on
15 each side of all state owned cars, designating the cars as being state owned. However,
16 this requirement does not apply to state owned cars driven by elected state officials
17 or to cases where the commissioner of the Indiana department of administration or
18 the commissioner's designee determines that affixing insignia on state owned cars
19 would hinder or handicap the persons driving the cars in the performance of their
20 official duties.

21
22 SECTION 24. [EFFECTIVE JULY 1, 2015]

23
24 When budget agency approval or review is required under this act, the budget agency
25 may refer to the budget committee any budgetary or fiscal matter for an advisory
26 recommendation. The budget committee may hold hearings and take any actions
27 authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget
28 agency.

29
30 SECTION 25. [EFFECTIVE JULY 1, 2015]

31
32 The governor of the state of Indiana is solely authorized to accept on behalf of the
33 state any and all federal funds available to the state of Indiana. Federal funds
34 received under this SECTION are appropriated for purposes specified by the federal
35 government, subject to allotment by the budget agency. The provisions of this
36 SECTION and all other SECTIONS concerning the acceptance, disbursement,
37 review, and approval of any grant, loan, or gift made by the federal government
38 or any other source to the state or its agencies and political subdivisions shall
39 apply, notwithstanding any other law.

40
41 SECTION 26. [EFFECTIVE JULY 1, 2015]

42
43 Federal funds received as revenue by a state agency or department are not available
44 to the agency or department for expenditure until allotment has been made by the
45 budget agency under IC 4-12-1-12(d).

46
47 SECTION 27. [EFFECTIVE JULY 1, 2015]

48
49 A contract or an agreement for personal services or other services may not be

1 entered into by any agency or department of state government without the approval
 2 of the budget agency or the designee of the budget director.

3
 4 **SECTION 28. [EFFECTIVE JULY 1, 2015]**
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6 Except in those cases where a specific appropriation has been made to cover the
 7 payments for any of the following, the auditor of state shall transfer, from the
 8 personal services appropriations for each of the various agencies and departments,
 9 necessary payments for Social Security, public employees' retirement, health
 10 insurance, life insurance, and any other similar payments directed by the budget
 11 agency.
 12

13 **SECTION 29. [EFFECTIVE JULY 1, 2015]**
 14

15 Subject to SECTION 24 of this act as it relates to the budget committee, the budget
 16 agency with the approval of the governor may withhold allotments of any or all
 17 appropriations contained in this act for the 2015-2017 biennium, if it is considered
 18 necessary to do so in order to prevent a deficit financial situation.
 19

20 **SECTION 30. [EFFECTIVE JULY 1, 2015]**
 21

22 **CONSTRUCTION**
 23

24 For the 2015-2017 biennium, the following amounts, from the funds listed as follows,
 25 are hereby appropriated to provide for the construction, reconstruction, rehabilitation,
 26 repair, purchase, rental, and sale of state properties, capital lease rentals, and the
 27 purchase and sale of land, including equipment for such properties and other projects
 28 as specified.
 29

30	State General Fund - Lease Rentals	
31		334,460,011
32	State General Fund - Construction	
33		230,546,478
34	State Police Building Account (IC 9-29-1-4)	
35		6,762,998
36	Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	
37		736,078
38	Cigarette Tax Fund (IC 6-7-1-29.1)	
39		3,600,000
40	Veterans' Home Building Fund (IC 10-17-9-7)	
41		1,800,000
42	Postwar Construction Fund (IC 7.1-4-8-1)	
43		31,372,642
44	Regional Health Care Construction Account (IC 4-12-8.5)	
45		24,652,433
46	Build Indiana Fund (IC 4-30-17)	
47		4,600,000
48	Consumer Protection Assistance Fund (IC 24-10-2-1)	
49		2,500,000

1	State Bicentennial Capital Account (IC 4-12-1-14.9)	
2	53,500,000	
3	State Highway Fund (IC 8-23-9-54)	
4	21,240,000	
5		
6	TOTAL	715,770,640

7
8 **The allocations provided under this SECTION are made from the state general fund,**
9 **unless specifically authorized from other designated funds by this act. The budget**
10 **agency, with the approval of the governor, in approving the allocation of funds pursuant**
11 **to this SECTION, shall consider, as funds are available, allocations for the following**
12 **specific uses, purposes, and projects:**

13
14 **A. GENERAL GOVERNMENT**

15
16 **FOR THE STATE BUDGET AGENCY**

17	Aviation Technology Center	2,285,632
18	Airport Facilities Leases	40,136,288
19	Stadium Lease Rental	166,544,023
20	Convention Center Lease Rental	48,468,078
21	State Fair Lease Rental	8,524,426
22	Indiana Motorsports Commission	4,000,000

23
24 **DEPARTMENT OF ADMINISTRATION**

25	Preventive Maintenance	8,688,334
26	Repair and Rehabilitation	18,753,760
27	State Bicentennial Capital Account (IC 4-12-1-14.9)	
28	Bicentennial Plaza	2,000,000
29	Education Center for Bicentennial Legacy Project	2,500,000
30	State Archives New Facility	25,000,000
31	State Police Building Account (IC 9-29-1-4)	
32	State Police Fleet	4,000,000

33 **DEPARTMENT OF ADMINISTRATION - LEASES**

34	General Fund	
35	Lease - Wabash Valley Correctional Facility Capital Lease	30,662,060
36	Lease - New Castle Correctional Facility Capital Lease	26,905,504
37	Lease - LaRue Carter Hospital Capital Lease	10,934,000

38
39 **The FSSA shall coordinate with the Department of Correction in planning for the**
40 **LaRue Carter Memorial Hospital.**

41
42 **Regional Health Care Construction Account (IC 4-12-8.5)**

43	Lease - Evansville State Hospital Capital Lease	7,709,511
44	Lease - Southeast Regional Treatment Facility Capital Lease	10,808,390
45	Lease - Logansport State Hospital Capital Lease	6,134,532

46 **INDIANA OFFICE OF TECHNOLOGY**

47	Operational Technology Enhancements	10,000,000
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48 **SECRETARY OF STATE**

49	Business One Stop	6,600,000
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	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	Consumer Protection Assistance Fund (IC 24-10-2-1)		
2			2,500,000
3	INDIANA STATE FAIR		
4			4,000,000
5			
6	B. PUBLIC SAFETY		
7			
8	(1) LAW ENFORCEMENT		
9			
10	INDIANA STATE POLICE		
11	State Police Building Account (IC 9-29-1-4)		
12			1,266,998
13			1,496,000
14	FORENSIC LAB		
15			2,587,440
16	LAW ENFORCEMENT TRAINING BOARD		
17	Law Enforcement Academy Building Fund (IC 5-2-1-13(a))		
18			346,078
19			390,000
20	ADJUTANT GENERAL		
21			657,374
22			3,467,627
23			
24	(2) CORRECTIONS		
25			
26	DEPARTMENT OF CORRECTION		
27			100,000
28	Postwar Construction Fund (IC 7.1-4-8-1)		
29			450,000
30	STATE PRISON		
31			1,100,000
32	Postwar Construction Fund (IC 7.1-4-8-1)		
33			482,000
34	PENDLETON CORRECTIONAL FACILITY		
35			1,300,000
36	Postwar Construction Fund (IC 7.1-4-8-1)		
37			771,558
38	WOMEN'S PRISON		
39			360,000
40	Postwar Construction Fund (IC 7.1-4-8-1)		
41			1,375,000
42	NEW CASTLE CORRECTIONAL FACILITY		
43			100,000
44	PUTNAMVILLE CORRECTIONAL FACILITY		
45			800,000
46	Postwar Construction Fund (IC 7.1-4-8-1)		
47			1,775,500
48	INDIANAPOLIS RE-ENTRY EDUCATION FACILITY		
49			360,000

	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	Postwar Construction Fund (IC 7.1-4-8-1)		
2	Repair and Rehabilitation		150,000
3	BRANCHVILLE CORRECTIONAL FACILITY		
4	Preventive Maintenance		360,000
5	Postwar Construction Fund (IC 7.1-4-8-1)		
6	Repair and Rehabilitation		760,000
7	WESTVILLE CORRECTIONAL FACILITY		
8	Preventive Maintenance		1,040,000
9	Postwar Construction Fund (IC 7.1-4-8-1)		
10	Repair and Rehabilitation		4,228,463
11	ROCKVILLE CORRECTIONAL FACILITY		
12	Preventive Maintenance		500,000
13	Postwar Construction Fund (IC 7.1-4-8-1)		
14	Repair and Rehabilitation		3,427,440
15	PLAINFIELD CORRECTIONAL FACILITY		
16	Preventive Maintenance		950,000
17	Postwar Construction Fund (IC 7.1-4-8-1)		
18	Repair and Rehabilitation		2,537,000
19	RECEPTION AND DIAGNOSTIC CENTER		
20	Preventive Maintenance		210,000
21	Postwar Construction Fund (IC 7.1-4-8-1)		
22	Repair and Rehabilitation		200,000
23	CORRECTIONAL INDUSTRIAL FACILITY		
24	Preventive Maintenance		600,000
25	Postwar Construction Fund (IC 7.1-4-8-1)		
26	Repair and Rehabilitation		150,000
27	WABASH VALLEY CORRECTIONAL FACILITY		
28	Preventive Maintenance		527,354
29	Postwar Construction Fund (IC 7.1-4-8-1)		
30	Repair and Rehabilitation		1,442,247
31	CHAIN O' LAKES CORRECTIONAL FACILITY		
32	Preventive Maintenance		90,000
33	MADISON CORRECTIONAL FACILITY		
34	Preventive Maintenance		315,000
35	Postwar Construction Fund (IC 7.1-4-8-1)		
36	Repair and Rehabilitation		200,000
37	MIAMI CORRECTIONAL FACILITY		
38	Preventive Maintenance		900,000
39	Postwar Construction Fund (IC 7.1-4-8-1)		
40	Repair and Rehabilitation		1,073,560
41	CAMP SUMMIT CORRECTIONAL FACILITY		
42	Preventive Maintenance		80,000
43	EDINBURGH CORRECTIONAL FACILITY		
44	Preventive Maintenance		80,000
45	HENRYVILLE CORRECTIONAL FACILITY		
46	Preventive Maintenance		50,000
47	PENDLETON JUVENILE CORRECTIONAL FACILITY		
48	Preventive Maintenance		300,000
49	Postwar Construction Fund (IC 7.1-4-8-1)		

	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Repair and Rehabilitation		2,192,256
2	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY		
3	Preventive Maintenance		120,000
4	MADISON JUVENILE CORRECTIONAL FACILITY		
5	Preventive Maintenance		435,000
6			
7	C. CONSERVATION AND ENVIRONMENT		
8			
9	DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION		
10	Preventive Maintenance		300,000
11	Repair and Rehabilitation		2,062,250
12	FISH AND WILDLIFE		
13	Preventive Maintenance		3,100,008
14	Repair and Rehabilitation		896,750
15	FORESTRY		
16	Preventive Maintenance		2,850,000
17	Repair and Rehabilitation		1,357,000
18	NATURE PRESERVES		
19	Preventive Maintenance		635,550
20	Repair and Rehabilitation		709,164
21	OUTDOOR RECREATION		
22	Preventive Maintenance		60,000
23	Interlake Boat Launch		200,000
24	STATE PARKS AND RESERVOIR MANAGEMENT		
25	Preventive Maintenance		3,165,350
26	Repair and Rehabilitation		15,023,662
27	Nature Center Education		1,050,000
28	State Bicentennial Capital Account (IC 4-12-1-14.9)		
29	Bicentennial Inn at Potato Creek		24,000,000
30	Cigarette Tax Fund (IC 6-7-1-29.1)		
31	Preventive Maintenance		3,600,000
32	DIVISION OF WATER		
33	Preventive Maintenance		160,000
34	Repair and Rehabilitation		4,068,500
35	Great Lakes Protection Fund		16,000,000
36	ENFORCEMENT		
37	Preventive Maintenance		588,000
38	Repair and Rehabilitation		990,000
39	ENTOMOLOGY		
40	Repair and Rehabilitation		275,000
41	INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION		
42	Preventive Maintenance		2,273,767
43	Repair and Rehabilitation		1,058,000
44	Bicentennial Match		2,000,000
45	WAR MEMORIALS COMMISSION		
46	Preventive Maintenance		1,234,000
47	Repair and Rehabilitation		1,700,000
48	Civil War Battle Flags Restoration		200,000
49	KANKAKEE RIVER BASIN COMMISSION		

1	Build Indiana Fund (IC 4-30-17)	
2	Repair and Rehabilitation	600,000

3
4 **D. TRANSPORTATION**

5
6 **DEPARTMENT OF TRANSPORTATION - BUILDINGS AND GROUNDS**

7	State Highway Fund (IC 8-23-9-54)	
8	Preventive Maintenance	4,450,000
9	Construction of the Plymouth Subdistrict Building	4,800,000
10	Construction of the Plymouth Subdistrict Salt Building	1,600,000
11	Construction of the New Haven Unit Salt Building	1,200,000
12	Constuction of the Shelbyville Unit Free Standing Unit/Salt Building	240,000
13	Architectural/Engineering Fee for the Petersburg Unit/Salt Building	225,000
14	Construction of the New Haven Unit Building	2,200,000
15	Construction of the Petersburg Unit Building	2,200,000
16	Construction of the Petersburg Unit Salt Building	1,200,000
17	Construction of the Kokomo Unit Salt Building	1,250,000
18	Re-roof Materials and Test Building	1,400,000
19	Architectural/Engineering Fee for the Crawfordsville Subdistrict Building	475,000

20
21 The above appropriations for highway buildings and grounds may be used for land
22 acquisition, site development, construction and equipping of new highway facilities
23 and for maintenance, repair, and rehabilitation of existing state highway facilities
24 after review by the budget committee.

25
26 **AIRPORT DEVELOPMENT**

27	Build Indiana Fund (IC 4-30-17)	
28	Airport Development	4,000,000

29
30 The foregoing allocations for the Indiana department of transportation are for airport
31 development and shall be used for the purpose of assisting local airport authorities
32 and local units of government in matching available federal funds under the airport
33 improvement program and for matching federal grants for airport planning and for
34 the other airport studies. Matching grants of aid shall be made in accordance with
35 the approved annual capital improvements program of the Indiana department of
36 transportation and with the approval of the governor and the budget agency.

37
38 One hundred and ninety thousand dollars (\$190,000) of the foregoing appropriation
39 is for the Plymouth Airport-Automated Weather Observing System.

40
41 **E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS**

42
43 **(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION**

44	EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER	
45	Preventive Maintenance	66,000
46	Postwar Construction Fund (IC 7.1-4-8-1)	
47	Repair and Rehabilitation	299,468
48	EVANSVILLE STATE HOSPITAL	

	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
1	Preventive Maintenance		783,924
2	Postwar Construction Fund (IC 7.1-4-8-1)		
3	Repair and Rehabilitation		678,400
4	MADISON STATE HOSPITAL		
5	Preventive Maintenance		928,208
6	Postwar Construction Fund (IC 7.1-4-8-1)		
7	Repair and Rehabilitation		686,400
8	LOGANSPORT STATE HOSPITAL		
9	Preventive Maintenance		863,144
10	Postwar Construction Fund (IC 7.1-4-8-1)		
11	Repair and Rehabilitation		831,750
12	RICHMOND STATE HOSPITAL		
13	Preventive Maintenance		1,100,000
14	Postwar Construction Fund (IC 7.1-4-8-1)		
15	Repair and Rehabilitation		1,169,600
16	LARUE CARTER MEMORIAL HOSPITAL		
17	Preventive Maintenance		1,833,118
18	Postwar Construction Fund (IC 7.1-4-8-1)		
19	Repair and Rehabilitation		1,665,000
20			
21	(2) PUBLIC HEALTH		
22			
23	SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED		
24	Preventive Maintenance		565,714
25	Postwar Construction Fund (IC 7.1-4-8-1)		
26	Repair and Rehabilitation		2,435,000
27	SCHOOL FOR THE DEAF		
28	Preventive Maintenance		565,714
29	Postwar Construction Fund (IC 7.1-4-8-1)		
30	Repair and Rehabilitation		2,392,000
31			
32	(3) VETERANS' AFFAIRS		
33			
34	INDIANA VETERANS' HOME		
35	Veterans' Home Building Fund (IC 10-17-9-7)		
36	Preventive Maintenance		1,500,000
37	Repair and Rehabilitation		300,000
38			
39	F. EDUCATION		
40			
41	HIGHER EDUCATION		
42			
43	INDIANA UNIVERSITY - TOTAL SYSTEM		
44	Repair and Rehabilitation		24,687,310
45	Regional Campus Deferred Maintenance		12,500,000
46			
47	Each year a plan to address the deferred maintenance must be approved by the Commission		
48	for Higher Education. The projects must be focused on student success.		
49			

1	PURDUE UNIVERSITY - TOTAL SYSTEM	
2	Repair and Rehabilitation	21,134,880
3	Purdue Calumet Emerging Technologies Building A&E	2,400,000
4	Regional Campus Deferred Maintenance	12,500,000

5
6
7

Each year a plan to address the deferred maintenance must be approved by the Commission for Higher Education. The projects must be focused on student success.

8
9

9	INDIANA STATE UNIVERSITY	
10	Repair and Rehabilitation	2,776,164
11	UNIVERSITY OF SOUTHERN INDIANA	
12	Repair and Rehabilitation	1,798,936
13	BALL STATE UNIVERSITY	
14	Repair and Rehabilitation	5,294,986
15	VINCENNES UNIVERSITY	
16	Repair and Rehabilitation	1,765,094
17	Building Controls Upgrades/Replacement	1,500,000
18	IVY TECH COMMUNITY COLLEGE	
19	Repair and Rehabilitation	6,094,396

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21

SECTION 31. [EFFECTIVE JULY 1, 2015]

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The budget agency may employ one (1) or more architects or engineers to inspect construction, rehabilitation, and repair projects covered by the appropriations in this act or previous acts.

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SECTION 32. [EFFECTIVE UPON PASSAGE]

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If any part of a construction or rehabilitation and repair appropriation made by this act or any previous acts has not been allotted or encumbered before the expiration of two (2) biennia, the budget agency may determine that the balance of the appropriation is not available for allotment. The appropriation may be terminated, and the balance may revert to the fund from which the original appropriation was made. However, for the state fiscal year ending June 30, 2015, public universities may elect to have reverted a portion of such construction or rehabilitation and repair appropriation that is equal to and in lieu of reversions from operating funds or other general fund line items.

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SECTION 33. [EFFECTIVE JULY 1, 2015]

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The budget agency may retain balances in the mental health fund at the end of any fiscal year to ensure there are sufficient funds to meet the service needs of the developmentally disabled and the mentally ill in any year.

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SECTION 34. [EFFECTIVE JULY 1, 2015]

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If the budget director determines at any time during the biennium that the executive branch of state government cannot meet its statutory obligations due to insufficient funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with

1 the approval of the governor and after review by the budget committee, may transfer
2 from the counter-cyclical revenue and economic stabilization fund to the general
3 fund any additional amount necessary to maintain a positive balance in the general
4 fund.

5 SECTION 35. [EFFECTIVE JULY 1, 2015] The trustees of the following institutions may issue and
6 sell bonds under IC 21-34, subject to the approvals required by IC 21-33-3, for the following
7 projects if the sum of principal costs of any bond issued, excluding amounts necessary to provide
8 money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the
9 bonds, does not exceed the total authority listed below for that institution:

10	Indiana University	
11	Bloomington Campus	
12	Old Crescent Renovation - Phase II	48,500,000
13	Purdue University	
14	West Lafayette Campus	
15	Agricultural and Life Sciences Facility	35,000,000
16	Indiana State University	
17	College of Nursing, Health, and Human Services	
18	Renovation	64,000,000
19	University of Southern Indiana	
20	Classroom Renovation and Expansion	8,000,000
21	Ball State University	
22	STEM and Health Professions Facility	
23	Project, Phase I	62,500,000
24	Vincennes University	
25	Center for Science, Engineering, and	
26	Mathematics	20,000,000

27 SECTION 36. IC 2-5-1.1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
28 PASSAGE]: Sec. 5. (a) The council may:

29 (1) on its own initiative or at the direction of the general assembly or of the senate or house of
30 representatives, study subjects of interest and concern, and based on such a study, recommend such
31 legislation as the welfare of the state may require;

32 (2) direct standing committees of the senate or house of representatives, or appoint committees and
33 subcommittees subject to the authority of the council, to carry out studies on subjects of interest and
34 concern;

35 (3) recommend such codification and general revision of the constitution and the laws of the state
36 as may from time to time be necessary;

37 (4) require any officer or ~~agency, board, commission, committee or other instrumentality of the state~~
38 ~~or of a political subdivision of the state~~ **agency or other governmental entity (as defined in**
39 **section 7.3 of this chapter)** to provide information:

40 (A) bearing on subjects under consideration by the council or by standing committee or any of
41 its committees or subcommittees; **or**

42 **(B) to the legislative services agency in accordance with section 7.3 of this chapter;**

43 (5) by an affirmative vote of two-thirds (2/3) of its members present and voting:

44 (A) administer oaths, issue subpoenas, compel the attendance of witnesses and the production
45 of papers, books, accounts, documents, and testimony and have the deposition of witnesses taken
46 in the manner prescribed by law for taking depositions in civil actions bearing on:

47 (i) subjects under consideration by the council or by any of its committees or subcommittees;

48 **or**

- 1 (ii) information sought by the legislative services agency under section 7.3 of this chapter;
2 (B) petition, through the presiding officer of the council, any circuit court of the appropriate
3 county for an order for compliance with any order or subpoenas issued under this section;
4 (6) adopt such rules and procedures and organize such agencies as may be necessary or appropriate
5 to carry out its duties;
6 (7) receive appropriations and make allocations for the reasonable and necessary expenditures of
7 the council and the standing and interim committees of the house of representatives, senate, and
8 general assembly;
9 (8) enter into whatever contracts or other arrangements deemed by it to be necessary or appropriate
10 to exercising its rights, privileges, and powers and performing its duties under this chapter and
11 IC 2-6-1.5 and to carrying out the intent, purposes, and provisions of this chapter and IC 2-6-1.5; and
12 (9) do all other things necessary and proper to perform the functions of the legislative department
13 of government and to carry out the intent, purposes, and provisions of this chapter.

14 (b) The council may authorize its executive director to act on its behalf and with its authority on any
15 matter of administration under this chapter and under IC 2-6-1.5, including executing and implementing
16 any contract or other arrangement under which it agrees to be bound.

17 SECTION 37. IC 2-5-1.1-7.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
18 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7.3. (a) This section does not apply to**
19 **the following information:**

- 20 (1) **Information that relates to a criminal, juvenile delinquency, or child in need of services**
21 **investigation, if disclosure of the information would:**
22 (A) **jeopardize an ongoing investigation or prosecution; or**
23 (B) **endanger any person.**
24 (2) **Information sealed by order of a court.**
25 (3) **Social Security numbers.**
26 (4) **Information exempted from disclosure by resolution adopted by the legislative council.**

27 (b) **The following definitions apply throughout this section:**

- 28 (1) **"Agency or other governmental entity" means the following:**
29 (A) **A public agency, including a state educational institution and each of its affiliated**
30 **campuses.**
31 (B) **Any instrumentality of the state or a political subdivision (as defined in IC 36-1-2-13)**
32 **or other entity that is not a public agency but is established by state law or a public agency.**
33 (C) **A contractor of a public agency engaged in carrying out a function of a public agency**
34 **or an entity described in clause (B).**

35 **The term includes a quasi-governmental agency, a quasi-public corporation, a body corporate**
36 **and politic, and any other government sponsored enterprise.**

37 (2) **"Public agency" has the meaning set forth in IC 5-14-3-2.1.**

38 (c) **An employee of the legislative services agency may request information in the possession of**
39 **an agency or other governmental entity to carry out any of the bill drafting, research, code revision,**
40 **fiscal analysis, budgetary analysis, management analysis, agency or program evaluation,**
41 **information services, administrative services, or other services provided by the legislative services**
42 **agency to the general assembly under section 7 of this chapter or another law. Except as provided**
43 **in this section, an agency or other governmental entity shall provide without charge or restrictions**
44 **information requested under this section to the legislative services agency in the form and on the**
45 **schedule requested by the executive director or other employee of the legislative services agency.**
46 **Except as provided in this section, an employee of the legislative services agency is not, as a**
47 **condition of receiving the information, required to disclose:**

- 48 (1) **the legislative purpose of a request for data or other information; or**

1 **(2) the name of the legislator requesting data or other information;**
2 **to an agency or other governmental entity. An agency or other governmental entity shall grant**
3 **employees of the legislative services agency access to the employees and contractors of the agency**
4 **or other governmental entity to the extent necessary or appropriate to obtain data and other**
5 **information under this section.**

6 **(d) If information requested under this section is confidential under any rule, regulation,**
7 **executive order, or law or by court order, the agency or other governmental entity that provides**
8 **the information shall inform the executive director of the legislative services agency that the**
9 **information is confidential and shall provide an explanation of the basis for classifying the**
10 **information as confidential. The legislative services agency, its employees, and its agents shall**
11 **maintain the confidentiality of confidential information that the legislative services agency receives**
12 **from an agency or other governmental entity.**

13 **(e) If requested information contains Social Security numbers, the agency or other governmental**
14 **entity shall redact the Social Security numbers from the information provided under this section.**

15 **(f) If disclosure of requested information is restricted by federal law, regulation, or executive**
16 **order, an agency or other governmental entity shall provide the information to the legislative**
17 **services agency to the extent permitted by the applicable federal law, regulation, or executive order.**
18 **An agency or other governmental entity may not impose restrictions on or conditions to access the**
19 **information that are not mandated by the applicable federal law, regulation, or executive order.**
20 **However, the legislative services agency:**

21 **(1) may use the requested information only for bona fide research or another use permitted**
22 **under the applicable federal law, regulation, or executive order; and**

23 **(2) shall provide the agency or other governmental entity providing the information with**
24 **sufficient documentation for the agency or other governmental entity to ascertain that the**
25 **legislative services agency complied with the requirements of the applicable federal law,**
26 **regulation, or executive order.**

27 SECTION 38. IC 2-5-21-9, AS AMENDED BY P.L.53-2014, SECTION 19, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) Subject to the direction of the
29 council **and subsection (d)**, the subcommittee shall do the following:

30 (1) Annually recommend to the legislative council the agencies and programs to be reviewed by the
31 staff and a committee to receive and evaluate the agencies and programs selected for review after
32 the review is completed.

33 (2) Direct the staff in performing reviews of agencies and programs.

34 (3) Perform other functions assigned by the council.

35 (b) The council shall determine which agencies and programs to review.

36 (c) Unless assigned by the legislative council to a committee established under IC 2-5-1.3, the
37 subcommittee shall do the following:

38 (1) Evaluate the results of the review.

39 (2) Determine whether additional corrective or other legislation is required.

40 If the legislative council assigns the duties under this subsection to a committee established under
41 IC 2-5-1.3, the assigned committee has the duties and powers of the subcommittee established by this
42 chapter.

43 **(d) In 2015, the staff of the legislative services agency shall evaluate the role and governance of**
44 **Indiana University-Purdue University Fort Wayne and potential models for the role and**
45 **governance of Indiana University-Purdue University Fort Wayne after June 30, 2016. The study**
46 **may cover any subject that is relevant to the role of or governance of Indiana University-Purdue**
47 **University Fort Wayne. Section 13 of this chapter does not apply to the study. Section 21 of this**
48 **chapter and IC 2-5-1.1-7.3 apply to the study. The president of Purdue University, the president of**

1 **Indiana University, and the chancellor of Indiana University-Purdue University Fort Wayne shall**
2 **each provide the executive director of the legislative services agency with contact information for**
3 **an individual who will be primarily responsible for coordinating submission of information**
4 **required or requested from the university under section 21 of this chapter. The initial contact**
5 **information must be provided before May 16, 2015. A final report shall be distributed to the**
6 **legislative council before January 16, 2016. The report must include, as an appendix, any role and**
7 **governance proposals or plans recommended by and agreements entered into by Purdue University**
8 **or Indiana University before December 16, 2015.**

9 SECTION 39. IC 4-3-22-4, AS ADDED BY P.L.246-2005, SECTION 38, IS AMENDED TO READ
10 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The director is responsible and accountable for and
11 has authority over the following:

12 (1) All functions performed by the following:

13 (A) The budget agency.

14 (B) The department of state revenue.

15 (C) The department of local government finance.

16 (D) The Indiana finance authority.

17 **(E) The office of state based initiatives.**

18 The directors of these agencies, departments, and offices shall report to the director and administer
19 their offices and agencies in compliance with the policies and procedures related to fiscal
20 management that are established by the OMB and approved by the governor.

21 (2) All budgeting, accounting, and spending functions within the various agencies, departments, and
22 programs of state government.

23 SECTION 40. IC 4-3-24 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
24 AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

25 **Chapter 24. Office of State Based Initiatives**

26 **Sec. 1. As used in this chapter, "office" means the office of state based initiatives established by**
27 **section 3 of this chapter.**

28 **Sec. 2. As used in this chapter, "state agency" has the meaning set forth in IC 4-13-1-1.**

29 **Sec. 3. (a) The Indiana office of state based initiatives is established.**

30 **(b) The governor shall appoint the director of the office.**

31 **Sec. 4. In coordination with state agencies, the office shall:**

32 **(1) review the state's federal grant opportunities; and**

33 **(2) subject each federal grant opportunity to a cost-benefit analysis that will measure the fiscal**
34 **impact and regulatory impact of the grant to determine whether or not the federal grant**
35 **opportunity should be pursued.**

36 **Sec. 5. A state agency may not participate in a federal grant opportunity unless the state agency**
37 **has received approval to do so from the office.**

38 **Sec. 6. (a) A state agency that receives federal funds must develop, in coordination with the**
39 **office, a block grant contingency plan that does at least the following:**

40 **(1) Evaluates whether and how Indiana could use federal funds more effectively without**
41 **federal constraints, including an evaluation of opportunities for interagency collaboration.**

42 **(2) Identifies specific action items that are significant in solving issues caused by federal**
43 **mandates and regulations.**

44 **(b) A state agency subject to subsection (a) must:**

45 **(1) submit a block grant contingency plan to the office before November 1, 2015, and before**
46 **November 1 of each odd-numbered year thereafter; and**

47 **(2) update the block grant contingency plan regularly and provide any updates to the office.**

48 **Sec. 7. (a) The office shall before January 1 of each year publish an annual report that includes**

1 the following:

2 (1) A state block grant contingency plan that incorporates each state agency's block grant
3 contingency plan and related findings by the office. The state block grant contingency plan
4 must include options for coordination among state agencies to address issues caused by federal
5 mandates and regulations.

6 (2) A study of the current impact and projected future impact of federal mandates and
7 regulations on Indiana. The study shall be prepared by studying the data, surveying
8 businesses, and speaking with citizens of Indiana.

9 (b) The office shall submit the annual report and any other published reports of the office and
10 any findings of the office to the governor, to the members of the United States Congress
11 representing Indiana, and (in an electronic format under IC 5-14-6) to the legislative council.

12 Sec. 8. In accordance with federal law, the office shall serve as the state's single point of contact
13 to review and coordinate proposed federal financial assistance and direct federal development.

14 SECTION 41. IC 4-4-37 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
15 AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

16 Chapter 37. Historic Preservation Grant Program

17 Sec. 1. This chapter applies after June 30, 2016.

18 Sec. 2. As used in this chapter, "office" refers to the office of community and rural affairs
19 established by IC 4-4-9.7-4.

20 Sec. 3. As used in this chapter, "person" means any individual, partnership, firm, association,
21 joint venture, limited liability company, or corporation.

22 Sec. 4. (a) As used in this chapter, "preservation" means the application of measures to sustain
23 the form, integrity, and material of:

24 (1) a building or structure; or

25 (2) the form and vegetative cover of property.

26 (b) The term includes stabilization work and the maintenance of historic building materials.

27 Sec. 5. (a) As used in this chapter, "qualified expenditures" means expenditures for preservation
28 or rehabilitation that are chargeable to a capital account.

29 (b) The term does not include costs that are incurred to do the following:

30 (1) Acquire a property or an interest in a property.

31 (2) Pay taxes due on a property.

32 (3) Enlarge an existing structure.

33 (4) Pay realtor's fees associated with a structure or property.

34 (5) Pay paving and landscaping costs.

35 (6) Pay sales and marketing costs.

36 Sec. 6. As used in this chapter, "rehabilitation" means the process of returning a property to a
37 state of utility through repair or alteration that makes possible an efficient contemporary use while
38 preserving the parts or features of the property that are significant to the historical, architectural,
39 or archeological values of the property.

40 Sec. 7. (a) The office may award a grant to a person in the year in which the person completes
41 the preservation or rehabilitation of historic property and obtains the certifications required under
42 section 8 of this chapter.

43 (b) The maximum amount of a grant awarded under this section is equal to twenty percent
44 (20%) of the qualified expenditures that:

45 (1) the person makes for the preservation or rehabilitation of historic property; and

46 (2) are approved by the office.

47 Sec. 8. The office may award a grant to a person if all the following conditions are met:

48 (1) The historic property is:

- 1 (A) located in Indiana;
- 2 (B) at least fifty (50) years old; and
- 3 (C) owned by the person.
- 4 (2) The office certifies that the historic property is listed in the register of Indiana historic sites
- 5 and historic structures.
- 6 (3) The office certifies that the person submitted a proposed preservation or rehabilitation
- 7 plan to the division that complies with the standards of the division.
- 8 (4) The office certifies that the preservation or rehabilitation work that is the subject of the
- 9 grant substantially complies with the proposed plan referred to in subdivision (3).
- 10 (5) The preservation or rehabilitation work is completed in not more than:
- 11 (A) two (2) years; or
- 12 (B) five (5) years if the preservation or rehabilitation plan indicates that the preservation
- 13 or rehabilitation is initially planned for completion in phases.
- 14 The time in which work must be completed begins when the physical work of construction or
- 15 destruction in preparation for construction begins.
- 16 (6) The historic property is:
- 17 (A) actively used in a trade or business;
- 18 (B) held for the production of income; or
- 19 (C) held for the rental or other use in the ordinary course of the person's trade or business.
- 20 (7) The qualified expenditures for preservation or rehabilitation of the historic property
- 21 exceed ten thousand dollars (\$10,000).

22 **Sec. 9.** The office may provide the certifications referred to in section 8(3) and 8(4) of this
 23 chapter if a person's proposed preservation or rehabilitation plan complies with the standards of
 24 the office and the person's preservation or rehabilitation work complies with the plan.

25 **Sec. 10.** The total amount of grants awarded under this chapter in a particular state fiscal year
 26 may not exceed the amount appropriated by the general assembly to the office for making grants
 27 under this chapter in that state fiscal year.

28 SECTION 42. IC 4-10-22-1, AS AMENDED BY P.L.205-2013, SECTION 60, IS AMENDED TO
 29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) After the end of each odd-numbered state
 30 fiscal year, the office of management and budget shall calculate in the customary manner the total amount
 31 of state reserves as of the end of the state fiscal year. The office of management and budget shall make
 32 the calculation not later than July 31 of each odd-numbered year.

33 (b) The office of management and budget may not consider a balance in the state tuition reserve fund
 34 **account** established by IC 4-12-1-15.7 when making the calculation required by subsection (a).

35 SECTION 43. IC 4-12-1-9, AS AMENDED BY P.L.205-2013, SECTION 62, IS AMENDED TO
 36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. (a) The budget agency shall assist the budget
 37 committee in the preparation of the budget report and the budget bill, using the recommendations and
 38 estimates prepared by the budget agency and the information obtained through investigation and
 39 presented at hearings. The budget committee shall consider the data, information, recommendations and
 40 estimates before it and, to the extent that there is agreement on items, matters and amounts between the
 41 budget agency and a majority of the members of the budget committee, the committee shall organize and
 42 assemble a budget report and a budget bill or budget bills. In the event the budget agency and a majority
 43 of the members of the budget committee shall differ upon any item, matter, or amount to be included in
 44 such report and bills, the recommendation of the budget agency shall be included in the budget bill or
 45 bills, and the particular item, matter or amount, and the extent of and reasons for the differences between
 46 the budget agency and the budget committee shall be stated fully in the budget report. The budget
 47 committee shall submit the budget report and the budget bill or bills to the governor before:

- 48 (1) the second Monday of January in the year immediately following the calendar year in which the

1 budget report and budget bill or bills are prepared, if the budget report and budget bill or bills are
2 prepared in a calendar year other than a calendar year in which a gubernatorial election is held; or
3 (2) the third Monday of January, if the budget report and budget bill or bills are prepared in the same
4 calendar year in which a gubernatorial election is held.

5 The governor shall deliver to the house members of the budget committee such bill or bills for
6 introduction into the house of representatives.

7 (b) Whenever during the period beginning thirty (30) days prior to a regular session of the general
8 assembly the budget report and budget bill or bills have been completed and printed and are available for
9 distribution, upon the request of a member of the general assembly an informal distribution of one (1)
10 copy of each such document shall be made by the budget committee to such members. During business
11 hours, and as may be otherwise required during sessions of the general assembly, the budget agency shall
12 make available to the members of the general assembly so much as they shall require of its accumulated
13 staff information, analyses and reports concerning the fiscal affairs of the state and the current budget
14 report and budget bill or bills.

15 (c) The budget report shall include at least the following ~~five (5)~~ parts:

16 (1) A statement of budget policy, including but not limited to recommendations with reference to
17 the fiscal policy of the state for the coming budget period, and describing the important features of
18 the budget.

19 (2) A general budget summary setting forth the aggregate figures of the budget to show the total
20 proposed expenditures and the total anticipated income, and the surplus or deficit.

21 (3) The detailed data on actual receipts and expenditures for the previous fiscal year or two (2) fiscal
22 years depending upon the length of the budget period for which the budget bill or bills is proposed,
23 the estimated receipts and expenditures for the current year, and for the ensuing budget period, and
24 the anticipated balances at the end of the current fiscal year and the ensuing budget period. Such
25 data shall be supplemented with necessary explanatory schedules and statements, including a
26 statement of any differences between the recommendations of the budget agency and of the budget
27 committee.

28 (4) A description of the capital improvement program for the state and an explanation of its relation
29 to the budget.

30 (5) The budget bills.

31 **(6) A list of tax expenditures for individual income tax and corporate income tax under**
32 **IC 6-3.1 for the previous fiscal year, the current fiscal year, and the ensuing budget period.**

33 (d) The budget report shall cover and include all special and dedicated revenue funds as well as the
34 general revenue fund and shall include the estimated amounts of federal aids, for whatever purpose
35 provided, together with estimated expenditures therefrom.

36 (e) The budget agency shall furnish the governor with any further information required concerning the
37 budget, and upon request shall attend hearings of committees of the general assembly on the budget bills.

38 SECTION 44. IC 4-12-1-13, AS AMENDED BY P.L.205-2013, SECTION 64, IS AMENDED TO
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) During the interval between sessions
40 of the general assembly, the budget agency shall make regular or, at the request of the governor, special
41 inspections of the respective institutions of the state supported by public funds. The budget agency shall
42 report regularly to the governor relative to the physical condition of such institutions, and any
43 contemplated action of the institution on a new or important matter, and on any other subject which such
44 agency may deem pertinent or on which the governor may require information. The budget agency shall
45 likewise familiarize itself with the best and approved practices in each of such institutions and supply
46 such information to other institutions to make their operation more efficient and economical.

47 (b) Except as to officers and employees of state educational institutions, the executive secretary of the
48 governor, the administrative assistants to the governor, the elected officials, and persons whose salaries

1 or compensation are fixed by the governor pursuant to law, the annual compensation of all persons
2 employed by agencies of the state shall be subject to the approval of the budget agency. Except as
3 otherwise provided by IC 4-15-2.2, the budget agency shall establish classifications and schedules for
4 fixing compensation, salaries and wages of all classes and types of employees of any state agency or state
5 agencies, and any and all other such classifications affecting compensation as the budget agency shall
6 deem necessary or desirable. The classifications and schedules thus established shall be filed in the office
7 of the budget agency. Requests by an appointing authority for salary and wage adjustments or personal
8 service payments coming within such classifications and schedules shall become effective when approved
9 by, and upon the terms of approval fixed by, the budget agency. All personnel requests pertaining to the
10 staffing of programs or agencies supported in whole or in part by federal funds are subject to review and
11 approval by the state personnel department under IC 4-15-2.2.

12 (c) The budget agency shall review and approve, for the sufficiency of funds, all payments for personal
13 services which are submitted to the auditor of state for payment.

14 (d) The budget agency shall review all contracts for personal services or other services and no contract
15 for personal services or other services may be entered into by any agency of the state before the written
16 approval of the budget agency is given. Each demand for payment submitted by an agency to the auditor
17 of state under these contracts must be accompanied by a copy of the budget agency approval. No payment
18 may be made by the auditor of state without such approval. However, this subsection does not apply to
19 a contract entered into by:

20 (1) a state educational institution; or

21 (2) an agency of the state if the contract is not required to be approved by the budget agency under
22 IC 4-13-2-14.1.

23 (e) The budget agency shall review and approve the policy and procedures governing travel prepared
24 by the department of administration under IC 4-13-1, before the travel policies and procedures are
25 distributed.

26 (f) Except as provided in ~~subsection~~ **subsections (g), (h), and (i)**, the budget agency may adopt such
27 policies and procedures not inconsistent with law as it may deem advisable to facilitate and carry out the
28 powers and duties of the agency, including the execution and administration of all appropriations made
29 by law. IC 4-22-2 does not apply to these policies and procedures.

30 (g) The budget agency may not enforce or apply any policy or procedure, unless specifically authorized
31 by this chapter or an applicable statute, against or in relation to the following officials or agencies, unless
32 the official or agency consents to comply with the policy or procedure, or emergency circumstances justify
33 extraordinary measures to protect the state's budget or fiscal reserves:

34 (1) The judicial department of the state.

35 (2) The general assembly, the legislative services agency, or any other entity of the legislative
36 department of the state.

37 (3) The attorney general.

38 (4) The auditor of state.

39 (5) The secretary of state.

40 (6) The superintendent of public instruction.

41 (7) The treasurer of state.

42 **(h) The budget agency may not enforce a policy or procedure against an official or an agency**
43 **specified in subsection (g)(1) through (g)(7) by refusing to allot money from the personal**
44 **services/fringe benefits contingency fund to the official or agency.**

45 **(i) The budget agency may not withhold or refuse to allot appropriations for a state educational**
46 **institution without review by the budget committee.**

47 SECTION 45. IC 4-12-1-14 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 14. (a) It is the~~
48 ~~legislative intent of this section that the state of Indiana participate in federal aid programs to the extent~~

1 that it is in the state's interest to so participate. In order that the governor and the general assembly be
2 enabled to make informed decisions about federal aid programs and that efficient and effective
3 administration of these programs may take place, a federal aid management division is established within
4 the state budget agency.

5 (b) There is created within the budget agency the federal aid management division. The division shall
6 have the following powers and duties:

7 (1) To periodically inform the governor and the general assembly of pending and enacted federal
8 aid legislation affecting the state:

9 (2) To evaluate new federal aid programs as they become operative; to periodically inform the
10 governor and the general assembly of the existence of such programs; and of conditions which must
11 be met by the state of Indiana for acceptance of such programs; to include any necessary enabling
12 legislation:

13 (3) To review and approve all information as requested by the budget director, including but not
14 limited to applications for federal funds and state plans, which shall be submitted to it by all state
15 agencies, except in the case of universities or colleges supported in whole or in part by state funds
16 which are otherwise provided for in this clause, before submission of the information to the proper
17 federal authority. Each regular session of the general assembly shall be furnished the names of any
18 state agencies that fail to comply with the instructions of the budget agency and budget committee.
19 For universities and colleges supported in whole or in part by state funds, the state budget agency
20 shall review and either approve or disapprove any program application which exceeds one hundred
21 thousand dollars (\$100,000) and all construction grant requests. Program applications which do not
22 exceed one hundred thousand dollars (\$100,000) do not require review or approval by the state
23 budget agency, but a copy of those applications shall be forwarded to the state budget agency for
24 informational purposes only.

25 A program application which exceeds one hundred thousand dollars (\$100,000) may be submitted to
26 the proper federal funding authority, before the application has been approved by the state budget agency,
27 but the funds may not be spent until after the state budget agency has given its approval.

28 All construction grant requests must be reviewed and approved by the state budget agency before
29 submission to the federal funding authority:

30 (4) To compile and analyze data received from state and local governments and agencies accepting
31 federal aid; and periodically report on the same to the governor and the general assembly:

32 (5) To periodically report to the governor and the general assembly as to administrative or other
33 problems caused by acceptance and operation of federal aid programs on both state and local levels;
34 and to make recommendations for the alleviation of the same. A report under this subdivision to the
35 general assembly must be in an electronic format under IC 5-14-6.

36 (6) To maintain an information system on federal aid programs:

37 (7) To assist, at the discretion of the governor, in the coordination of broad federal programs
38 administered by more than one (1) state agency:

39 (8) To serve at the governor's designation as the state clearing house under the United States office
40 of management and budget circular A-95, revised:

41 (9) To prepare and administer an indirect cost allocation plan for the state of Indiana:

42 (10) To perform such tasks related to the above powers and duties as may be required by the
43 governor:

44 (c) Staff members and other employees of the federal aid management division shall be appointed in
45 the same manner prescribed by law for selection of other personnel of the budget agency. The governor
46 may, at the governor's discretion, appoint a chief of the federal aid management division.

47 SECTION 46. IC 4-12-1-14.1 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 14.1. For federal aid
48 programs that involve more than one (1) state agency, the budget agency may transfer, assign, and

1 reassign any part of any appropriation made for the federal aid program from a state agency involved in
2 the federal aid program to another state agency involved. However, this transfer may only be made if the
3 uses and purposes to which any part of the appropriation may be transferred, assigned, or reassigned are
4 uses and purposes of the federal aid program involved.

5 SECTION 47. IC 4-12-1-14.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
6 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015 (RETROACTIVE)]: **Sec. 14.7. (a) The**
7 **securities rating settlement fund is established for the purpose of depositing and distributing money**
8 **received under a multistate agreement related to litigation concerning the rating processes used by**
9 **Standard & Poor's Financial Services and McGraw Hill Financial, Inc.**

10 **(b) All money that is received by the state under the multistate agreement described in**
11 **subsection (a) shall be deposited in the fund.**

12 **(c) The fund shall be administered by the budget agency. Money in the fund at the end of the**
13 **state fiscal year does not revert to the state general fund.**

14 **(d) Money deposited into the fund shall be distributed by the auditor of state as follows:**

15 **(1) Sixty-seven and sixty-seven hundredths percent (67.67%) shall be transferred to the state**
16 **general fund.**

17 **(2) Sixteen and one hundred sixty-five thousandths percent (16.165%) shall be transferred to**
18 **the securities division enforcement account established by IC 23-19-6-1.**

19 **(3) Sixteen and one hundred sixty-five thousandths percent (16.165%) shall be transferred to**
20 **the homeowner protection unit account established by IC 4-6-12-9.**

21 SECTION 48. IC 14-12-1-14.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 14.9. (a) As used in this section, "account"**
23 **refers to the state bicentennial capital account established by subsection (c).**

24 **(b) As used in this section, "bicentennial commission" refers to the Indiana 2016 bicentennial**
25 **commission established by IC 4-23-33-3.**

26 **(c) The state bicentennial capital account is established within the state general fund for the**
27 **purposes set forth in subsection (f). The account shall be administered by the budget agency. The**
28 **account consists of the following:**

29 **(1) Money transferred to the account under IC 4-13-1-4(10) or IC 8-15.5-1-2(g).**

30 **(2) Appropriations, if any, made by the general assembly.**

31 **(3) Grants and gifts intended for deposit in the account.**

32 **(4) Any earnings on money in the account.**

33 **(d) The expenses of administering the account shall be paid from money in the account.**

34 **(e) Money in the account at the end of the state fiscal year does not revert to the state general**
35 **fund.**

36 **(f) Money in the account may be used only for capital projects that commemorate the**
37 **bicentennial of Indiana's statehood.**

38 **(g) The budget agency shall consult with the bicentennial commission in making a determination**
39 **to expend money from the account for the purposes under subsection (f).**

40 SECTION 49. IC 4-12-1-15.7, AS ADDED BY P.L.146-2008, SECTION 14, IS AMENDED TO
41 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 15.7. (a) As used in this section, "~~fund~~"**
42 **"account" refers to the state tuition reserve ~~fund~~: account.**

43 **(b) The state tuition reserve ~~fund~~ account is established for the following purposes:**

44 **(1) To fund a tuition support distribution under IC 20-43 whenever the budget director determines**
45 **that state general fund cash balances are insufficient to cover the distribution.**

46 **(2) To meet revenue shortfalls whenever the budget director, after review by the budget committee,**
47 **determines that state tax revenues available for deposit in the state general fund will be insufficient**
48 **to fully fund tuition support distributions under IC 20-43 in any particular state fiscal year.**

- 1 (c) The ~~fund~~ **account** consists of the following:
- 2 (1) Money appropriated to the ~~fund~~ **account** by the general assembly.
- 3 (2) Money transferred to the ~~fund~~ **account** under any law.
- 4 (3) Interest earned on the balance of the ~~fund~~ **account**.
- 5 (d) The treasurer of state shall invest the money in the ~~fund~~ **account** not currently needed to meet the
- 6 obligations of the ~~fund~~ **account** in the same manner as other public money may be invested. Interest that
- 7 accrues from these investments shall be deposited in the ~~fund~~ **account**.
- 8 (e) Money in the ~~fund~~ **account** at the end of a state fiscal year does not revert for any other purpose
- 9 of the state general fund.
- 10 (f) The budget agency shall administer the ~~fund~~ **account**. Whenever the budget director makes a
- 11 determination under subsection (b)(1) or (b)(2), the budget agency shall notify the auditor of state of the
- 12 amount from the ~~fund~~ **account** to be used for state tuition support distributions. The auditor of state shall
- 13 transfer the amount from the ~~fund~~ **account** to the state general fund. The amount transferred may be used
- 14 only for the purposes of making state tuition support distributions under IC 20-43. If the amount is
- 15 transferred under subsection (b)(1), the amount shall be repaid to the ~~fund~~ **account** from the state general
- 16 fund before the end of the state fiscal year in which the transfer is made.

17 SECTION 50. IC 4-12-1-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ

18 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 19. For reporting purposes, the state's combined**

19 **general fund reserves includes the balances of the following:**

- 20 (1) **The reverting accounts within the general fund (IC 4-8.1-1-3).**
- 21 (2) **The Medicaid contingency and reserve account (section 15.5 of this chapter).**
- 22 (3) **The state tuition reserve account (section 15.7 of this chapter).**
- 23 (4) **The counter-cyclical revenue and economic stabilization fund (IC 4-10-18), less any**
- 24 **outstanding loans.**

25 SECTION 51. IC 4-13-1-4, AS AMENDED BY P.L.182-2009(ss), SECTION 54, IS AMENDED TO

26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 4.** The department shall, subject to this chapter,

27 do the following:

- 28 (1) Execute and administer all appropriations as provided by law, and execute and administer all
- 29 provisions of law that impose duties and functions upon the executive department of government,
- 30 including executive investigation of state agencies supported by appropriations and the assembly
- 31 of all required data and information for the use of the executive department and the legislative
- 32 department.
- 33 (2) Supervise and regulate the making of contracts by state agencies.
- 34 (3) Perform the property management functions required by IC 4-20.5-6.
- 35 (4) Assign office space and storage space for state agencies in the manner provided by IC 4-20.5-5.
- 36 (5) Maintain and operate the following for state agencies:
- 37 (A) Central duplicating.
- 38 (B) Printing.
- 39 (C) Machine tabulating.
- 40 (D) Mailing services.
- 41 (E) Centrally available supplemental personnel and other essential supporting services.

42 The department may require state agencies to use these general services in the interests of economy

43 and efficiency. The general services rotary fund is established through which these services may be

44 rendered to state agencies. The budget agency shall determine the amount for the general services

45 rotary fund.

- 46 (6) Control and supervise the acquisition, operation, maintenance, and replacement of state owned
- 47 vehicles by all state agencies. The department may establish and operate, in the interest of economy
- 48 and efficiency, a motor vehicle pool, and may finance the pool by a rotary fund. The budget agency

1 shall determine the amount to be deposited in the rotary fund.

2 (7) Promulgate and enforce rules relative to the travel of officers and employees of all state agencies
3 when engaged in the performance of state business. These rules may allow reimbursement for travel
4 expenses by any of the following methods:

5 (A) Per diem.

6 (B) For expenses necessarily and actually incurred.

7 (C) Any combination of the methods in clauses (A) and (B).

8 The rules must require the approval of the travel by the commissioner and the head of the officer's
9 or employee's department prior to payment.

10 (8) Administer IC 4-13.6.

11 (9) Prescribe the amount and form of certified checks, deposits, or bonds to be submitted in
12 connection with bids and contracts when not otherwise provided for by law.

13 (10) Rent out, with the approval of the governor, any state property, real or personal:

14 (A) not needed for public use; or

15 (B) for the purpose of providing services to the state or employees of the state;
16 the rental of which is not otherwise provided for or prohibited by law. Property may not be rented
17 out under this subdivision for a term exceeding ten (10) years at a time. However, **communications**
18 **system infrastructure, including towers and associated land, improvements, foundations,**
19 **access roads and rights-of-way, structures, fencing, and equipment that are necessary, proper,**
20 **or convenient to transmit or receive voice or data communications, may be rented out under**
21 **this subdivision for a term not to exceed twenty-five (25) years at a time. Revenue received**
22 **from the rental of such communications system infrastructure shall be deposited in the state**
23 **bicentennial capital account established by IC 4-12-1-14.9. In addition,** if property is rented out
24 for a term of more than four (4) years, the commissioner must make a written determination stating
25 the reasons that it is in the best interests of the state to rent property for the longer term. This
26 subdivision does not include the power to grant or issue permits or leases to explore for or take coal,
27 sand, gravel, stone, gas, oil, or other minerals or substances from or under the bed of any of the
28 navigable waters of the state or other lands owned by the state.

29 (11) Have charge of all central storerooms, supply rooms, and warehouses established and operated
30 by the state and serving more than one (1) agency.

31 (12) Enter into contracts and issue orders for printing as provided by IC 4-13-4.1.

32 (13) Sell or dispose of surplus property under IC 5-22-22, or if advantageous, to exchange or trade
33 in the surplus property toward the purchase of other supplies, materials, or equipment, and to make
34 proper adjustments in the accounts and inventory pertaining to the state agencies concerned.

35 (14) With respect to power, heating, and lighting plants owned, operated, or maintained by any state
36 agency:

37 (A) inspect;

38 (B) regulate their operation; and

39 (C) recommend improvements to those plants to promote economical and efficient operation.

40 (15) Administer, determine salaries, and determine other personnel matters of the department of
41 correction ombudsman bureau established by IC 4-13-1.2-3.

42 (16) Adopt rules to establish and implement a "Code Adam" safety protocol as described in
43 IC 4-20.5-6-9.2.

44 (17) Adopt policies and standards for making state owned property reasonably available to be used
45 free of charge as locations for making motion pictures.

46 (18) Administer, determine salaries, and determine other personnel matters of the department of
47 child services ombudsman established by IC 4-13-19-3.

48 SECTION 52. IC 4-13.5-1-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO

1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 18. (a) The general assembly authorizes the**
2 **Indiana finance authority to undertake a project for the construction, equipping, purchasing,**
3 **leasing, renovation, refurbishing, or alteration for the Larue D. Carter Memorial Hospital under**
4 **this chapter and IC 4-13.5-4, including the borrowing of money or the issuance and sale of bonds,**
5 **or both, under IC 4-13.5-4.**

6 **(b) The Indiana finance authority shall present a feasibility plan and cost estimate for the project**
7 **to the budget committee before borrowing money or issuing bonds.**

8 SECTION 53. IC 4-23-33-5, AS ADDED BY P.L.198-2013, SECTION 1, IS AMENDED TO READ
9 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. The commission has the following purposes and
10 duties:

- 11 (1) Plan and develop activities appropriate to commemorate Indiana's statehood.
- 12 (2) Encourage private organizations and local governments to organize and participate in activities
13 that highlight the bicentennial.
- 14 (3) Help coordinate and promote bicentennial activities throughout Indiana.
- 15 **(4) Consult with the budget agency on the expenditure of money from the state bicentennial**
16 **capital account established by IC 4-12-1-14.9.**

17 SECTION 54. IC 4-35-7-12, AS AMENDED BY P.L.210-2013, SECTION 13, IS AMENDED TO
18 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. (a) The Indiana horse racing commission
19 shall enforce the requirements of this section.

20 (b) A licensee shall before the fifteenth day of each month distribute the following amounts for the
21 support of the Indiana horse racing industry:

- 22 (1) An amount equal to fifteen percent (15%) of the adjusted gross receipts of the slot machine
23 wagering from the previous month at each casino operated by the licensee with respect to adjusted
24 gross receipts received after June 30, 2013, and before January 1, 2014.
- 25 (2) The percentage of the adjusted gross receipts of the slot machine wagering from the previous
26 month at each casino operated by the licensee that is determined under section 16 or 17 of this
27 chapter with respect to adjusted gross receipts received after December 31, 2013.

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

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

- 32 (1) Five-tenths percent (0.5%) shall be transferred to horsemen's associations for equine promotion
33 or welfare according to the ratios specified in subsection (g).
- 34 (2) Two and five-tenths percent (2.5%) shall be transferred to horsemen's associations for backside
35 benevolence according to the ratios specified in subsection (g).
- 36 (3) Ninety-seven percent (97%) shall be distributed to promote horses and horse racing as provided
37 in subsection (f).

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

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

- 44 (1) Forty-six percent (46%) for thoroughbred purposes as follows:
 - 45 (A) Sixty percent (60%) for the following purposes:
 - 46 (i) Ninety-seven percent (97%) for thoroughbred purses.
 - 47 (ii) Two and four-tenths percent (2.4%) to the horsemen's association representing
48 thoroughbred owners and trainers.

- 1 (iii) Six-tenths percent (0.6%) to the horsemen's association representing thoroughbred owners
2 and breeders.
- 3 (B) Forty percent (40%) to the breed development fund established for thoroughbreds under
4 IC 4-31-11-10.
- 5 (2) Forty-six percent (46%) for standardbred purposes as follows:
- 6 (A) Three hundred seventy-five thousand dollars (\$375,000) to the state fair commission to be
7 used by the state fair commission to support standardbred racing and facilities at the state
8 fairgrounds.
- 9 (B) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used
10 by the state fair commission to make grants to county fairs **and departments of parks and**
11 **recreation created under IC 36-10-3** to support standardbred racing and facilities at county fair
12 **and county park** tracks. The state fair commission shall establish a review committee to include
13 the standardbred association board, the Indiana horse racing commission, ~~and~~ the Indiana county
14 fair association, **and a member of the board of directors of a county park established under**
15 **IC 36-10 that provides or intends to provide facilities to support standardbred racing**, to
16 make recommendations to the state fair commission on grants under this clause. **A grant may**
17 **be provided to a county fair or department of parks and recreation under this clause only**
18 **if the county fair or department provides matching funds equal to one dollar (\$1) for every**
19 **three dollars (\$3) of grant funds provided.**
- 20 (C) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)
21 for the following purposes:
- 22 (i) Ninety-six and five-tenths percent (96.5%) for standardbred purses.
- 23 (ii) Three and five-tenths percent (3.5%) to the horsemen's association representing
24 standardbred owners and trainers.
- 25 (D) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)
26 to the breed development fund established for standardbreds under IC 4-31-11-10.
- 27 (3) Eight percent (8%) for quarter horse purposes as follows:
- 28 (A) Seventy percent (70%) for the following purposes:
- 29 (i) Ninety-five percent (95%) for quarter horse purses.
- 30 (ii) Five percent (5%) to the horsemen's association representing quarter horse owners and
31 trainers.
- 32 (B) Thirty percent (30%) to the breed development fund established for quarter horses under
33 IC 4-31-11-10.
- 34 Expenditures under this subsection are subject to the regulatory requirements of subsection (h).
- 35 (g) Money distributed under subsection (d)(1) and (d)(2) shall be allocated as follows:
- 36 (1) Forty-six percent (46%) to the horsemen's association representing thoroughbred owners and
37 trainers.
- 38 (2) Forty-six percent (46%) to the horsemen's association representing standardbred owners and
39 trainers.
- 40 (3) Eight percent (8%) to the horsemen's association representing quarter horse owners and trainers.
- 41 (h) Money distributed under this section may not be expended unless the expenditure is for a purpose
42 authorized in this section and is either for a purpose promoting the equine industry or equine welfare or
43 is for a benevolent purpose that is in the best interests of horse racing in Indiana or the necessary
44 expenditures for the operations of the horsemen's association required to implement and fulfill the
45 purposes of this section. The Indiana horse racing commission may review any expenditure of money
46 distributed under this section to ensure that the requirements of this section are satisfied. The Indiana
47 horse racing commission shall adopt rules concerning the review and oversight of money distributed
48 under this section and shall adopt rules concerning the enforcement of this section. The following apply

1 to a horsemen's association receiving a distribution of money under this section:

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

5 (2) The horsemen's association must register with the Indiana horse racing commission.
6 The state board of accounts shall annually audit the accounts, books, and records of the Indiana horse
7 racing commission, each horsemen's association, a licensee, and any association for backside benevolence
8 containing any information relating to the distribution of money under this section.

9 (i) The commission shall provide the Indiana horse racing commission with the information necessary
10 to enforce this section.

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

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

19 (k) A civil penalty collected under this section must be deposited in the state general fund.

20 SECTION 55. IC 5-10-8.5-15, AS AMENDED BY P.L.229-2011, SECTION 74, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 15. (a) Except as provided in subsections (c),
22 and (d), and (e), a participant's employer shall make contributions annually to the account on behalf of
23 the participant. The amount of the contribution each fiscal year must equal the following, based on the
24 participant's age on the last day of the calendar year that is in the fiscal year in which the contribution is
25 made:

26 Participant's Age in Years	27 Annual Contribution
	28 Amount
29 Less than 30	\$ 500
30 At least 30, but less than 40	\$ 800
31 At least 40, but less than 50	\$1,100
32 At least 50	\$1,400

33 (b) The budget agency shall determine by rule the date on which the contributions are credited to
34 participants' subaccounts.

35 (c) A contribution under this section shall not be made after June 30, 2011, to any of the following
36 participants:

- 37 (1) A conservation officer of the department of natural resources.
38 (2) An employee of the state excise police.
39 (3) An employee of the state police department, other than the following:
40 (A) An employee of the state police department who waived coverage under a common and unified
41 plan of self-insurance under IC 5-10-8-6 before July 1, 2011.
42 (B) An employee of the state police department who makes an election under IC 5-10-8.5-9.5.
43 (C) An employee of the state police department who makes an election under IC 5-10-8.5-9.6.

44 (d) For individuals who are employed on June 30, 2011, the accrued annual contributions made in
45 accordance with subsection (a) to an account described in section 14 of this chapter on behalf of the
46 individuals for any years the individuals were employed as described in section 1(b)(1) through 1(b)(3)
47 of this chapter shall be transferred to the respective plans described in IC 5-10-8-6(a) for those individuals
48 and shall be used only to reduce the unfunded other post-employment benefit (OPEB) liability of those
plans and not to increase benefits or reduce premiums.

1 (e) A contribution under this section shall not be made after June 30, 2017, to a participant who
2 on June 30, 2017:

3 (1) is eligible for a normal, unreduced retirement benefit from the public employee retirement
4 fund of which the participant is a member; and

5 (2) has completed:

6 (A) fifteen (15) years of service with the participant's employer; or

7 (B) ten (10) years of service as an elected or appointed officer.

8 SECTION 56. IC 5-10-8.5-16, AS AMENDED BY P.L.229-2011, SECTION 75, IS AMENDED TO
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) Except as provided in subsection (f),
10 if a participant meets all of the following conditions the participant is entitled to receive an additional
11 contribution credited to the participant's subaccount and computed as described in subsection (b):

12 (1) The participant is

13 ~~(A) on the earlier of the participant's last day of service with the participant's employer, or July~~
14 ~~1, 2017:~~

15 (A) eligible for ~~and has applied to receive~~ a normal, unreduced retirement benefit from the public
16 employee retirement fund of which the participant is a member; or

17 (B) ~~on the participant's last day of service;~~ an elected or appointed officer.

18 (2) ~~After June 30, 2007; and before July 1, 2017;~~ The participant ~~terminates~~ **has terminated** service:

19 (A) from the employer; or

20 (B) as an elected or appointed officer.

21 (3) By the **earlier of the** participant's last day of service **or July 1, 2017**, the participant has
22 completed:

23 (A) fifteen (15) years of service with the employer; or

24 (B) ten (10) years of service as an elected or appointed officer.

25 **(4) This subdivision does not apply to an elected or appointed officer. By the participant's last**
26 **day of service with the participant's employer, the participant has applied to receive a normal,**
27 **unreduced retirement benefit from the public employee retirement fund of which the**
28 **participant is a member.**

29 (b) The amount of the contribution to a participant's subaccount under this section is the product of:

30 (1) the participant's years of service (rounded down to the nearest whole year):

31 (A) with the participant's employer, determined on **the earlier of:**

32 (i) the participant's last day of service with the participant's employer; **or**

33 (ii) **July 1, 2017;** or

34 (B) as an elected or appointed officer, determined on **the earlier of:**

35 (i) the participant's last day of service as an elected or appointed officer; **or**

36 (ii) **July 1, 2017;** multiplied by

37 (2) one thousand dollars (\$1,000).

38 (c) For a participant who has service with more than one (1) employer, the participant's years of service
39 used in the computation under subsection (b)(1) is the sum of all of the participant's years of service
40 **determined on the earlier of:**

41 **(1) the participant's last day of service; or**

42 **(2) July 1, 2017.**

43 (d) The participant's employer must credit the additional contribution made under this section to the
44 participant's subaccount not later than sixty (60) days after the participant's last day of service.

45 (e) A participant who meets the requirements to receive an additional contribution under this section
46 may receive the additional contribution only once, regardless of the participant's employment after the
47 payment of the additional contribution.

48 (f) An additional contribution under this section shall not be made after June 30, 2011, to any of the

1 following participants:

2 (1) A conservation officer of the department of natural resources.

3 (2) An employee of the state excise police.

4 (3) An employee of the state police department, other than the following:

5 (A) An employee of the state police department who waived coverage under a common and unified
6 plan of self-insurance under IC 5-10-8-6 before July 1, 2011.

7 (B) An employee of the state police department who makes an election under IC 5-10-8.5-9.5.

8 (C) An employee of the state police department who makes an election under IC 5-10-8.5-9.6.

9 ~~(g) This section expires July 1, 2017.~~

10 SECTION 57. IC 5-11-1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

11 Sec. 7. (a) The state examiner shall appoint assistants not exceeding the number required to administer
12 this article. The assistants are to be known as "field examiners" and are at all times subject to the order
13 and direction of the state examiner. Field examiners shall inspect and examine accounts of all state
14 agencies, municipalities, and other governmental units, entities, or instrumentalities.

15 (b) The state examiner may engage or allow the engagement of private examiners to the extent the state
16 examiner determines necessary to satisfy the requirements of this article. These examiners are subject to
17 the direction of the state examiner while performing examinations under this article. **The state examiner
18 shall allow the engagement of private examiners for any state college or university subject to
19 examination under this article if the state examiner finds that the private examiner is an
20 independent certified public accountant firm with specific expertise in the financial affairs of
21 educational organizations. These private examiners are subject to the direction of the state
22 examiner while performing examinations under this article.**

23 (c) The state examiner may engage experts to assist the state board of accounts in carrying out its
24 responsibilities under this article.

25 SECTION 58. IC 5-11-4-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

26 Sec. 3. (a) The expense of examination and investigation of accounts shall be paid by each municipality
27 or entity as provided in this chapter.

28 (b) The state examiner shall not certify more often than monthly to the auditor of each county the
29 amount chargeable to each taxing unit within the county for the expense of its examinations as provided
30 in this chapter. Immediately upon receipt of the certified statement, the county auditor shall issue a
31 warrant on the county treasurer payable to the treasurer of state out of the general fund of the county for
32 the amount stated in the certificate. The county auditor shall reimburse the county general fund, except
33 for the expense of examination and investigation of county offices, out of the money due the taxing units
34 at the next semiannual settlement of the collection of taxes.

35 (c) If the county to which a claim is made is not in possession or has not collected the funds due or to
36 be due to any examined municipality, then the certificate must be filed with and the warrant shall be
37 drawn by the officer of the municipality having authority to draw warrants upon its funds. The
38 municipality shall pay the warrant immediately **to the treasurer of state**. The money, when received by
39 the treasurer of state, shall be deposited in the ~~state general trust and agency fund created by subsection~~
40 **(g)**.

41 (d) Except as otherwise provided in this chapter, each:

42 (1) taxing unit; and

43 (2) soil and water conservation district;

44 shall be charged at the rate of ~~forty-five dollars (\$45)~~ **one hundred seventy-five dollars (\$175)** per day
45 for each field examiner, private examiner, expert, or employee of the state board of accounts who is
46 engaged in making examinations or investigations. Except as provided in subsection (h), all other entities
47 shall be charged the actual **direct and indirect** cost of performing the examination or investigation.

48 (e) The state examiner shall certify, not more often than monthly, to the proper disbursing officer the

1 total amount of expense incurred for the examination of:

2 (1) any unit of state government or entity that is required by law to bear the costs of its own
3 examination and operating expense; or

4 (2) any utility owned or operated by any municipality or any department of the municipality, if the
5 utility is operated from revenues or receipts other than taxation.

6 Upon receipt of the state examiner's certificate the unit of state government, entity, or utility shall
7 immediately pay to the treasurer of state the amount charged. The money, when received by the treasurer
8 of state, shall be deposited in the ~~state general trust and agency~~ fund **created by subsection (g)**.

9 (f) In addition to other charges provided in this chapter, the state examiner may charge a reasonable fee
10 for typing and processing reports of examination in the same manner as other charges are made under this
11 chapter.

12 (g) There is created a **dedicated fund known as the** trust and agency fund in the hands of the state
13 examiner to be used by ~~him the state examiner~~ for the payment of the expense of ~~typing reports of~~
14 ~~examination.~~ **examinations under this article. All** fees charged for ~~typing reports of examination~~
15 **examinations under this article** shall be deposited into the trust and agency fund.

16 (h) A municipality that contracts for services with a volunteer fire department may pay the cost of an
17 examination or investigation of the volunteer fire department under this chapter.

18 (i) An audit of a county shall include, but not be limited to, an audit of that county's soil and water
19 conservation district established under IC 14-32.

20 SECTION 59. IC 5-11-4-3.6, AS AMENDED BY P.L.36-2012, SECTION 1, IS AMENDED TO READ
21 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3.6. As provided in section 3 of this chapter, each of
22 the following units of state government and eligible federal projects shall bear the direct and indirect costs
23 of its own examination from the following designated funds:

24 (1) Indiana department of transportation (except toll project costs and expenses), bureau of motor
25 vehicles (including branch offices), motor fuel tax division, state police department, and traffic safety
26 functions under IC 9-27-2 from the motor vehicle account fund.

27 (2) Indiana public retirement system from the public pension and retirement funds administered by
28 the system in accordance with IC 5-10.5-6-5.

29 (3) Alcohol and tobacco commission from the funds accruing to the alcoholic beverage enforcement
30 and administration fund.

31 (4) Indiana department of transportation, for the costs and expenses related to a particular toll project,
32 from any special fund established for revenues from that project.

33 (5) State fair commission from the state fair fund.

34 (6) State colleges and universities from state appropriations. ~~However, colleges and universities shall~~
35 ~~not be charged at a rate higher than that charged to local taxing units under section 3 of this chapter.~~

36 (7) Eligible federal grants and projects from funds provided by the federal government or as are
37 properly chargeable to the grant or project or recoverable through an indirect cost allocation recovery
38 approved by the federal government.

39 SECTION 60. IC 5-23-2-16 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ
40 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 16. "State" means the state of Indiana or a state**
41 **agency (as defined in IC 6-1.1-1-18).**

42 SECTION 61. IC 5-28-16-2, AS AMENDED BY P.L.127-2007, SECTION 1, IS AMENDED TO
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The Indiana twenty-first century research
44 and technology fund is established within the state treasury to provide grants or loans to support proposals
45 for economic development in one (1) or more of the following areas:

46 (1) To increase the capacity of Indiana postsecondary educational institutions, Indiana businesses,
47 and Indiana nonprofit corporations and organizations to compete successfully for federal or private
48 research and development funding.

- 1 (2) To stimulate the transfer of research and technology into marketable products.
2 (3) To assist with diversifying Indiana's economy by focusing investment in biomedical research and
3 biotechnology, information technology, development of alternative fuel technologies, development
4 and production of fuel efficient vehicles, and other high technology industry clusters requiring high
5 skill, high wage employees.
6 (4) To encourage an environment of innovation and cooperation among universities and businesses
7 to promote research activity.
8 (b) The fund consists of:
9 (1) appropriations from the general assembly;
10 (2) proceeds of bonds issued by the Indiana finance authority under IC 4-4-11.4 for deposit in the
11 fund; and
12 (3) loan repayments.
13 (c) The corporation shall administer the fund. The following may be paid from money in the fund:
14 (1) Expenses of administering the fund.
15 (2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.
16 (d) Earnings from loans made under this chapter shall be deposited in the fund.
17 (e) **The budget committee shall review programs and initiatives and corresponding investment**
18 **policies established by the board. The corporation shall report semiannually to the budget**
19 **committee on activity within the fund.** The budget agency shall review each recommendation **to verify**
20 **and approve available funding and compliance with the established investment policy.** ~~The budget~~
21 ~~agency, after review by the budget committee, may approve, deny, or modify grants and loans~~
22 ~~recommended by the board.~~ Money in the fund may not be used to provide a recurring source of revenue
23 for the normal operating expenditures of any project.
24 (f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations
25 of the fund in the same manner as other public funds may be invested. Interest that accrues from these
26 investments shall be deposited in the state general fund.
27 (g) The money in the fund at the end of a state fiscal year does not revert to the state general fund but
28 remains in the fund. ~~to be used exclusively for the purposes of this chapter.~~
29 SECTION 62. IC 5-28-16-4, AS AMENDED BY P.L.2-2007, SECTION 109, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The board has the following powers:
31 (1) To accept, analyze, and approve applications under this chapter.
32 (2) To contract with experts for advice and counsel.
33 (3) To employ staff to assist in carrying out this chapter, including providing assistance to applicants
34 who wish to apply for a grant or loan from the fund, analyzing proposals, working with experts
35 engaged by the board, and preparing reports and recommendations for the board.
36 (4) To approve ~~and recommend~~ applications for grants or loans from the fund, ~~to the budget~~
37 ~~committee and subject to~~ budget agency review **under section 2(e) of this chapter.**
38 **(5) To establish programs and initiatives with corresponding investment policies.**
39 (b) The board shall give priority to applications for grants or loans from the fund that:
40 (1) have the greatest economic development potential; and
41 (2) require the lowest ratio of money from the fund compared with the combined financial
42 commitments of the applicant and those cooperating on the project.
43 (c) The board shall make final funding determinations for applications for grants or loans from the fund,
44 ~~that will be submitted subject to the budget agency for review and approval.~~ **under section 2(e) of this**
45 **chapter.** In making a determination on a proposal intended to obtain federal or private research funding,
46 the board shall be advised by a peer review panel and shall consider the following factors in evaluating
47 the proposal:
48 (1) The scientific merit of the proposal.

- 1 (2) The predicted future success of federal or private funding for the proposal.
2 (3) The ability of the researcher to attract merit based scientific funding of research.
3 (4) The extent to which the proposal evidences interdisciplinary or interinstitutional collaboration
4 among two (2) or more Indiana postsecondary educational institutions or private sector partners, as
5 well as cost sharing and partnership support from the business community.

6 The purposes for which grants and loans may be made include erecting, constructing, reconstructing,
7 extending, remodeling, improving, completing, equipping, and furnishing research and technology
8 transfer facilities.

9 (d) The peer review panel shall be chosen by and report to the board. In determining the composition
10 and duties of a peer review panel, the board shall consider the National Institutes of Health and the
11 National Science Foundation peer review processes as models. The members of the panel must have
12 extensive experience in federal research funding. A panel member may not have a relationship with any
13 private entity or postsecondary educational institution in Indiana that would constitute a conflict of
14 interest for the panel member.

15 (e) In making a determination on any other application for a grant or loan from the fund involving a
16 proposal to transfer research results and technologies into marketable products or commercial ventures,
17 the board shall consult with experts as necessary to analyze the likelihood of success of the proposal and
18 the relative merit of the proposal.

19 (f) A grant or loan from the fund may not be ~~approved or recommended to~~ **submitted for review by**
20 the budget agency ~~by the board under section 2(e) of this chapter~~ unless the grant or loan has received
21 a positive recommendation from a peer review panel described in this section.

22 **(g) The board shall report quarterly to the budget committee concerning grants and loans made**
23 **under this chapter.**

24 SECTION 63. IC 5-29-5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
25 AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

26 **Chapter 5. Partnership Council**

27 **Sec. 1. The partnership council consists of the following members:**

- 28 (1) **Four (4) members appointed by the lieutenant governor.**
29 (2) **Four (4) members appointed by the Indiana tourism association, including two (2) members**
30 **who are representative of Indiana destination marketing organizations.**

31 **Sec. 2. (a) Five (5) members of the partnership council constitute a quorum.**

32 **(b) The affirmative votes of a majority of the members appointed to the partnership council are**
33 **required for the partnership council to take action.**

34 **(c) The lieutenant governor shall appoint a chairperson of the partnership council.**

35 **(d) The partnership council shall adopt written procedures to govern the transaction of business**
36 **by the partnership council.**

37 **(e) A member of the partnership council who is not a state employee is not entitled to the**
38 **minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also not entitled to**
39 **reimbursement for traveling expenses and other expenses actually incurred in connection with the**
40 **member's duties.**

41 **Sec. 3. The partnership council shall determine how to use the partnership council fund under**
42 **IC 5-29-6.**

43 **Sec. 4. The partnership council may receive funds from any source and may expend funds for**
44 **activities necessary, convenient, or expedient to carry out the partnership council's purposes.**

45 **Sec. 5. The office shall provide administrative services to the partnership council, as directed by**
46 **the lieutenant governor.**

47 **Sec. 6. The partnership council shall submit an annual report to the governor and to the general**
48 **assembly in an electronic format under IC 5-14-6 not later than November 1 each year.**

1 SECTION 64. IC 5-29-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
2 AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

3 **Chapter 6. Partnership Council Fund**

4 **Sec. 1. As used in this chapter, "fund" refers to the partnership council fund established by**
5 **section 3 of this chapter.**

6 **Sec. 2. As used in this chapter, "partnership council" refers to the partnership council established**
7 **in IC 5-29-5.**

8 **Sec. 3. (a) The partnership council fund is established within the state treasury. The fund shall**
9 **be used for the purposes of this chapter.**

10 **(b) The fund also consists of other appropriations from the general assembly, and gifts, donations,**
11 **bequests, devises, and contributions received by the partnership council and the office.**

12 **(c) The office shall administer the fund at the direction of the partnership council.**

13 **(d) Money in the fund is available for the partnership council to use in promoting tourism in**
14 **Indiana in the following manner:**

15 **(1) An organization or group that promotes tourism in Indiana may apply to the partnership**
16 **council to provide matching funds for an organization or group's tourism campaign.**

17 **(2) If the partnership council approves a campaign in subdivision (1), the partnership council**
18 **shall determine the amount of money the partnership council will match when the organization**
19 **or group spends that amount of money on the campaign.**

20 **(3) The organization or group shall submit copies of paid invoices to indicate the amount of**
21 **money that has been spent on the approved campaign.**

22 **(4) The partnership council shall match the funds that the group or organization has paid up**
23 **to the determined amount of money of the matching grant determined under subdivision (2).**

24 **(5) The partnership council is not obligated to match more than one million dollars (\$1,000,000)**
25 **per year under this section.**

26 **(e) The money in the fund at the end of a state fiscal year does not revert to the state general fund**
27 **but remains in the fund.**

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

31 SECTION 65. IC 6-1.1-10-18.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
32 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2016]: **Sec. 18.7. (a) As used in this section,**
33 **"hospital" means an acute care hospital that:**

34 **(1) is licensed under IC 16-21-2;**

35 **(2) is operated on a for-profit basis;**

36 **(3) is subject to the adjusted gross income tax;**

37 **(4) provides health care, accommodations, facilities, and equipment, in connection with the**
38 **services of a physician, to individuals who may need medical or surgical services; and**

39 **(5) is not primarily providing care and treatment of patients:**

40 **(A) with a cardiac condition;**

41 **(B) with an orthopedic condition; or**

42 **(C) receiving a surgical procedure.**

43 **(b) For an assessment date after December 31, 2015, fifty percent (50%) of the tangible property**
44 **owned by a hospital that would otherwise be subject to property taxation is exempt from property**
45 **taxation if that property is used in the operation of the hospital.**

46 SECTION 66. IC 6-1.1-20.3-2, AS AMENDED BY P.L.234-2013, SECTION 2, IS AMENDED TO
47 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 2. As used in this chapter, "distressed political**
48 **subdivision" means a political subdivision designated as a distressed political subdivision by the board**

1 under section 6.5, or 6.7, or 6.9 of this chapter.

2 SECTION 67. IC 6-1.1-20.3-6.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6.9. (a) The board may do the following:

4 (1) Hold a public hearing to review the budget, tax levies, assessed value, debt service
5 requirements, and other financial information for the Gary Community School Corporation.

6 (2) After reviewing the information described in subdivision (1), designate the Gary Community
7 School Corporation as a distressed political subdivision, effective January 1 of the following
8 year, if the board determines that the designation is in the best interest of the school
9 corporation and the community. This designation is effective regardless of whether the school
10 corporation has submitted a petition requesting to be designated as a distressed political
11 subdivision. The board shall specify the reasons supporting the board's designation under this
12 subdivision.

13 (b) In addition to any other actions that the board may take under this chapter concerning a
14 distressed political subdivision, the board may also do any of the following if the board designates
15 the Gary Community School Corporation as a distressed political subdivision under this section:

16 (1) The board may work jointly with the city of Gary to develop a financial plan for the Gary
17 Community School Corporation.

18 (2) The board may delay or suspend, for a period determined by the board, any payments of
19 principal or interest, or both, that would otherwise be due from the Gary Community School
20 Corporation on loans or advances from the common school fund.

21 (3) The board may recommend to the state board of finance that the state board of finance
22 make an interest free loan to the Gary Community School Corporation from the common
23 school fund. If the board makes a recommendation that such a loan be made, the state board
24 of finance may notwithstanding IC 20-49 make such a loan for a term of not more than six (6)
25 years.

26 SECTION 68. IC 6-1.1-20.3-7.5, AS AMENDED BY P.L.2-2014, SECTION 22, IS AMENDED TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7.5. (a) This section does not apply to a school
28 corporation designated before July 1, 2013, as a distressed political subdivision.

29 (b) If the board designates a political subdivision as a distressed political subdivision under section 6.5,
30 or 6.7, or 6.9 of this chapter, the board shall appoint an emergency manager for the distressed political
31 subdivision. An emergency manager serves at the pleasure of the board.

32 (c) The chairperson of the board shall oversee the activities of an emergency manager.

33 (d) The distressed political subdivision shall pay the emergency manager's compensation and reimburse
34 the emergency manager for actual and necessary expenses.

35 SECTION 69. IC 6-1.1-20.3-10, AS AMENDED BY P.L.2-2014, SECTION 24, IS AMENDED TO
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. A distressed political subdivision may
37 petition the tax court for judicial review of a determination of the board under section 6.5, or 6.7, or 6.9
38 of this chapter. A school corporation may also petition the tax court for judicial review of a determination
39 of the board under section 8.4 of this chapter. The action must be taken to the tax court under IC 6-1.1-15
40 in the same manner that an action is taken to appeal a final determination of the Indiana board of tax
41 review. The petition must be filed in the tax court not more than forty-five (45) days after the board enters
42 its final determination.

43 SECTION 70. IC 6-1.1-20.3-13, AS AMENDED BY P.L.2-2014, SECTION 25, IS AMENDED TO
44 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) If:

45 (1) an emergency manager of a distressed political subdivision;

46 (2) the fiscal body and executive of the political subdivision jointly; or

47 (3) the governing body of a school corporation that:

48 (A) employs a new superintendent; or

1 (B) has a new member elected or appointed to its governing body;
2 during the time the school corporation is a distressed political subdivision;
3 files a petition with the board for termination of the political subdivision's status as a distressed political
4 subdivision, the board shall conduct a public hearing on the question of whether to terminate the political
5 subdivision's status as a distressed political subdivision.

6 (b) In the case of a political subdivision designated as distressed under section 6.5 of this chapter, the
7 board shall terminate the political subdivision's status as a distressed political subdivision if the board
8 finds that the conditions found in section 6.5 of this chapter are no longer applicable to the political
9 subdivision.

10 (c) In the case of a township designated as distressed under section 6.7 of this chapter, the board shall
11 terminate the township's status as a distressed political subdivision if the board finds that the township's
12 township assistance property tax rate (as defined in section 6.7(a) of this chapter) for the current calendar
13 year is not more than the result of:

14 (1) the statewide average township assistance property tax rate (as determined by the department of
15 local government finance) for property taxes first due and payable in that same year; multiplied by

16 (2) twelve (12).

17 (d) Notwithstanding any other section of this chapter, not later than ninety (90) days after taking office,
18 a new executive of a distressed political subdivision may petition the board for suspension of the political
19 subdivision's distressed status. In the case of a political subdivision designated as distressed under section
20 6.5 or 6.9 of this chapter, the executive must include in its petition a written plan to resolve the applicable
21 issues described in section 6.5 of this chapter. In the case of a township designated as distressed under
22 section 6.7 of this chapter, the executive must include in its petition a written plan to lower the township's
23 township assistance property tax rate (as defined in section 6.7(a) of this chapter). If the board approves
24 the executive's written plan, the board may suspend the political subdivision's distressed status for one
25 hundred eighty (180) days. Suspension under this chapter terminates automatically upon expiration of the
26 one hundred eighty (180) day period. The board may consider a petition to terminate the political
27 subdivision's distressed status during a period of suspension.

28 **(e) If the board designates the Gary Community School Corporation as a distressed political**
29 **subdivision under section 6.9 of this chapter, the board shall terminate the school corporation's**
30 **status as a distressed political subdivision if the board finds that the reasons supporting the board's**
31 **designation no longer apply to the school corporation.**

32 SECTION 71. IC 6-3.1-13-18, AS AMENDED BY P.L.171-2011, SECTION 6, IS AMENDED TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18. (a) The corporation shall determine the
34 amount and duration of a tax credit awarded under this chapter. The duration of the credit may not exceed
35 ten (10) taxable years. The credit may be stated as a percentage of the incremental income tax
36 withholdings attributable to the applicant's project and may include a fixed dollar limitation. In the case
37 of a credit awarded for a project to create new jobs in Indiana, the credit amount may not exceed the
38 incremental income tax withholdings. However, the credit amount claimed for a taxable year may exceed
39 the taxpayer's state tax liability for the taxable year, in which case the excess may, at the discretion of the
40 corporation, be refunded to the taxpayer.

41 (b) For state fiscal year 2006 and each state fiscal year thereafter, the aggregate amount of credits
42 awarded under this chapter for projects to retain existing jobs in Indiana may not exceed ten million
43 dollars (\$10,000,000) per year.

44 **(c) The aggregate amount of credits that may be awarded by the corporation under this chapter**
45 **for projects to create jobs in Indiana may not exceed one hundred million dollars (\$100,000,000)**
46 **in a state fiscal year.**

47 ~~(e)~~ (d) This subsection does not apply to a business that was enrolled and participated in the E-Verify
48 program (as defined in IC 22-5-1.7-3) during the time the taxpayer conducted business in Indiana in the

1 taxable year. A credit under this chapter may not be computed on any amount withheld from an individual
2 or paid to an individual for services provided in Indiana as an employee, if the individual was, during the
3 period of service, prohibited from being hired as an employee under 8 U.S.C. 1324a.

4 SECTION 72. IC 6-3.1-16-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

5 Sec. 14. (a) The amount of tax credits allowed under this chapter may not exceed:

6 (1) seven hundred fifty thousand dollars (\$750,000) in the state fiscal year beginning July 1, 1997,
7 and the state fiscal year beginning July 1, 1998; ~~and~~

8 (2) four hundred fifty thousand dollars (\$450,000) in a state fiscal year that begins ~~July 1, 1999~~, or
9 ~~thereafter~~ **after June 30, 1999, and ends before July 1, 2016; and**

10 **(3) zero dollars (\$0) in a state fiscal year that begins after June 30, 2016.**

11 **(b) Notwithstanding the other provisions of this chapter, the office may not provide the**
12 **certifications referred to in section 8 of this chapter for a qualified expenditure made after June 30,**
13 **2016. However, this section may not be construed to prevent a taxpayer from carrying an unused**
14 **tax credit attributable to a qualified expenditure made before July 1, 2016, forward to a taxable**
15 **year beginning after December 31, 2016, in the manner provided by section 13 of this chapter.**

16 SECTION 73. IC 6-7-1-28.1, AS AMENDED BY P.L.205-2013, SECTION 128, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 28.1. The taxes,
18 registration fees, fines, or penalties collected under this chapter shall be deposited in the following
19 manner:

20 (1) Four and twenty-two hundredths percent (4.22%) of the money shall be deposited in a fund to be
21 known as the cigarette tax fund.

22 (2) Six-tenths percent (0.6%) of the money shall be deposited in a fund to be known as the mental
23 health centers fund.

24 (3) The following amount of the money shall be deposited in the state general fund:

25 (A) After June 30, 2011, and before July 1, 2013, sixty and twenty-four hundredths percent
26 (60.24%).

27 (B) After June 30, 2013, fifty-six and twenty-four hundredths percent (56.24%).

28 (4) Five and forty-three hundredths percent (5.43%) of the money shall be deposited into the pension
29 relief fund established in IC 5-10.3-11.

30 (5) Twenty-seven and five hundredths percent (27.05%) of the money shall be deposited in the
31 **healthy Indiana check-up** plan trust fund established by IC 12-15-44.2-17.

32 (6) Two and forty-six hundredths percent (2.46%) of the money shall be deposited in the state general
33 fund for the purpose of paying appropriations for Medicaid—Current Obligations, for provider
34 reimbursements.

35 (7) The following amount of the money shall be deposited in the state retiree health benefit trust fund
36 established by IC 5-10-8-8.5 as follows:

37 (A) Before July 1, 2011, five and seventy-four hundredths percent (5.74%).

38 (B) After June 30, 2011, and before July 1, 2013, zero percent (0%).

39 (C) After June 30, 2013, four percent (4%).

40 The money in the cigarette tax fund, the mental health centers fund, the **healthy Indiana check-up** plan
41 trust fund, or the pension relief fund at the end of a fiscal year does not revert to the state general fund.
42 However, if in any fiscal year, the amount allocated to a fund under subdivision (1) or (2) is less than the
43 amount received in fiscal year 1977, then that fund shall be credited with the difference between the
44 amount allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the
45 fund under subdivision (3) shall be reduced by the amount of that difference. Money deposited under
46 subdivisions (6) through (7) may not be used for any purpose other than the purpose stated in the
47 subdivision.

48 SECTION 74. IC 7.1-4-8-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

1 Sec. 1. The department shall:

2 (1) deposit daily with the treasurer of state:

3 (A) ~~four~~ **three** and three-fourths cents (~~4 3/4¢~~) (**3 3/4¢**) of the beer excise tax rate collected on each
4 gallon of beer or flavored malt beverage;

5 (B) one dollar and seventeen cents (\$1.17) of the liquor excise tax rate collected on each gallon of
6 liquor; and

7 (C) sixteen cents (16¢) of the wine excise tax rate collected on each gallon of wine; and

8 (2) not later than the fifth day of the following month, transfer the deposits under subdivision (1) into
9 the postwar construction fund.

10 SECTION 75. IC 7.1-4-10-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

11 Sec. 1. The department shall deposit **one and** three-fourths cents (~~3/4¢~~) (**1 3/4¢**) of the beer excise tax rate
12 collected on each gallon of beer or flavored malt beverage, eleven cents (11¢) of the liquor excise tax rate
13 collected on each gallon of liquor, and four cents (4¢) of the wine excise tax rate collected on each gallon
14 of wine, daily with the treasurer of the state, and not later than the fifth day of the following month shall
15 cover them into the Enforcement and Administration Fund.

16 SECTION 76. IC 8-14-14.1-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 5. (a) After review by the budget committee,**
18 **the budget agency may, after June 30, 2015, and before July 1, 2016, direct the auditor of state to**
19 **transfer not more than two hundred million dollars (\$200,000,000) to the fund from the state**
20 **general fund. If the budget agency directs the auditor of state to make such a transfer, the auditor**
21 **of state shall transfer to the fund the amount determined by the budget agency. There is**
22 **appropriated from the state general fund an amount sufficient to make the transfer under this**
23 **subsection.**

24 **(b) After review by the budget committee, the budget agency may, after June 30, 2016, and before**
25 **July 1, 2017, direct the auditor of state to transfer not more than two hundred million dollars**
26 **(\$200,000,000) to the fund from the state general fund. If the budget agency directs the auditor of**
27 **state to make such a transfer, the auditor of state shall transfer to the fund the amount determined**
28 **by the budget agency. There is appropriated from the state general fund an amount sufficient to**
29 **make the transfer under this subsection.**

30 **(c) Notwithstanding section 3(e) of this chapter, if one (1) or more transfers under subsection (a)**
31 **or (b) are made to the fund, the budget agency may after review by the budget committee transfer**
32 **from the fund to the major moves construction fund established by IC 8-14-14-5 an amount equal**
33 **to the lesser of:**

34 **(1) four hundred million dollars (\$400,000,000); or**

35 **(2) the total amount of any transfers under subsection (a) or (b) that are made to the fund.**

36 **(d) Money that is transferred as described in subsection (c) may be used for any purpose of the**
37 **major moves construction fund.**

38 SECTION 77. IC 8-15.5-1-2, AS AMENDED BY P.L.91-2014, SECTION 17, IS AMENDED TO
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) This article contains full and complete
40 authority for public-private agreements between the authority, a private entity, and, where applicable, a
41 governmental entity. Except as provided in this article, no law, procedure, proceeding, publication, notice,
42 consent, approval, order, or act by the authority or any other officer, department, agency, or
43 instrumentality of the state or any political subdivision is required for the authority to enter into a
44 public-private agreement with a private entity under this article, or for a project that is the subject of a
45 public-private agreement to be constructed, acquired, maintained, repaired, operated, financed,
46 transferred, or conveyed.

47 (b) Before the authority or the department may issue a request for proposals for or enter into a
48 public-private agreement under this article that would authorize an operator to impose tolls for the

1 operation of motor vehicles on all or part of a toll road project, the general assembly must adopt a statute
2 authorizing the imposition of tolls. However, during the period beginning July 1, 2011, and ending June
3 30, 2021, and notwithstanding subsection (c), the general assembly is not required to enact a statute
4 authorizing the authority or the department to issue a request for proposals or enter into a public-private
5 agreement to authorize an operator to impose tolls for the operation of motor vehicles on all or part of the
6 following projects:

7 (1) A project on which construction begins after June 30, 2011, not including any part of Interstate
8 Highway 69 other than a part described in subdivision (4).

9 (2) The addition of toll lanes, including high occupancy toll lanes, to a highway, roadway, or other
10 facility in existence on July 1, 2011, if the number of nontolled lanes on the highway, roadway, or
11 facility as of July 1, 2011, does not decrease due to the addition of the toll lanes.

12 (3) The Illiana Expressway, a limited access facility connecting Interstate Highway 65 in
13 northwestern Indiana with an interstate highway in Illinois.

14 (4) A project that is located within a metropolitan planning area (as defined by 23 U.S.C. 134) and
15 that connects the state of Indiana with the commonwealth of Kentucky.

16 (c) Before the authority or an operator may carry out any of the following activities under this article,
17 the general assembly must enact a statute authorizing that activity:

18 (1) Carrying out construction for Interstate Highway 69 in a township having a population of more
19 than one hundred thousand (100,000) and less than one hundred ten thousand (110,000) located in
20 a county having a consolidated city.

21 (2) Imposing tolls on motor vehicles for use of Interstate Highway 69.

22 (3) Imposing tolls on motor vehicles for use of a nontolled highway, roadway, or other facility in
23 existence or under construction on July 1, 2011, including nontolled interstate highways, U.S. routes,
24 and state routes.

25 (d) Except as provided in subsection (c)(1), the general assembly is not required to enact a statute
26 authorizing the authority or the department to issue a request for proposals or enter into a public-private
27 agreement for a freeway project.

28 **(e) The authority may enter into a public-private agreement for a facility project if the general
29 assembly, by statute, authorizes the authority to enter into a public-private agreement for the
30 facility project.**

31 **(f) As permitted by subsection (e), the general assembly authorizes the authority to enter into
32 public-private agreements for the following facility projects:**

33 **(1) A state park inn and related improvements in an existing state park located in a county with
34 a population of more than two hundred thousand (200,000) and less than three hundred
35 thousand (300,000).**

36 **(2) Communications systems infrastructure, including:**

37 **(A) towers and associated land, improvements, foundations, access roads and rights-of-way,
38 structures, fencing, and equipment necessary, proper, or convenient to enable the towers to
39 function as part of the communications system;**

40 **(B) any equipment necessary, proper, or convenient to transmit and receive voice and data
41 communications; and**

42 **(C) any other necessary, proper, or convenient elements of the communications system.**

43 **(3) Larue D. Carter Memorial Hospital in Indianapolis.**

44 **(g) The authority shall transfer money received from an operator under a lease agreement for
45 communications systems infrastructure under subdivision (f)(2) to the state bicentennial capital
46 account established under IC 4-12-1-14.9.**

47 SECTION 78. IC 8-15.5-1-3, AS AMENDED BY P.L. 85-2010, SECTION 5, IS AMENDED TO READ
48 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. The general assembly finds and determines that:

1 (1) the state has limited resources to fund the maintenance and expansion of the state transportation
2 system, including toll roads, **or the maintenance and expansion of other facilities used by the state**
3 **or other governmental entities**, and therefore alternative funding sources should be developed to
4 supplement public revenue sources;

5 (2) the Indiana finance authority should be authorized to solicit, evaluate, negotiate, and administer
6 agreements with the private sector for the purposes described in subdivision (1);

7 (3) it is necessary to serve the public interest and to provide for the public welfare by adopting this
8 article for the purposes described in this article;

9 (4) public-private agreements entered into by private entities and the Indiana finance authority under
10 this article should allow for:

11 (A) transparency, oversight, and public information sharing;

12 (B) compliance with all state and federal environmental laws; and

13 (C) fairness for local jurisdictions when negotiating the public-private agreements.

14 SECTION 79. IC 8-15.5-2-3, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ
15 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. "Department" refers to:

16 (1) the Indiana department of transportation **for freeway projects and toll road projects; or**

17 (2) **the appropriate governmental entity, state agency, or instrumentality, whichever applies,**
18 **for a facility project that is the subject of a public-private agreement under this article.**

19 SECTION 80. IC 8-15.5-2-3.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3.2. "Facility project" means a project to
21 **plan, design, acquire, construct, reconstruct, equip, improve, extend, expand, lease, operate, repair,**
22 **manage, maintain, or finance any of the following that are or will be owned by or leased in the name**
23 **of the state or the authority and are the subject of a public-private agreement under this article:**

24 (1) **A state park inn and related improvements in an existing state park located in a county with**
25 **a population of more than two hundred thousand (200,000) and less than three hundred**
26 **thousand (300,000).**

27 (2) **Communications systems infrastructure, including:**

28 (A) **towers and associated land, improvements, foundations, access roads and rights-of-way,**
29 **structures, fencing, and equipment necessary, proper, or convenient to enable the towers to**
30 **function as part of the communications system;**

31 (B) **any equipment necessary, proper, or convenient to transmit and receive voice and data**
32 **communications; and**

33 (C) **any other necessary, proper, or convenient elements of the communications system.**

34 (3) **Larue D. Carter Memorial Hospital in Indianapolis.**

35 SECTION 81. IC 8-15.5-2-7, AS AMENDED BY P.L.205-2013, SECTION 138, IS AMENDED TO
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. "Project" means **either any** of the following:

37 (1) A toll road project.

38 (2) A freeway project.

39 (3) **A facility project.**

40 SECTION 82. IC 8-15.5-2-8, AS AMENDED BY P.L.91-2014, SECTION 20, IS AMENDED TO
41 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. "Public-private agreement" means an
42 agreement under this article between a private entity and the authority under which the private entity,
43 acting on behalf of the authority (and, where applicable, a governmental entity) as lessee, licensee, or
44 franchisee, will plan, design, acquire, construct, reconstruct, **equip**, improve, extend, expand, lease,
45 operate, repair, manage, maintain, or finance a project.

46 SECTION 83. IC 8-15.5-2-10, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ
47 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. "User fees" means the rates, tolls, or fees imposed
48 for the use of, or incidental to, all or any part of a toll road project **or a facility project** under a

1 public-private agreement.

2 SECTION 84. IC 8-15.5-4-1.5, AS AMENDED BY P.L.91-2014, SECTION 23, IS AMENDED TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1.5. (a) This section ~~does not apply~~ **applies**
4 **only to a freeway toll road project and not to a freeway project or a facility project.**

5 (b) The authority may not issue a request for proposals for a toll road project under this article unless
6 the authority has received a preliminary feasibility study and an economic impact study for the project
7 from the department.

8 (c) The economic impact study must, at a minimum, include an analysis of the following matters with
9 respect to the proposed project:

10 (1) Economic impacts on existing commercial and industrial development.

11 (2) Potential impacts on employment.

12 (3) Potential for future development near the project area, including consideration of locations for
13 interchanges that will maximize opportunities for development.

14 (4) Fiscal impacts on revenues to local units of government.

15 (5) Demands on government services, such as public safety, public works, education, zoning and
16 building, and local airports.

17 The authority shall post a copy of the economic impact study on the authority's Internet web site and shall
18 also provide copies of the study to the governor and the legislative council (in an electronic format under
19 IC 5-14-6).

20 (d) After completion of the economic impact study, the authority must conduct a public hearing on the
21 results of the study in the county seat of the county in which the proposed project would be located. At
22 least ten (10) days before each public hearing, the authority shall:

23 (1) post notice of the public hearing on the authority's Internet web site;

24 (2) publish notice of the public hearing one (1) time in accordance with IC 5-3-1 in two (2)
25 newspapers of general circulation in the county; and

26 (3) include in the notices under subdivisions (1) and (2):

27 (A) the date, time, and place of the hearing;

28 (B) the subject matter of the hearing;

29 (C) a description of the purpose of the economic impact study;

30 (D) a description of the proposed project and its location; and

31 (E) a statement concerning the availability of the study on the
32 authority's Internet web site.

33 At the hearing, the authority shall allow the public to be heard on the economic impact study and the
34 proposed project.

35 SECTION 85. IC 8-15.5-5-3, AS AMENDED BY P.L.205-2013, SECTION 151, IS AMENDED TO
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. In addition to the requirements of section
37 2 of this chapter, a public-private agreement may include additional provisions concerning the following:

38 (1) Review and approval by the authority of the operator's plans for the development and operation
39 of the project.

40 (2) Inspection by the authority of construction of or improvements to the project.

41 (3) Maintenance by the operator of a policy or policies of public liability insurance (copies of which
42 shall be filed with the authority, accompanied by proofs of coverage) or self-insurance, each in a form
43 and amount satisfactory to the authority to insure coverage of tort liability to the public and
44 employees and to enable the continued operation of the project.

45 (4) Filing by the operator, on a periodic basis, of appropriate financial statements in a form acceptable
46 to the authority.

47 (5) Filing by the operator, on a periodic basis, of appropriate traffic reports in a form acceptable to
48 the authority.

- 1 (6) Payments to the operator. These payments may consist of one (1) or more of the following:
 2 (A) The retention by the operator of the **revenues user fees** collected by the operator in the
 3 operation and management of a toll road **project or a facility** project, if applicable.
 4 (B) Payments made to the operator by the authority.
 5 (C) Other sources of payment or revenue to the operator, if any.
 6 (7) Financing obligations of the operator and the authority, including entering into agreements for the
 7 benefit of the financing parties.
 8 (8) Apportionment of expenses between the operator and the authority.
 9 (9) The rights and duties of the operator, the authority, and other state and local governmental entities
 10 with respect to use of the project, including the state police department and other law enforcement
 11 and public safety agencies.
 12 (10) Arbitration or other dispute resolution mechanisms or remedies for the settlement of claims and
 13 other disputes arising under the agreement.
 14 (11) Payment of money to either party upon default or delay, or upon termination of the public-private
 15 agreement, with the payments to be used:
 16 (A) in the form of liquidated damages to compensate the operator for demonstrated unamortized
 17 costs, lost profits, or other amounts as provided in the agreement;
 18 (B) to retire or refinance indebtedness related to the project or the public-private agreement; or
 19 (C) for any other purpose mutually agreeable to the operator and the authority.
 20 (12) Indemnification of the operator by the authority under conditions specified in the agreement.
 21 (13) Assignment, subcontracting, or other delegation of responsibilities of the operator or the
 22 authority under the agreement to third parties, including other private entities, the department, and
 23 other state agencies.
 24 (14) Sale or lease to the operator of personal property related to the project.

25 **(15) Provisions for private commercial development or private use for a facility project.**

26 ~~(16)~~ (16) Other lawful terms and conditions to which the operator and the authority mutually agree.

27 SECTION 86. IC 8-15.5-5-4, AS AMENDED BY P.L.205-2013, SECTION 152, IS AMENDED TO
 28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The operator may finance its obligations
 29 with respect to the project and the public-private agreement in the amounts and upon the terms and
 30 conditions determined by the operator.

31 (b) The operator may:

- 32 (1) issue debt, equity, or other securities or obligations;
 33 (2) enter into sale and leaseback transactions; and
 34 (3) secure any financing with a pledge of, security interest in, or lien on any user fees charged and
 35 collected for the use of a toll road **project or a facility** project and any property interest of the
 36 operator in a toll road **project or a facility** project.

37 However, any bonds, debt, other securities, or other financing issued for the purposes of this article shall
 38 not be considered to constitute a debt of the state or any political subdivision of the state or a pledge of
 39 the faith and credit of the state or any political subdivision.

40 (c) The operator may deposit any user fees charged and collected for the use of a toll road **project or**
 41 **a facility** project in a separate account held by a trustee or escrow agent for the benefit of the secured
 42 parties of the operator.

43 SECTION 87. IC 8-15.5-6-4, AS AMENDED BY P.L.91-2014, SECTION 29, IS AMENDED TO
 44 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. Each **freeway project or toll road** project
 45 constructed or operated in the state of Indiana under this article may be determined by the department to
 46 be part of the state highway system designated under IC 8-23-4-2 for purposes of identification,
 47 maintenance standards, and enforcement of traffic laws.

48 SECTION 88. IC 8-15.5-7-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO

1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 0.5. This chapter applies only to a toll road**
2 **project or a facility project and not to a freeway project.**

3 SECTION 89. IC 8-15.5-7-1, AS AMENDED BY P.L.163-2011, SECTION 7, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) Notwithstanding ~~IC 8-9.5-8 and~~
5 ~~IC 8-15.2-14(j)~~; **any other statute**, the authority may fix and revise the amounts of user fees that an
6 operator may charge and collect for the use of any part of a toll road **project or a facility** project in
7 accordance with the public-private agreement.

8 (b) In fixing the amounts referred to in subsection (a), the authority may:

9 (1) establish maximum amounts for the user fees; and

10 (2) subject to subsection (c), provide for increases or decreases of the user fees or the maximum
11 amounts established based upon the indices, methodologies, or other factors that the authority
12 considers appropriate.

13 (c) For a public-private agreement **for a toll road project** entered into after June 30, 2011, the
14 department may not use a methodology based on:

15 (1) toll collection success rates; or

16 (2) other factors internal to the operator;

17 that could result in increases of the maximum amounts due to actual toll collection rates that are below
18 estimated or anticipated toll collection rates.

19 SECTION 90. IC 8-15.5-7-4, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ
20 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) User fees established by the authority under
21 section 1 of this chapter for the use of a toll road **project or a facility** project must be nondiscriminatory.
22 and

23 (b) **For a toll road project, the user fees** may

24 (+) include different user fees based on categories such as vehicle class, vehicle size, vehicle axles,
25 vehicle weight, volume, location, or traffic congestion or such other means or classification as the
26 authority determines to be appropriate.

27 (c) **For a toll road project or a facility project, the user fees may:**

28 (2) (1) vary by time of day or year; or

29 (3) (2) be based on one (1) or more factors considered relevant by the authority, which may include
30 any combination of:

31 (A) the costs of:

32 (i) operation;

33 (ii) maintenance; and

34 (iii) repair and rehabilitation;

35 (B) debt service payments on bonds or other obligations;

36 (C) adequacy of working capital;

37 (D) depreciation;

38 (E) payment of user fees, any state, federal, or local taxes, or payments in lieu of taxes; and

39 (F) the sufficiency of income to:

40 (i) maintain the ~~toll road~~ project in a sound physical and financial condition to render adequate
41 and efficient service; and

42 (ii) induce an operator to enter into a public-private agreement.

43 SECTION 91. IC 8-15.5-7-5, AS AMENDED BY P.L.163-2011, SECTION 8, IS AMENDED TO
44 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. A public-private agreement may:

45 (1) grant an operator a license or franchise to charge and collect tolls **or user fees** for the use of the
46 toll road **project or facility** project;

47 (2) authorize the operator to adjust the user fees charged and collected for the use of the toll road
48 **project or facility** project, so long as the amounts charged and collected by the operator do not

- 1 exceed the maximum amounts established by the authority under section 1 of this chapter;
2 (3) provide that any adjustment by the operator permitted under subdivision (2) may be based on such
3 indices, methodologies, or other factors as described in the public-private agreement or section 1 of
4 this chapter or as approved by the authority, as applicable;
5 (4) authorize the operator to charge and collect user fees through manual and nonmanual methods,
6 ~~including~~, **and for a toll road project may include**, but not **be** limited to, automatic vehicle
7 identification systems, electronic toll collection systems, and, to the extent permitted by law,
8 including rules adopted by the authority under IC 8-15-2-17.2(a)(10), global positioning systems and
9 photo or video based toll collection or toll collection enforcement systems; and
10 (5) authorize the collection of user fees charges by a third party.

11 SECTION 92. IC 8-15.5-7-7, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ
12 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) After expiration of a public-private agreement,
13 the authority may:

- 14 (1) continue to charge user fees for the use of the toll road **project or facility** project; or
15 (2) delegate to a third party the authority to continue to collect the user fees.
16 (b) Revenues collected under this section must first be used for operations and maintenance of the toll
17 road **project or facility** project. Any revenues **on toll road projects** determined by the authority to be
18 excess must be paid to the authority for deposit in the toll road fund established by IC 8-15.5-11.

19 SECTION 93. IC 8-15.5-10-2, AS AMENDED BY P.L.91-2014, SECTION 32, IS AMENDED TO
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The authority may make and enter into
21 all contracts and agreements necessary or incidental to the performance of the authority's duties and the
22 execution of the authority's powers under this article. These contracts or agreements are not subject to any
23 approvals other than the approval of the authority and may be for any term of years and contain any terms
24 that are considered reasonable by the authority.

25 (b) The department and any other governmental entity may make and enter into all contracts and
26 agreements necessary or incidental to the performance of the duties and the execution of the powers
27 granted to the department or the governmental entity in accordance with this article or the public-private
28 agreement, **including the transfer to the authority of the real property interests, fixtures, equipment,**
29 **and improvements that are reasonably required for the project and the public-private agreement.**
30 These contracts or agreements are not subject to any approvals other than the approval of the department
31 or governmental entity and may be for any term of years and contain any terms that are considered
32 reasonable by the department or the governmental entity.

33 SECTION 94. IC 8-15.5-10-3, AS AMENDED BY P.L.205-2013, SECTION 163, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The authority may pay any amounts
35 owed by the authority under a public-private agreement entered into under this article from any funds
36 available to the authority under this article or any other statute.

37 (b) Subject to review by the budget committee established by IC 4-12-1-3 and approval by the budget
38 director appointed under IC 4-12-1-3, a public-private agreement entered into under this article may:

- 39 (1) establish a procedure for the authority or a person acting on behalf of the authority to certify to
40 the general assembly the amount needed to pay any amounts owed by the authority under a
41 public-private agreement; or
42 (2) otherwise create a moral obligation of the state to pay any amounts owed by the authority under
43 the public-private agreement.

44 (c) The authority may issue bonds or refunding bonds under IC 4-4-11 ~~or IC 8-15-2~~ to provide funds
45 for any amounts identified under this article but is not required to comply with IC 8-9.5-8-10.

46 (d) If the agreement that is submitted for review provides for any tolls, the budget committee shall hold
47 a meeting and conduct a review of the agreement not later than ninety (90) days after the date the
48 agreement is submitted for review.

1 SECTION 95. IC 8-15.5-10-8, AS ADDED BY P.L.85-2010, SECTION 12, IS AMENDED TO READ
2 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The authority shall establish an expedited method
3 for resolving disputes between or among the authority, the parties to a public-private agreement, and units
4 of local government that contain any part of the toll road **project or facility** project, and shall set forth
5 that method in the public-private agreement.

6 SECTION 96. IC 8-15.5-11-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 0.5. This chapter applies only to a toll road**
8 **project or a facility project and not to a freeway project.**

9 SECTION 97. IC 8-21-8-1, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE
10 2015 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
11 Sec. 1. (a) The following terms apply throughout this section:

12 (1) "Municipality" means any political subdivision, district, public corporation or authority in this
13 state which is or may be authorized by law to acquire, establish, construct, maintain, improve or
14 operate airports or other air navigation facilities.

15 (2) "Public agency" and "sponsor" have the same meaning as set forth in ~~the federal Airport and~~
16 ~~Airway Improvement Act of 1982 (Pub. L. 97-248). 49 U.S.C. 47102, as amended.~~

17 (3) "Department" refers to the Indiana department of transportation.

18 (b) A municipality, whether acting alone, or jointly with another municipality, the state, or a public
19 agency of another state, may not submit to the secretary of transportation of the United States a project
20 application for an airport ~~development improvement~~ **project** grant under the **federal Airport**
21 **Improvement Program or the** Airport and Airway Improvement Act of 1982, **as amended**, unless the
22 project and project application have been first approved by the department.

23 (c) Payment of federal participating funds for an airport ~~development improvement~~ project in Indiana
24 authorized under the **federal Airport Improvement Program or the** Airport and Airway Improvement
25 Act of 1982, **as amended**, shall be as follows: **to the municipality.**

26 (1) To the department when the state is a sponsor, or a joint sponsor with a municipality, of the
27 project, or when the department has provided state funding for the project.

28 (2) To the municipality when the secretary of transportation of the United States and the municipality
29 are sole funding sources for the project.

30 (d) When a municipality enters an agreement with the United States under the Airport and Airway
31 Improvement Act of 1982 for an airport development project for which:

32 (1) the state is a joint sponsor; or

33 (2) the department has provided state financial assistance;

34 the municipality shall designate in the agreement that payment of federal participating funds be made to
35 the department acting as its agent, and enter into an agreement with the department appointing it to
36 receive all federal participating funds as agent for the municipality.

37 (e) (d) A municipality may appoint the department to be its agent for the receipt of federal participating
38 funds in an airport ~~development improvement~~ project if the municipality is not otherwise required to do
39 so.

40 SECTION 98. IC 12-7-2-137.8 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO
41 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 137.8. "Phase out**
42 **period", for purposes of IC 12-15-44.2 and IC 12-15-44.5, has the meaning set forth in**
43 **IC 12-15-44.5-1.**

44 SECTION 99. IC 12-7-2-140.5, AS AMENDED BY P.L.3-2008, SECTION 90, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 140.5. "Plan" means
46 the following:

47 (1) For purposes of IC 12-15-44.2, has the meaning set forth in IC 12-15-44.2-1.

48 (2) For purposes of IC 12-15-44.5, the meaning set forth in IC 12-15-44.5-2.

1 SECTION 100. IC 12-15-44.2-1, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ
2 AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 1. As used in this chapter,
3 "plan" refers to the **healthy** Indiana ~~check-up~~ plan established by section 3 of this chapter.

4 SECTION 101. IC 12-15-44.2-3, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ
5 AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 3. (a) The **healthy** Indiana
6 ~~check-up~~ plan is established.

7 (b) The office shall administer the plan.

8 (c) The department of insurance and the office of the secretary shall provide oversight of the marketing
9 practices of the plan.

10 (d) The office shall promote the plan and provide information to potential eligible individuals who live
11 in medically underserved rural areas of Indiana.

12 (e) The office shall, to the extent possible, ensure that enrollment in the plan is distributed throughout
13 Indiana in proportion to the number of individuals throughout Indiana who are eligible for participation
14 in the plan.

15 (f) The office shall establish standards for consumer protection, including the following:

16 (1) Quality of care standards.

17 (2) A uniform process for participant grievances and appeals.

18 (3) Standardized reporting concerning provider performance, consumer experience, and cost.

19 (g) A health care provider that provides care to an individual who receives health insurance coverage
20 under the plan shall participate in the Medicaid program under IC 12-15.

21 (h) The office of the secretary may refer an individual who:

22 (1) has applied for health insurance coverage under the plan; and

23 (2) is at high risk of chronic disease;

24 to the Indiana comprehensive health insurance association for administration of the individual's plan
25 benefits under IC 27-8-10.1.

26 (i) The following do not apply to the plan:

27 (1) IC 12-15-6.

28 (2) IC 12-15-12.

29 (3) IC 12-15-13.

30 (4) IC 12-15-14.

31 (5) IC 12-15-15.

32 (6) IC 12-15-21.

33 (7) IC 12-15-26.

34 (8) IC 12-15-31.1.

35 (9) IC 12-15-34.

36 (10) IC 12-15-35.

37 (11) IC 12-15-35.5.

38 (12) IC 16-42-22-10.

39 SECTION 102. IC 12-15-44.2-9, AS AMENDED BY P.L.278-2013, SECTION 14, IS AMENDED TO
40 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 9. (a) An individual
41 is eligible for participation in the plan if the individual meets the following requirements:

42 (1) The individual is at least eighteen (18) years of age and less than sixty-five (65) years of age.

43 (2) The individual is a United States citizen and has been a resident of Indiana for at least twelve (12)
44 months.

45 (3) The individual has an annual household income of not more than the following:

46 (A) Effective through December 31, 2013, two hundred percent (200%) of the federal income
47 poverty level.

48 (B) Beginning January 1, 2014, one hundred thirty-three percent (133%) of the federal income

- 1 poverty level, based on the adjusted gross income provisions set forth in Section 2001(a)(1) of the
2 federal Patient Protection and Affordable Care Act.
- 3 (4) Effective through December 31, 2013, the individual is not eligible for health insurance coverage
4 through the individual's employer.
- 5 (5) Effective through December 31, 2013, the individual has:
- 6 (A) not had health insurance coverage for at least six (6) months; or
7 (B) had coverage under the Indiana comprehensive health insurance association (IC 27-8-10)
8 within the immediately preceding six (6) months and the coverage no longer applies under
9 IC 27-8-10-0.5.
- 10 (b) The following individuals are not eligible for the plan:
- 11 (1) An individual who participates in the federal Medicare program (42 U.S.C. 1395 et seq.).
12 ~~(2) A pregnant woman for purposes of pregnancy related services.~~
13 ~~(3) (2) An individual who is otherwise eligible for medical assistance.~~
- 14 (c) The eligibility requirements specified in subsection (a) are subject to approval for federal financial
15 participation by the United States Department of Health and Human Services.
- 16 SECTION 103. IC 12-15-44.2-14, AS AMENDED BY P.L.42-2011, SECTION 30, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 14. (a) An insurer
18 or health maintenance organization that contracts with the office to provide health insurance coverage,
19 dental coverage, or vision coverage to an individual who participates in the plan:
- 20 (1) is responsible for the claim processing for the coverage;
21 (2) shall reimburse providers **at a rate that is not less than the rate established by the secretary.**
22 **The rate set by the secretary must be based on a reimbursement formula that is:**
23 (A) **at a reimbursement rate of not less than comparable to the federal Medicare reimbursement**
24 **rate for the service provided by the provider; or**
25 (B) **at a rate of one hundred thirty percent (130%) of the Medicaid reimbursement rate for a service**
26 **that does not have a Medicare reimbursement rate; and**
27 (3) may not deny coverage to an eligible individual who has been approved by the office to participate
28 in the plan. unless the individual has met the coverage limitations described in section 6 of this
29 chapter.
- 30 (b) An insurer or a health maintenance organization that contracts with the office to provide health
31 insurance coverage under the plan must incorporate cultural competency standards established by the
32 office. The standards must include standards for non-English speaking, minority, and disabled
33 populations.
- 34 SECTION 104. IC 12-15-44.2-17, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO
35 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 17. (a) The **healthy**
36 ~~Indiana check-up~~ plan trust fund is established for the following purposes:
- 37 (1) Administering a plan created by the general assembly to provide health insurance coverage for
38 low income residents of Indiana under this chapter **and IC 12-15-44.5.**
- 39 (2) Providing copayments, preventative care services, and premiums for individuals enrolled in the
40 plan.
- 41 (3) Funding tobacco use prevention and cessation programs, childhood immunization programs, and
42 other health care initiatives designed to promote the general health and well being of Indiana
43 residents.
- 44 **(4) Funding amounts necessary to match federal funds for purposes set forth in this section.**
45 The fund is separate from the state general fund.
- 46 (b) The fund shall be administered by the office of the secretary of family and social services.
47 (c) The expenses of administering the fund shall be paid from money in the fund.
48 (d) The fund shall consist of the following:

1 (1) Cigarette tax revenues designated by the general assembly to be part of the fund.
2 (2) Other funds designated by the general assembly to be part of the fund.
3 (3) Federal funds available for the purposes of the fund.
4 (4) Gifts or donations to the fund.
5 (e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations
6 of the fund in the same manner as other public money may be invested.
7 (f) Money must be appropriated before funds are available for use.
8 (g) Money in the fund does not revert to the state general fund at the end of any fiscal year.
9 (h) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred,
10 assigned, or otherwise removed from the fund by the state board of finance, the budget agency, or any
11 other state agency **unless the transfer, assignment, or removal is made in accordance with subsection**
12 **(a)(4).**
13 (i) **As used in this subsection, "costs of the plan" includes the costs of all expenses set forth in**
14 **IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F). Notwithstanding subsection (a), funds**
15 **deposited in the fund beginning on the date the office implements the healthy Indiana plan 2.0 (IC**
16 **12-15-44.5) and until the healthy Indiana plan 2.0 is terminated shall be used exclusively for the**
17 **following:**
18 (1) **The state share of the costs of the healthy Indiana plan 2.0 that exceed other available**
19 **funding sources in any given year.**
20 (2) **The state share of the costs of the healthy Indiana plan 2.0 incurred during a phase out**
21 **period of the healthy Indiana plan 2.0.**
22 (3) **The state share of the costs of the plan in effect under this chapter immediately before the**
23 **implementation of the healthy Indiana plan 2.0 that were incurred in the regular course of the**
24 **plan's operation.**
25 **Investment earnings, including interest, attributable to funds described in this subsection shall be**
26 **used exclusively to fund the state share of the costs of the plan and the healthy Indiana plan 2.0, as**
27 **described in this subsection.**
28 (j) **As used in this subsection, "costs of the healthy Indiana plan 2.0" include the costs of all**
29 **expenses set forth in IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F). Upon**
30 **implementation of the healthy Indiana plan 2.0, the entirety of the annual cigarette tax amounts**
31 **designated to the fund by the general assembly shall be used exclusively to fund the state share of**
32 **the costs of the healthy Indiana plan 2.0, including the state share of the costs of the healthy Indiana**
33 **plan 2.0 incurred during a phase out period of the healthy Indiana plan 2.0. This subsection may**
34 **not be construed to restrict the annual cigarette tax dollars annually appropriated by the general**
35 **assembly for childhood immunization programs under subsection (a)(3). Investment earnings,**
36 **including interest, attributable to funds described in this subsection shall be used exclusively to fund**
37 **the state share of the costs of the healthy Indiana plan 2.0, as described in this subsection.**
38 SECTION 105. IC 12-15-44.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
39 READ AS FOLLOWS [EFFECTIVE APRIL 1, 2015 (RETROACTIVE)]:
40 **Chapter 44.5. Healthy Indiana Plan 2.0**
41 **Sec. 1. As used in this chapter, "phase out period" refers to the following periods:**
42 (1) **The time during which a:**
43 (A) **phase out plan;**
44 (B) **demonstration expiration plan; or**
45 (C) **similar plan approved by the United States Department of Health and Human Services;**
46 **is in effect for the plan set forth in this chapter.**
47 (2) **The time beginning upon the office's receipt of written notice by the United States**
48 **Department of Health and Human Services of its decision to:**

1 (A) terminate or suspend the waiver demonstration for the plan; or
2 (B) withdraw the waiver or expenditure authority for the plan;
3 and ending on the effective date of the termination, suspension, or withdrawal of the waiver or
4 expenditure authority.

5 (3) The time beginning upon:

6 (A) the office's determination to terminate the plan; or
7 (B) the termination of the plan under section 4(b) of this chapter;
8 if subdivisions (1) through (2) do not apply, and ending on the effective date of the termination
9 of the plan.

10 Sec. 2. As used in this chapter, "plan" refers to the healthy Indiana plan 2.0 established by section
11 3 of this chapter.

12 Sec. 3. (a) The healthy Indiana plan 2.0 is established. This chapter is in addition to the provisions
13 set forth in IC 12-15-44.2. If a provision in this chapter conflicts with IC 12-15-44.2, this chapter
14 supersedes the conflicting provision in IC 12-15-44.2.

15 (b) The office shall administer the plan.

16 (c) The following individuals are eligible for the plan:

17 (1) An individual who is eligible and described in IC 12-15-44.2-9.

18 (2) The adult group described in 42 CFR 435.119.

19 (3) Pregnant women who choose to remain in the plan during the pregnancy.

20 (4) Parents and caretaker relatives eligible under 42 CFR 435.110.

21 (5) Low income individuals who are:

22 (A) at least nineteen (19) years of age; and

23 (B) less than twenty-one (21) years of age;

24 and eligible under 42 CFR 435.222.

25 (6) Individuals, for purposes of receiving transitional medical assistance.

26 (d) The following individuals are not eligible for the plan:

27 (1) An individual who participates in the federal Medicare program (42 U.S.C. 1395 et seq.).

28 (2) Except for an individual described in subsection (c), an individual who is otherwise eligible
29 for medical assistance.

30 Sec. 4. (a) The plan:

31 (1) is not an entitlement program; and

32 (2) serves as an alternative to health care coverage under Title XIX of the federal Social
33 Security Act (42 U.S.C. 1396 et seq.).

34 (b) If either of the following occurs, the office shall terminate the plan in accordance with section
35 6(c) of this chapter:

36 (1) The:

37 (A) percentages of federal medical assistance available to the plan for coverage of plan
38 participants described in Section 1902(a)(10)(A)(i)(VIII) of the federal Social Security Act are
39 less than the percentages provided for in Section 2001(a)(3)(B) of the federal Patient
40 Protection and Affordable Care Act; and

41 (B) hospital assessment committee (IC 16-21-10), after considering the modification and the
42 reduction in available funding, does not alter the formula established under
43 IC 16-21-10-13.3(b)(1) to cover the amount of the reduction in federal medical assistance.

44 For purposes of this subdivision, "coverage of plan participants" includes payments,
45 contributions, and amounts referred to in IC 16-21-10-13.3(b)(1)(A), IC 16-21-10-13.3(b)(1)(C),
46 and IC 16-21-10-13.3(b)(1)(D), including payments, contributions, and amounts incurred during
47 a phase out period of the plan.

48 (2) The:

- 1 (A) methodology of calculating the fee set forth in IC 16-21-10-13.3 is modified in any way
- 2 that results in a reduction in available funding;
- 3 (B) hospital assessment fee committee (IC 16-21-10), after considering the modification and
- 4 reduction in available funding, does not alter the formula established under
- 5 IC 16-21-10-13.3(b)(1) to cover the amount of the reduction in fees; and
- 6 (C) office does not use alternative financial support to cover the amount of the reduction in
- 7 fees.

8 (c) If the plan is terminated under subsection (b), the secretary may implement a plan for
9 coverage of the affected population in a manner consistent with the healthy Indiana plan
10 (IC 12-15-44.2) in effect on January 1, 2014:

- 11 (1) subject to prior approval of the United States Department of Health and Human Services;
- 12 and
- 13 (2) without funding from the incremental fee set forth in IC 16-21-10-13.3.

14 Sec. 5. (a) An insurer or health maintenance organization that contracts with the office to provide
15 health insurance coverage, dental coverage, or vision coverage to an individual who participates
16 in the plan:

- 17 (1) is responsible for the claim processing for the coverage;
- 18 (2) shall reimburse providers at a rate that is not less than the rate established by the secretary.
19 The rate set by the secretary must be based on a reimbursement formula that is:
 - 20 (A) comparable to the federal Medicare reimbursement rate for the service provided by the
 - 21 provider; or
 - 22 (B) one hundred thirty percent (130%) of the Medicaid reimbursement rate for a service that
 - 23 does not have a Medicare reimbursement rate; and
- 24 (3) may not deny coverage to an eligible individual who has been approved by the office to
25 participate in the plan.

26 (b) An insurer or a health maintenance organization that contracts with the office to provide
27 health insurance coverage under the plan must incorporate cultural competency standards
28 established by the office. The standards must include standards for non-English speaking, minority,
29 and disabled populations.

30 Sec. 6. (a) For:

- 31 (1) the state fiscal year beginning July 1, 2016, through the state fiscal year beginning July 1,
32 2019, fees totaling eleven million five hundred thousand dollars (\$11,500,000) from incremental
33 fees collected under IC 16-21-10-13.3 shall be deposited annually into the phase out trust fund
34 established under section 7 of this chapter; and
- 35 (2) the state fiscal years beginning July 1, 2020, and thereafter, the hospital assessment fee
36 committee (IC 16-21-10), after consulting with the office and the Indiana Hospital Association,
37 shall determine the amount of fees to be deposited into the phase out trust fund for the state
38 fiscal year to augment the balance of the trust fund at a projected amount, subject to amounts
39 that would be available under IC 12-15-44.2-17 and funds previously deposited into the trust
40 fund under this subsection that are necessary to cover the state share of the expenses described
41 in IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F) for a twelve (12) month period.
42 The phase out funds shall be deposited into the phase out trust fund established in section 7 of this
43 chapter from the incremental fee collected under IC 16-21-10-13.3.

44 (b) If the plan is to be terminated for any reason, the office shall:

- 45 (1) if required, provide notice of termination of the plan to the United States Department of
46 Health and Human Services and begin the process of phasing out the plan; or
- 47 (2) if notice and a phase out plan is not required under federal law, notify the hospital
48 assessment fee committee (IC 16-21-10) of the office's intent to terminate the plan and the plan

1 shall be phased out under a procedure approved by the hospital assessment fee committee.
2 The office may not submit any phase out plan to the United States Department of Health and
3 Human Services or accept any phase out plan proposed by the Department of Health and Human
4 Services without the prior approval of the hospital assessment fee committee.

5 (c) Before submitting:

6 (1) an extension of; or

7 (2) a material amendment to;

8 the plan to the United States Department of Health and Human Services, the office shall inform the
9 Indiana Hospital Association of the extension or material amendment to the plan.

10 Sec. 7. (a) The phase out trust fund is established for the purpose of holding the money needed
11 during a phase out period of the plan. Funds deposited under this section shall be used only:

12 (1) to fund the state share of the expenses described in IC 16-21-10-13.3(b)(1)(A) through
13 IC 16-21-10-13.3(b)(1)(F) incurred during a phase out period of the plan; and

14 (2) after funds from the healthy Indiana trust fund (IC 12-15-44.2-17) are exhausted.

15 The fund is separate from the state general fund.

16 (b) The fund shall be administered by the office.

17 (c) The expenses of administering the fund shall be paid from money in the fund.

18 (d) The trust fund shall consist of:

19 (1) the funds described in section 6 of this chapter; and

20 (2) any interest accrued under this section.

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

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

25 (g) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be
26 transferred, assigned, or otherwise removed from the fund by the state board of finance, the budget
27 agency, or any other state agency unless specifically authorized under this chapter.

28 (h) At the end of the phase out period, any remaining funds shall be distributed to the hospitals
29 on a pro rata basis based on the fees authorized by IC 16-21-10 that were paid by each hospital for
30 the state fiscal year that ended immediately before the beginning of the phase out period.

31 Sec. 8. The following requirements apply to funds appropriated by the general assembly to the
32 plan:

33 (1) At least eighty-seven percent (87%) of the funds must be used to fund payment for health
34 care services.

35 (2) An amount determined by the office of the secretary to fund:

36 (A) administrative costs of; and

37 (B) any profit made by;

38 an insurer or a health maintenance organization under a contract with the office to provide
39 health insurance coverage under the plan. The amount determined under this subdivision may
40 not exceed thirteen percent (13%) of the funds.

41 Sec. 9. (a) The office may adopt rules under IC 4-22-2 necessary to implement:

42 (1) this chapter; or

43 (2) a Section 1115 Medicaid demonstration waiver concerning the plan that is approved by the
44 United States Department of Health and Human Services.

45 (b) The office may adopt emergency rules under IC 4-22-2-37.1 to implement the plan on an
46 emergency basis.

47 (c) An emergency rule or an amendment to an emergency rule adopted under this section expires
48 not later than the earlier of:

1 (1) one (1) year after the rule is accepted for filing under IC 4-22-2-37.1(e); or

2 (2) July 1, 2016.

3 **Sec. 10.** The secretary may make changes to the plan under this chapter if the changes are
4 required by one (1) of the following:

5 (1) The United States Department of Health and Human Services.

6 (2) Federal law or regulation.

7 SECTION 106. IC 16-18-2-187.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
8 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 187.2.**
9 **"Incremental fee", for purposes of IC 16-21-10, means a part of the hospital assessment fee**
10 **designated for the use of funding the healthy Indiana plan 2.0.**

11 SECTION 107. IC 16-18-2-281.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
12 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 281.5. "Phase out**
13 **period", for purposes of IC 16-21-10, has the meaning set forth in IC 16-21-10-5.3.**

14 SECTION 108. IC 16-21-10-5.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
15 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 5.3. As used in this**
16 **chapter, "phase out period" refers to the following periods:**

17 (1) The time during which a:

18 (A) phase out plan;

19 (B) demonstration expiration plan; or

20 (C) similar plan approved by the United States Department of Health and Human Services;
21 is in effect for the healthy Indiana plan 2.0 set forth in IC 12-15-44.5.

22 (2) The time beginning upon the office's receipt of written notice by the United States
23 Department of Health and Human Services of its decision to:

24 (A) terminate or suspend the waiver demonstration for the healthy Indiana plan 2.0; or

25 (B) withdraw the waiver or expenditure authority for the plan;

26 and ends on the effective date of the termination, suspension, or withdrawal of the waiver or
27 expenditure authority.

28 (3) The time beginning upon:

29 (A) the office's determination to terminate the healthy Indiana plan 2.0; or

30 (B) the termination of the plan under IC 12-15-44.5-4(b);

31 if subdivisions (1) through (2) do not apply, and ending on the effective date of the termination
32 of the healthy Indiana plan 2.0.

33 SECTION 109. IC 16-21-10-6, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 6. (a) This section**
35 **does not apply to the use of the incremental fee described in section 13.3 of this chapter.** Subject to
36 subsection (b) and section 8(b) of this chapter, the office may assess a hospital assessment fee to hospitals
37 during the fee period if the following conditions are met:

38 (1) The fee may be used only for the purposes described in the following:

39 (A) Section 8(c)(1) of this chapter.

40 (B) Section 9 of this chapter.

41 (C) Section 11 of this chapter.

42 (D) Section 14 of this chapter.

43 (2) The Medicaid state plan amendments and waiver requests required for the implementation of this
44 chapter are submitted by the office to the United States Department of Health and Human Services
45 before October 1, 2013.

46 (3) The United States Department of Health and Human Services approves the Medicaid state plan
47 amendments and waiver requests, or revisions of the Medicaid state plan amendments and waiver
48 requests, described in subdivision (2):

- 1 (A) not later than October 1, 2014; or
2 (B) after October 1, 2014, if a date is established by the committee.
- 3 (4) The funds generated from the fee do not revert to the state general fund.
- 4 (b) The office shall stop collecting a fee, the programs described in section 8(a) of this chapter shall be
5 reconciled and terminated subject to section 9(c) of this chapter, and the operation of section 11 of this
6 chapter ends subject to section 9(c) of this chapter, if any of the following occurs:
- 7 (1) An appellate court makes a final determination that either:
8 (A) the fee; or
9 (B) any of the programs described in section 8(a) of this chapter;
10 cannot be implemented or maintained.
- 11 (2) The United States Department of Health and Human Services makes a final determination that
12 the Medicaid state plan amendments or waivers submitted under this chapter are not approved or
13 cannot be validly implemented.
- 14 (3) The fee is not collected because of circumstances described in section 8(d) of this chapter.
- 15 (c) The office shall keep records of the fees collected by the office and report the amount of fees
16 collected under this chapter to the budget committee.
- 17 SECTION 110. IC 16-21-10-7, AS AMENDED BY P.L.2-2014, SECTION 77, IS AMENDED TO
18 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 7. (a) The hospital
19 assessment fee committee is established. The committee consists of the following four (4) voting
20 members:
- 21 (1) The secretary of family and social services appointed under IC 12-8-1.5-2 or the secretary's
22 designee, who shall serve as the chair of the committee.
- 23 (2) The budget director or the budget director's designee.
- 24 (3) Two (2) individuals appointed by the governor from a list of at least four (4) individuals submitted
25 by the Indiana Hospital Association.
- 26 If a vacancy occurs among the members appointed under subdivision (3), the governor shall appoint a
27 replacement committee member from a list of at least two (2) individuals submitted by the Indiana
28 Hospital Association.
- 29 (b) The committee shall review any Medicaid state plan amendments, waiver requests, or revisions to
30 any Medicaid state plan amendments or waiver requests, to implement or continue the implementation
31 of this chapter for the purpose of establishing favorable review of the amendments, requests, and revisions
32 by the United States Department of Health and Human Services.
- 33 (c) The committee shall meet at the call of the chair. The members serve without compensation.
- 34 (d) A quorum consists of at least three (3) members. An affirmative vote of at least three (3) members
35 of the committee is necessary to approve Medicaid state plan amendments, waiver requests, or revisions
36 to the Medicaid state plan or waiver requests.
- 37 (e) **The following apply to the approvals required by the committee under IC 12-15-44.5 and**
38 **section 13.3 of this chapter:**
- 39 (1) **The committee shall be guided and subject to the intent of the general assembly in the**
40 **passage of IC 12-15-44.5 and section 13.3 of this chapter.**
- 41 (2) **The chair of the committee shall report any approval by the committee to the budget**
42 **committee.**
- 43 (3) **If, in taking action, the committee's vote is tied, the committee shall follow the following**
44 **procedure:**
- 45 (A) **The chair of the committee shall notify the chairman of the budget committee of the tied**
46 **vote and provide a summary of that matter that was the subject of the vote.**
- 47 (B) **The chairman of the budget committee shall provide each committee member who voted**
48 **an opportunity to appear before the budget committee to present information and materials**

1 to the budget committee concerning the matter that was the subject of the tied vote.
2 (C) Following a presentation of the information and the materials described in clause (B), the
3 budget committee may make recommendations to the committee concerning the matter that
4 was the subject of the tied vote.

5 SECTION 111. IC 16-21-10-8, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO
6 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 8. (a) **This section**
7 **does not apply to the use of the incremental fee described in section 13.3 of this chapter.** Subject to
8 subsection (b), the office shall develop the following programs designed to increase, to the extent
9 allowable under federal law, Medicaid reimbursement for inpatient and outpatient hospital services
10 provided by a hospital to Medicaid recipients:

11 (1) A program concerning reimbursement for the Medicaid fee-for-service program that, in the
12 aggregate, will result in payments equivalent to the level of payment that would be paid under federal
13 Medicare payment principles.

14 (2) A program concerning reimbursement for the Medicaid risk based managed care program that,
15 in the aggregate, will result in payments equivalent to the level of payment that would be paid under
16 federal Medicare payment principles.

17 (b) The office shall not submit to the United States Department of Health and Human Services any
18 Medicaid state plan amendments, waiver requests, or revisions to any Medicaid state plan amendments
19 or waiver requests, to implement or continue the implementation of this chapter until the committee has
20 reviewed and approved the amendments, waivers, or revisions described in this subsection and has
21 submitted a written report to the budget committee concerning the amendments, waivers, or revisions
22 described in this subsection, including the following:

23 (1) The methodology to be used by the office in calculating the increased Medicaid reimbursement
24 under the programs described in subsection (a).

25 (2) The methodology to be used by the office in calculating, imposing, or collecting the fee, or any
26 other matter relating to the fee.

27 (3) The determination of Medicaid disproportionate share allotments under section 11 of this chapter
28 that are to be funded by the fee, including the formula for distributing the Medicaid disproportionate
29 share allotments.

30 (4) The distribution to private psychiatric institutions under section 13 of this chapter.

31 (c) This subsection applies to the programs described in subsection (a). The state share dollars for the
32 programs must consist of the following:

33 (1) Fees paid under this chapter.

34 (2) The hospital care for the indigent funds allocated under section 10 of this chapter.

35 (3) Other sources of state share dollars available to the office, excluding intergovernmental transfers
36 of funds made by or on behalf of a hospital.

37 The money described in subdivisions (1) and (2) may be used only to fund the part of the payments that
38 exceed the Medicaid reimbursement rates in effect on June 30, 2011.

39 (d) This subsection applies to the programs described in subsection (a). If the state is unable to maintain
40 the funding under subsection (c)(3) for the payments at Medicaid reimbursement levels in effect on June
41 30, 2011, because of budgetary constraints, the office shall reduce inpatient and outpatient hospital
42 Medicaid reimbursement rates under subsection (a)(1) or (a)(2) or request approval from the committee
43 and the United States Department of Health and Human Services to increase the fee to prevent a decrease
44 in Medicaid reimbursement for hospital services. If:

45 (1) the committee:

46 (A) does not approve a reimbursement reduction; or

47 (B) does not approve an increase in the fee; or

48 (2) the United States Department of Health and Human Services does not approve an increase in the

1 fee;

2 the office shall cease to collect the fee and the programs described in subsection (a) are terminated.

3 SECTION 112. IC 16-21-10-9, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 9. (a) This section
5 is effective upon implementation of the fee. The hospital Medicaid fee fund is established for the purpose
6 of holding fees collected under **section 6 of this chapter** that are not necessary to match federal funds.

7 (b) The office shall administer the fund.

8 (c) Money in the fund at the end of a state fiscal year **attributable to fees collected to fund the**
9 **programs described in section 8 of this chapter** does not revert to the state general fund. However,
10 money remaining in the fund after the cessation of the collection of the fee under section 6(b) of this
11 chapter shall be used for the payments described in sections 8(a) and 11 of this chapter. Any money not
12 required for the payments described in sections 8(a) and 11 of this chapter after the cessation of the
13 collection of the fee under section 6(b) of this chapter shall be distributed to the hospitals on a pro rata
14 basis based upon the fees paid by each hospital for the state fiscal year that ended immediately before the
15 cessation of the collection of the fee under section 6(b) of this chapter.

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

19 SECTION 113. IC 16-21-10-11, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO
20 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 11. (a) This section:

21 **(1) does not apply to the incremental fee described in section 13.3 of this chapter;**

22 ~~(+)~~ **(2) is effective upon the implementation of the fee described in section 6 of this chapter;** and

23 ~~(2)~~ **(3) applies to the Medicaid disproportionate share payments for the state fiscal year beginning**
24 **July 1, 2013, and each state fiscal year thereafter.**

25 (b) The state share dollars used to fund disproportionate share payments to acute care hospitals licensed
26 under IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share
27 providers under IC 12-15-16-1(a) or IC 12-15-16-1(b) shall be paid with money collected through the fee
28 and the hospital care for the indigent dollars described in section 10 of this chapter.

29 (c) Subject to section 12 of this chapter and except as provided in section 12 of this chapter, the federal
30 Medicaid disproportionate share allotments for the state fiscal years beginning July 1, 2013, and each
31 state fiscal year thereafter shall be allocated in their entirety to acute care hospitals licensed under
32 IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers
33 under IC 12-15-16-1(a) or IC 12-15-16-1(b). No part of the federal disproportionate share allotments
34 applicable for disproportionate share payments for the state fiscal year beginning July 1, 2013, and each
35 state fiscal year thereafter may be allocated to institutions for mental disease or other mental health
36 facilities, as defined by applicable federal law.

37 SECTION 114. IC 16-21-10-12, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO
38 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 12. **This section**
39 **does not apply to the use of the incremental fee described in section 13.3 of this chapter.** For
40 purposes of this chapter, the entire federal Medicaid disproportionate share allotment for Indiana does
41 not include the part of allotments that are required to be diverted under the following:

42 (1) The federally approved Indiana "Special Terms and Conditions" Medicaid demonstration project
43 (Number 11-W-00237/5).

44 (2) Any extension after December 31, 2012, of the **healthy** Indiana ~~check-up~~ plan established under
45 IC 12-15-44.2.

46 The office shall inform the committee and the budget committee concerning any extension of the **healthy**
47 Indiana ~~check-up~~ plan after December 31, 2013.

48 SECTION 115. IC 16-21-10-13, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO

1 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 13. **This section**
2 **does not apply to the use of the incremental fee described in section 13.3 of this chapter.**
3 Notwithstanding IC 12-15-16-6(c), the annual two million dollar (\$2,000,000) pool of disproportionate
4 share dollars under IC 12-15-16-6(c) shall not be available to eligible private psychiatric institutions. The
5 office shall annually distribute two million dollars (\$2,000,000) to eligible private psychiatric institutions
6 that would have been eligible for payment under IC 12-15-16-6(c).

7 SECTION 116. IC 16-21-10-13.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
8 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 13.3. (a) This**
9 **section is effective beginning February 1, 2015. As used in this section, "plan" refers to the healthy**
10 **Indiana plan 2.0 established in IC 12-15-44.5.**

11 **(b) Subject to subsections (c) through (e), the incremental fee under this section may be used to**
12 **fund the state share of the expenses specified in this subsection and to fund the amounts described**
13 **in subsection (d) if, after January 31, 2015, but before the collection of the fee under this section,**
14 **the following occur:**

15 **(1) The committee establishes a fee formula to be used to fund the state share of the following**
16 **expenses described in this subdivision:**

17 **(A) The state share of the capitated payments made to a managed care organization that**
18 **contracts with the office to provide health coverage under the plan to plan enrollees other**
19 **than plan enrollees who are eligible for the plan under Section 1931 of the federal Social**
20 **Security Act.**

21 **(B) The state share of capitated payments described in clause (A) for plan enrollees who are**
22 **eligible for the plan under Section 1931 of the federal Social Security Act that are limited to**
23 **the difference between:**

24 **(i) Medicaid provider payments used in the capitation rates effective September 1, 2014;**
25 **and**

26 **(ii) the plan's Medicare reimbursement rates described in IC 12-15-44.2-14(a)(2) used in**
27 **the capitation rates.**

28 **(C) The state share of the state's contributions to plan enrollee accounts.**

29 **(D) The state share of amounts used to pay premiums for a premium assistance plan**
30 **implemented under IC 12-15-44.2-20.**

31 **(E) The state share of the costs of increasing reimbursement rates for health care services**
32 **provided to individuals enrolled in Medicaid programs other than the plan.**

33 **(F) The state share of the state's administrative costs that, for purposes of this clause, may**
34 **not exceed one hundred seventy dollars (\$170) per person per plan enrollee per year, and**
35 **adjusted annually by the Consumer Price Index.**

36 **(G) The money described in IC 12-15-44.5-6(a) for the phase out period of the plan.**

37 **(2) The committee establishes a process to be used for reconciling:**

38 **(A) the state share of the costs of the plan;**

39 **(B) the amounts used to fund the state share of the costs of the plan; and**

40 **(C) the amount of fees assessed for funding the state share of the costs of the plan.**

41 **For purposes of this subdivision, "costs of the plan" includes the costs of the expenses listed in**
42 **subdivision (1)(A) through (1)(G).**

43 **The fees collected under this subdivision (1)(A) through (1)(F) shall be deposited into the**
44 **incremental hospital fee fund established by section 13.5 of this chapter. Fees described in**
45 **subdivision (1)(G) shall be deposited into the phase out trust fund described in IC 12-15-44.5-7. The**
46 **fees used for purposes of funding the state share of expenses listed in subdivision (1)(A) through**
47 **(1)(F) may not be used to fund expenses incurred on or after the commencement of a phase out**
48 **period of the plan.**

1 (c) For each state fiscal year for which the fee authorized by this section is used to fund the state
2 share of the expenses described in subsection (b)(1), the amount of fees shall be reduced by:

3 (1) the amount of funds annually designated by the general assembly to be deposited in the
4 healthy Indiana plan trust fund established by IC 12-15-44.2-17; less

5 (2) the annual cigarette tax funds annually appropriated by the general assembly for childhood
6 immunization programs under IC 12-15-44.2-17(a)(3) and for other health care initiatives
7 designed to promote the general health and well being of Indiana residents.

8 (d) The incremental fee described in this section may not:

9 (1) be assessed before July 1, 2016; and

10 (2) be assessed or collected on or after the beginning of a phase out period of the plan.

11 (e) This section is not intended to and may not be construed to change or affect any component
12 of the programs established under section 8 of this chapter.

13 SECTION 117. IC 16-21-10-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
14 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 13.5. (a) The**
15 **incremental hospital fee fund is established for the purpose of holding fees collected under section**
16 **13.3 of this chapter.**

17 (b) The office shall administer the fund.

18 (c) Money in the fund consists of the following:

19 (1) Fees collected under section 13.3 of this chapter.

20 (2) Donations, gifts, and money received from any other source.

21 (3) Interest accrued under this section.

22 (d) Money in the fund may be used only for the following:

23 (1) To fund exclusively the state share of the expenses listed in section 13.3(b)(1)(A) through
24 13.3(b)(1)(F) of this chapter.

25 (2) To refund hospitals in the same manner as described in subsection (g) as soon as reasonably
26 possible after the beginning of a phase out period of the healthy Indiana plan 2.0.

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

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

32 (g) Upon the beginning of a phase out period of the healthy Indiana plan 2.0, money collected
33 under section 13.3 of this chapter and any accrued interest remaining in the fund shall be
34 distributed to the hospitals on a pro rata basis based upon the fees authorized by this chapter that
35 were paid by each hospital for the state fiscal year that ended immediately before the beginning of
36 the phase out period.

37 SECTION 118. IC 16-21-10-14, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO
38 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 14. This section**
39 **does not apply to the use of the incremental fee described in section 13.3 of this chapter.** The fees
40 collected under **section 8** of this chapter may be used only as described in this chapter or to pay the state's
41 share of the cost for Medicaid services provided under the federal Medicaid program (42 U.S.C. 1396 et
42 seq.) as follows:

43 (1) Twenty-eight and five-tenths percent (28.5%) may be used by the office for Medicaid expenses.

44 (2) Seventy-one and five-tenths percent (71.5%) to hospitals.

45 SECTION 119. IC 20-18-2-22, AS AMENDED BY P.L.43-2014, SECTION 1, IS AMENDED TO
46 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 22. (a) "Teacher"** means a professional
47 person whose position in a school corporation requires certain educational preparation and licensing and
48 whose primary responsibility is the instruction of students.

1 (b) For purposes of IC 20-28, the term includes the following:

- 2 (1) A superintendent who holds a license under IC 20-28-5.
- 3 (2) A principal.
- 4 (3) A teacher.
- 5 (4) A librarian.
- 6 (5) A school counselor.

7 **(c) For purposes of IC 20-43-10-3, the term means a professional person whose position with a**
8 **school corporation or a charter school requires a license (as defined in IC 20-28-1-7) and whose**
9 **primary responsibility is the instruction of students. The term includes teachers in a school**
10 **corporation's or charter school's special education program or career and technical education**
11 **program, including programs managed under IC 20-35-5, IC 20-26-10, IC 20-37, or IC 36-1-7.**

12 SECTION 120. IC 20-19-4 IS REPEALED [EFFECTIVE JULY 1, 2015]. (Education Roundtable).

13 SECTION 121. IC 20-19-6-2 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 2. As used in this~~
14 ~~chapter, "education roundtable" refers to the education roundtable established by IC 20-19-4-2.~~

15 SECTION 122. IC 20-19-6-5, AS ADDED BY P.L.53-2013, SECTION 1, IS AMENDED TO READ
16 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. The ~~education roundtable~~ **state board** shall provide
17 staff and administrative support to the councils.

18 SECTION 123. IC 20-19-6-6, AS ADDED BY P.L.53-2013, SECTION 1, IS AMENDED TO READ
19 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Each council shall prepare and submit before
20 November 1, 2013, a comprehensive evaluation of the available career, technical, and vocational
21 education opportunities for high school students in its region.

22 (b) The evaluation prepared under subsection (a) must be submitted to the

23 ~~(1) governor. and~~

24 ~~(2) education roundtable.~~

25 SECTION 124. IC 20-20-8-8, AS AMENDED BY P.L.246-2013, SECTION 6, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The report must include the following
27 information:

28 (1) Student enrollment.

29 (2) Graduation rate (as defined in IC 20-26-13-6).

30 (3) Attendance rate.

31 (4) The following test scores, including the number and percentage of students meeting academic
32 standards:

33 (A) ISTEP program test scores.

34 (B) Scores for assessments under IC 20-32-5-21, if appropriate.

35 (C) For a freeway school, scores on a locally adopted assessment program, if appropriate.

36 (5) Average class size.

37 (6) The number and percentage of students in the following groups or programs:

38 (A) Alternative education, if offered.

39 (B) Career and technical education.

40 (C) Special education.

41 (D) High ability.

42 (E) Remediation.

43 (F) Limited English language proficiency.

44 (G) Students receiving free or reduced price lunch under the national school lunch program.

45 (H) School flex program, if offered.

46 (7) Advanced placement, including the following:

47 (A) For advanced placement tests, the percentage of students:

48 (i) scoring three (3), four (4), and five (5); and

- 1 (ii) taking the test.
- 2 (B) For the Scholastic Aptitude Test:
- 3 (i) test scores for all students taking the test;
- 4 (ii) test scores for students completing the academic honors diploma program; and
- 5 (iii) the percentage of students taking the test.
- 6 (8) Course completion, including the number and percentage of students completing the following
- 7 programs:
- 8 (A) Academic honors diploma.
- 9 (B) Core 40 curriculum.
- 10 (C) Career and technical programs.
- 11 (9) The percentage of grade 8 students enrolled in algebra I.
- 12 (10) The percentage of graduates who pursue higher education.
- 13 (11) School safety, including:
- 14 (A) the number of students receiving suspension or expulsion for the possession of alcohol, drugs,
- 15 or weapons;
- 16 (B) the number of incidents reported under IC 20-33-9; and
- 17 (C) the number of bullying incidents reported under IC 20-34-6 by category.
- 18 (12) Financial information and various school cost factors, including the following:
- 19 (A) Expenditures per pupil.
- 20 (B) Average teacher salary.
- 21 (C) Remediation funding.
- 22 (13) Technology accessibility and use of technology in instruction.
- 23 (14) Interdistrict and intradistrict student mobility rates, if that information is available.
- 24 (15) The number and percentage of each of the following within the school corporation:
- 25 (A) Teachers who are certificated employees (as defined in IC 20-29-2-4).
- 26 (B) Teachers who teach the subject area for which the teacher is certified and holds a license.
- 27 (C) Teachers with national board certification.
- 28 (16) The percentage of grade 3 students reading at grade 3 level.
- 29 (17) The number of students expelled, including the number participating in other recognized
- 30 education programs during their expulsion.
- 31 (18) Chronic absenteeism, which includes the number of students who have been absent from school
- 32 for ten percent (10%) or more of a school year for any reason.
- 33 (19) Habitual truancy, which includes the number of students who have been absent ten (10) days or
- 34 more from school within a school year without being excused or without being absent under a
- 35 parental request that has been filed with the school.
- 36 (20) The number of students who have dropped out of school, including the reasons for dropping out.
- 37 (21) The number of student work permits revoked.
- 38 (22) The number of student driver's licenses revoked.
- 39 (23) The number of students who have not advanced to grade 10 due to a lack of completed credits.
- 40 (24) The number of students suspended for any reason.
- 41 (25) The number of students receiving an international baccalaureate diploma.
- 42 ~~(26) Other indicators of performance as recommended by the education roundtable under IC 20-19-4.~~
- 43 SECTION 125. IC 20-24-7-13, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF
- 44 THE 2015 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30,
- 45 2015]: Sec. 13. (a) As used in this section, "virtual charter school" means any charter school, including
- 46 a conversion charter school, that provides for the delivery of more than fifty percent (50%) of instruction
- 47 to students through:
- 48 (1) virtual distance learning;

1 (2) online technologies; or
2 (3) computer based instruction.

3 (b) A virtual charter school may apply for authorization with any statewide **sponsor authorizer** in
4 accordance with the authorizer's guidelines.

5 (c) ~~For state fiscal years beginning after June 30, 2013, Each state fiscal year,~~ a virtual charter school
6 is entitled to receive funding in a month from the state in an amount equal to the sum of:

7 (1) the product of:
8 (A) the number of students included in the virtual charter school's current ADM; multiplied by
9 (B) the result of:
10 (i) ninety percent (90%) of the school's foundation amount determined under IC 20-43-5-4;
11 divided by
12 (ii) twelve (12); plus
13 (2) the total of any:
14 (A) special education grants under IC 20-43-7;
15 (B) career and technical education grants under IC 20-43-8;
16 (C) honor grants under IC 20-43-10;
17 (D) complexity grants under IC 20-43-13; and
18 (E) full-day kindergarten grants under IC 20-43-14;
19 to which the virtual charter school is entitled for the month.

20 ~~For state fiscal years beginning after June 30, 2013, Each state fiscal year,~~ a virtual charter school is
21 entitled to receive special education grants under IC 20-43-7 calculated in the same manner as special
22 education grants are calculated for other school corporations.

23 (d) The state board shall adopt rules under IC 4-22-2 to govern the operation of virtual charter schools.

24 (e) The department, with the approval of the state board, shall before December 1 of each year submit
25 an annual report to the budget committee concerning the program under this section.

26 (f) Each school year, at least sixty percent (60%) of the students who are enrolled in virtual charter
27 schools under this section for the first time must have been included in the state's fall count of ADM
28 conducted in the previous school year.

29 SECTION 126. IC 20-24-7-13.5, AS AMENDED BY P.L.47-2014, SECTION 6, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 13.5. (a) This section applies to the following
31 charter schools:

32 (1) The Excel Centers for Adult Learners. ~~that is located in Indianapolis, is sponsored or authorized~~
33 ~~by the mayor of Indianapolis, and that is operating as of May 1, 2013.~~
34 (2) ~~The Anderson Excel Center that is sponsored or authorized by the charter board and that is~~
35 ~~operating as of May 1, 2013.~~
36 ~~(3) (2) The Christel House Academy DOR center. that is located in Indianapolis, is sponsored or~~
37 ~~authorized by the mayor of Indianapolis, and that is operating as of May 1, 2013.~~
38 (4) ~~The Excel Centers for Adult Learners located in Kokomo, Lafayette, and Richmond that are~~
39 ~~sponsored or authorized by the charter board and that are scheduled to begin operating not later than~~
40 ~~fall 2013, and the Excel Center for Adult Learners located in Indianapolis (Lafayette Square) that is~~
41 ~~sponsored or authorized by the mayor of Indianapolis and that is scheduled to begin operating not~~
42 ~~later than fall 2013.~~
43 ~~(5) (3) The Gary Middle College charter school. that is sponsored or authorized by Ball State~~
44 ~~University, that includes students who are twenty-two (22) years of age and older, and that is~~
45 ~~operating as of May 1, 2013.~~

46 (b) Notwithstanding any other law, for state fiscal years beginning after June 30, ~~2013,~~ **2015**, a charter
47 school described in subsection (a) is entitled to receive funding from the state in an amount equal to the
48 product of:

1 (1) the charter school's number of students **who are Indiana residents** (expressed as full-time
2 equivalents); multiplied by

3 (2) six thousand six hundred dollars (\$6,600).

4 However, in the case of the charter school described in subsection ~~(a)(5)~~; **(a)(3)**, the funding under this
5 section applies only for those students who are twenty-two (22) years of age and older. **In addition, the**
6 **total number of students (expressed as full-time equivalents) of all adult learners in charter schools**
7 **covered by this section may not exceed the following:**

8 **(1) For the 2015-2016 state fiscal year:**

9 **(A) For the Christel House Academy DOR center, four hundred forty (440) adult learner**
10 **students.**

11 **(B) For the Gary Middle College charter school, one hundred fifty (150) adult learner**
12 **students.**

13 **(C) For the Excel Centers for Adult Learners, three thousand eight hundred sixty-five (3,865)**
14 **adult learner students.**

15 **(2) For the 2016-2017 state fiscal year:**

16 **(A) For the Christel House Academy DOR center, four hundred forty (440) adult learner**
17 **students.**

18 **(B) For the Gary Middle College charter school, one hundred fifty (150) adult learner**
19 **students.**

20 **(C) For the Excel Centers for Adult Learners, five thousand five (5,005) adult learner**
21 **students.**

22 (c) A charter school described in subsection (a) is entitled to receive federal special education funding.

23 ~~(d) A Christel House Academy that, before July 1, 2013, was granted a charter by the mayor of~~
24 ~~Indianapolis to establish an adult high school may be entitled to state funding after June 30, 2015, if the~~
25 ~~adult high school was not in operation on May 1, 2013.~~

26 ~~(e)~~ **(d)** The state funding under this section shall be paid each state fiscal year under a schedule set by
27 the budget agency and approved by the governor. However, the schedule shall provide for at least twelve
28 (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the
29 payments in each state fiscal year shall equal the amount required under this section. However, if the
30 appropriations for this purpose are insufficient, the distributions to each recipient shall be reduced
31 proportionately.

32 ~~(f)~~ **(e)** This section expires ~~July 1, 2015~~: **June 30, 2017**.

33 SECTION 127. IC 20-24.2-3-1, AS ADDED BY P.L.201-2013, SECTION 1, IS AMENDED TO READ
34 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) ~~Before July 31, 2013~~; The state board ~~with~~
35 ~~advice from the education roundtable established by IC 20-19-4-2~~; shall establish stringent criteria to be
36 used to determine whether a high school that does not meet the requirements under IC 20-24.2-2-2(b) may
37 receive a waiver to provide instructional days in the manner described in IC 20-24.2-4-2 and be exempt
38 from any or all of the statutes and rules listed in IC 20-24.2-4-3. The state board's criteria to approve a
39 high school's waiver request must be based on a method or methods of measuring academic standards of
40 the high school, as approved by the state board. The criteria must require the curriculum and instruction
41 of a high school to create academic performance at a high level through which students are college or
42 career ready and globally competitive upon graduation from high school.

43 (b) ~~Not later than November 1, 2013~~; The state board shall submit the criteria developed by the state
44 board to grant a waiver under subsection (a) to the general assembly in an electronic format under
45 IC 5-14-6. ~~During the 2014 session of the general assembly, the general assembly may reject, modify, or~~
46 ~~codify the criteria developed by the state board under subsection (a).~~

47 SECTION 128. IC 20-25-3-6, AS ADDED BY P.L.1-2005, SECTION 9, IS AMENDED TO READ AS
48 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) A member of a standing committee of the board

1 provided for by the board's rules shall be appointed by the president within three (3) weeks after the
2 president's election to the office of president.

3 (b) Subject to the limitations in this chapter, the board may fix the salaries of each officer and employee
4 of the board.

5 (c) The board in:

6 (1) electing and choosing a general superintendent; and

7 (2) employing agents and employees that the board considers necessary to conduct the business of
8 the school city;

9 shall choose individuals whose qualifications peculiarly fit the positions the individuals will occupy.

10 (d) The board shall contract for and establish the amount of salary or compensation to be paid to each
11 officer, agent, and employee chosen or elected by the board. The board shall adopt a ~~schedule of salaries~~
12 **compensation plan that specifies the salary range** that the board considers proper, and for the purpose
13 of establishing a ~~salary schedule~~, **compensation plan**, the board may divide teachers, principals, and
14 other employees into classes based upon efficiency, qualifications, experience, and responsibility. Each
15 principal, teacher, or employee in a class shall receive the same regular salary given to each of the other
16 members of the same class, subject to the provisions of this article.

17 (e) The board may:

18 (1) by rule fix the time and the number of meetings of the board, except that one (1) regular meeting
19 must be held in each calendar month; and

20 (2) make, amend, and repeal bylaws and rules for:

21 (A) the board's own procedure; and

22 (B) the government and management of:

23 (i) the board's schools; and

24 (ii) property under the board's control.

25 SECTION 129. IC 20-26-5-4, AS AMENDED BY P.L.2-2014, SECTION 83, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) In carrying out the school purposes
27 of a school corporation, the governing body acting on the school corporation's behalf has the following
28 specific powers:

29 (1) In the name of the school corporation, to sue and be sued and to enter into contracts in matters
30 permitted by applicable law. However, a governing body may not use funds received from the state
31 to bring or join in an action against the state, unless the governing body is challenging an adverse
32 decision by a state agency, board, or commission.

33 (2) To take charge of, manage, and conduct the educational affairs of the school corporation and to
34 establish, locate, and provide the necessary schools, school libraries, other libraries where permitted
35 by law, other buildings, facilities, property, and equipment.

36 (3) To appropriate from the school corporation's general fund an amount, not to exceed the greater
37 of three thousand dollars (\$3,000) per budget year or one dollar (\$1) per pupil, not to exceed twelve
38 thousand five hundred dollars (\$12,500), based on the school corporation's ADM of the previous year
39 (as defined in IC 20-43-1-7) to promote the best interests of the school corporation through:

40 (A) the purchase of meals, decorations, memorabilia, or awards;

41 (B) provision for expenses incurred in interviewing job applicants; or

42 (C) developing relations with other governmental units.

43 (4) To do the following:

44 (A) Acquire, construct, erect, maintain, hold, and contract for construction, erection, or
45 maintenance of real estate, real estate improvements, or an interest in real estate or real estate
46 improvements, as the governing body considers necessary for school purposes, including buildings,
47 parts of buildings, additions to buildings, rooms, gymnasiums, auditoriums, playgrounds, playing
48 and athletic fields, facilities for physical training, buildings for administrative, office, warehouse,

1 repair activities, or housing school owned buses, landscaping, walks, drives, parking areas,
2 roadways, easements and facilities for power, sewer, water, roadway, access, storm and surface
3 water, drinking water, gas, electricity, other utilities and similar purposes, by purchase, either
4 outright for cash (or under conditional sales or purchase money contracts providing for a retention
5 of a security interest by the seller until payment is made or by notes where the contract, security
6 retention, or note is permitted by applicable law), by exchange, by gift, by devise, by eminent
7 domain, by lease with or without option to purchase, or by lease under IC 20-47-2, IC 20-47-3, or
8 IC 20-47-5.

9 (B) Repair, remodel, remove, or demolish, or to contract for the repair, remodeling, removal, or
10 demolition of the real estate, real estate improvements, or interest in the real estate or real estate
11 improvements, as the governing body considers necessary for school purposes.

12 (C) Provide for conservation measures through utility efficiency programs or under a guaranteed
13 savings contract as described in IC 36-1-12.5.

14 (5) To acquire personal property or an interest in personal property as the governing body considers
15 necessary for school purposes, including buses, motor vehicles, equipment, apparatus, appliances,
16 books, furniture, and supplies, either by cash purchase or under conditional sales or purchase money
17 contracts providing for a security interest by the seller until payment is made or by notes where the
18 contract, security, retention, or note is permitted by applicable law, by gift, by devise, by loan, or by
19 lease with or without option to purchase and to repair, remodel, remove, relocate, and demolish the
20 personal property. All purchases and contracts specified under the powers authorized under
21 subdivision (4) and this subdivision are subject solely to applicable law relating to purchases and
22 contracting by municipal corporations in general and to the supervisory control of state agencies as
23 provided in section 6 of this chapter.

24 (6) To sell or exchange real or personal property or interest in real or personal property that, in the
25 opinion of the governing body, is not necessary for school purposes, in accordance with IC 20-26-7,
26 to demolish or otherwise dispose of the property if, in the opinion of the governing body, the property
27 is not necessary for school purposes and is worthless, and to pay the expenses for the demolition or
28 disposition.

29 (7) To lease any school property for a rental that the governing body considers reasonable or to permit
30 the free use of school property for:

31 (A) civic or public purposes; or

32 (B) the operation of a school age child care program for children who are at least five (5) years of
33 age and less than fifteen (15) years of age that operates before or after the school day, or both, and
34 during periods when school is not in session;

35 if the property is not needed for school purposes. Under this subdivision, the governing body may
36 enter into a long term lease with a nonprofit corporation, community service organization, or other
37 governmental entity, if the corporation, organization, or other governmental entity will use the
38 property to be leased for civic or public purposes or for a school age child care program. However,
39 if payment for the property subject to a long term lease is made from money in the school
40 corporation's debt service fund, all proceeds from the long term lease must be deposited in the school
41 corporation's debt service fund so long as payment for the property has not been made. The governing
42 body may, at the governing body's option, use the procedure specified in IC 36-1-11-10 in leasing
43 property under this subdivision.

44 (8) To do the following:

45 (A) Employ, contract for, and discharge superintendents, supervisors, principals, teachers,
46 librarians, athletic coaches (whether or not they are otherwise employed by the school corporation
47 and whether or not they are licensed under IC 20-28-5), business managers, superintendents of
48 buildings and grounds, janitors, engineers, architects, physicians, dentists, nurses, accountants,

1 teacher aides performing noninstructional duties, educational and other professional consultants,
2 data processing and computer service for school purposes, including the making of schedules, the
3 keeping and analyzing of grades and other student data, the keeping and preparing of warrants,
4 payroll, and similar data where approved by the state board of accounts as provided below, and
5 other personnel or services as the governing body considers necessary for school purposes.
6 (B) Fix and pay the salaries and compensation of persons and services described in this subdivision
7 that are consistent with IC 20-28-9-1.5.
8 (C) Classify persons or services described in this subdivision and to adopt ~~schedules of salaries or~~
9 ~~a compensation plan with a salary range that are is~~ consistent with IC 20-28-9-1.5.
10 (D) Determine the number of the persons or the amount of the services employed or contracted for
11 as provided in this subdivision.
12 (E) Determine the nature and extent of the duties of the persons described in this subdivision.
13 The compensation, terms of employment, and discharge of teachers are, however, subject to and
14 governed by the laws relating to employment, contracting, compensation, and discharge of teachers.
15 The compensation, terms of employment, and discharge of bus drivers are subject to and governed
16 by laws relating to employment, contracting, compensation, and discharge of bus drivers. The forms
17 and procedures relating to the use of computer and data processing equipment in handling the
18 financial affairs of the school corporation must be submitted to the state board of accounts for
19 approval so that the services are used by the school corporation when the governing body determines
20 that it is in the best interest of the school corporation while at the same time providing reasonable
21 accountability for the funds expended.
22 (9) Notwithstanding the appropriation limitation in subdivision (3), when the governing body by
23 resolution considers a trip by an employee of the school corporation or by a member of the governing
24 body to be in the interest of the school corporation, including attending meetings, conferences, or
25 examining equipment, buildings, and installation in other areas, to permit the employee to be absent
26 in connection with the trip without any loss in pay and to reimburse the employee or the member the
27 employee's or member's reasonable lodging and meal expenses and necessary transportation
28 expenses. To pay teaching personnel for time spent in sponsoring and working with school related
29 trips or activities.
30 (10) Subject to IC 20-27-13, to transport children to and from school, when in the opinion of the
31 governing body the transportation is necessary, including considerations for the safety of the children
32 and without regard to the distance the children live from the school. The transportation must be
33 otherwise in accordance with applicable law.
34 (11) To provide a lunch program for a part or all of the students attending the schools of the school
35 corporation, including the establishment of kitchens, kitchen facilities, kitchen equipment, lunch
36 rooms, the hiring of the necessary personnel to operate the lunch program, and the purchase of
37 material and supplies for the lunch program, charging students for the operational costs of the lunch
38 program, fixing the price per meal or per food item. To operate the lunch program as an
39 extracurricular activity, subject to the supervision of the governing body. To participate in a surplus
40 commodity or lunch aid program.
41 (12) To purchase curricular materials, to furnish curricular materials without cost or to rent curricular
42 materials to students, to participate in a curricular materials aid program, all in accordance with
43 applicable law.
44 (13) To accept students transferred from other school corporations and to transfer students to other
45 school corporations in accordance with applicable law.
46 (14) To make budgets, to appropriate funds, and to disburse the money of the school corporation in
47 accordance with applicable law. To borrow money against current tax collections and otherwise to
48 borrow money, in accordance with IC 20-48-1.

1 (15) To purchase insurance or to establish and maintain a program of self-insurance relating to the
2 liability of the school corporation or the school corporation's employees in connection with motor
3 vehicles or property and for additional coverage to the extent permitted and in accordance with
4 IC 34-13-3-20. To purchase additional insurance or to establish and maintain a program of
5 self-insurance protecting the school corporation and members of the governing body, employees,
6 contractors, or agents of the school corporation from liability, risk, accident, or loss related to school
7 property, school contract, school or school related activity, including the purchase of insurance or the
8 establishment and maintenance of a self-insurance program protecting persons described in this
9 subdivision against false imprisonment, false arrest, libel, or slander for acts committed in the course
10 of the persons' employment, protecting the school corporation for fire and extended coverage and
11 other casualty risks to the extent of replacement cost, loss of use, and other insurable risks relating
12 to property owned, leased, or held by the school corporation. In accordance with IC 20-26-17, to:

13 (A) participate in a state employee health plan under IC 5-10-8-6.6 or IC 5-10-8-6.7;

14 (B) purchase insurance; or

15 (C) establish and maintain a program of self-insurance;

16 to benefit school corporation employees, including accident, sickness, health, or dental coverage,
17 provided that a plan of self-insurance must include an aggregate stop-loss provision.

18 (16) To make all applications, to enter into all contracts, and to sign all documents necessary for the
19 receipt of aid, money, or property from the state, the federal government, or from any other source.

20 (17) To defend a member of the governing body or any employee of the school corporation in any suit
21 arising out of the performance of the member's or employee's duties for or employment with, the
22 school corporation, if the governing body by resolution determined that the action was taken in good
23 faith. To save any member or employee harmless from any liability, cost, or damage in connection
24 with the performance, including the payment of legal fees, except where the liability, cost, or damage
25 is predicated on or arises out of the bad faith of the member or employee, or is a claim or judgment
26 based on the member's or employee's malfeasance in office or employment.

27 (18) To prepare, make, enforce, amend, or repeal rules, regulations, and procedures:

28 (A) for the government and management of the schools, property, facilities, and activities of the
29 school corporation, the school corporation's agents, employees, and pupils and for the operation of
30 the governing body; and

31 (B) that may be designated by an appropriate title such as "policy handbook", "bylaws", or "rules
32 and regulations".

33 (19) To ratify and approve any action taken by a member of the governing body, an officer of the
34 governing body, or an employee of the school corporation after the action is taken, if the action could
35 have been approved in advance, and in connection with the action to pay the expense or compensation
36 permitted under IC 20-26-1 through IC 20-26-5, IC 20-26-7, IC 20-40-12, and IC 20-48-1 or any other
37 law.

38 (20) To exercise any other power and make any expenditure in carrying out the governing body's
39 general powers and purposes provided in this chapter or in carrying out the powers delineated in this
40 section which is reasonable from a business or educational standpoint in carrying out school purposes
41 of the school corporation, including the acquisition of property or the employment or contracting for
42 services, even though the power or expenditure is not specifically set out in this chapter. The specific
43 powers set out in this section do not limit the general grant of powers provided in this chapter except
44 where a limitation is set out in IC 20-26-1 through IC 20-26-5, IC 20-26-7, IC 20-40-12, and
45 IC 20-48-1 by specific language or by reference to other law.

46 (b) A superintendent hired under subsection (a)(8):

47 (1) is not required to hold a teacher's license under IC 20-28-5; and

48 (2) is required to have obtained at least a master's degree from an accredited postsecondary

1 educational institution.

2 SECTION 130. IC 20-26-5-19, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ
3 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 19. A governing body under its powers to fix and
4 pay the salaries and compensation of employees of the school corporation and to contract for services
5 under ~~IC 20-26-5-4(8)~~ **IC 20-26-5-4(a)(8)** may distribute payroll based on contractual and salary schedule
6 **compensation plan** commitments instead of payroll estimates approved in advance by the governing
7 body.

8 SECTION 131. IC 20-27-14-2 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 2: As used in this~~
9 ~~chapter, "roundtable" refers to the education roundtable established by IC 20-19-4-2.~~

10 SECTION 132. IC 20-27-14-3, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. The science, technology, engineering, and
12 mathematics teacher recruitment fund is established. The **roundtable commission for higher education**
13 shall administer the fund.

14 SECTION 133. IC 20-27-14-8, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The **roundtable commission for higher**
16 **education** may use money in the fund to provide grants to Indiana organizations that recruit science,
17 technology, engineering, and mathematics teachers for employment by Indiana school corporations.

18 SECTION 134. IC 20-27-14-9, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
19 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. The **roundtable commission for higher**
20 **education** shall establish two (2) grant programs as follows:

21 (1) A grant program to encourage the growth of existing organizations that recruit science,
22 technology, engineering, and mathematics teachers.

23 (2) A grant program to support the establishment of programs that increase the pool of high-quality
24 science, technology, engineering, and mathematics teachers in Indiana.

25 SECTION 135. IC 20-27-14-10, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. The **roundtable commission for higher**
27 **education** shall develop an application process for grants under this chapter that identifies recruiting
28 organizations and programs:

29 (1) that produce high student achievement and effective and highly effective teachers; and

30 (2) that match science, technology, engineering, and mathematics teachers with Indiana school
31 corporations that would otherwise encounter a shortage of qualified teachers in science, technology,
32 engineering, and mathematics.

33 SECTION 136. IC 20-27-14-11, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. The **roundtable commission for higher**
35 **education** shall develop standards for evaluating recipients of grants under this chapter.

36 SECTION 137. IC 20-27-14-12, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. A recipient of a grant under this chapter
38 shall submit to the **roundtable commission for higher education** a written report concerning the
39 recipient's compliance with the evaluation standards developed under section 11 of this chapter on the
40 following dates:

41 (1) December 1 of each year.

42 (2) July 1 of each year.

43 SECTION 138. IC 20-27-14-13, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO
44 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. The **roundtable commission for higher**
45 **education** shall consider the information submitted under section 12 of this chapter when evaluating a
46 subsequent application from a recruiting organization or program. An applicant may be denied a grant
47 under this chapter based on the information submitted under section 12 of this chapter.

48 SECTION 139. IC 20-28-6-2, AS AMENDED BY P.L.6-2012, SECTION 137, IS AMENDED TO

1 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A contract entered into by a teacher
2 and a school corporation must:

- 3 (1) be in writing;
- 4 (2) be signed by both parties; and
- 5 (3) contain the:
 - 6 (A) beginning date of the school term as determined annually by the school corporation;
 - 7 (B) number of days in the school term as determined annually by the school corporation;
 - 8 (C) total salary to be paid to the teacher during the school year;
 - 9 (D) number of salary payments to be made to the teacher during the school year; and
 - 10 (E) number of hours per day the teacher is expected to work, as discussed pursuant to IC 20-29-6-7.

11 (b) The contract may provide for the annual determination of the teacher's annual compensation ~~by~~
12 **based on a local salary schedule, compensation plan specifying a salary range**, which is part of the
13 contract. The ~~salary schedule~~ **compensation plan** may be changed by the school corporation ~~on or~~ before
14 May 1 of a year, with the changes effective the next school year. A teacher affected by the changes shall
15 be furnished with printed copies of the changed ~~schedule~~ **compensation plan** not later than thirty (30)
16 days after the ~~schedule's~~ **adoption of the compensation plan**.

17 (c) A contract under this section is also governed by the following statutes:

- 18 (1) IC 20-28-9-5 through IC 20-28-9-6.
- 19 (2) IC 20-28-9-9 through IC 20-28-9-11.
- 20 (3) IC 20-28-9-13.
- 21 (4) IC 20-28-9-14.

22 (d) A governing body shall provide the blank contract forms, carefully worded by the state
23 superintendent, and have them signed. The contracts are public records open to inspection by the residents
24 of each school corporation.

25 (e) An action may be brought on a contract that conforms with subsections (a)(1), (a)(2), and (d).

26 SECTION 140. IC 20-28-6-7, AS AMENDED BY P.L.90-2011, SECTION 28, IS AMENDED TO
27 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) As used in this section, "teacher"
28 includes an individual who:

- 29 (1) holds a substitute teacher's license; and
- 30 (2) provides instruction in a joint summer school program under IC 20-30-7-5.

31 (b) The supplemental service teacher's contract shall be used when a teacher provides professional
32 service in evening school or summer school employment, except when a teacher or other individual is
33 employed to supervise or conduct noncredit courses or activities.

34 (c) If a teacher serves more than one hundred twenty (120) days on a supplemental service teacher's
35 contract in a school year, the following apply:

- 36 (1) Sections 1, 2, 3, and 8 of this chapter.
- 37 (2) IC 20-28-10-1 through IC 20-28-10-5.

38 (d) The salary of a teacher on a supplemental service contract shall be determined by the
39 superintendent. The superintendent may, but is not required to, base the salary on the regular ~~salary~~
40 **schedule compensation plan** for the school corporation.

41 SECTION 141. IC 20-28-9-1.5, AS ADDED BY P.L.286-2013, SECTION 90, IS AMENDED TO
42 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.5. (a) This subsection ~~applies to a~~
43 ~~contract in effect July 1, 2012; or upon the expiration of a contract in existence on July 1, 2011, whichever~~
44 ~~is earlier; and~~ governs salary increases for a teacher employed by a school corporation. ~~on or after the date~~
45 ~~this subsection takes effect.~~ Compensation attributable to additional degrees or graduate credits earned
46 before the effective date of ~~the~~ **a local salary schedule compensation plan** created under this chapter
47 **before July 1, 2015**, shall continue **for school years beginning after June 30, 2015**. Compensation
48 attributable to additional degrees for which a teacher has started course work before July 1, 2011, and

1 completed course work before September 2, 2014, shall also continue **for school years beginning after**
2 **June 30, 2015. For school years beginning after June 30, 2015, a school corporation may provide**
3 **a supplemental payment to a teacher in excess of the salary specified in the school corporation's**
4 **compensation plan if the teacher has earned a master's degree from an accredited postsecondary**
5 **educational institution in:**

6 (1) education; or

7 (2) a content area directly related to an advance placement, dual credit, or other course taught
8 by the teacher.

9 **A supplement provided under this subsection is not subject to collective bargaining, but a discussion**
10 **of the supplement must be held. Such a supplement is in addition to any increase permitted under**
11 **subsection (b).**

12 (b) Increases or increments in a local salary ~~scale~~ **range** must be based upon a combination of the
13 following factors:

14 (1) A combination of the following factors taken together may account for not more than thirty-three
15 percent (33%) of the calculation used to determine a teacher's increase or increment:

16 (A) The number of years of a teacher's experience.

17 (B) The attainment of either:

18 (i) additional content area degrees beyond the requirements for employment; or

19 (ii) additional content area degrees and credit hours beyond the requirements for employment,
20 if required under an agreement bargained under IC 20-29.

21 (2) The results of an evaluation conducted under IC 20-28-11.5.

22 (3) The assignment of instructional leadership roles, including the responsibility for conducting
23 evaluations under IC 20-28-11.5.

24 (4) The academic needs of students in the school corporation.

25 (c) A teacher rated ineffective or improvement necessary under IC 20-28-11.5 may not receive any raise
26 or increment for the following year if the teacher's employment contract is continued. The amount that
27 would otherwise have been allocated for the salary increase of teachers rated ineffective or improvement
28 necessary shall be allocated for compensation of all teachers rated effective and highly effective based
29 on the criteria in subsection (b).

30 (d) A teacher who does not receive a raise or increment under subsection (c) may file a request with the
31 superintendent or superintendent's designee not later than five (5) days after receiving notice that the
32 teacher received a rating of ineffective. The teacher is entitled to a private conference with the
33 superintendent or superintendent's designee.

34 (e) ~~Not later than January 31, 2012,~~ The department shall publish a model ~~salary schedule~~
35 **compensation plan with a model salary range** that a school corporation may adopt. **Before July 1,**
36 **2015, the department may modify the model compensation plan, as needed, to comply with**
37 **subsection (f).**

38 (f) Each school corporation shall submit its local ~~salary schedule~~ **compensation plan** to the department.
39 **For a school year beginning after June 30, 2015, a local compensation plan must specify the range**
40 **for teacher salaries.** The department shall publish the local ~~salary schedules~~ **compensation plans** on the
41 department's Internet web site.

42 (g) The department shall report any noncompliance with this section to the state board.

43 (h) The state board shall take appropriate action to ensure compliance with this section.

44 (i) This chapter may not be construed to require or allow a school corporation to decrease the salary of
45 any teacher below the salary the teacher was earning on or before July 1, ~~2012,~~ **2015,** if that decrease
46 would be made solely to conform to the new ~~salary scale.~~ **compensation plan.**

47 (j) After June 30, 2011, all rights, duties, or obligations established under IC 20-28-9-1 before its repeal
48 are considered rights, duties, or obligations under this section.

1 SECTION 142. IC 20-28-9-7, AS ADDED BY P.L.246-2005, SECTION 168, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) An individual who:

3 (1) holds:

4 (A) a professional license;

5 (B) a provisional license;

6 (C) a limited license; or

7 (D) an equivalent license issued by the department; and

8 (2) serves as an occasional substitute teacher;

9 shall be compensated ~~on~~ **in conformity with** the pay ~~schedule~~ **range** for substitutes of the school
10 corporation the individual serves.

11 (b) An individual who:

12 (1) holds a:

13 (A) professional license; or

14 (B) provisional license; and

15 (2) serves as a substitute teacher in the same teaching position for more than fifteen (15) consecutive
16 school days;

17 shall be compensated ~~on~~ **in conformity with** the regular pay ~~schedule~~ **range** for teachers of the school
18 corporation the individual serves.

19 SECTION 143. IC 20-28-9-8, AS ADDED BY P.L.1-2005, SECTION 12, IS AMENDED TO READ
20 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. An individual who holds a substitute license
21 shall be compensated ~~on~~ **in conformity with** the pay ~~schedule~~ **range** for substitutes of the school
22 corporation the individual serves.

23 SECTION 144. IC 20-28-10-2, AS AMENDED BY P.L.90-2011, SECTION 35, IS AMENDED TO
24 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Except as provided in section 1 of
25 this chapter, rights existing at the time a leave commences that arise from a teacher's:

26 (1) status as a professional or established teacher;

27 (2) accumulation of successive years of service;

28 (3) service performed under a teacher's contract under IC 20-28-6-8; or

29 (4) status or rights negotiated under IC 20-29;

30 remain intact.

31 (b) During a leave the teacher may maintain coverage in a group insurance program by paying the total
32 premium including the school corporation's share, if any, attributable to the leave period. The school
33 corporation may elect to pay all or part of the cost of the premium as an adopted or negotiated fringe
34 benefit to teachers on leave.

35 (c) During a leave extending into a part of a school year, a teacher accumulates sick leave under
36 IC 20-28-9-9 through IC 20-28-9-12, or ~~a~~ **the** salary ~~schedule~~ **range** of the school corporation that
37 provides greater sick leave, in the same proportion that the number of days the teacher is paid during the
38 year for work or leave bears to the total number of days for which teachers are paid in the school
39 corporation.

40 (d) Except as provided in section 1 of this chapter, during a leave of a probationary teacher, the period
41 of probationary successive years of service under a teacher's contract that is a condition precedent to
42 becoming a professional or established teacher under IC 20-28-6-8 is uninterrupted for that teacher.
43 However, this probationary period may not include an entire school year spent on leave.

44 (e) All or part of a leave granted for sickness or disability, including pregnancy related disability, may
45 be charged at the teacher's discretion to the teacher's available sick days. However, the teacher is not
46 entitled to take accumulated sick days when the teacher's physician certifies that the teacher is capable
47 of performing the teacher's regular teaching duties. The teacher is entitled to complete the remaining leave
48 without pay.

1 SECTION 145. IC 20-28-10-16, AS AMENDED BY P.L.2-2006, SECTION 139, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16. (a) If a teacher serves in the general
3 assembly, the teacher shall be given credit for the time spent in this service, including the time spent for
4 council or committee meetings. The leave for this service does not diminish the teacher's rights under the
5 Indiana state teachers' retirement fund or the teacher's advancement on the state or a local ~~salary schedule.~~
6 **compensation plan.** For these purposes, the teacher is, despite the leave, considered teaching for the
7 school during that time.

8 (b) The compensation received while serving in the general assembly shall be included for teachers
9 retiring after June 30, 1980, in the determination of the teacher's annual compensation to compute the
10 teacher's retirement benefit under IC 5-10.2-4. A teacher serving in the general assembly may choose to
11 have deductions made from the teacher's salary as a legislator for contributions under either
12 IC 5-10.4-4-11 or IC 5-10.3-7-9.

13 SECTION 146. IC 20-28-11.5-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
14 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. As used in this chapter, "certificated**
15 **employee" includes the following:**

16 (1) **A certificated employee (as defined in IC 20-29-2-4).**

17 (2) **For purposes of annual performance evaluations conducted for a school year beginning after**
18 **June 30, 2014, a teacher (as defined in IC 20-18-2-22), regardless of whether the individual is**
19 **a certificated employee (as defined in IC 20-29-2-4).**

20 SECTION 147. IC 20-28-11.5-4, AS ADDED BY P.L.90-2011, SECTION 39, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) Each school corporation shall
22 develop a plan for annual performance evaluations for each certificated employee. ~~(as defined in~~
23 ~~IC 20-29-2-4).~~ A school corporation shall implement the plan beginning with the 2012-2013 school year.

24 (b) Instead of developing its own staff performance evaluation plan under subsection (a), a school
25 corporation may adopt a staff performance evaluation plan that meets the requirements set forth in this
26 chapter or any of the following models:

27 (1) A plan using master teachers or contracting with an outside vendor to provide master teachers.

28 (2) The System for Teacher and Student Advancement (TAP).

29 (3) The Peer Assistance and Review Teacher Evaluation System (PAR).

30 (c) A plan must include the following components:

31 (1) Performance evaluations for all certificated employees, conducted at least annually.

32 (2) Objective measures of student achievement and growth to significantly inform the evaluation. The
33 objective measures must include:

34 (A) student assessment results from statewide assessments for certificated employees whose
35 responsibilities include instruction in subjects measured in statewide assessments;

36 (B) methods for assessing student growth for certificated employees who do not teach in areas
37 measured by statewide assessments; and

38 (C) student assessment results from locally developed assessments and other test measures for
39 certificated employees whose responsibilities may or may not include instruction in subjects and
40 areas measured by statewide assessments.

41 (3) Rigorous measures of effectiveness, including observations and other performance indicators.

42 (4) An annual designation of each certificated employee in one (1) of the following rating categories:

43 (A) Highly effective.

44 (B) Effective.

45 (C) Improvement necessary.

46 (D) Ineffective.

47 (5) An explanation of the evaluator's recommendations for improvement, and the time in which
48 improvement is expected.

1 (6) A provision that a teacher who negatively affects student achievement and growth cannot receive
2 a rating of highly effective or effective.

3 (7) For annual performance evaluations for school years beginning after June 30, 2015, a
4 provision for a reevaluation planning session conducted by the superintendent or equivalent
5 authority for the school corporation with the principals in the school corporation.

6 (d) In developing a performance evaluation model, a school corporation shall consider the
7 following:

8 (1) Test scores of students (both formative and summative).

9 (2) Classroom presentation observations.

10 (3) Observation of student-teacher interaction.

11 (4) Knowledge of subject matter.

12 (5) Dedication and effectiveness of the teacher through time and effort on task.

13 (6) Contributions of teachers through group teacher interactivity in fulfilling the school
14 improvement plan.

15 (7) Cooperation of the teacher with supervisors and peers.

16 (8) Extracurricular contributions of the teacher.

17 (9) Outside performance evaluations.

18 (10) Compliance with school corporation rules and procedures.

19 (11) Other items considered important by the school corporation in developing each student to
20 the student's maximum intellectual potential and performance.

21 The state board and the department may recommend additional factors, but may not require
22 additional factors unless directed to do so by the general assembly.

23 (e) This subsection applies to plans applicable to annual performance evaluations for school years
24 beginning after June 30, 2015. The plan must:

25 (1) be in writing; and

26 (2) be explained to the governing body in a public meeting;

27 before the evaluations are conducted. Before explaining the plan to the governing body, the
28 superintendent of the school corporation shall discuss the plan with teachers or the teachers'
29 representative, if there is one. This discussion is not subject to the open door law (IC 5-14-1.5). The
30 plan is not subject to bargaining, but a discussion of the plan must be held.

31 ~~(f)~~ (f) The evaluator shall discuss the evaluation with the certificated employee.

32 SECTION 148. IC 20-28-11.5-8.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
33 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 8.5. A plan for performance evaluations**
34 **under this chapter may be discussed, but is not subject to bargaining. Selection of a performance**
35 **evaluation model is at the discretion of the school corporation, but the developed plan must be**
36 **reported to the department and the Indiana education employment relations board in a timely**
37 **manner, as established by the department. The department may review the plan for efficacy and**
38 **the Indiana education employment relations board may review the plan for legality, and both may**
39 **comment to the school corporation. The department shall annually present to the state board of**
40 **education plans selected by the school corporations. The state board may recommend model plans**
41 **to school corporations, but shall not mandate any plan.**

42 SECTION 149. IC 20-28-11.5-9, AS AMENDED BY P.L.192-2014, SECTION 5, IS AMENDED TO
43 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 9. (a) The principal of a school in a**
44 **school corporation shall report in the aggregate the results of staff performance evaluations for the**
45 **school to the superintendent and the governing body for the school corporation before November**
46 **15 of each year on the schedule determined by the governing body. The report must be presented**
47 **in a public meeting of the governing body. Before presentation to the governing body, the**
48 **superintendent of the school corporation shall discuss the report of completed evaluations with the**

1 teachers. This discussion is not subject to the open door law (IC 5-14-1.5). The report of completed
2 evaluations is not subject to bargaining, but a discussion of the report must be held.

3 (b) A school corporation annually shall provide the disaggregated results of staff performance
4 evaluations by teacher identification numbers to the department:

5 (1) after completing the presentations required under subsection (a) for all schools for the
6 school corporation; and

7 (2) before November 15 of that year.

8 Before November 15 of each year, each charter school (including a virtual charter school) and school
9 corporation shall provide the disaggregated results of staff performance evaluations by teacher
10 identification numbers to the department.

11 ~~(b)~~ (c) Before August 1 of each year, each charter school and school corporation shall provide to the
12 department:

13 (1) the name of the teacher preparation program that recommended the initial license for each teacher
14 employed by the school; and

15 (2) the annual retention rate for teachers employed by the school.

16 ~~(c)~~ (d) Not before the beginning of the second semester (or the equivalent) of the school year and not
17 later than August 1 of each year, the principal at each school described in subsection (a) shall complete
18 a survey that provides information regarding the principal's assessment of the quality of instruction by
19 each particular teacher preparation program located in Indiana for teachers employed at the school who
20 initially received their teaching license in Indiana in the previous two (2) years. The survey shall be
21 adopted by the state board and prescribed on a form developed not later than July 30, 2016, by the
22 department that is aligned with the matrix system established under IC 20-28-3-1(i). The school shall
23 provide the surveys to the department along with the information provided in subsection ~~(b)~~: (c). The
24 department shall compile the information contained in the surveys, broken down by each teacher
25 preparation program located in Indiana. The department shall include information relevant to a particular
26 teacher preparation program located in Indiana in the department's report under subsection ~~(f)~~: (g).

27 ~~(d)~~ (e) During the second semester (or the equivalent) of the school year and not later than August 1
28 of each year, each teacher employed by a school described in subsection ~~(a)~~ (b) in Indiana who initially
29 received a teacher's license in Indiana in the previous three (3) years shall complete a form after the
30 teacher completes the teacher's initial year teaching at a particular school. The information reported on
31 the form must:

32 (1) provide the year in which the teacher was hired by the school;

33 (2) include the name of the teacher preparation program that recommended the teacher for an initial
34 license;

35 (3) describe subjects taught by the teacher;

36 (4) provide the location of different teaching positions held by the teacher since the teacher initially
37 obtained an Indiana teaching license;

38 (5) provide a description of any mentoring the teacher has received while teaching in the teacher's
39 current teaching position;

40 (6) describe the teacher's current licensure status; and

41 (7) include an assessment by the teacher of the quality of instruction of the teacher preparation
42 program in which the teacher participated.

43 The form shall be prescribed by the department. The forms shall be submitted to the department with the
44 information provided in subsection ~~(b)~~: (c). Upon receipt of the information provided in this subsection,
45 the department shall compile the information contained in the forms and include an aggregated summary
46 of the report on the department's Internet web site.

47 ~~(e)~~ (f) Before December 15 of each year, the department shall report the results of staff performance
48 evaluations in the aggregate to the state board, and to the public via the department's Internet web site for:

- 1 (1) the aggregate of certificated employees of each school and school corporation;
- 2 (2) the aggregate of graduates of each teacher preparation program in Indiana;
- 3 (3) for each school described in subsection ~~(a)~~; **(b)**, the annual rate of retention for certificated
- 4 employees for each school within the charter school or school corporation; and
- 5 (4) the aggregate results of staff performance evaluations for each category described in section
- 6 4(c)(4) of this chapter. In addition to the aggregate results, the results must be broken down:
- 7 (A) by the content area of the initial teacher license received by teachers upon completion of a
- 8 particular teacher preparation program; or
- 9 (B) as otherwise requested by a teacher preparation program, as approved by the state board.

10 ~~(f)~~ **(g)** Beginning November 1, 2016, and before September 1 of each year thereafter, the department
 11 shall report to each teacher preparation program in Indiana for teachers with three (3) or fewer years of
 12 teaching experience:

- 13 (1) information from the surveys relevant to that particular teacher education program provided to
- 14 the department under subsection ~~(c)~~; **(d)**;
- 15 (2) information from the forms relevant to that particular teacher preparation program compiled by
- 16 the department under subsection ~~(d)~~; **(e)**; and
- 17 (3) the results from the most recent school year for which data are available of staff performance
- 18 evaluations for each category described in section 4(c)(4) of this chapter with three (3) or fewer years
- 19 of teaching experience for that particular teacher preparation program. The report to the teacher
- 20 preparation program under this subdivision shall be in the aggregate form and shall be broken down
- 21 by the teacher preparation program that recommended an initial teaching license for the teacher.

22 SECTION 150. IC 20-29-6-4, AS AMENDED BY P.L.286-2013, SECTION 91, IS AMENDED TO
 23 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) A school employer shall bargain
 24 collectively with the exclusive representative on the following:

- 25 (1) Salary.
- 26 (2) Wages.
- 27 (3) Salary and wage related fringe benefits, including accident, sickness, health, dental, vision, life,
- 28 disability, retirement benefits, and paid time off as permitted to be bargained under IC 20-28-9-11.

29 (b) Salary and wages include the amounts of pay increases available to employees under the ~~salary scale~~
 30 **compensation plan** adopted under IC 20-28-9-1.5, but do not include the teacher evaluation procedures
 31 and criteria, ~~or~~ any components of the teacher evaluation plan, rubric, or tool, **or any performance**
 32 **stipend or addition to base salary based on a performance stipend to an individual teacher under**
 33 **IC 20-43-10-3.**

34 SECTION 151. IC 20-29-6-4.5, AS ADDED BY P.L.48-2011, SECTION 15, IS AMENDED TO READ
 35 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4.5. (a) For a contract entered into after June 30,
 36 2011, a school employer may not bargain collectively with the exclusive representative on the following:

- 37 (1) The school calendar.
- 38 (2) Teacher dismissal procedures and criteria.
- 39 (3) Restructuring options available to a school employer under federal or state statutes, regulations,
- 40 or rules because of the failure of the school corporation or a school to meet federal or state
- 41 accountability standards.
- 42 (4) The ability of a school employer to contract, partner, or operate jointly with an educational entity
- 43 that provides postsecondary credits to students of the school employer or dual credits from the school
- 44 employer and the educational entity.
- 45 (5) Any subject not expressly listed in section 4 of this chapter.

46 **(b) For a contract entered into after January 1, 2015, for a school year beginning after June 30,**
 47 **2015, a school employer may not bargain collectively with the exclusive representative for the**
 48 **following:**

1 (1) A matter described in subsection (a).
2 (2) A matter that another statute specifies is not subject to collective bargaining, including
3 IC 20-28-9-1.5 and IC 20-43-10-3.

4 (b) (c) A subject set forth in subsection (a) or (b) that may not be bargained collectively may not be
5 included in an agreement entered into under this article.

6 SECTION 152. IC 20-29-6-7, AS AMENDED BY P.L.286-2013, SECTION 92, IS AMENDED TO
7 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. A school employer shall discuss with
8 the exclusive representative of certificated employees the following items:

- 9 (1) Curriculum development and revision.
- 10 (2) Selection of curricular materials.
- 11 (3) Teaching methods.
- 12 (4) Hiring, evaluation, promotion, demotion, transfer, assignment, and retention of certificated
13 employees.
- 14 (5) Student discipline.
- 15 (6) Expulsion or supervision of students.
- 16 (7) Pupil/teacher ratio.
- 17 (8) Class size or budget appropriations.
- 18 (9) Safety issues for students and employees in the workplace, except those items required to be kept
19 confidential by state or federal law.
- 20 (10) Hours.

21 (11) The following nonbargainable items under IC 20-43-10-3:

- 22 (A) Performance grants.
- 23 (B) Individual performance stipends to teachers.
- 24 (C) Additions to base salary based on performance stipends.

25 (12) The reevaluation planning session required under IC 20-28-11.5-4.

26 (13) The superintendent's report to the governing body concerning staff performance
27 evaluations required under IC 20-28-11.5-9.

28 SECTION 153. IC 20-29-6-16, AS AMENDED BY P.L.229-2011, SECTION 182, IS AMENDED TO
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) If an agreement has not been reached
30 on the items to be bargained collectively by November 1, as provided in IC 6-1.1-17-5, the parties shall
31 continue the terms of the current contract that is in effect, and the school employer may issue tentative
32 individual contracts and prepare its budget on that basis. During this period, in order to allow the
33 successful resolution of the dispute, the school employer may not unilaterally change the terms or
34 conditions of employment that are issues in dispute.

35 (b) Upon the expiration of the current contract that is in effect, **except for performance stipends and**
36 **additions to base salary provided under IC 20-43-10-3**, the school employer shall continue under the
37 terms of the current contract that is in effect, with no increase or increment in salary, wages, or benefits
38 for any bargaining unit employee until a new contract is executed, unless continuation would put the
39 school employer in a position of deficit financing due to a reduction in the employer's actual general fund
40 revenue or an increase in an employer's expenditures when the expenditures exceed the current year actual
41 general fund revenue.

42 (c) The only parts of the contract that must continue under this section are the items contained in the
43 contract and listed in section 4 of this chapter.

44 (d) This section may not be construed as relieving the school employer or the school employee
45 organization from the duty to bargain collectively until a mutual agreement has been reached and a
46 contract entered as called for in this chapter.

47 SECTION 154. IC 20-31-3-5 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 5: An academic~~
48 ~~standards committee shall submit recommendations on academic standards for a subject area to the~~

1 ~~education roundtable established by IC 20-19-4-2 for review by the educational roundtable.~~

2 SECTION 155. IC 20-31-4-2, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ
3 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A school in Indiana may be accredited:

- 4 (1) under the performance based accreditation system established by this chapter; or
5 (2) by implementing a quality focused approach to school improvement such as the criteria for the
6 Malcolm Baldrige National Quality Award for Education or for a national or regional accreditation
7 agency that is ~~recommended by the education roundtable and~~ approved by the state board.

8 (b) The state board shall establish the following:

- 9 (1) A performance based accreditation system for accrediting schools in Indiana under this chapter.
10 (2) A procedure for determining whether a school is making progress toward meeting the criteria for
11 the Malcolm Baldrige National Quality Award for Education or a national or regional accreditation
12 agency.

13 (c) The department shall establish a schedule for accrediting schools under this chapter.

14 SECTION 156. IC 20-31-7-6, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ
15 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. ~~The education roundtable shall recommend to~~ The
16 state board **shall establish** a system for awarding and distributing grants under this chapter. A system
17 recommended under this section must be based on graduated levels of improvement based on ISTEP
18 program standards and other assessments ~~recommended and~~ approved by the ~~education roundtable.~~ **state**
19 **board.**

20 SECTION 157. IC 20-31-7-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7. (a) The education~~
21 ~~roundtable shall study the use of individual student assessment data:~~

- 22 ~~(1) to implement this chapter;~~
23 ~~(2) to analyze student performance over time on various assessments; and~~
24 ~~(3) for other purposes developed by the roundtable.~~

25 ~~(b) Any recommendation of the education roundtable concerning the use of individual student~~
26 ~~assessment data must be tested in a pilot project before the recommendation may be implemented on a~~
27 ~~statewide basis.~~

28 SECTION 158. IC 20-31-8-1, AS AMENDED BY P.L.268-2013, SECTION 4, IS AMENDED TO
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) The performance of a school's students
30 on the ISTEP program test and other assessments ~~recommended by the education roundtable and~~
31 approved by the state board are the primary and majority means of assessing a school's improvement.

32 (b) The education roundtable shall examine and make recommendations to the state board concerning:

- 33 (1) performance indicators to be used as a secondary means of determining school progress;
34 (2) expected progress levels; continuous improvement measures; distributional performance levels;
35 and absolute performance levels for schools; and
36 (3) an orderly transition from the performance based accreditation system to the assessment system
37 set forth in this article.

38 (c) The education roundtable shall consider methods of measuring improvement and progress used in
39 other states in developing recommendations under this section.

40 (d) The education roundtable may consider:

- 41 (1) the likelihood that a student may fail a graduation exam and require a graduation waiver under
42 IC 20-32-4-4 or IC 20-32-4-5; and
43 (2) remedial needs of students who are likely to require remedial work while the students attend a
44 postsecondary educational institution or workforce training program;

45 ~~when making recommendations under this section.~~

46 SECTION 159. IC 20-31-8-2, AS AMENDED BY P.L.286-2013, SECTION 102, IS AMENDED TO
47 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) In addition to scores on the ISTEP
48 program test and other assessments, the department shall use the performance indicators developed ~~under~~

1 ~~section 4 of this chapter~~ by the state board and the benchmarks and indicators of performance in each
2 school corporation's annual performance report as a secondary means of assessing the performance of
3 each school and school corporation.

4 (b) The department shall assess school performance in the following manner:

5 (1) Compare the academic performance and growth of the individual students in each school and each
6 school corporation with the prior academic performance and growth of the individual students in the
7 school or school corporation and not to the performance of other schools or school corporations.

8 (2) Compare the results in the annual report under IC 20-20-8 with the benchmarks and indicators
9 of performance established in the plan for the same school.

10 (3) Compare the results for a school by comparing each student's results for each grade with the
11 student's prior year results, with an adjustment for student mobility rate. ~~The education roundtable~~
12 ~~shall make recommendations concerning the incorporation of a statistical adjustment for student~~
13 ~~mobility rates into the results.~~

14 (4) Compare the results for a school with the state average and the ninety-fifth percentile level for all
15 assessments and performance indicators.

16 SECTION 160. IC 20-32-9-1, AS ADDED BY P.L.268-2013, SECTION 9, IS AMENDED TO READ
17 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. Not later than July 1, 2013, the state board, in
18 consultation with the:

19 ~~(1) education roundtable established under IC 20-19-4-2;~~

20 ~~(2) (1) commission for higher education established under IC 21-18-2-1;~~

21 ~~(3) (2) department of workforce development established under IC 22-4.1-2-1; and~~

22 ~~(4) (3) department;~~

23 shall develop guidelines to assist secondary schools in identifying a student who is likely to require
24 remedial work at a postsecondary educational institution or workforce training program if the student
25 subsequently attends a postsecondary educational institution or workforce training program upon
26 graduation.

27 SECTION 161. IC 20-32-9-3, AS ADDED BY P.L.268-2013, SECTION 9, IS AMENDED TO READ
28 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) If the appropriate secondary school official
29 determines, using the indicators established in section 2 of this chapter, that a student before the spring
30 semester, or the equivalent, in grade 11:

31 (1) has failed a graduation exam and may require a graduation waiver under IC 20-32-4-4 or
32 IC 20-32-4-5; or

33 (2) will likely require remedial work at a postsecondary educational institution or workforce training
34 program;

35 the appropriate secondary school official shall require the student to take a college and career readiness
36 exam approved by the state board in consultation with the department, the commission for higher
37 education established under IC 21-18-2-1, ~~the education roundtable established under IC 20-19-4-2;~~ and
38 the department of workforce development under IC 22-4.1-2-1. The cost of the exam shall be paid by the
39 department.

40 (b) If a student is required to take an exam under subsection (a), the appropriate school official shall
41 make a determination based on the guidelines established in section 2 of this chapter as to whether the
42 student is in need of additional instruction or remedial action with respect to a particular subject matter
43 covered in the exam. If the appropriate school official determines that a student who takes an exam under
44 subsection (a) is in need of remediation or supplemental instruction to prevent the need for remediation
45 at a postsecondary educational institution or workforce development program, the appropriate school
46 official shall inform the student's parent:

47 (1) of the likelihood that the student will require remedial course work;

48 (2) of the potential financial impact on the student or the parent for the additional remedial course

1 work described in subdivision (1), including that the student may not be eligible to receive state
2 scholarships, grants, or assistance administered by the commission for higher education; and
3 (3) of the additional time that may be required to earn a degree;
4 while the student attends a postsecondary educational institution or workforce development program. The
5 appropriate secondary school official may establish a remediation or supplemental instruction plan with
6 the student's parent.

7 (c) Before a student determined to need additional instruction or remedial action under subsection (b)
8 with respect to a particular subject matter may enroll in a dual credit course under IC 21-43 in the same
9 subject matter or a related subject matter, the student may receive additional instruction or remedial
10 course work and must retake the examination described in subsection (a). If the appropriate school official
11 determines that the student no longer requires additional instruction or remedial action under the
12 guidelines established under section 2 of this chapter after retaking the exam under this section, the
13 student may enroll in a dual credit course under IC 21-43. The cost of the administration of the exam
14 under this subsection shall be paid by the department.

15 SECTION 162. IC 20-34-6-1, AS AMENDED BY P.L.285-2013, SECTION 7, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) By July 1 of each year, each school
17 corporation shall submit a report to the department detailing the following information for the current
18 school year for each school in the school corporation and for the entire school corporation:

19 (1) The number of arrests of students on school corporation property, including arrests made by law
20 enforcement officers, security guards, school safety specialists, and other school corporation
21 employees, and any citizen arrests.

22 (2) The offenses for which students were arrested on school corporation property.

23 (3) The number of contacts with law enforcement personnel from a school corporation employee that
24 have resulted in arrests of students not on school corporation property.

25 (4) Statistics concerning the age, race, and gender of students arrested on school corporation property
26 and categorizing the statistics by offenses.

27 (5) Whether the school corporation has established and employs a school corporation police
28 department under IC 20-26-16, and if so, report:

29 (A) the number of officers in the school corporation police department; and

30 (B) the training the officers must complete.

31 (6) If the school corporation employs private security guards to enforce rules or laws on school
32 property, a detailed explanation of the use of private security guards by the school corporation.

33 (7) If the school corporation has an agreement with a local law enforcement agency regarding
34 procedures to arrest students on school property, a detailed explanation of the use of the local law
35 enforcement agency by the school corporation.

36 (8) The number of reported bullying incidents involving a student of the school corporation by
37 category. However, nothing in this subdivision may be construed to require all bullying incidents to
38 be reported to a law enforcement agency.

39 (b) By August 1 of each year, the department shall submit a report to:

40 (1) the legislative council;

41 ~~(2) the education roundtable established by IC 20-19-4-2;~~

42 ~~(3) (2) the board for the coordination of programs serving vulnerable individuals established by~~
43 ~~IC 4-23-30.2-8; and~~

44 ~~(4) (3) the criminal justice institute;~~

45 providing a summary of the reports submitted to the department under subsection (a). The report to the
46 legislative council must be in an electronic format under IC 5-14-6.

47 (c) By August 1 of each year, the department must post the reports described in subsections (a) and (b)
48 on the department's Internet web site.

1 SECTION 163. IC 20-43-1-1, AS AMENDED BY P.L.205-2013, SECTION 259, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 1. This article expires ~~July 1, 2015~~. **June 30,**
3 **2017.**

4 SECTION 164. IC 20-43-1-8.5, AS AMENDED BY P.L.229-2011, SECTION 201, IS AMENDED TO
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8.5. ~~(a)~~ "Child find" means activities conducted
6 by the school corporation to locate, identify, and evaluate all students at least three (3) years of age, but
7 less than twenty-two (22) years of age, who are in need of special education and related services,
8 regardless of the severity of their disabilities, including but not limited to students who attend a nonpublic
9 school within the school corporation's boundaries.

10 ~~(b) Notwithstanding the effective date in HEA 1341-2011, SECTION 1, this section takes effect July~~
11 ~~1, 2011 (rather than January 1, 2011).~~

12 SECTION 165. IC 20-43-1-9, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ
13 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. "Complexity index" refers to the complexity index
14 determined under ~~IC 20-43-5-3~~. **IC 20-43-13-4.**

15 SECTION 166. IC 20-43-1-10, AS AMENDED BY P.L.205-2013, SECTION 263, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. "Current ADM" means **the:**

17 ~~(1) for distributions made under this article before July 1, 2013; the fall count of ADM for the school~~
18 ~~year ending in the calendar year; and~~

19 ~~(2) for distributions made under this article after June 30, 2013; the:~~

20 ~~(A) (1) spring count of ADM for distributions in the months of January through June of the calendar~~
21 ~~year in which the spring count is taken; and~~

22 ~~(B) (2) fall count of ADM for distributions in the months of July through December of the calendar~~
23 ~~year in which the fall count is taken.~~

24 SECTION 167. IC 20-43-1-18.5, AS ADDED BY P.L.229-2011, SECTION 202, IS AMENDED TO
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18.5. ~~(a)~~ "Parentally placed nonpublic school
26 students with disabilities" means students with disabilities who are enrolled by their parents in nonpublic
27 schools or facilities, including religious schools or facilities, that are day schools or residential schools
28 providing elementary or secondary education as determined under Indiana law. For students at least three
29 (3) years of age and less than six (6) years of age, nonpublic schools are schools that meet the definition
30 of an elementary school in 511 IAC 7-32-33.

31 ~~(b) Notwithstanding the effective date in HEA 1341-2011, SECTION 2, this section takes effect July~~
32 ~~1, 2011 (rather than January 1, 2011).~~

33 SECTION 168. IC 20-43-2-7.5, AS ADDED BY P.L.205-2013, SECTION 271, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2015]: Sec. 7.5. (a) Before July 1 of each year, the budget
35 agency, with the assistance of the department, shall estimate the amount of the distributions that will be
36 made for choice scholarships for the following state fiscal year.

37 ~~(b) In the state fiscal year beginning July 1, 2013, the budget agency may transfer money from the state~~
38 ~~tuition reserve fund to the state general fund if the budget director, after review by the budget committee,~~
39 ~~makes a determination that the amount of the distribution for that state fiscal year for basic tuition support~~
40 ~~has been reduced under section 3 of this chapter because the amount of the distributions for the state fiscal~~
41 ~~year for choice scholarships has exceeded the estimated amount of the distributions for choice~~
42 ~~scholarships for the state fiscal year, as determined under subsection (a). The maximum amount that may~~
43 ~~be transferred to the state general fund under this subsection for the state fiscal year may not exceed the~~
44 ~~lesser of:~~

45 ~~(1) the amount of the reduction in basic tuition support distributions described in this subsection; or~~

46 ~~(2) twenty-five million dollars (\$25,000,000).~~

47 ~~Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition~~
48 ~~support for the state fiscal year and shall be distributed to school corporations to restore the distributions~~

1 for basic tuition support that are reduced under section 3 of this chapter.

2 ~~(e)~~ **(b)** In the state fiscal year beginning July 1, 2014, the budget agency may transfer money from the
3 state tuition reserve ~~fund~~ **account** to the state general fund if the budget director, after review by the
4 budget committee, makes a determination that the amount of the distribution for that state fiscal year for
5 basic tuition support has been reduced under section 3 of this chapter because the amount of the
6 distributions for the state fiscal year for choice scholarships has exceeded the estimated amount of the
7 distributions for choice scholarships for the state fiscal year, as determined under subsection (a). The
8 maximum amount that may be transferred to the state general fund under this subsection for the state
9 fiscal year may not exceed the lesser of:

- 10 (1) the amount of the reduction in basic tuition support distributions described in this subsection; or
11 (2) twenty-five million dollars (\$25,000,000).

12 Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition
13 support for the state fiscal year and shall be distributed to school corporations to restore the distributions
14 for basic tuition support that are reduced under section 3 of this chapter.

15 **(c)** In the state fiscal year beginning July 1, 2015, the budget agency may transfer money from
16 the state tuition reserve account to the state general fund if the budget director, after review by the
17 budget committee, makes a determination that the amount of the distribution for that state fiscal
18 year for basic tuition support has been reduced under section 3 of this chapter because the amount
19 of the distributions for the state fiscal year for choice scholarships has exceeded the estimated
20 amount of the distributions for choice scholarships for the state fiscal year, as determined under
21 subsection (a). The maximum amount that may be transferred to the state general fund under this
22 subsection for the state fiscal year may not exceed the lesser of:

- 23 (1) the amount of the reduction in basic tuition support distributions described in this
24 subsection; or
25 (2) twenty-five million dollars (\$25,000,000).

26 Any amounts transferred under this subsection shall be used to augment the appropriation for state
27 tuition support for the state fiscal year and shall be distributed to school corporations to restore the
28 distributions for basic tuition support that are reduced under section 3 of this chapter.

29 **(d)** In the state fiscal year beginning July 1, 2016, the budget agency may transfer money from
30 the state tuition reserve account to the state general fund if the budget director, after review by the
31 budget committee, makes a determination that the amount of the distribution for that state fiscal
32 year for basic tuition support has been reduced under section 3 of this chapter because the amount
33 of the distributions for the state fiscal year for choice scholarships has exceeded the estimated
34 amount of the distributions for choice scholarships for the state fiscal year, as determined under
35 subsection (a). The maximum amount that may be transferred to the state general fund under this
36 subsection for the state fiscal year may not exceed the lesser of:

- 37 (1) the amount of the reduction in basic tuition support distributions described in this
38 subsection; or
39 (2) twenty-five million dollars (\$25,000,000).

40 Any amounts transferred under this subsection shall be used to augment the appropriation for state
41 tuition support for the state fiscal year and shall be distributed to school corporations to restore the
42 distributions for basic tuition support that are reduced under section 3 of this chapter.

43 ~~(e)~~ **(e)** Transfers under this section are in addition to any transfers made from the state tuition reserve
44 ~~fund~~ **account** under IC 4-12-1-15.7 or any other law.

45 ~~(e)~~ **(f)** This section expires June 30, 2015: **2017**.

46 SECTION 169. IC 20-43-2-8 IS REPEALED [EFFECTIVE JUNE 30, 2015]. Sec. 8: ~~(a)~~ Beginning July
47 ~~1~~, 2013; distributions for basic tuition support; honors diploma awards; complexity grants; special
48 education grants; career and technical education grants; choice scholarships; Mitch Daniels early

1 graduation scholarships, and full-day kindergarten grants shall be made on a state fiscal year basis rather
2 than a calendar year basis.

3 (b) The following is the intent of the general assembly:

4 (1) The distributions for basic tuition support, honors diploma awards, special education grants,
5 career and technical education grants, choice scholarships, and Mitch Daniels early graduation
6 scholarships that are provided for under this article (as this article exists on January 1, 2013) for
7 calendar year 2013 shall be made only during the first six (6) months of calendar year 2013.

8 (2) Except as otherwise provided, the distributions for basic tuition support, honors diploma awards,
9 complexity grants, special education grants, career and technical education grants, choice
10 scholarships, Mitch Daniels early graduation scholarships, and full-day kindergarten grants that are
11 provided for under this article (as this article exists on July 1, 2013) shall be made during the state
12 fiscal year beginning July 1, 2013.

13 (3) IC 20-43-3-7 applies to the distributions made after June 30, 2013.

14 (c) The department shall make any adjustments required to carry out the change from distributions made
15 on a calendar year basis to distributions made on a state fiscal year basis:

16 SECTION 170. IC 20-43-3-4, AS AMENDED BY P.L.205-2013, SECTION 273, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 4. (a) This subsection applies to the
18 determination of a school corporation's previous year's revenue for purposes of determining distributions
19 under this article. before July 1, 2013: A school corporation's previous year revenue equals the amount
20 determined under STEP TWO of the following formula:

21 STEP ONE: Determine the school corporation's basic tuition support actually received for the year
22 that precedes the current year:

23 STEP TWO: Subtract from the STEP ONE result an amount equal to the reduction in the school
24 corporation's state tuition support under any combination of subsection (d) or IC 20-30-2-4.

25 (b) This subsection applies to the determination of a school corporation's previous year's revenue for
26 purposes of determining distributions under this article after June 30, 2013, but before July 1, 2014. A
27 school corporation's previous year revenue equals the amount determined under STEP THREE of the
28 following formula:

29 STEP ONE: Determine the school corporation's basic tuition support actually received for the state
30 fiscal year that precedes the current state fiscal year:

31 STEP TWO: After making the following calculations, subtract the amount determined under clause
32 (H) from the STEP ONE result:

33 (A) Subtract one (1) from the school corporation's 2012 complexity index:

34 (B) Multiply the clause (A) result by the school corporation's 2012 ADM:

35 (C) Multiply the clause (B) result by four thousand two hundred eighty dollars (\$4,280):

36 (D) Subtract one (1) from the school corporation's 2013 complexity index:

37 (E) Multiply the clause (D) result by the school corporation's 2013 ADM:

38 (F) Multiply the clause (E) result by four thousand four hundred five dollars (\$4,405):

39 (G) Determine the sum of the clause (C) and clause (F) results:

40 (H) Divide the clause (G) result by two (2):

41 STEP THREE: Subtract from the STEP TWO result an amount equal to the reduction in the school
42 corporation's state tuition support under any combination of subsection (d) or IC 20-30-2-4.

43 (c) This subsection applies to the determination of a school corporation's previous year's revenue for
44 purposes of determining distributions under this article after June 30, 2014. A school corporation's
45 previous year revenue equals the amount determined under STEP TWO of using the following formula:

46 STEP ONE: Determine the school corporation's basic tuition support actually received for the state
47 fiscal year that immediately precedes the current state fiscal year.

48 STEP TWO: Subtract from the STEP ONE result an amount equal to the reduction in the school

1 corporation's state tuition support under any combination of subsection ~~(d)~~ (b) or IC 20-30-2-4.
2 ~~(d)~~ (b) A school corporation's previous year revenue must be reduced if:
3 (1) the school corporation's state tuition support for special education or career and technical
4 education is reduced as a result of a complaint being filed with the department after December 31,
5 1988, because the school program overstated the number of children enrolled in special education
6 programs or career and technical education programs; and
7 (2) the school corporation's previous year revenue has not been reduced under this subsection more
8 than one (1) time because of a given overstatement.
9 The amount of the reduction equals the amount the school corporation would have received in state tuition
10 support for special education and career and technical education because of the overstatement.
11 SECTION 171. IC 20-43-3-7, AS ADDED BY P.L.205-2013, SECTION 274, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 7. (a) This section applies to distributions
13 under this article that
14 ~~(1)~~ are computed in any part based on a count of students under IC 20-43-4-2. ~~and~~
15 ~~(2) are made after June 30, 2013.~~
16 (b) If the state board subsequently adjusts under IC 20-43-4-2 a count used for a distribution under this
17 article, the department shall adjust subsequent distributions to the school corporation that are affected by
18 the adjusted count, on the schedule determined by the department, to reflect the differences between the
19 distribution that the school corporation received and the distribution that the school corporation would
20 have received if the adjusted count had been used.
21 SECTION 172. IC 20-43-4-7, AS AMENDED BY P.L.205-2013, SECTION 279, IS AMENDED TO
22 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 7. For purposes of this article, a school
23 corporation's "adjusted ADM" for the current year is the school corporation's current ADM. ~~However, for~~
24 ~~purposes of determining the adjusted ADM for distributions in the state fiscal year beginning July 1,~~
25 ~~2013, and in the state fiscal year beginning July 1, 2014, the school corporation's February count of ADM~~
26 ~~may not be less than ninety percent (90%) of the school corporation's September count of ADM,~~
27 ~~regardless of the actual amount of the February count of ADM.~~
28 SECTION 173. IC 20-43-4-9, AS ADDED BY P.L.205-2013, SECTION 280, IS AMENDED TO
29 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 9. ~~(a) This subsection applies to the~~
30 ~~calculation of state tuition support distributions that are:~~
31 ~~(1) made before July 1, 2013; and~~
32 ~~(2) based on the current ADM of a school corporation.~~
33 The fall count of ADM for the school year ending June 30, 2013, as adjusted by the state board under
34 section 2 of this chapter, shall be used to compute state tuition support distributions:
35 ~~(b) (a) Subject to subsection (c); (b), this subsection applies to the calculation of state tuition support~~
36 ~~distributions that are~~
37 ~~(1) made after June 30, 2013; and~~
38 ~~(2) based on the current ADM of a school corporation.~~
39 The fall count of ADM, as adjusted by the state board under section 2 of this chapter, shall be used to
40 compute state tuition support distributions made in the first six (6) months of the current state fiscal year,
41 and the spring count of ADM, as adjusted by the state board under section 2 of this chapter, shall be used
42 to compute state tuition support distributions made in the second six (6) months of the state fiscal year.
43 ~~(c) (b) If the state board adjusts a count of ADM after a distribution is made under this article, the~~
44 ~~adjusted count retroactively applies to the amount of state tuition support distributed to a school~~
45 ~~corporation affected by the adjusted count. The department shall settle any overpayment or underpayment~~
46 ~~of state tuition support resulting from an adjusted count of ADM on the schedule determined by the~~
47 ~~department and approved by the budget agency.~~
48 SECTION 174. IC 20-43-5-2, AS AMENDED BY P.L.205-2013, SECTION 282, IS AMENDED TO

1 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 2. The following amounts must be determined
2 under this chapter to calculate a school corporation's transition to foundation revenue per adjusted ADM
3 for a state fiscal year:

4 ~~(1)~~ The school corporation's complexity index for the state fiscal year under section 3 of this chapter.

5 ~~(2)~~ **(1)** The school corporation's foundation amount for the state fiscal year under section 4 of this
6 chapter.

7 ~~(3)~~ **(2)** The school corporation's previous year revenue foundation amount for the state fiscal year
8 under section 5 of this chapter.

9 ~~(4)~~ **(3)** The school corporation's transition to foundation amount for the state fiscal year under section
10 6 of this chapter.

11 ~~(5)~~ **(4)** The school corporation's transition to foundation revenue for the state fiscal year under section
12 7 of this chapter.

13 SECTION 175. IC 20-43-5-3 IS REPEALED [EFFECTIVE JUNE 30, 2015]. Sec. 3: A school
14 corporation's complexity index is determined under the following formula:

15 STEP ONE: Determine the greater of zero (0) or the result of the following:

16 ~~(1)~~ Determine the percentage of the school corporation's students who were eligible for free or
17 reduced price lunches in the school year ending in the later of:

18 ~~(A)~~ 2011 for the purposes of determining the complexity index in 2012 and 2013; or

19 ~~(B)~~ the first year of operation of the school corporation.

20 ~~(2)~~ Determine the quotient of:

21 ~~(A)~~ in 2012:

22 ~~(i)~~ two thousand one hundred twenty-nine dollars (\$2,129); divided by

23 ~~(ii)~~ four thousand two hundred eighty dollars (\$4,280); and

24 ~~(B)~~ in 2013:

25 ~~(i)~~ two thousand one hundred ninety dollars (\$2,190); divided by

26 ~~(ii)~~ four thousand four hundred five dollars (\$4,405).

27 ~~(3)~~ Determine the product of:

28 ~~(A)~~ the subdivision (1) amount; multiplied by

29 ~~(B)~~ the subdivision (2) amount.

30 STEP TWO: Determine the result of one (1) plus the STEP ONE result.

31 STEP THREE: This STEP applies if the STEP TWO result in 2012 is equal to or greater than at least
32 one and twenty-eight hundredths (1.28) and applies if the STEP TWO result in 2013 is at least one
33 and thirty-one hundredths (1.31). Determine the result of the following:

34 ~~(1)~~ In 2012, subtract one and twenty-eight hundredths (1.28) and in 2013, subtract one and
35 thirty-one hundredths (1.31) from the STEP TWO result.

36 ~~(2)~~ Determine the result of:

37 ~~(A)~~ the STEP TWO result; plus

38 ~~(B)~~ the subdivision (1) result.

39 The data to be used in making the calculations under STEP ONE must be the data collected in the annual
40 pupil enrollment count by the department.

41 SECTION 176. IC 20-43-5-4, AS AMENDED BY P.L.205-2013, SECTION 283, IS AMENDED TO
42 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 4. A school corporation's foundation amount
43 is the STEP ONE amount (for a state fiscal year beginning after June 30, 2013) or the STEP THREE
44 amount (for the first six (6) months of 2013) determined as follows: **the following:**

45 **(1) In the state fiscal year beginning July 1, 2015, four thousand nine hundred seventy dollars**
46 **(\$4,970).**

47 **(2) In the state fiscal year beginning July 1, 2016, five thousand eighty-six dollars (\$5,086).**

48 STEP ONE: The STEP ONE amount is as follows:

1 (A) In the first six (6) months of 2013, four thousand four hundred five dollars (\$4,405).
2 (B) In the state fiscal year beginning July 1, 2013, four thousand five hundred sixty-nine dollars
3 (\$4,569).
4 (C) In the state fiscal year beginning July 1, 2014, four thousand five hundred eighty-seven dollars
5 (\$4,587).
6 STEP TWO: For the first six (6) months of 2013, multiply the STEP ONE amount by the school
7 corporation's complexity index.
8 STEP THREE: For the first six (6) months of 2013, determine the sum of the STEP TWO amount and
9 the following:
10 (A) Zero dollars (\$0); if the school corporation's current ADM is less than five hundred (500).
11 (B) One hundred fifty dollars (\$150); if the school corporation's current ADM is at least five
12 hundred (500) and is not more than one thousand (1,000).
13 (C) The result of one hundred fifty thousand dollars (\$150,000) divided by the school corporation's
14 current ADM; if the school corporation's current ADM is more than one thousand (1,000).
15 SECTION 177. IC 20-43-5-6, AS AMENDED BY P.L.205-2013, SECTION 285, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 6. (a) A school corporation's transition to
17 foundation amount for a state fiscal year is equal to the result determined under STEP TWO of the
18 following formula:
19 STEP ONE: Determine the difference of:
20 (A) the school corporation's foundation amount; minus
21 (B) the school corporation's previous year revenue foundation amount.
22 STEP TWO: A school corporation's STEP TWO amount is the following:
23 (A) For a charter school located outside Marion County that has previous year revenue that is not
24 greater than zero (0), the charter school's STEP TWO amount is the **school corporation's**
25 **foundation amount for the state fiscal year**, quotient of:
26 (i) the school corporation's transition to foundation revenue for the state fiscal year where the
27 charter school is located; divided by
28 (ii) the school corporation's current ADM.
29 (B) For a charter school located in Marion County that has previous year revenue that is not greater
30 than zero (0); the charter school's STEP TWO amount is the weighted average of the transition to
31 foundation revenue for the school corporations where the students counted in the current ADM of
32 the charter school have legal settlement; as determined under item (iv) of the following formula:
33 (i) Determine the transition to foundation revenue for each school corporation where a student
34 counted in the current ADM of the charter school has legal settlement.
35 (ii) For each school corporation identified in item (i); divide the item (i) amount by the school
36 corporation's current ADM.
37 (iii) For each school corporation identified in item (i); multiply the item (ii) amount by the
38 number of students counted in the current ADM of the charter school that have legal settlement
39 in the particular school corporation.
40 (iv) Determine the sum of the item (iii) amounts for the charter school.
41 (C) (B) The STEP TWO amount for a school corporation that is not a charter school described in
42 clause (A) or (B) is the following:
43 (i) The school corporation's foundation amount for the state fiscal year if the STEP ONE amount
44 is zero (0) or greater.
45 (ii) The amount determined under subsection (b), if the school corporation's STEP ONE amount
46 is less than zero (0).
47 (b) For the purposes of STEP TWO (C)(ii) (B)(ii) in subsection (a) determine the result of:
48 (1) the result determined for the school corporation under STEP ONE (B) of subsection (a); minus

- 1 (2) the result of:
2 (A) the absolute value of the STEP ONE amount; divided by
3 (B) the following:

4 (i) ~~Five (5)~~ **Three (3)** in the state fiscal year beginning July 1, ~~2013~~ **2015**.

5 (ii) ~~Four (4)~~ **Two (2)** in the state fiscal year beginning July 1, ~~2014~~ **2016**.

6 SECTION 178. IC 20-43-7-6, AS AMENDED BY P.L.205-2013, SECTION 291, IS AMENDED TO
7 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 6. A school corporation's special education
8 grant for a state fiscal year is equal to the sum of the following:

9 (1) The nonduplicated count of pupils in programs for severe disabilities multiplied by ~~eight thousand~~
10 ~~three hundred fifty dollars (\$8,350)~~ **eight thousand eight hundred dollars (\$8,800)**.

11 (2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by
12 ~~two thousand two hundred sixty-five dollars (\$2,265)~~ **two thousand three hundred dollars**
13 **(\$2,300)**.

14 (3) The duplicated count of pupils in programs for communication disorders multiplied by ~~five~~
15 ~~hundred thirty-three dollars (\$533)~~ **five hundred dollars (\$500)**.

16 (4) The cumulative count of pupils in homebound programs multiplied by ~~five hundred thirty-three~~
17 ~~dollars (\$533)~~ **five hundred dollars (\$500)**.

18 (5) The nonduplicated count of pupils in special preschool education programs multiplied by two
19 thousand seven hundred fifty dollars (\$2,750).

20 SECTION 179. IC 20-43-8-4, AS AMENDED BY P.L.234-2007, SECTION 138, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. In addition to the amount a school
22 corporation is entitled to receive in basic tuition support, each school corporation is entitled to receive
23 a grant for career and technical education programs. **The amount of the grant is determined as follows:**

24 **(1) For state fiscal years ending before July 1, 2015, under section 9 of this chapter.**

25 **(2) For state fiscal years beginning after June 30, 2015, under section 12 of this chapter.**

26 SECTION 180. IC 20-43-8-8, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ
27 AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) A school corporation shall count each pupil
28 enrolled in:

29 (1) each apprenticeship program;

30 (2) each cooperative education program; ~~and~~

31 **(3) each work based learning course; and**

32 ~~(3)~~ **(4)** any program not covered by sections 5 through 7 of this chapter.

33 **The department of workforce development, in consultation with the department and the works**
34 **councils, shall designate each career and technical education course described in subdivision (4) as**
35 **an introductory or a foundational career and technical education course for purposes of**
36 **determining a school corporation's career and technical education grant under section 12 of this**
37 **chapter.**

38 (b) A pupil may be counted in more than one (1) of the programs if the pupil is enrolled in more than
39 one (1) program at the time pupil enrollment is determined.

40 (c) A pupil may be included in the duplicated count in this section and in the duplicated count of pupils
41 in programs addressing employment demand that is more than moderate, moderate, or less than moderate.

42 SECTION 181. IC 20-43-8-9, AS AMENDED BY P.L.205-2013, SECTION 295, IS AMENDED TO
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. **(a) This section applies to state fiscal**
44 **years ending before July 1, 2015.**

45 **(b)** A school corporation's career and technical education grant for a state fiscal year is the sum of the
46 following amounts:

47 STEP ONE: For each career and technical education program provided by the school corporation:

48 (A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three (3)

- 1 credits); multiplied by
 2 (B) the number of students enrolled in the program; multiplied by
 3 (C) the following applicable amount:
- 4 (i) Four hundred fifty dollars (\$450), in the case of a program described in section 5 of this
 5 chapter (more than a moderate labor market need) for which the average wage level determined
 6 under section 2(b) of this chapter is a high wage.
 - 7 (ii) Three hundred seventy-five dollars (\$375), in the case of a program described in section 5
 8 of this chapter (more than a moderate labor market need) for which the average wage level
 9 determined under section 2(b) of this chapter is a moderate wage.
 - 10 (iii) Three hundred dollars (\$300), in the case of a program described in section 5 of this chapter
 11 (more than a moderate labor market need) for which the average wage level determined under
 12 section 2(b) of this chapter is a less than moderate wage.
 - 13 (iv) Three hundred seventy-five dollars (\$375), in the case of a program described in section 6
 14 of this chapter (moderate labor market need) for which the average wage level determined under
 15 section 2(b) of this chapter is a high wage.
 - 16 (v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter
 17 (moderate labor market need) for which the average wage level determined under section 2(b)
 18 of this chapter is a moderate wage.
 - 19 (vi) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6 of
 20 this chapter (moderate labor market need) for which the average wage level determined under
 21 section 2(b) of this chapter is a less than moderate wage.
 - 22 (vii) Three hundred dollars (\$300), in the case of a program described in section 7 of this chapter
 23 (less than a moderate labor market need) for which the average wage level determined under
 24 section 2(b) of this chapter is a high wage.
 - 25 (viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 7 of
 26 this chapter (less than a moderate labor market need) for which the average wage level
 27 determined under section 2(b) of this chapter is a moderate wage.
 - 28 (ix) One hundred fifty dollars (\$150), in the case of a program described in section 7 of this
 29 chapter (less than a moderate labor market need) for which the average wage level determined
 30 under section 2(b) of this chapter is a less than moderate wage.
- 31 STEP TWO: The number of pupils described in section 8 of this chapter (all other programs)
 32 multiplied by two hundred fifty dollars (\$250).
- 33 STEP THREE: The number of pupils participating in a career and technical education program in
 34 which pupils from multiple schools are served at a common location multiplied by one hundred fifty
 35 dollars (\$150).
- 36 **(c) This section expires December 31, 2016.**
- 37 SECTION 182. IC 20-43-8-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
 38 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 12. (a) This section applies to state fiscal**
 39 **years beginning after June 30, 2015.**
- 40 **(b) A school corporation's career and technical education enrollment grant for a state fiscal year**
 41 **is the sum of the following amounts:**
- 42 **STEP ONE: For each career and technical education program provided by the school**
 43 **corporation:**
 - 44 **(A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three**
 45 **(3) credits); multiplied by**
 - 46 **(B) the number of pupils enrolled in the program; multiplied by**
 - 47 **(C) the following applicable amount:**
 - 48 **(i) Five hundred dollars (\$500), in the case of a program described in section 5 of this**

chapter (more than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a high wage.

(ii) Four hundred dollars (\$400), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a moderate wage.

(iii) Four hundred dollars (\$400), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a high wage.

(iv) Three hundred dollars (\$300), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a less than moderate wage.

(v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a moderate wage.

(vi) Three hundred dollars (\$300), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a high wage.

(vii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a less than moderate wage.

(viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a moderate wage.

(ix) One hundred fifty dollars (\$150), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a less than moderate wage.

STEP TWO: The number of pupils enrolled in an introductory career and technical education course designated under section 8(a) of this chapter multiplied by three hundred dollars (\$300).

STEP THREE: The number of pupils enrolled in a foundational career and technical education course designated under section 8(a) of this chapter multiplied by one hundred fifty dollars (\$150).

STEP FOUR: The number of pupils enrolled in an apprenticeship, a cooperative education program, or a work based learning course described in section 8(a) of this chapter multiplied by three hundred dollars (\$300).

STEP FIVE: The number of pupils participating in a career and technical education program in which pupils from multiple schools are served at a common location by one hundred fifty dollars (\$150).

SECTION 183. IC 20-43-10-2, AS AMENDED BY P.L.205-2013, SECTION 299, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A school corporation's honors diploma award for a state fiscal year is the amount determined under STEP FOUR of using the following formula:

STEP ONE: Determine the number of the school corporation's eligible pupils who:

(A) successfully completed an academic honors diploma program; and

(B) met the financial eligibility standard under IC 20-33-5-2 for assistance under IC 20-33-5; in the school year ending in the previous state fiscal year.

STEP TWO: Determine the result of:

(A) the number of the school corporation's eligible pupils who:

(i) successfully completed a Core 40 diploma with technical honors program; and

- 1 (ii) met the financial eligibility standard under IC 20-33-5-2 for assistance under
2 IC 20-33-5;
3 in the school year ending in the previous state fiscal year; minus
4 (B) the number of eligible pupils who would otherwise be double counted under both clause (A)
5 and STEP ONE.
6 STEP THREE: Determine the sum of the number of eligible students determined under STEP ONE
7 and the number of eligible students determined under STEP TWO.
8 STEP FOUR: Multiply the STEP THREE amount by one thousand **four hundred** dollars (~~\$1,000~~):
9 **(\$1,400)**.
10 **STEP FIVE: Determine the result of:**
11 **(A) the number of the school corporation's eligible pupils who successfully completed an**
12 **academic honors diploma program in the school year ending in the previous state fiscal year;**
13 **minus**
14 **(B) the STEP ONE amount.**
15 **STEP SIX: Determine the result of:**
16 **(A) the number of the school corporation's eligible pupils who successfully completed a Core**
17 **40 diploma with technical honors program in the school year ending in the previous state**
18 **fiscal year; minus**
19 **(B) the number of the school corporation's eligible pupils who are counted under both clause**
20 **(A) and STEP FIVE.**
21 **STEP SEVEN: Determine the result of the STEP SIX amount minus the STEP TWO amount.**
22 **STEP EIGHT: Determine the result of:**
23 **(A) the STEP FIVE amount; plus**
24 **(B) the STEP SEVEN amount.**
25 **STEP NINE: Determine the result of:**
26 **(A) the STEP EIGHT amount; multiplied by**
27 **(B) one thousand dollars (\$1,000).**
28 **STEP TEN: Determine the sum of:**
29 **(A) the STEP FOUR amount; plus**
30 **(B) the STEP NINE amount.**
31 (b) An amount received by a school corporation as an honors diploma award may be used only for:
32 (1) any:
33 (A) staff training;
34 (B) program development;
35 (C) equipment and supply expenditures; or
36 (D) other expenses;
37 directly related to the school corporation's honors diploma program; and
38 (2) the school corporation's program for high ability students.
39 (c) A governing body that does not comply with this section for a school year is not eligible to receive
40 an honors diploma award for the following school year.
41 SECTION 184. IC 20-43-10-3, AS ADDED BY P.L.205-2013, SECTION 300, IS AMENDED TO
42 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2015]: Sec. 3. (a) As used in this section, "achievement
43 test" means a:
44 (1) test required by the ISTEP program; or
45 (2) Core 40 end of course assessment for the following:
46 (A) Algebra I.
47 (B) English 10.
48 (C) Biology I.

1 (b) As used in this section, "graduation rate" means the percentage graduation rate for a high school in
2 a school corporation as determined under IC 20-26-13-10 but adjusted to reflect the pupils who meet the
3 requirements of graduation under subsection ~~(d)~~: **(c)**.

4 (c) As used in this section, "test" means either:

5 (1) a test required by the ISTEP program; or

6 (2) a Core 40 end of course assessment;

7 in the school year ending in the immediately preceding state fiscal year or, for purposes of a school year
8 to school year comparison, in the school year immediately preceding that school year.

9 (d) A pupil meets the requirements of graduation for purposes of this section if the pupil successfully
10 completed:

11 (1) a sufficient number of academic credits, or the equivalent of academic credits; and

12 (2) the graduation examination required under IC 20-32-3 through ~~IC 20-32-6~~; **IC 20-32-5**;
13 that resulted in the awarding of a high school diploma or an academic honors diploma to the pupil for the
14 school year ending in the immediately preceding state fiscal year.

15 (e) Determinations for a school for a state fiscal year must be made using:

16 (1) the count of tests passed compared to the count of tests taken throughout the school;

17 (2) the graduation rate in the high school; and

18 (3) the count of pupils graduating in the high school.

19 (f) In determining grants under this section, a school corporation may qualify for the following **two (2)**
20 **grants** each year:

21 (1) One (1) grant under subsection (h), (i), or (j).

22 (2) One (1) grant under subsection (k), (l), or (m).

23 (g) The sum of the **two (2)** grant amounts **described in subsection (f)**, as determined for a school
24 corporation under this section, constitutes an annual performance grant that is in addition to state tuition
25 support. The annual performance grant for a state fiscal year shall be distributed to the school corporation
26 before December 5 of that state fiscal year. **If the total amount to be distributed as performance grants**
27 **for a particular state fiscal year exceeds the amount appropriated by the general assembly for**
28 **performance grants for that state fiscal year, the total amount to be distributed as performance**
29 **grants to school corporations shall be proportionately reduced so that the total reduction equals**
30 **the amount of the excess. The amount of the reduction for a particular school corporation is equal**
31 **to the total amount of the excess multiplied by a fraction. The numerator of the fraction is the**
32 **amount of the performance grant that the school corporation would have received if a reduction**
33 **were not made under this section. The denominator of the fraction is the total amount that would**
34 **be distributed as performance grants to all school corporations if a reduction were not made under**
35 **this section. If the total amount to be distributed as performance grants for a particular state fiscal**
36 **year is less than the amount appropriated by the general assembly for performance grants for that**
37 **state fiscal year, the total amount to be distributed as performance grants to school corporations**
38 **for that particular state fiscal year shall be proportionately increased so that the total amount to**
39 **be distributed equals the amount of the appropriation for that particular state fiscal year. The**
40 **performance grant received by a school corporation may shall be allocated among and used only to pay**
41 **cash awards stipends to all teachers who are rated as effective or as highly effective and employed by**
42 **the school corporation as of December 1. The lead school corporation or interlocal cooperative**
43 **administering a cooperative or other special education program or administering a career and**
44 **technical education program, including programs managed under IC 20-26-10, IC 20-35-5,**
45 **IC 20-37, or IC 36-1-7, shall award performance stipends to and carry out the other responsibilities**
46 **of an employing school corporation under this section for the teachers in the special education**
47 **program or career and technical education program. The amount of the distribution from an**
48 **annual performance grant to an individual teacher is determined at the discretion of the governing**

1 body of the school corporation. The governing body may differentiate between the amount of the
2 stipend awarded to a teacher rated as a highly effective teacher and a teacher rated as an effective
3 teacher and may differentiate between school buildings. A stipend to an individual teacher in a
4 particular year is not subject to collective bargaining and is in addition to the minimum salary or
5 increases in salary set under IC 20-28-9-1.5. In addition, an amount determined under the policies
6 adopted by the governing body but not exceeding fifty percent (50%) of the amount of a stipend to
7 an individual teacher in a particular state fiscal year beginning after June 30, 2015, becomes a
8 permanent part of and increases the base salary of the teacher receiving the stipend for school years
9 beginning after the state fiscal year in which the stipend is received. The addition to base salary
10 under this section is not subject to collective bargaining, is payable from funds other than the
11 performance grant, and is in addition to the minimum salary and increases in salary set under
12 IC 20-28-9-1.5. The school corporation shall complete the appropriation process for all stipends
13 from a performance grant to individual teachers before December 31 of the state fiscal year in
14 which the performance grant is distributed to the school corporation and distribute all stipends
15 from a performance grant to individual teachers before the immediately following January 31. Any
16 part of the performance grant not distributed as stipends to teachers before December 31 must be
17 returned to the department on the earlier of the date set by the department or June 30 of that state
18 fiscal year.

19 (h) A school qualifies for a grant under this subsection if the school has more than ~~seventy-two and~~
20 ~~five-tenths percent (72.5%)~~ **seventy-five percent (75%)** but less than ninety percent (90%) of the tests
21 taken in the school year ending in the immediately preceding state fiscal year that receive passing scores.
22 The grant amount for the state fiscal year is:

- 23 (1) the count of the school's passing scores on tests in the school year ending in the immediately
24 preceding state fiscal year; multiplied by
25 (2) twenty-three dollars and fifty cents (\$23.50).

26 (i) A school qualifies for a grant under this subsection if the school has at least ninety percent (90%)
27 of the tests taken in the school year ending in the immediately preceding state fiscal year that receive
28 passing scores. The grant amount for the state fiscal year is:

- 29 (1) the count of the school's passing scores on tests in the school year ending in the immediately
30 preceding state fiscal year; multiplied by
31 (2) forty-seven dollars (\$47).

32 (j) This subsection does not apply to a school corporation in its first year of operation. A school
33 qualifies for a grant under this subsection if the school's school year over school year percentage growth
34 rate of achievement tests receiving passing scores was at least ~~five one percent (5%); (1%)~~, comparing
35 the school year ending in the immediately preceding state fiscal year to the school year immediately
36 preceding that school year. The grant amount for the state fiscal year is:

- 37 (1) the count of the school corporation's pupils who had a passing score on their achievement test in
38 the school year ending in the immediately preceding state fiscal year; multiplied by
39 (2) ~~forty-seven dollars (\$47).~~ **one hundred sixty dollars (\$160).**

40 (k) A school qualifies for a grant under this subsection if the school had a graduation rate of ninety
41 percent (90%) or more for the school year ending in the immediately preceding state fiscal year. The grant
42 amount for the state fiscal year is:

- 43 (1) the count of the school corporation's pupils who met the requirements for graduation for the
44 school year ending in the immediately preceding state fiscal year; multiplied by
45 (2) one hundred seventy-six dollars (\$176).

46 (l) A school qualifies for a grant under this subsection if the school had a graduation rate greater than
47 seventy-five percent (75%) but less than ninety percent (90%) for the school year ending in the
48 immediately preceding state fiscal year. The grant amount for the state fiscal year is:

1 (1) the count of the school corporation's pupils who met the requirements for graduation for the
2 school year ending in the immediately preceding state fiscal year; multiplied by

3 (2) eighty-eight dollars (\$88).

4 (m) This subsection does not apply to a school in its first year of operation. A school qualifies for a
5 grant under this subsection if the school's school year over school year percentage growth in its graduation
6 rate is at least ~~five one~~ percent (~~5%~~); (**1%**), comparing the graduation rate for the school year ending in
7 the immediately preceding state fiscal year to the graduation rate for the school year immediately
8 preceding that school year. The grant amount for the state fiscal year is:

9 (1) the count of the school corporation's pupils who met the requirements for graduation in the school
10 year ending in the immediately preceding state fiscal year; multiplied by

11 (2) one ~~hundred seventy-six thousand~~ dollars (~~\$176~~); (**\$1,000**).

12 (n) This section expires June 30, ~~2015~~; **2017**.

13 SECTION 185. IC 20-43-13-2 IS REPEALED [EFFECTIVE JUNE 30, 2015]. ~~Sec. 2: The total amount~~
14 ~~to be distributed under this chapter to a school corporation or charter school for the state fiscal year~~
15 ~~beginning July 1, 2013, is the amount determined in STEP FOUR or STEP SIX (whichever is applicable)~~
16 ~~of the following formula:~~

17 ~~STEP ONE: Determine the greater of zero (0) or the result determined under clause (B) after making~~
18 ~~the following determinations:~~

19 ~~(A) Determine the percentage of the school corporation's students who were eligible for free or~~
20 ~~reduced price lunches in the school year ending in the later of:~~

21 ~~(i) 2013; or~~

22 ~~(ii) the first year of operation of the school corporation.~~

23 ~~For a conversion charter school, the percentage determined under this clause is the percentage of~~
24 ~~the sponsor school corporation.~~

25 ~~(B) Determine the quotient of:~~

26 ~~(i) the percentage determined under clause (A); divided by~~

27 ~~(ii) two (2).~~

28 ~~STEP TWO: This STEP applies if the result determined under clause (B) of STEP ONE is greater~~
29 ~~than thirty-three hundredths (0.33). Determine the result of the following:~~

30 ~~(A) Subtract thirty-three hundredths (0.33) from the result determined under clause (B) of STEP~~
31 ~~ONE.~~

32 ~~(B) Determine the sum of:~~

33 ~~(i) the result determined under clause (B) of STEP ONE; plus~~

34 ~~(ii) the clause (A) result.~~

35 ~~STEP THREE: This STEP applies if STEP TWO applies. Determine the product of:~~

36 ~~(A) the STEP TWO result; multiplied by~~

37 ~~(B) the school corporation's foundation amount for the state fiscal year.~~

38 ~~STEP FOUR: This STEP applies if STEP TWO applies. Determine the product of:~~

39 ~~(A) the STEP THREE result; multiplied by~~

40 ~~(B) the school corporation's current ADM.~~

41 ~~STEP FIVE: This STEP applies if the result determined under clause (B) of STEP ONE is less than~~
42 ~~or equal to thirty-three hundredths (0.33). Determine the product of:~~

43 ~~(A) the result determined under clause (B) of STEP ONE; multiplied by~~

44 ~~(B) the school corporation's foundation amount for the state fiscal year.~~

45 ~~STEP SIX: This STEP applies if STEP FIVE applies. Determine the product of:~~

46 ~~(A) the STEP FIVE result; multiplied by~~

47 ~~(B) the school corporation's current ADM.~~

48 SECTION 186. IC 20-43-13-3, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF

1 THE 2015 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30,
2 2015]: Sec. 3. The total amount to be distributed under this chapter to a school corporation or charter
3 school for the a state fiscal year beginning July 1, 2014, **after June 30, 2015**, is the amount determined
4 in STEP FOUR or STEP SIX (whichever is applicable) FIVE of the following formula:

5 STEP ONE: Determine the greater of zero (0) or the result determined under clause (B) after making
6 the following determinations: **percentage of the school corporation's students who were receiving**
7 **Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy**
8 **Families (TANF) benefits, or foster care services as of October 1 of the current school year.**

9 (A) Determine the percentage of the school corporation's students who were receiving financial
10 assistance under IC 20-33-5 (or, in the case of a school corporation described in IC 20-33-5-7.5(a),
11 the percentage of the school corporation's students who were eligible to receive financial assistance
12 under IC 20-33-5, as estimated and reported under IC 20-33-5-7.5(a)) in the school year ending in
13 the later of:

14 (i) 2014; or

15 (ii) the first year of operation of the school corporation.

16 For a conversion charter school, the percentage determined under this clause is the percentage of
17 the sponsor school corporation.

18 (B) Determine the quotient of:

19 (i) the percentage determined under clause (A); divided by

20 (ii) two (2).

21 STEP TWO: This STEP applies if the result determined under clause (B) of STEP ONE is greater
22 than thirty-five hundredths (0.35). Determine the result of the following:

23 (A) Subtract thirty-five hundredths (0.35) from the result determined under clause (B) of STEP
24 ONE.

25 (B) Determine the sum of:

26 (i) the result determined under clause (B) of STEP ONE; plus

27 (ii) the clause (A) result.

28 STEP THREE: This STEP applies if STEP TWO applies. Determine the product of:

29 (A) the STEP TWO result; multiplied by

30 (B) the school corporation's foundation amount for the state fiscal year.

31 STEP FOUR: This STEP applies if STEP TWO applies. Determine the product of:

32 (A) the STEP THREE result; multiplied by

33 (B) the school corporation's current ADM.

34 STEP FIVE: This STEP applies if the result determined under clause (B) of STEP ONE is less than
35 or equal to thirty-five hundredths (0.35). Determine the product of:

36 (A) the result determined under clause (B) of STEP ONE; multiplied by

37 (B) the school corporation's foundation amount for the state fiscal year.

38 STEP TWO: Determine the result of:

39 (A) the result of the STEP ONE amount minus the school corporation's prior year complexity
40 index; divided by

41 (B) five (5) for the state fiscal year beginning July 1, 2015 or four (4) for the state fiscal year
42 beginning July 1, 2016.

43 STEP THREE: Determine the sum of:

44 (A) the prior year complexity index; plus

45 (B) the STEP TWO result.

46 STEP FOUR: Determine the product of:

47 (A) the STEP THREE result; multiplied by

48 (B) three thousand five hundred sixty-five dollars (\$3,565).

1 STEP SIX: ~~This STEP applies if STEP FIVE applies.~~ **FIVE:** Determine the product of:

2 (A) the ~~STEP FIVE~~ **FOUR** result; multiplied by

3 (B) the school corporation's current ADM.

4 SECTION 187. IC 20-43-13-4, AS ADDED BY P.L.205-2013, SECTION 301, IS AMENDED TO
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The complexity index is

6 ~~(1) the result determined under clause (B) of STEP ONE in section 2 of this chapter for the state fiscal~~
7 ~~year beginning July 1, 2013; and~~

8 ~~(2) the result determined under clause (B) of STEP ONE~~ **FOUR** in section 3 of this chapter for ~~the~~
9 **a state fiscal year beginning July 1, 2014. after June 30, 2015.**

10 SECTION 188. IC 20-51-4-4, AS AMENDED BY P.L.26-2014, SECTION 1, IS AMENDED TO
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The amount an eligible choice scholarship
12 student is entitled to receive under this chapter for a school year is equal to the following:

13 (1) The least of the following:

14 (A) The sum of the tuition, transfer tuition, and fees required for enrollment or attendance of the
15 eligible choice scholarship student at the eligible school selected by the eligible choice scholarship
16 student for a school year that the eligible choice scholarship student (or the parent of the eligible
17 choice scholarship student) would otherwise be obligated to pay to the eligible school.

18 (B) An amount equal to:

19 (i) ninety percent (90%) of the state tuition support amount determined under section 5 of this
20 chapter if the eligible choice scholarship student is a member of a household with an annual
21 income of not more than the amount required for the eligible choice scholarship student to
22 qualify for the federal free or reduced price lunch program; and

23 (ii) fifty percent (50%) of the state tuition support amount determined under section 5 of this
24 chapter if the eligible choice scholarship student is a member of a household with an annual
25 income of, in the case of an individual not described in section 2.5 of this chapter, not more than
26 one hundred fifty percent (150%) of the amount required for the eligible choice scholarship
27 student to qualify for the federal free or reduced price lunch program or, in the case of an
28 individual described in section 2.5 of this chapter, not more than two hundred percent (200%)
29 of the amount required for the eligible choice scholarship student to qualify for the federal free
30 or reduced price lunch program.

31 ~~(C) If the eligible choice scholarship student is enrolled in grade 1 through 8, the maximum choice~~
32 ~~scholarship that the eligible choice scholarship student may receive for a school year:~~

33 ~~(i) beginning before July 1, 2013, four thousand five hundred dollars (\$4,500);~~

34 ~~(ii) beginning after June 30, 2013, and before July 1, 2014, four thousand seven hundred dollars~~
35 ~~(\$4,700); and~~

36 ~~(iii) beginning after June 30, 2014, four thousand eight hundred dollars (\$4,800).~~

37 (2) In addition, if the eligible choice scholarship student has been identified as eligible for special
38 education services under IC 20-35 and the eligible school provides the necessary special education
39 or related services to the eligible choice scholarship student, any amount that a school corporation
40 would receive under IC 20-43-7 for the eligible choice scholarship student if the eligible choice
41 scholarship student attended the school corporation.

42 SECTION 189. IC 21-18-9-10.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 10.5. (a) The commission shall review the**
44 **programs offered by Ivy Tech Community College that have low graduation rates.**

45 **(b) Based on the results of the review under subsection (a), the commission may do any of the**
46 **following regarding such a program:**

47 **(1) Require the restructuring of the program, based on information from other programs that**
48 **are successful.**

1 (2) Eliminate the program.

2 (3) Take no action concerning the program.

3 SECTION 190. IC 21-18-9-11 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 11. (a) The commission shall do the**
5 **following:**

6 (1) Annually determine for each state educational institution:

7 (A) the percentage of students enrolled in the state educational institution that are charged
8 tuition based on the resident tuition rate; and

9 (B) the percentage of students enrolled in the state educational institution that are charged
10 tuition based on the nonresident tuition rate.

11 (2) Report the information determined for each state educational institution under subdivision

12 (1) to the budget committee and the legislative council before December 1 of each year. The
13 report to the legislative council must be in an electronic format under IC 5-14-6.

14 (b) A state educational institution must submit to the commission any information needed by the
15 commission to determine the percentages under subsection (a).

16 SECTION 191. IC 21-26-1-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
17 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 4. "Multisystem metropolitan university"**
18 **means public facilities, faculty, and other personnel:**

19 (1) operating primarily in a city that is classified as a second class city under IC 36-4-1-1;

20 (2) serving a diverse student body including both recent high school graduates and adults, many
21 of whom are first generation students, low income students, or other students balancing their
22 education with work and family obligations;

23 (3) providing students with an opportunity at one (1) campus to engage in an educational course
24 of study that leads to a postsecondary educational degree from Purdue University or Indiana
25 University, or both;

26 (4) administered as a core campus that emphasizes the significance and complementarity of the
27 core campus to the main campuses of Purdue University at West Lafayette, Indiana, and
28 Indiana University at Bloomington, Indiana; and

29 (5) endowed with the resources and authority, necessary or appropriate, to carry out all of
30 higher education's traditional values in teaching, research, and professional service, and, in
31 addition, to provide leadership to a metropolitan region by using its human resources and
32 financial resources to improve the region's quality of life.

33 SECTION 192. IC 21-26-5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
34 AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

35 **Chapter 5. Indiana University-Purdue University Fort Wayne**

36 **Sec. 1. The commission for higher education shall designate, treat, and classify for reporting**
37 **purposes Indiana University-Purdue University Fort Wayne as a multisystem metropolitan**
38 **university and not a regional campus.**

39 **Sec. 2. The commission for higher education shall establish a set of policies for Indiana**
40 **University-Purdue University Fort Wayne that recognizes its unique role in the Indiana system of**
41 **public higher education, including policies that:**

42 (1) establish performance funding metrics that are appropriate for the characteristics of the
43 student body enrolled full time and part time at Indiana University-Purdue University Fort
44 Wayne;

45 (2) permit a higher percentage of on-campus residential housing than is permitted by the
46 commission for higher education for regional campuses;

47 (3) facilitate the delivery of a broad array of master's degree and terminal professional doctoral
48 degrees:

1 (A) that are offered collaboratively with a doctoral research campus authorized to offer such
2 a program; and

3 (B) as approved by the board of trustees of the respective degree granting state educational
4 institution and the commission for higher education; and

5 (4) facilitate both basic and applied research primarily but not limited exclusively to research
6 having the potential to advance the quality of life in the region in which Indiana
7 University-Purdue University Fort Wayne is located and the competitiveness and recognition
8 of the region's individuals, businesses, and other entities in global commerce and affairs.

9 Sec. 3. The board of trustees of Purdue University shall facilitate the development and operation
10 of Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university,
11 including the goals and policies described in section 2 of this chapter. The board of trustees, the
12 president, the faculty, and the administration of Purdue University shall recognize the need for
13 Indiana University-Purdue University Fort Wayne to develop unique policies and practices in
14 support of its mission and shall encourage within the Purdue University and Indiana University
15 systems opportunities for flexibility and autonomy.

16 Sec. 4. The board of trustees of Indiana University shall facilitate the development and operation
17 of Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university,
18 including the goals and policies described in section 2 of this chapter. The board of trustees, the
19 president, the faculty, and the administration of Indiana University shall recognize the need for
20 Indiana University-Purdue University Fort Wayne to develop unique policies and practices in
21 support of its mission and shall encourage within the Purdue University and Indiana University
22 systems opportunities for flexibility and autonomy.

23 Sec. 5. (a) Except to the extent that the board of trustees of Purdue University and the board of
24 trustees of Indiana University agree to different terms and conditions and subject to subsection (b),
25 the document titled "Amendment No. 1 to the Amended Management and Academic Mission
26 Agreement Indiana University-Purdue University Fort Wayne" (initially effective July 1, 2014) is
27 extended for one (1) additional year and governs the management and academic mission of Indiana
28 University-Purdue University Fort Wayne through the state fiscal year ending June 30, 2016.

29 (b) A reference in the agreement described in subsection (a) to the Indiana University-Purdue
30 University Fort Wayne Community Advisory Council shall be treated as a reference to the Indiana
31 University-Purdue University Fort Wayne Community Council. In addition to the responsibilities
32 specified under the agreement for the Indiana University-Purdue University Fort Wayne
33 Community Advisory Council, the Indiana University-Purdue University Fort Wayne Community
34 Council:

35 (1) may direct recommendations and information relevant to Indiana University-Purdue
36 University Fort Wayne directly to the board of trustees of Purdue University or the board of
37 trustees of Indiana University, or both;

38 (2) shall include in its mission issues related to engagement of Indiana University-Purdue
39 University Fort Wayne, in particular, and, more generally, the Purdue University system and
40 the Indiana University system with the northeastern Indiana community at large and the
41 business community in particular; and

42 (3) shall be chaired by a member of the board of trustees of Purdue University.

43 (c) This section expires July 1, 2016.

44 Sec. 6. (a) The board of trustees and president of Purdue University and the board of trustees and
45 president of Indiana University shall carry out the responsibilities under this section as part of the
46 duty of university coordination imposed on them by paragraph 14 of Appendix A of the agreement
47 described in section 5 of this chapter.

48 (b) Purdue University and Indiana University, in consultation with the chancellor of Indiana

1 University-Purdue University Fort Wayne, the Indiana University-Purdue University Fort Wayne
2 Community Council, and the Indiana University-Purdue University Fort Wayne Senate, shall
3 conduct a study to evaluate the role and governance of Indiana University-Purdue University Fort
4 Wayne and explore options for improvement of its role and governance. The study may cover any
5 subject that is relevant to the role of or governance of Indiana University-Purdue University Fort
6 Wayne and must result in findings and recommendations that the board of trustees of Purdue
7 University or the board of trustees of Indiana University, or both, consider will best carry out
8 sections 4 and 5 of this chapter and develop Indiana University-Purdue University Fort Wayne as
9 a multisystem metropolitan university.

10 (c) In conducting the study under this section:

11 (1) Purdue University shall respond to information requests, including requests for confidential
12 information, from the president of Indiana University; and

13 (2) Indiana University shall respond to information requests, including requests for confidential
14 information, from the president of Purdue University;

15 in a complete and timely manner. The president of Purdue University and the president of Indiana
16 University, or their respective representatives, shall meet at least monthly with representatives of
17 the legislative services agency, the chancellor of Indiana University-Purdue University Fort Wayne,
18 the Indiana University-Purdue University Fort Wayne Community Council, and the Indiana
19 University-Purdue University Fort Wayne Senate to review the timetable and plan for completing
20 the study, progress made in completing the study, and other matters relevant to the study. Any
21 information shared in these meetings or otherwise provided to the participants in these meetings,
22 except for the final report, may be treated as confidential advisory or deliberative material. Unless
23 a different arrangement is agreed to by the chancellor of Indiana University-Purdue University
24 Fort Wayne, the Indiana University-Purdue University Fort Wayne Community Council, and the
25 Indiana University-Purdue University Fort Wayne Senate for a particular meeting, the meeting
26 shall be conducted on the Indiana University-Purdue University Fort Wayne campus. The
27 legislative services agency shall notify the legislative council if Purdue University and Indiana
28 University fail to comply with the requirements of this section or are not making reasonable
29 progress toward conducting the study and making the findings and recommendations required by
30 this section.

31 (d) Purdue University and Indiana University shall develop qualitative and quantitative findings
32 concerning the comparative opportunities, costs, and risks of the following:

33 (1) Continuing governance of Indiana University-Purdue University Fort Wayne after June 30,
34 2016, in accordance with the agreement described in section 5 of this chapter with the same or
35 a different model for the educational operations and mission of Indiana University-Purdue
36 University Fort Wayne.

37 (2) Restructuring Indiana University-Purdue University Fort Wayne as a multisystem
38 metropolitan university with primary governance within the Indiana University system.

39 (3) Any other strategic and governance models that Purdue University or Indiana University
40 considers to have the potential of improving Indiana University-Purdue University Fort Wayne.

41 Purdue University and Indiana University shall consider the benefits and risks of maintaining a
42 direct reporting relationship of the chancellor of Indiana University-Purdue University Fort Wayne
43 to the president and the board of trustees of the managing state educational institution or
44 institutions. The role and governance recommendations made in the study must include a timetable
45 for implementation, a schedule of the assets and liabilities to be retained, leased, or transferred by
46 Purdue University or Indiana University, or both, and a plan for use and management of the assets.
47 Purdue University and Indiana University shall consider continuing to have a chair of the Indiana
48 University-Purdue University Fort Wayne Community Council who is a member of the board of

1 trustees of the governing state educational institution for Indiana University-Purdue University
2 Fort Wayne.

3 (e) The resulting final report for the study must recommend ways to increase the interaction and
4 engagement of Indiana University-Purdue University Fort Wayne, in particular, and, more
5 generally, the Purdue University system and the Indiana University system with the northeastern
6 Indiana community at large and the business community in particular.

7 (f) Purdue University and Indiana University shall coordinate the study under this section with
8 the evaluation conducted under IC 2-5-21-9(d).

9 (g) The final report for the study under this section must be:

10 (1) reviewed by the board of trustees of Purdue University and the board of trustees of Indiana
11 University; and

12 (2) submitted to the legislative council in an electronic format under IC 5-14-6, the commission
13 for higher education, and the chancellor of Indiana University-Purdue University Fort Wayne;
14 before December 16, 2015.

15 (h) This section expires July 1, 2016.

16 SECTION 193. IC 21-31-2-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
17 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 13.5. The board of trustees of Indiana
18 State University may not lease or transfer any ownership interest in the Indiana State University
19 Hulman Center in Terre Haute unless the proposed lease or transfer of an ownership interest has
20 been reviewed by the budget committee.**

21 SECTION 194. IC 21-43-8-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A state educational
22 institution that establishes a program under this section shall report annually to the education roundtable
23 established under IC 20-19-4 the number of program participants and diplomas granted.~~

24 SECTION 195. IC 22-4.5-9-4, AS AMENDED BY P.L.167-2014, SECTION 10, IS AMENDED TO
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 4. (a) The council shall do all of the following:**

26 (1) Provide coordination to align the various participants in the state's education, job skills
27 development, and career training system.

28 (2) Match the education and skills training provided by the state's education, job skills development,
29 and career training system with the currently existing and future needs of the state's job market.

30 (3) In addition to the department's annual report provided under IC 22-4-18-7, submit, not later than
31 August 1, 2013, and not later than November 1 each year thereafter, to the legislative council in an
32 electronic format under IC 5-14-6 an inventory of current job and career training activities conducted
33 by:

34 (A) state and local agencies; and

35 (B) whenever the information is readily available, private groups, associations, and other
36 participants in the state's education, job skills development, and career training system.

37 The inventory must provide at least the information listed in IC 22-4-18-7(a)(1) through
38 IC 22-4-18-7(a)(5) for each activity in the inventory.

39 (4) Submit, not later than July 1, 2014, to the legislative council in an electronic format under
40 IC 5-14-6 a strategic plan to improve the state's education, job skills development, and career training
41 system. The council shall submit, not later than December 1, 2013, to the legislative council in an
42 electronic format under IC 5-14-6 a progress report concerning the development of the strategic plan.
43 The strategic plan developed under this subdivision must include at least the following:

44 (A) Proposed changes, including recommended legislation and rules, to increase coordination, data
45 sharing, and communication among the state, local, and private agencies, groups, and associations
46 that are involved in education, job skills development, and career training.

47 (B) Proposed changes to make Indiana a leader in employment opportunities related to the fields
48 of science, technology, engineering, and mathematics (commonly known as STEM).

- 1 (C) Proposed changes to address both:
 2 (i) the shortage of qualified workers for current employment opportunities; and
 3 (ii) the shortage of employment opportunities for individuals with a baccalaureate or more
 4 advanced degree.
- 5 (5) Complete, not later than August 1, 2014, a return on investment and utilization study of career and
 6 technical education programs in Indiana. The study conducted under this subdivision must include
 7 at least the following:
- 8 (A) An examination of Indiana's career and technical education programs to determine:
 9 (i) the use of the programs; and
 10 (ii) the impact of the programs on college and career readiness, employment, and economic
 11 opportunity.
- 12 (B) A survey of the use of secondary, college, and university facilities, equipment, and faculty by
 13 career and technical education programs.
- 14 (C) Recommendations concerning how career and technical education programs:
 15 (i) give a preference for courses leading to employment in high wage, high demand jobs; and
 16 (ii) add performance based funding to ensure greater competitiveness among program providers
 17 and to increase completion of industry recognized credentials and dual credit courses that lead
 18 directly to employment or postsecondary study.
- 19 (6) Coordinate the performance of its duties under this chapter with
 20 ~~(A) the education roundtable established by IC 20-19-4-2; and~~
 21 ~~(B) the Indiana works councils established by IC 20-19-6-4.~~
- 22 (b) In performing its duties, the council shall obtain input from the following:
 23 (1) Indiana employers and employer organizations.
 24 (2) Public and private institutions of higher education.
 25 (3) Regional and local economic development organizations.
 26 (4) Indiana labor organizations.
 27 (5) Individuals with expertise in career and technical education.
 28 (6) Military and veterans organizations.
 29 (7) Organizations representing women, African-Americans, Latinos, and other significant minority
 30 populations and having an interest in issues of particular concern to these populations.
 31 (8) Individuals and organizations with expertise in the logistics industry.
 32 (9) Any other person or organization that a majority of the voting members of the council determines
 33 has information that is important for the council to consider.

34 SECTION 196. IC 23-1-18-3, AS AMENDED BY SEA 487-2015, SECTION 4, IS AMENDED TO
 35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) **This subsection applies before July**
 36 **1, 2016.** The secretary of state shall collect the following fees when the documents described in this
 37 subsection are delivered to the secretary of state for filing:

38	Document	Electronic	Fee
39		Filing Fee	(Other than
40			electronic
41			filing)
42	(1) Articles of incorporation	\$75	\$90
43	(2) Application for use of		
44	indistinguishable name	\$10	\$20
45	(3) Application for reserved name	\$10	\$20
46	(4) Application for renewal		
47	of reservation	\$10	\$20
48	(5) Notice of transfer of		

1		reserved name	\$10	\$20
2	(6)	Corporation's statement of		
3		change of registered agent		
4		or registered office or both	No Fee	No Fee
5	(7)	Agent's statement of change		
6		of registered office for each		
7		affected corporation	No Fee	No Fee
8	(8)	Agent's statement of		
9		resignation	No Fee	No Fee
10	(9)	Amendment of articles of		
11		incorporation	\$20	\$30
12	(10)	Restatement of articles of		
13		incorporation	\$20	\$30
14		with amendment of articles	\$20	\$30
15	(11)	Articles of merger or share		
16		exchange	\$75	\$90
17	(12)	Articles of dissolution	\$20	\$30
18	(13)	Articles of revocation of		
19		dissolution	\$20	\$30
20	(14)	Certificate of administrative		
21		dissolution	No Fee	No Fee
22	(15)	Application for reinstatement		
23		following administrative		
24		dissolution	\$20	\$30
25	(16)	Certificate of reinstatement	No Fee	No Fee
26	(17)	Certificate of judicial		
27		dissolution	No Fee	No Fee
28	(18)	Application for certificate of		
29		authority	\$75	\$90
30	(19)	Application for amended		
31		certificate of authority	\$20	\$30
32	(20)	Application for certificate of		
33		withdrawal	\$20	\$30
34	(21)	Certificate of revocation of		
35		authority to transact business	No Fee	No Fee
36	(22)	Biennial report	\$20	\$30
37	(23)	Articles of correction	\$20	\$30
38	(24)	Application for certificate		
39		of existence or authorization	\$15	\$15
40	(25)	Any other document		
41		required or permitted to		
42		be filed by this article,		
43		including an application		
44		for any other certificates		
45		or certification certificate		
46		(except for any such other		
47		certificates that the secretary		
48		of state may determine to		

1 issue without additional fee
 2 in connection with particular
 3 filings) and a request for
 4 other facts of record under
 5 section ~~9(b)(6)~~ **9(b)(7)** of this
 6 chapter \$20 \$30

7 The secretary of state shall prescribe the electronic means of filing documents to which the electronic
 8 filing fees set forth in this section apply.

9 **(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following**
 10 **fees when the documents described in this subsection are delivered to the secretary of state for**
 11 **filing:**

12	Document	Electronic	Fee
13		Filing Fee	(Other than
14			electronic
15			filing)
16	(1) Articles of incorporation	\$75	\$100
17	(2) Application for use of		
18	indistinguishable name	\$10	\$20
19	(3) Application for		
20	reserved name	\$10	\$20
21	(4) Application for renewal		
22	of reservation	\$10	\$20
23	(5) Notice of transfer of		
24	reserved name	\$10	\$20
25	(6) Corporation's statement of		
26	change of registered agent		
27	or registered office or both	No Fee	No Fee
28	(7) Agent's statement of change		
29	of registered office for each		
30	affected corporation	No Fee	No Fee
31	(8) Agent's statement of		
32	resignation	No Fee	No Fee
33	(9) Amendment of articles of		
34	incorporation	\$20	\$30
35	(10) Restatement of articles of		
36	incorporation	\$20	\$30
37	with amendment of		
38	articles	\$20	\$30
39	(11) Articles of merger or share		
40	exchange	\$75	\$90
41	(12) Articles of dissolution	\$20	\$30
42	(13) Articles of revocation of		
43	dissolution	\$20	\$30
44	(14) Certificate of administrative		
45	dissolution	No Fee	No Fee
46	(15) Application for reinstatement		
47	following administrative		
48	dissolution	\$20	\$30

1	(16) Certificate of reinstatement	No Fee	No Fee
2	(17) Certificate of judicial		
3	dissolution	No Fee	No Fee
4	(18) Application for certificate of		
5	authority	\$75	\$125
6	(19) Application for amended		
7	certificate of authority	\$20	\$30
8	(20) Application for certificate of		
9	withdrawal	\$20	\$30
10	(21) Certificate of revocation of		
11	authority to transact business	No Fee	No Fee
12	(22) Biennial report	\$20	\$50
13	(23) Articles of correction	\$20	\$30
14	(24) Application for certificate		
15	of existence or authorization	\$15	\$30
16	(25) Any other document		
17	required or permitted to		
18	be filed by this article,		
19	including an application		
20	for any other certificates		
21	or certification certificate		
22	(except for any such other		
23	certificates that the secretary		
24	of state may determine to		
25	issue without additional fee		
26	in connection with particular		
27	filings) and a request for		
28	other facts of record under		
29	section 9(b)(7) of this		
30	chapter	\$20	\$30

31 The secretary of state shall prescribe the electronic means of filing documents to which the
32 electronic filing fees set forth in this section apply.

33 ~~(b)~~ (c) This subsection applies before July 1, 2016. The fee set forth in subsection (a)(22) for filing
34 a biennial report is:

- 35 (1) fifteen dollars (\$15) per year, for a filing in writing; and
 - 36 (2) ten dollars (\$10) per year, for a filing by electronic means;
- 37 to be paid biennially.

38 (d) This subsection applies after June 30, 2016. The fee set forth in subsection (b)(22) for filing
39 a biennial report is:

- 40 (1) twenty-five dollars (\$25) per year, for a filing in writing; and
 - 41 (2) ten dollars (\$10) per year, for a filing by electronic means;
- 42 to be paid biennially.

43 ~~(e)~~ (e) The secretary of state shall collect a fee of ten dollars (\$10) each time process is served on the
44 secretary of state under this article. If the party to a proceeding causing service of process prevails in the
45 proceeding, then that party is entitled to recover this fee as costs from the nonprevailing party.

46 ~~(f)~~ (f) The secretary of state shall collect the following fees for copying and certifying the copy of any
47 filed document relating to a domestic or foreign corporation:

- 48 (1) Per page for copying \$ 1

1 (2) For a certification stamp \$15

2 The fees under this subsection do not apply to any copies or certifications that are processed on the
3 secretary of state's Internet web site.

4 SECTION 197. IC 23-4-1-45, AS AMENDED BY P.L.40-2013, SECTION 2, IS AMENDED TO
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 45. (a) To qualify as a limited liability
6 partnership, a partnership under this chapter must do the following:

7 (1) File a registration with the secretary of state in a form determined by the secretary of state that
8 satisfies the following:

9 (A) Is signed by one (1) or more partners authorized to sign the registration. A signature on a
10 document under this clause that is transmitted and filed electronically is sufficient if the person
11 transmitting and filing the document:

12 (i) has the intent to file the document as evidenced by a symbol executed or adopted by a party
13 with present intention to authenticate the filing; and

14 (ii) enters the filing party's name on the electronic form in a signature box or other place
15 indicated by the secretary of state.

16 (B) States the name of the limited liability partnership, which must:

17 (i) contain the words "Limited Liability Partnership" or the abbreviation "L.L.P." or "LLP" as
18 the last words or letters of the name; and

19 (ii) be distinguishable upon the records of the secretary of state from the name of a limited
20 liability partnership or other business entity registered to transact business in Indiana.

21 (C) States the address of the partnership's principal office.

22 (D) States the name of the partnership's registered agent and the address of the partnership's
23 registered office for service of process as required to be maintained by section 50 of this chapter.

24 (E) Contains a brief statement of the business in which the partnership engages.

25 (F) States any other matters that the partnership determines to include.

26 (G) States that the filing of the registration is evidence of the partnership's intention to act as a
27 limited liability partnership.

28 (2) Except as provided in subdivision (3), file a ~~ninety dollar (\$90)~~ registration fee with the
29 registration **in the amount of:**

30 **(A) ninety dollars (\$90), if the registration is filed before July 1, 2016; or**

31 **(B) one hundred dollars (\$100), if the registration is filed after June 30, 2016.**

32 (3) If the registration required under subdivision (1) is filed electronically, file a filing fee of
33 seventy-five dollars (\$75).

34 (b) The secretary of state shall grant limited liability partnership status to any partnership that submits
35 a completed registration with the required fee.

36 (c) Registration is effective and a partnership becomes a limited liability partnership on the date a
37 registration is filed with the secretary of state or at any later date or time specified in the registration. The
38 registration remains effective until it is voluntarily withdrawn by filing with the secretary of state a written
39 withdrawal notice under section 45.2 of this chapter.

40 (d) The status of a partnership as a limited liability partnership and the liability of a partner of a limited
41 liability partnership is not adversely affected by errors or subsequent changes in the information stated
42 in a registration under subsection (a).

43 (e) A registration on file with the secretary of state is notice that the partnership is a limited liability
44 partnership and is notice of all other facts set forth in the registration.

45 SECTION 198. IC 23-4-1-49, AS AMENDED BY P.L.60-2007, SECTION 3, IS AMENDED TO
46 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 49. (a) Before transacting business in this state,
47 a foreign limited liability partnership shall do the following:

48 (1) Comply with any statutory or administrative registration or filing requirements governing the

1 specific type of business in which the partnership is engaged.
2 (2) File a registration with the secretary of state in a form determined by the secretary of state that
3 satisfies the following:

4 (A) Is signed at least by one (1) partner authorized to sign the registration. A signature of an
5 authorized partner on a document under this clause that is transmitted and filed electronically is
6 sufficient if the authorized partner transmitting and filing the document:

7 (i) has the intent to file the document as evidenced by a symbol executed or adopted by a party
8 with present intention to authenticate the filing; and

9 (ii) enters the filing party's name on the electronic form in a signature box or other place
10 indicated by the secretary of state.

11 (B) States the name of the limited liability partnership which must contain the words "Limited
12 Liability Partnership" or the abbreviation "L.L.P." or "LLP" or other similar words or
13 abbreviations as may be required or authorized by the laws of the jurisdiction where the
14 partnership is registered as the last words or letters of the name.

15 (C) States the jurisdiction in which the partnership is registered as a limited liability partnership.

16 (D) States the address of the partnership's principal office.

17 (E) States the name of the partnership's registered agent and the address of the partnership's
18 registered office for service of process as required to be maintained by section 50 of this chapter.

19 (F) Contains a brief statement of the business in which the partnership engages.

20 (G) States any other matters that the partnership determines to include.

21 (H) States that the filing of the registration is evidence of the partnership's intention to act as a
22 limited liability partnership.

23 (3) Except as provided in subdivision (4), file a ~~ninety dollar (\$90)~~ registration fee with the
24 registration **in the amount of:**

25 (A) **ninety dollars (\$90), if the registration is filed before July 1, 2016; or**

26 (B) **one hundred twenty-five dollars (\$125), if the registration is filed after June 30, 2016.**

27 (4) If the registration required under subdivision (2) is filed electronically, file a filing fee of
28 seventy-five dollars (\$75).

29 (b) The secretary of state shall permit a foreign limited liability partnership that:

30 (1) submits a completed registration;

31 (2) submits the fees required under subsection (a); and

32 (3) otherwise complies with this chapter;

33 to transact business in the state. A registration remains effective until the registration is voluntarily
34 withdrawn under section 45.2 of this chapter.

35 (c) The internal affairs of foreign limited liability partnerships, including the liability of partners for
36 debts, obligations, and liabilities of or chargeable to the partnership or a partner or partners, are subject
37 to and governed by the laws of the jurisdiction in which the foreign limited liability partnership is
38 registered.

39 SECTION 199. IC 23-16-12-4, AS AMENDED BY SEA 487-2015, SECTION 47, IS AMENDED TO
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) **This subsection applies before July**
41 **1, 2016.** The secretary of state shall collect the following fees when the documents described in this
42 section are delivered by a domestic or foreign limited partnership to the secretary of state for filing:

43 Document	44 Electronic 45 Filing Fee	46 Filing Fee (Other than 47 electronic 48 filing)
47 (1) Application for		
48 reservation of name	\$10	\$20

1	(2) Application for use		
2	of indistinguishable name	\$10	\$20
3	(3) Application for		
4	renewal of reservation	\$10	\$20
5	(4) Notice of transfer of reserved name	\$10	\$20
6	(5) Certificate of change		
7	of registered agent's		
8	business address	No fee	No fee
9	(6) Certificate of resignation of agent	No fee	No fee
10	(7) Certificate of limited partnership	\$75	\$90
11	(8) Certificate of amendment	\$20	\$30
12	(9) Certificate of cancellation	\$75	\$90
13	(10) Restated certificate of		
14	limited partnership or registration	\$20	\$30
15	(11) Restated certificate of		
16	limited partnership or		
17	registration with amendments	\$20	\$30
18	(12) Application for registration	\$75	\$90
19	(13) Certificate of change of		
20	application	\$20	\$30
21	(14) Certificate of cancellation of		
22	registration	\$20	\$30
23	(15) Certificate of change		
24	of registered agent	No fee	No fee
25	(16) Application for certificate		
26	of existence or authorization	\$15	\$15
27	(17) Any other document required or		
28	permitted to be filed under this		
29	article, including an application		
30	for any other certificates or		
31	certification certificate (except		
32	for any such other certificates		
33	that the secretary of state may		
34	determine to issue without		
35	additional fee in connection with		
36	particular filings)	\$20	\$30

37 The secretary of state shall prescribe the electronic means of filing documents to which the electronic
38 filing fees set forth in this section apply.

39 **(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following**
40 **fees when the documents described in this section are delivered by a domestic or foreign limited**
41 **partnership to the secretary of state for filing:**

42	Document	Electronic	Filing Fee
43		Filing Fee	(Other than
44			electronic
45			filing)
46	(1) Application for		
47	reservation of name	\$10	\$20
48	(2) Application for use		

1	of indistinguishable name	\$10	\$20
2	(3) Application for		
3	renewal of reservation	\$10	\$20
4	(4) Notice of transfer of reserved name	\$10	\$20
5	(5) Certificate of change		
6	of registered agent's		
7	business address	No fee	No fee
8	(6) Certificate of resignation of agent	No fee	No fee
9	(7) Certificate of limited partnership	\$75	\$100
10	(8) Certificate of amendment	\$20	\$30
11	(9) Certificate of cancellation	\$75	\$90
12	(10) Restated certificate of		
13	limited partnership or registration	\$20	\$30
14	(11) Restated certificate of		
15	limited partnership or		
16	registration with amendments	\$20	\$30
17	(12) Application for registration	\$75	\$125
18	(13) Certificate of change of		
19	application	\$20	\$30
20	(14) Certificate of cancellation of		
21	registration	\$20	\$30
22	(15) Certificate of change		
23	of registered agent	No fee	No fee
24	(16) Application for certificate		
25	of existence or authorization	\$15	\$30
26	(17) Any other document required or		
27	permitted to be filed under this		
28	article, including an application		
29	for any other certificates or		
30	certification certificate (except		
31	for any such other certificates		
32	that the secretary of state may		
33	determine to issue without		
34	additional fee in connection with		
35	particular filings)	\$20	\$30

36 The secretary of state shall prescribe the electronic means of filing documents to which the
37 electronic filing fees set forth in this section apply.

38 (b) (c) The secretary of state shall collect a fee of ten dollars (\$10) each time process is served on the
39 secretary of state under this article. If the party to a proceeding causing service of process prevails in the
40 proceeding, then that party is entitled to recover this fee as costs from the nonprevailing party.

41 (e) (d) The secretary of state shall collect the following fees for copying and certifying the copy of any
42 filed document relating to a domestic or foreign limited partnership:

- 43 (1) Per page for copying \$ 1
- 44 (2) For a certification stamp \$15

45 The fees under this subsection do not apply to any copies or certifications that are processed on the
46 secretary of state's Internet web site.

47 SECTION 200. IC 23-17-29-3, AS AMENDED BY SEA 487-2015, SECTION 66, IS AMENDED TO
48 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) **This subsection applies before July**

1 **1, 2016.** The secretary of state shall collect the following fees when the following documents are delivered
 2 for filing:

3	Document	Electronic	Filing Fee
4		Filing Fee	(Other than
5			electronic
6			filing)
7	(1) Articles of Incorporation	\$20	\$30
8	(2) Application for use of		
9	indistinguishable name	\$10	\$20
10	(3) Application for reserved name	\$10	\$20
11	(4) Notice of transfer of		
12	reserved name	\$10	\$20
13	(5) Application for renewal		
14	of reservation	\$10	\$20
15	(6) Corporation's statement of		
16	change of registered agent		
17	or registered office or both	no fee	no fee
18	(7) Agent's statement of change of		
19	registered office for each		
20	affected corporation	no fee	no fee
21	(8) Agent's statement of resignation	no fee	no fee
22	(9) Amendment of articles of		
23	incorporation	\$20	\$30
24	(10) Restatement of articles of		
25	incorporation with amendments	\$20	\$30
26	(11) Articles of merger	\$20	\$30
27	(12) Articles of dissolution	\$20	\$30
28	(13) Articles of revocation of		
29	dissolution	\$20	\$30
30	(14) Certificate of administrative		
31	dissolution	no fee	no fee
32	(15) Application for reinstatement		
33	following administrative		
34	dissolution	\$20	\$30
35	(16) Certificate of reinstatement	no fee	no fee
36	(17) Certificate of judicial	no fee	no fee
37	dissolution		
38	(18) Application for certificate of		
39	authority	\$20	\$30
40	(19) Application for amended		
41	certificate of authority	\$20	\$30
42	(20) Application for certificate of		
43	withdrawal	\$20	\$30
44	(21) Certificate of revocation of		
45	authority to transact business	no fee	no fee
46	(22) Annual report	\$5	\$10
47	(until July 1, 2016)		
48	(23) Biennial report	\$10	\$20

1 (after June 30, 2016)

2 ~~(24)~~ (23) Certificate of existence \$15 \$15

3 ~~(25)~~ (24) Any other document
4 required or permitted to be
5 filed by this article \$20 \$30

6 The secretary of state shall prescribe the electronic means of filing documents to which the electronic
7 filing fees set forth in this section apply.

8 (b) This subsection applies after June 30, 2016. The secretary of state shall collect the following
9 fees when the following documents are delivered for filing:

10 Document	Electronic 11 Filing Fee	Filing Fee (Other than 12 electronic 13 filing)
14 (1) Articles of incorporation	\$20	\$50
15 (2) Application for use of 16 indistinguishable name	\$10	\$20
17 (3) Application for reserved name	\$10	\$20
18 (4) Notice of transfer of 19 reserved name	\$10	\$20
20 (5) Application for renewal 21 of reservation	\$10	\$20
22 (6) Corporation's statement of 23 change of registered agent 24 or registered office or both	No fee	No fee
25 (7) Agent's statement of change of 26 registered office for each 27 affected corporation	No fee	No fee
28 (8) Agent's statement of resignation	No fee	No fee
29 (9) Amendment of articles of 30 incorporation	\$20	\$30
31 (10) Restatement of articles of 32 incorporation with amendments	\$20	\$30
33 (11) Articles of merger	\$20	\$30
34 (12) Articles of dissolution	\$20	\$30
35 (13) Articles of revocation of 36 dissolution	\$20	\$30
37 (14) Certificate of administrative 38 dissolution	No fee	No fee
39 (15) Application for reinstatement 40 following administrative 41 dissolution	\$20	\$30
42 (16) Certificate of reinstatement	No fee	No fee
43 (17) Certificate of judicial 44 dissolution	No fee	No fee
45 (18) Application for certificate of 46 authority	\$20	\$75
47 (19) Application for amended 48 certificate of authority	\$20	\$30

1	(20) Application for certificate of		
2	withdrawal	\$20	\$30
3	(21) Certificate of revocation of		
4	authority to transact business	No fee	No fee
5	(22) Annual report	\$5	\$10
6	(23) Certificate of existence	\$15	\$30
7	(24) Biennial report	\$10	\$20
8	(25) Any other document		
9	required or permitted to be		
10	filed by this article	\$20	\$30

11 **The secretary of state shall prescribe the electronic means of filing documents to which the**
12 **electronic filing fees set forth in this section apply.**

13 ~~(b)~~ (c) The secretary of state shall collect a fee of ten dollars (\$10) upon being served with process
14 under this article. The party to a proceeding causing service of process may recover the fee paid the
15 secretary of state as costs if the party prevails in the proceeding.

16 ~~(c)~~ (d) The secretary of state shall collect the following fees for copying and certifying the copy of any
17 filed document relating to a domestic or foreign corporation:

- 18 (1) One dollar (\$1) a page for copying.
- 19 (2) Fifteen dollars (\$15) for the certification stamp.

20 The fees under this subsection do not apply to any copies or certifications that are processed on the
21 secretary of state's Internet web site.

22 SECTION 201. IC 23-18-12-3, AS AMENDED BY SEA 487-2015, SECTION 76, IS AMENDED TO
23 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) **This subsection applies before July**
24 **1, 2016.** The secretary of state shall collect the following fees when the documents described in this
25 section are delivered for filing:

26	Document	Electronic	Filing Fee
27		Filing Fee	(Other than
28			electronic
29			filing)
30	(1) Articles of organization	\$75	\$90
31	(2) Application for use of		
32	indistinguishable name	\$10	\$20
33	(3) Application for reservation		
34	of name	\$10	\$20
35	(4) Application for renewal of		
36	reservation	\$10	\$20
37	(5) Notice of transfer or cancellation		
38	of reservation	\$10	\$20
39	(6) Certificate of change of registered		
40	agent's business address	No Fee	No Fee
41	(7) Certificate of resignation of agent	No Fee	No Fee
42	(8) Articles of amendment	\$20	\$30
43	(9) Restatement of articles of		
44	organization	\$20	\$30
45	(10) Articles of dissolution	\$20	\$30
46	(11) Application for certificate of		
47	authority	\$75	\$90
48	(12) Application for amended		

1	certificate of authority	\$20	\$30
2	(13) Application for certificate of		
3	withdrawal	\$20	\$30
4	(14) Application for reinstatement		
5	following administrative		
6	dissolution	\$20	\$30
7	(15) Articles of correction	\$20	\$30
8	(16) Certificate of change of		
9	registered agent	No Fee	No Fee
10	(17) Application for certificate of		
11	existence or authorization	\$15	\$15
12	(18) Biennial report	\$20	\$30
13	(19) Articles of merger		
14	involving a domestic limited		
15	liability company	\$75	\$90
16	(20) Any other document		
17	required or permitted to be		
18	filed under this article	\$20	\$30
19	(21) Registration of intent		
20	to sell sexually explicit materials,		
21	products, or services		\$250

22 The secretary of state shall prescribe the electronic means of filing documents to which the electronic
 23 filing fees set forth in this section apply.

24 **(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following**
 25 **fees when the documents described in this section are delivered for filing:**

26	Document	Electronic	Filing Fee
27		Filing Fee	(Other than
28			electronic
29			filing)
30	(1) Articles of organization	\$75	\$100
31	(2) Application for use of		
32	indistinguishable name	\$10	\$20
33	(3) Application for reservation		
34	of name	\$10	\$20
35	(4) Application for renewal of		
36	reservation	\$10	\$20
37	(5) Notice of transfer or cancellation		
38	of reservation	\$10	\$20
39	(6) Certificate of change of registered		
40	agent's business address	No Fee	No Fee
41	(7) Certificate of resignation of		
42	agent	No Fee	No Fee
43	(8) Articles of amendment	\$20	\$30
44	(9) Restatement of articles of		
45	organization	\$20	\$30
46	(10) Articles of dissolution	\$20	\$30
47	(11) Application for certificate of		
48	authority	\$75	\$125

1	(12) Application for amended		
2	certificate of authority	\$20	\$30
3	(13) Application for certificate of		
4	withdrawal	\$20	\$30
5	(14) Application for reinstatement		
6	following administrative		
7	dissolution	\$20	\$30
8	(15) Articles of correction	\$20	\$30
9	(16) Certificate of change of		
10	registered agent	No Fee	No Fee
11	(17) Application for certificate of		
12	existence or authorization	\$15	\$30
13	(18) Biennial report	\$20	\$50
14	(19) Articles of merger		
15	involving a domestic limited		
16	liability company	\$75	\$90
17	(20) Any other document		
18	required or permitted to be		
19	filed under this article	\$20	\$30
20	(21) Registration of intent		
21	to sell sexually explicit materials,		
22	products, or services		\$250

23 The secretary of state shall prescribe the electronic means of filing documents to which the
24 electronic filing fees set forth in this section apply.

25 ~~(b)~~ (c) This subsection applies before July 1, 2016. The fee set forth in subsection (a)(18) for filing
26 a biennial report is:

- 27 (1) for an electronic filing, ten dollars (\$10) per year; or
28 (2) for a filing other than an electronic filing, fifteen dollars (\$15) per year;
29 to be paid biennially.

30 (d) This subsection applies after June 30, 2016. The fee set forth in subsection (b)(18) for filing
31 a biennial report is:

- 32 (1) for an electronic filing, ten dollars (\$10) per year; or
33 (2) for a filing other than an electronic filing, twenty-five dollars (\$25) per year;
34 to be paid biennially.

35 ~~(e)~~ (e) The secretary of state shall collect a fee of \$10 each time process is served on the secretary of
36 state under this article. If the party to a proceeding causing service of process prevails in the proceeding,
37 that party is entitled to recover this fee as costs from the nonprevailing party.

38 ~~(f)~~ (f) The secretary of state shall collect the following fees for copying and certifying the copy of any
39 filed documents relating to a domestic or foreign limited liability company:

- 40 (1) One dollar (\$1) per page for copying.
41 (2) Fifteen dollars (\$15) for certification stamp.

42 The fees under this subsection do not apply to any copies or certifications that are processed on the
43 secretary of state's Internet web site.

44 SECTION 202. IC 27-8-10-5.1, AS AMENDED BY P.L.229-2011, SECTION 253, IS AMENDED
45 TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 5.1. (a) A person
46 is not eligible for an association policy if the person is eligible for any of the coverage described in
47 subdivisions (1) and (2). A person other than a federally eligible individual may not apply for an
48 association policy unless the person has applied for:

1 (1) Medicaid; and
2 (2) coverage under the:
3 (A) preexisting condition insurance plan program established by the Secretary of Health and
4 Human Services under Section 1101 of Title I of the federal Patient Protection and Affordable
5 Care Act (P.L. 111-148); and
6 (B) **healthy** Indiana ~~check-up~~ plan under IC 12-15-44.2;
7 not more than sixty (60) days before applying for the association policy.

8 (b) Except as provided in subsection (c), a person is not eligible for an association policy if, at the
9 effective date of coverage, the person has or is eligible for coverage under any insurance plan that equals
10 or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana as
11 set forth in IC 27. However, an offer of coverage described in IC 27-8-5-2.5(e) (expired July 1, 2007, and
12 removed), IC 27-8-5-2.7, IC 27-8-5-19.2(e) (expired July 1, 2007, and repealed), or IC 27-8-5-19.3 does
13 not affect an individual's eligibility for an association policy under this subsection. Coverage under any
14 association policy is in excess of, and may not duplicate, coverage under any other form of health
15 insurance.

16 (c) Except as provided in IC 27-13-16-4 and subsection (a), a person is eligible for an association
17 policy upon a showing that:

- 18 (1) the person has been rejected by one (1) carrier for coverage under any insurance plan that equals
19 or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana,
20 as set forth in IC 27, without material underwriting restrictions;
- 21 (2) an insurer has refused to issue insurance except at a rate exceeding the association plan rate; or
- 22 (3) the person is a federally eligible individual.

23 For the purposes of this subsection, eligibility for Medicare coverage does not disqualify a person who
24 is less than sixty-five (65) years of age from eligibility for an association policy.

25 (d) Coverage under an association policy terminates as follows:

- 26 (1) On the first date on which an insured is no longer a resident of Indiana.
- 27 (2) On the date on which an insured requests cancellation of the association policy.
- 28 (3) On the date of the death of an insured.
- 29 (4) At the end of the policy period for which the premium has been paid.
- 30 (5) On the first date on which the insured no longer meets the eligibility requirements under this
31 section.

32 (e) An association policy must provide that coverage of a dependent unmarried child terminates when
33 the child becomes nineteen (19) years of age (or twenty-five (25) years of age if the child is enrolled full
34 time in an accredited educational institution). The policy must also provide in substance that attainment
35 of the limiting age does not operate to terminate a dependent unmarried child's coverage while the
36 dependent is and continues to be both:

- 37 (1) incapable of self-sustaining employment by reason of mental retardation or mental or physical
38 disability; and
- 39 (2) chiefly dependent upon the person in whose name the contract is issued for support and
40 maintenance.

41 However, proof of such incapacity and dependency must be furnished to the carrier within one hundred
42 twenty (120) days of the child's attainment of the limiting age, and subsequently as may be required by
43 the carrier, but not more frequently than annually after the two (2) year period following the child's
44 attainment of the limiting age.

45 (f) An association policy that provides coverage for a family member of the person in whose name the
46 contract is issued must, as to the family member's coverage, also provide that the health insurance benefits
47 applicable for children are payable with respect to a newly born child of the person in whose name the
48 contract is issued from the moment of birth. The coverage for newly born children must consist of

1 coverage of injury or illness, including the necessary care and treatment of medically diagnosed
2 congenital defects and birth abnormalities. If payment of a specific premium is required to provide
3 coverage for the child, the contract may require that notification of the birth of a child and payment of the
4 required premium must be furnished to the carrier within thirty-one (31) days after the date of birth in
5 order to have the coverage continued beyond the thirty-one (31) day period.

6 (g) Except as provided in subsection (h), an association policy may contain provisions under which
7 coverage is excluded during a period of three (3) months following the effective date of coverage as to
8 a given covered individual for preexisting conditions, as long as medical advice or treatment was
9 recommended or received within a period of three (3) months before the effective date of coverage. This
10 subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that
11 are more favorable to the insured.

12 (h) If a person applies for an association policy within six (6) months after termination of the person's
13 coverage under a health insurance arrangement and the person meets the eligibility requirements of
14 subsection (c), then an association policy may not contain provisions under which:

15 (1) coverage as to a given individual is delayed to a date after the effective date or excluded from
16 the policy; or

17 (2) coverage as to a given condition is denied;

18 on the basis of a preexisting health condition. This subsection may not be construed to prohibit preexisting
19 condition provisions in an insurance policy that are more favorable to the insured.

20 (i) For purposes of this section, coverage under a health insurance arrangement includes, but is not
21 limited to, coverage pursuant to the Consolidated Omnibus Budget Reconciliation Act of 1985.

22 SECTION 203. IC 27-8-10.1-3, AS AMENDED BY P.L.3-2008, SECTION 214, IS AMENDED TO
23 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 3. As used in this
24 chapter, "plan" refers to the **healthy** Indiana ~~check-up~~ plan established by IC 12-15-44.2-3.

25 SECTION 204. IC 27-19-2-15, AS ADDED BY P.L.278-2013, SECTION 27, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 15. (a) "Public
27 health insurance program" refers to health coverage provided under a state or federal government
28 program.

29 (b) The term includes the following:

30 (1) Medicaid (42 U.S.C. 1396 et seq.).

31 (2) The **healthy** Indiana ~~check-up~~ plan established by IC 12-15-44.2-3.

32 (3) The children's health insurance program established under IC 12-17.6.

33 SECTION 205. IC 33-23-16-12, AS ADDED BY P.L.108-2010, SECTION 4, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. (a) A problem solving court and
35 accompanying services of the problem solving court are available only to individuals over whom the court
36 that established the problem solving court has jurisdiction.

37 (b) A problem solving court with criminal jurisdiction that does not have felony jurisdiction may
38 assume jurisdiction over an individual convicted of a felony from another court within the county if the
39 problem solving court returns the case to the referring court for additional proceedings when:

40 (1) the individual has successfully completed the problem solving court's program; or

41 (2) the individual's participation in the problem solving court program is terminated by the problem
42 solving court.

43 **(c) In accordance with the rules adopted by the board, a problem solving court that is a veteran's
44 court may assume jurisdiction over a veteran who:**

45 **(1) meets all of the eligibility requirements in section 13 of this chapter; and**

46 **(2) is referred to the problem solving court by a court in another jurisdiction.**

47 ~~(c)~~ **(d)** The board shall adopt rules prescribing minimum eligibility criteria for an individual to
48 participate in a problem solving court program.

1 SECTION 206. IC 33-37-5-2, AS AMENDED BY P.L.128-2012, SECTION 180, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) Each clerk shall establish a clerk's record
3 perpetuation fund. The clerk shall deposit all the following in the fund:

4 (1) Revenue received by the clerk for transmitting documents by facsimile machine to a person
5 under IC 5-14-3.

6 (2) Document storage fees required under section 20 of this chapter.

7 (3) The late payment fees imposed under section 22 of this chapter that are authorized for deposit
8 in the clerk's record perpetuation fund under IC 33-37-7-2.

9 (4) The fees required under IC 29-1-7-3.1 for deposit of a will.

10 ~~(5) Automated record keeping fees deposited in the fund under IC 33-37-7-2(m).~~

11 (b) The clerk may use any money in the fund for the following purposes:

12 (1) The preservation of records.

13 (2) The improvement of record keeping systems and equipment.

14 (3) Case management system.

15 SECTION 207. IC 33-37-5-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
16 2015]: Sec. 20. (a) This section applies to all civil, criminal, infraction, and ordinance violation actions.

17 (b) The clerk shall collect a document storage fee of:

18 **(1) five dollars (\$5), after June 30, 2015, and before July 1, 2017; and**

19 **(2) two dollars (\$2), after June 30, 2017.**

20 SECTION 208. IC 33-37-5-21, AS AMENDED BY P.L.284-2013, SECTION 5, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 21. (a) This section applies to all civil,
22 criminal, infraction, and ordinance violation actions.

23 (b) The clerk shall collect an automated record keeping fee of:

24 (1) ~~seven~~ **nineteen** dollars (~~\$7~~) (**\$19**) after June 30, ~~2013~~, **2015**, and before July 1, ~~2015~~, **2017**; ~~in~~
25 ~~all actions except actions described in subdivision (2); and~~

26 ~~(2) five dollars (\$5) after June 30, 2013, and before July 1, 2015, with respect to actions resulting~~
27 ~~in the accused person entering into a:~~

28 ~~(A) pretrial diversion program agreement under IC 33-39-1-8; or~~

29 ~~(B) deferral program agreement under IC 34-28-5-1; and~~

30 ~~(2) five dollars (\$5) after June 30, 2015. 2017.~~

31 SECTION 209. IC 33-37-7-2, AS AMENDED BY P.L.284-2013, SECTION 6, IS AMENDED TO
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The clerk of a circuit court shall
33 distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection
34 unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees
35 collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a
36 pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under
37 IC 34-28-5-1 and for deposit in the state general fund seventy percent (70%) of the amount of fees
38 collected under the following:

39 (1) IC 33-37-4-1(a) (criminal costs fees).

40 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

41 (3) IC 33-37-4-3(a) (juvenile costs fees).

42 (4) IC 33-37-4-4(a) (civil costs fees).

43 (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

44 (6) IC 33-37-4-7(a) (probate costs fees).

45 (7) IC 33-37-5-17 (deferred prosecution fees).

46 (b) The clerk of a circuit court shall distribute semiannually to the auditor of state for deposit in the
47 state user fee fund established in IC 33-37-9-2 the following:

48 (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees

- 1 collected under IC 33-37-4-1(b)(5).
- 2 (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under
3 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- 4 (3) One hundred percent (100%) of the child abuse prevention fees collected under
5 IC 33-37-4-1(b)(7).
- 6 (4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected
7 under IC 33-37-4-1(b)(8).
- 8 (5) One hundred percent (100%) of the highway work zone fees collected under IC 33-37-4-1(b)(9)
9 and IC 33-37-4-2(b)(5).
- 10 (6) One hundred percent (100%) of the safe schools fee collected under IC 33-37-5-18.
- 11 (7) ~~The following:~~
- 12 (A) ~~For a county operating under the state's automated judicial system;~~ One hundred percent
13 (100%) of the automated record keeping fee **collected under** IC 33-37-5-21 not distributed under
14 subsection (a).
- 15 (B) ~~This clause applies before July 1, 2013, and after June 30, 2015. For a county not operating~~
16 ~~under the state's automated judicial system; eighty percent (80%) of the automated record~~
17 ~~keeping fee (IC 33-37-5-21) not distributed under subsection (a).~~
- 18 (C) ~~This clause applies after June 30, 2013, and before July 1, 2015. For a county not operating~~
19 ~~under the state's automated judicial system; five dollars (\$5) of the automated record keeping fee~~
20 ~~(IC 33-37-5-21) not distributed under subsection (a).~~
- 21 (c) The clerk of a circuit court shall distribute monthly to the county auditor the following:
- 22 (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees
23 collected under IC 33-37-4-1(b)(5).
- 24 (2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under
25 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- 26 The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free
27 community fund established under IC 5-2-11.
- 28 (d) The clerk of a circuit court shall distribute monthly to the county auditor one hundred percent
29 (100%) of the late payment fees collected under IC 33-37-5-22. The county auditor shall deposit fees
30 distributed by a clerk under this subsection as follows:
- 31 (1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor shall
32 deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established under
33 IC 33-37-5-2 and sixty percent (60%) of the fees in the county general fund.
- 34 (2) If the county fiscal body has not adopted an ordinance described in subdivision (1), the county
35 auditor shall deposit all the fees in the county general fund.
- 36 (e) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the
37 sexual assault victims assistance account established by IC 5-2-6-23(h) one hundred percent (100%) of
38 the sexual assault victims assistance fees collected under IC 33-37-5-23.
- 39 (f) The clerk of a circuit court shall distribute monthly to the county auditor the following:
- 40 (1) One hundred percent (100%) of the support and maintenance fees for cases designated as
41 non-Title IV-D child support cases in the Indiana support enforcement tracking system (ISETS) or
42 the successor statewide automated support enforcement system collected under IC 33-37-5-6.
- 43 (2) The percentage share of the support and maintenance fees for cases designated as Title IV-D
44 child support cases in ISETS or the successor statewide automated support enforcement system
45 collected under IC 33-37-5-6 that is reimbursable to the county at the federal financial participation
46 rate.
- 47 The county clerk shall distribute monthly to the department of child services the percentage share of the
48 support and maintenance fees for cases designated as Title IV-D child support cases in ISETS, or the

1 successor statewide automated support enforcement system, collected under IC 33-37-5-6 that is not
2 reimbursable to the county at the applicable federal financial participation rate.

3 (g) The clerk of a circuit court shall distribute monthly to the county auditor the following:

4 (1) One hundred percent (100%) of the small claims service fee under IC 33-37-4-6(a)(1)(B) or
5 IC 33-37-4-6(a)(2) for deposit in the county general fund.

6 (2) One hundred percent (100%) of the small claims garnishee service fee under
7 IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for deposit in the county general fund.

8 (h) This subsection does not apply to court administration fees collected in small claims actions filed
9 in a court described in IC 33-34. The clerk of a circuit court shall semiannually distribute to the auditor
10 of state for deposit in the state general fund one hundred percent (100%) of the following:

11 (1) The public defense administration fee collected under IC 33-37-5-21.2.

12 (2) The judicial salaries fees collected under IC 33-37-5-26.

13 (3) The DNA sample processing fees collected under IC 33-37-5-26.2.

14 (4) The court administration fees collected under IC 33-37-5-27.

15 (i) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the
16 judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent (100%)
17 of the judicial insurance adjustment fee collected under IC 33-37-5-25.

18 (j) The proceeds of the service fee collected under IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall
19 be distributed as follows:

20 (1) The clerk shall distribute one hundred percent (100%) of the service fees collected in a circuit,
21 superior, county, or probate court to the county auditor for deposit in the county general fund.

22 (2) The clerk shall distribute one hundred percent (100%) of the service fees collected in a city or
23 town court to the city or town fiscal officer for deposit in the city or town general fund.

24 (k) The proceeds of the garnishee service fee collected under IC 33-37-5-28(b)(3) or
25 IC 33-37-5-28(b)(4) shall be distributed as follows:

26 (1) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in
27 a circuit, superior, county, or probate court to the county auditor for deposit in the county general
28 fund.

29 (2) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in
30 a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

31 (l) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the
32 home ownership education account established by IC 5-20-1-27 one hundred percent (100%) of the
33 following:

34 (1) The mortgage foreclosure counseling and education fees collected under IC 33-37-5-32 (before
35 its expiration on January 1, 2015).

36 (2) Any civil penalties imposed and collected by a court for a violation of a court order in a
37 foreclosure action under IC 32-30-10.5.

38 ~~(m) This subsection applies to a county that is not operating under the state's automated judicial~~
39 ~~system. The clerk of a circuit court shall distribute monthly to the county auditor the following part of the~~
40 ~~automated record keeping fee (IC 33-37-5-21) not distributed under subsection (a) for deposit in the~~
41 ~~clerk's record perpetuation fund.~~

42 ~~(1) Twenty percent (20%), before July 1, 2013, and after June 30, 2015.~~

43 ~~(2) Two dollars (\$2) of each fee collected, after June 30, 2013, and before July 1, 2015.~~

44 ~~(m) (m)~~ The clerk of a circuit court shall distribute semiannually to the auditor of state one hundred
45 percent (100%) of the pro bono legal services fees collected before July 1, 2017, under IC 33-37-5-31.
46 The auditor of state shall transfer semiannually the pro bono legal services fees to the Indiana Bar
47 Foundation (or a successor entity) as the entity designated to organize and administer the interest on
48 lawyers trust accounts (IOLTA) program under Rule 1.15 of the Rules of Professional Conduct of the

1 Indiana supreme court. The Indiana Bar Foundation shall:

2 (1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation
3 receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages
4 the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and

5 (2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish
6 approved pro bono legal services programs.

7 The handling and expenditure of the pro bono legal services fees received under this section by the
8 Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The
9 amounts necessary to make the transfers required by this subsection are appropriated from the state
10 general fund.

11 SECTION 210. IC 33-37-7-8, AS AMENDED BY P.L.136-2012, SECTION 19, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) The clerk of a city or town court shall
13 distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection
14 unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees
15 collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a
16 pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under
17 IC 34-28-5-1 and for deposit in the state general fund fifty-five percent (55%) of the amount of fees
18 collected under the following:

19 (1) IC 33-37-4-1(a) (criminal costs fees).

20 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

21 (3) IC 33-37-4-4(a) (civil costs fees).

22 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

23 (5) IC 33-37-5-17 (deferred prosecution fees).

24 (b) The city or town fiscal officer shall distribute monthly to the county auditor as the county share
25 twenty percent (20%) of the amount of fees collected under the following:

26 (1) IC 33-37-4-1(a) (criminal costs fees).

27 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

28 (3) IC 33-37-4-4(a) (civil costs fees).

29 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

30 (5) IC 33-37-5-17 (deferred prosecution fees).

31 (c) The city or town fiscal officer shall retain twenty-five percent (25%) as the city or town share of
32 the fees collected under the following:

33 (1) IC 33-37-4-1(a) (criminal costs fees).

34 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

35 (3) IC 33-37-4-4(a) (civil costs fees).

36 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

37 (5) IC 33-37-5-17 (deferred prosecution fees).

38 (d) The clerk of a city or town court shall distribute semiannually to the auditor of state for deposit in
39 the state user fee fund established in IC 33-37-9 the following:

40 (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees
41 collected under IC 33-37-4-1(b)(5).

42 (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under
43 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

44 (3) One hundred percent (100%) of the highway work zone fees collected under IC 33-37-4-1(b)(9)
45 and IC 33-37-4-2(b)(5).

46 (4) One hundred percent (100%) of the safe schools fee collected under IC 33-37-5-18.

47 (5) One hundred percent (100%) of the automated record keeping fee **collected under**
48 IC 33-37-5-21 not distributed under subsection (a).

1 (e) The clerk of a city or town court shall distribute monthly to the county auditor the following:

2 (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and corrections fees
3 collected under IC 33-37-4-1(b)(5).

4 (2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under
5 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

6 The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free
7 community fund established under IC 5-2-11.

8 (f) The clerk of a city or town court shall distribute monthly to the city or town fiscal officer (as defined
9 in IC 36-1-2-7) one hundred percent (100%) of the following:

10 (1) The late payment fees collected under IC 33-37-5-22.

11 (2) The small claims service fee collected under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2).

12 (3) The small claims garnishee service fee collected under IC 33-37-4-6(a)(1)(C) or
13 IC 33-37-4-6(a)(3).

14 The city or town fiscal officer (as defined in IC 36-1-2-7) shall deposit fees distributed by a clerk under
15 this subsection in the city or town general fund.

16 (g) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in
17 the state general fund one hundred percent (100%) of the following:

18 (1) The public defense administration fee collected under IC 33-37-5-21.2.

19 (2) The DNA sample processing fees collected under IC 33-37-5-26.2.

20 (3) The court administration fees collected under IC 33-37-5-27.

21 (h) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in
22 the judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent
23 (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.

24 (i) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in
25 the state general fund seventy-five percent (75%) of the judicial salaries fee collected under
26 IC 33-37-5-26. The city or town fiscal officer shall retain twenty-five percent (25%) of the judicial salaries
27 fee collected under IC 33-37-5-26. The funds retained by the city or town shall be prioritized to fund city
28 or town court operations.

29 (j) The clerk of a city or town court shall distribute semiannually to the auditor of state one hundred
30 percent (100%) of the pro bono legal services fees collected before July 1, 2017, under IC 33-37-5-31.
31 The auditor of state shall transfer semiannually the pro bono legal services fees to the Indiana Bar
32 Foundation (or a successor entity) as the entity designated to organize and administer the interest on
33 lawyers trust accounts (IOLTA) program under Rule 1.15 of the Rules of Professional Conduct of the
34 Indiana supreme court. The Indiana Bar Foundation shall:

35 (1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation
36 receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages
37 the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and

38 (2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish
39 approved pro bono legal services programs.

40 The handling and expenditure of the pro bono legal services fees received under this section by the
41 Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The
42 amounts necessary to make the transfers required by this subsection are appropriated from the state
43 general fund.

44 SECTION 211. IC 35-38-1-7.1, AS AMENDED BY P.L.156-2014, SECTION 11, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7.1. (a) In determining what sentence to
46 impose for a crime, the court may consider the following aggravating circumstances:

47 (1) The harm, injury, loss, or damage suffered by the victim of an offense was:

48 (A) significant; and

- 1 (B) greater than the elements necessary to prove the commission of the offense.
- 2 (2) The person has a history of criminal or delinquent behavior.
- 3 (3) The victim of the offense was less than twelve (12) years of age or at least sixty-five (65) years
- 4 of age at the time the person committed the offense.
- 5 (4) The person:
- 6 (A) committed a crime of violence (IC 35-50-1-2); and
- 7 (B) knowingly committed the offense in the presence or within hearing of an individual who:
- 8 (i) was less than eighteen (18) years of age at the time the person committed the offense; and
- 9 (ii) is not the victim of the offense.
- 10 (5) The person violated a protective order issued against the person under IC 34-26-5 (or
- 11 IC 31-1-11.5, IC 34-26-2, or IC 34-4-5.1 before their repeal), a workplace violence restraining order
- 12 issued against the person under IC 34-26-6, or a no contact order issued against the person.
- 13 (6) The person has recently violated the conditions of any probation, parole, pardon, community
- 14 corrections placement, or pretrial release granted to the person.
- 15 (7) The victim of the offense was:
- 16 (A) a person with a disability (as defined in IC 27-7-6-12), and the defendant knew or should
- 17 have known that the victim was a person with a disability; or
- 18 (B) mentally or physically infirm.
- 19 (8) The person was in a position having care, custody, or control of the victim of the offense.
- 20 (9) The injury to or death of the victim of the offense was the result of shaken baby syndrome (as
- 21 defined in IC 16-41-40-2).
- 22 (10) The person threatened to harm the victim of the offense or a witness if the victim or witness told
- 23 anyone about the offense.
- 24 (11) The person:
- 25 (A) committed trafficking with an inmate under IC 35-44.1-3-5; and
- 26 (B) is an employee of the penal facility.
- 27 (b) The court may consider the following factors as mitigating circumstances or as favoring suspending
- 28 the sentence and imposing probation:
- 29 (1) The crime neither caused nor threatened serious harm to persons or property, or the person did
- 30 not contemplate that it would do so.
- 31 (2) The crime was the result of circumstances unlikely to recur.
- 32 (3) The victim of the crime induced or facilitated the offense.
- 33 (4) There are substantial grounds tending to excuse or justify the crime, though failing to establish
- 34 a defense.
- 35 (5) The person acted under strong provocation.
- 36 (6) The person has no history of delinquency or criminal activity, or the person has led a law-abiding
- 37 life for a substantial period before commission of the crime.
- 38 (7) The person is likely to respond affirmatively to probation or short term imprisonment.
- 39 (8) The character and attitudes of the person indicate that the person is unlikely to commit another
- 40 crime.
- 41 (9) The person has made or will make restitution to the victim of the crime for the injury, damage,
- 42 or loss sustained.
- 43 (10) Imprisonment of the person will result in undue hardship to the person or the dependents of the
- 44 person.
- 45 (11) The person was convicted of a crime involving the use of force against a person who had
- 46 repeatedly inflicted physical or sexual abuse upon the convicted person and evidence shows that the
- 47 convicted person suffered from the effects of battery as a result of the past course of conduct of the
- 48 individual who is the victim of the crime for which the person was convicted.

1 (12) The person was convicted of a crime relating to a controlled substance and the person's arrest
2 or prosecution was facilitated in part because the person:

3 (A) requested emergency medical assistance; or

4 (B) acted in concert with another person who requested emergency medical assistance;
5 for an individual who reasonably appeared to be in need of medical assistance due to the use of
6 alcohol or a controlled substance.

7 **(13) The person has posttraumatic stress disorder, traumatic brain injury, or a post-concussive**
8 **brain injury.**

9 (c) The criteria listed in subsections (a) and (b) do not limit the matters that the court may consider in
10 determining the sentence.

11 (d) A court may impose any sentence that is:

12 (1) authorized by statute; and

13 (2) permissible under the Constitution of the State of Indiana;
14 regardless of the presence or absence of aggravating circumstances or mitigating circumstances.

15 **(e) If a court suspends a sentence and orders probation for a person described in subsection**
16 **(b)(13), the court may require the person to receive treatment for the person's injuries.**

17 SECTION 212. IC 36-1.5-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
18 AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

19 **Chapter 6. School Corporation Grants for Reorganization of Administration**

20 **Sec. 1. As used in this chapter, "ADM" means average daily membership (as defined in**
21 **IC 20-18-2-2).**

22 **Sec. 2. (a) If two (2) or more school corporations merge their administrative functions or merge**
23 **their governing bodies, the school corporations may apply for a grant under this chapter.**

24 **(b) The grant program shall be administered by the department of education.**

25 **(c) The department of education may adopt rules under IC 4-22-2 necessary to administer the**
26 **grant program.**

27 **Sec. 3. The total amount of the grant awarded to the school corporations that merge their**
28 **administrative functions or merge their governing bodies may not exceed one hundred thousand**
29 **dollars.**

30 **Sec. 4. A grant under this chapter may be used only for expenses associated with the merger of**
31 **the administrative functions of the governing bodies, including professional service fees, planning**
32 **costs, and legal costs.**

33 SECTION 213. IC 36-7-14-12.2, AS AMENDED BY P.L.95-2014, SECTION 2, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12.2. (a) The redevelopment commission may
35 do the following:

36 (1) Acquire by purchase, exchange, gift, grant, condemnation, or lease, or any combination of
37 methods, any personal property or interest in real property needed for the redevelopment of areas
38 needing redevelopment that are located within the corporate boundaries of the unit.

39 (2) Hold, use, sell (by conveyance by deed, land sale contract, or other instrument), exchange, lease,
40 rent, or otherwise dispose of property acquired for use in the redevelopment of areas needing
41 redevelopment on the terms and conditions that the commission considers best for the unit and its
42 inhabitants.

43 (3) Sell, lease, or grant interests in all or part of the real property acquired for redevelopment
44 purposes to any other department of the unit or to any other governmental agency for public ways,
45 levees, sewerage, parks, playgrounds, schools, and other public purposes on any terms that may be
46 agreed on.

47 (4) Clear real property acquired for redevelopment purposes.

48 (5) Enter on or into, inspect, investigate, and assess real property and structures acquired or to be

- 1 acquired for redevelopment purposes to determine the existence, source, nature, and extent of any
2 environmental contamination, including the following:
- 3 (A) Hazardous substances.
 - 4 (B) Petroleum.
 - 5 (C) Other pollutants.
- 6 (6) Remediate environmental contamination, including the following, found on any real property or
7 structures acquired for redevelopment purposes:
- 8 (A) Hazardous substances.
 - 9 (B) Petroleum.
 - 10 (C) Other pollutants.
- 11 (7) Repair and maintain structures acquired for redevelopment purposes.
- 12 (8) Remodel, rebuild, enlarge, or make major structural improvements on structures acquired for
13 redevelopment purposes.
- 14 (9) Survey or examine any land to determine whether it should be included within an area needing
15 redevelopment to be acquired for redevelopment purposes and to determine the value of that land.
- 16 (10) Appear before any other department or agency of the unit, or before any other governmental
17 agency in respect to any matter affecting:
- 18 (A) real property acquired or being acquired for redevelopment purposes; or
 - 19 (B) any area needing redevelopment within the jurisdiction of the commissioners.
- 20 (11) Institute or defend in the name of the unit any civil action.
- 21 (12) Use any legal or equitable remedy that is necessary or considered proper to protect and enforce
22 the rights of and perform the duties of the department of redevelopment.
- 23 (13) Appoint an executive director, appraisers, real estate experts, engineers, architects, surveyors,
24 and attorneys.
- 25 (14) Appoint clerks, guards, laborers, and other employees the commission considers advisable,
26 except that those appointments must be made in accordance with the merit system of the unit if such
27 a system exists.
- 28 (15) Prescribe the duties and regulate the compensation of employees of the department of
29 redevelopment.
- 30 (16) Provide a pension and retirement system for employees of the department of redevelopment by
31 using the Indiana public employees' retirement fund or a retirement plan approved by the United
32 States Department of Housing and Urban Development.
- 33 (17) Discharge and appoint successors to employees of the department of redevelopment subject to
34 subdivision (14).
- 35 (18) Rent offices for use of the department of redevelopment, or accept the use of offices furnished
36 by the unit.
- 37 (19) Equip the offices of the department of redevelopment with the necessary furniture, furnishings,
38 equipment, records, and supplies.
- 39 (20) Expend, on behalf of the special taxing district, all or any part of the money of the special taxing
40 district.
- 41 (21) Contract for the construction of:
- 42 (A) local public improvements (as defined in IC 36-7-14.5-6) or structures that are necessary for
43 redevelopment of areas needing redevelopment or economic development within the corporate
44 boundaries of the unit; or
 - 45 (B) any structure that enhances development or economic development.
- 46 (22) Contract for the construction, extension, or improvement of pedestrian skyways.
- 47 (23) Accept loans, grants, and other forms of financial assistance from the federal government, the
48 state government, a municipal corporation, a special taxing district, a foundation, or any other

1 source.

2 (24) Provide financial assistance (including grants and loans) to enable individuals and families to
3 purchase or lease residential units in a multiple unit residential structure within the district.
4 However, financial assistance may be provided only to individuals and families whose income is at
5 or below the unit's median income for individuals and families, respectively.

6 (25) Provide financial assistance (including grants and loans) to neighborhood development
7 corporations to permit them to:

8 (A) provide financial assistance for the purposes described in subdivision (24); or

9 (B) construct, rehabilitate, or repair commercial property within the district.

10 (26) Require as a condition of financial assistance to the owner of a multiple unit residential
11 structure that any of the units leased by the owner must be leased:

12 (A) for a period to be determined by the commission, which may not be less than five (5) years;

13 (B) to families whose income does not exceed eighty percent (80%) of the unit's median income
14 for families; and

15 (C) at an affordable rate.

16 (27) This subdivision does not apply to a redevelopment commission in a county for which the total
17 amount of net property taxes allocated to all allocation areas or other tax increment financing areas
18 established by a redevelopment commission, military base reuse authority, military base
19 development authority, or another similar entity in the county in the preceding calendar year
20 exceeded nineteen percent (19%) of the total net property taxes billed in the county in the preceding
21 calendar year. Subject to prior approval by the fiscal body of the unit that established the
22 redevelopment commission, expend money and provide financial assistance (including grants and
23 loans):

24 (A) in direct support of:

25 (i) an active military base located within the unit; or

26 (ii) an entity located in the territory or facilities of a military base or former military base
27 within the unit that is scheduled for closing or is completely or partially inactive or closed, or
28 an entity that is located in any territory or facilities of the United States Department of Defense
29 within the unit that are scheduled for closing or are completely or partially inactive or closed;
30 including direct support for the promotion of the active military base or entity, the growth of the
31 active military base or entity, and activities at the active military base or entity; and

32 (B) in support of any other entity that provides services or direct support to an active military
33 base or entity described in clause (A).

34 The fiscal body of the unit that established the redevelopment commission must separately approve
35 each grant, loan, or other expenditure for financial assistance under this subdivision. The terms of
36 any loan that is made under this subdivision may be changed only if the change is approved by the
37 fiscal body of the unit that established the redevelopment commission. As used in this subdivision,
38 "active military base" has the meaning set forth in IC 36-1-4-20.

39 **(28) Provide revenue to a public transportation corporation from property tax proceeds**
40 **allocated under section 39 of this chapter as specified in a resolution adopted under**
41 **IC 36-9-4-59.**

42 **(29) Provide revenue to a school corporation, for deposit in the school corporation's**
43 **transportation fund established under IC 20-40-6-4, from property tax proceeds allocated**
44 **under section 39 of this chapter as specified in a resolution adopted under section 39.6 of this**
45 **chapter.**

46 (b) Conditions imposed by the commission under subsection (a)(26) remain in force throughout the
47 period determined under subsection (a)(26)(A), even if the owner sells, leases, or conveys the property.

48 The subsequent owner or lessee is bound by the conditions for the remainder of the period.

1 (c) As used in this section, "pedestrian skyway" means a pedestrian walkway within or outside of the
2 public right-of-way and through and above public or private property and buildings, including all
3 structural supports required to connect skyways to buildings or buildings under construction. Pedestrian
4 skyways constructed, extended, or improved over or through public or private property constitute public
5 property and public improvements, constitute a public use and purpose, and do not require vacation of
6 any public way or other property.

7 (d) All powers that may be exercised under this chapter by the redevelopment commission may also
8 be exercised by the redevelopment commission in carrying out its duties and purposes under IC 36-7-14.5.
9 However, if a power pertains to issuing bonds or incurring an obligation, the exercise of the power must
10 first be specifically approved by the fiscal or legislative body of the unit, whichever applies.

11 (e) A commission may not exercise the power of eminent domain.

12 SECTION 214. IC 36-7-14-39, AS AMENDED BY P.L.95-2014, SECTION 3, IS AMENDED TO
13 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 39. (a) As used in this section:

14 "Allocation area" means that part of a redevelopment project area to which an allocation provision of
15 a declaratory resolution adopted under section 15 of this chapter refers for purposes of distribution and
16 allocation of property taxes.

17 "Base assessed value" means the following:

18 (1) If an allocation provision is adopted after June 30, 1995, in a declaratory resolution or an
19 amendment to a declaratory resolution establishing an economic development area:

20 (A) the net assessed value of all the property as finally determined for the assessment date
21 immediately preceding the effective date of the allocation provision of the declaratory resolution,
22 as adjusted under subsection (h); plus

23 (B) to the extent that it is not included in clause (A), the net assessed value of property that is
24 assessed as residential property under the rules of the department of local government finance,
25 as finally determined for any assessment date after the effective date of the allocation provision.

26 (2) If an allocation provision is adopted after June 30, 1997, in a declaratory resolution or an
27 amendment to a declaratory resolution establishing a redevelopment project area:

28 (A) the net assessed value of all the property as finally determined for the assessment date
29 immediately preceding the effective date of the allocation provision of the declaratory resolution,
30 as adjusted under subsection (h); plus

31 (B) to the extent that it is not included in clause (A), the net assessed value of property that is
32 assessed as residential property under the rules of the department of local government finance,
33 as finally determined for any assessment date after the effective date of the allocation provision.

34 (3) If:

35 (A) an allocation provision adopted before June 30, 1995, in a declaratory resolution or an
36 amendment to a declaratory resolution establishing a redevelopment project area expires after
37 June 30, 1997; and

38 (B) after June 30, 1997, a new allocation provision is included in an amendment to the
39 declaratory resolution;

40 the net assessed value of all the property as finally determined for the assessment date immediately
41 preceding the effective date of the allocation provision adopted after June 30, 1997, as adjusted
42 under subsection (h).

43 (4) Except as provided in subdivision (5), for all other allocation areas, the net assessed value of all
44 the property as finally determined for the assessment date immediately preceding the effective date
45 of the allocation provision of the declaratory resolution, as adjusted under subsection (h).

46 (5) If an allocation area established in an economic development area before July 1, 1995, is
47 expanded after June 30, 1995, the definition in subdivision (1) applies to the expanded part of the
48 area added after June 30, 1995.

1 (6) If an allocation area established in a redevelopment project area before July 1, 1997, is expanded
2 after June 30, 1997, the definition in subdivision (2) applies to the expanded part of the area added
3 after June 30, 1997.

4 Except as provided in section 39.3 of this chapter, "property taxes" means taxes imposed under IC 6-1.1
5 on real property. However, upon approval by a resolution of the redevelopment commission adopted
6 before June 1, 1987, "property taxes" also includes taxes imposed under IC 6-1.1 on depreciable personal
7 property. If a redevelopment commission adopted before June 1, 1987, a resolution to include within the
8 definition of property taxes, taxes imposed under IC 6-1.1 on depreciable personal property that has a
9 useful life in excess of eight (8) years, the commission may by resolution determine the percentage of
10 taxes imposed under IC 6-1.1 on all depreciable personal property that will be included within the
11 definition of property taxes. However, the percentage included must not exceed twenty-five percent (25%)
12 of the taxes imposed under IC 6-1.1 on all depreciable personal property.

13 (b) A declaratory resolution adopted under section 15 of this chapter on or before the allocation
14 deadline determined under subsection (i) may include a provision with respect to the allocation and
15 distribution of property taxes for the purposes and in the manner provided in this section. A declaratory
16 resolution previously adopted may include an allocation provision by the amendment of that declaratory
17 resolution on or before the allocation deadline determined under subsection (i) in accordance with the
18 procedures required for its original adoption. A declaratory resolution or amendment that establishes an
19 allocation provision must include a specific finding of fact, supported by evidence, that the adoption of
20 the allocation provision will result in new property taxes in the area that would not have been generated
21 but for the adoption of the allocation provision. For an allocation area established before July 1, 1995, the
22 expiration date of any allocation provisions for the allocation area is June 30, 2025, or the last date of any
23 obligations that are outstanding on July 1, 2015, whichever is later. A declaratory resolution or an
24 amendment that establishes an allocation provision after June 30, 1995, must specify an expiration date
25 for the allocation provision. For an allocation area established before July 1, 2008, the expiration date may
26 not be more than thirty (30) years after the date on which the allocation provision is established. For an
27 allocation area established after June 30, 2008, the expiration date may not be more than twenty-five (25)
28 years after the date on which the first obligation was incurred to pay principal and interest on bonds or
29 lease rentals on leases payable from tax increment revenues. However, with respect to bonds or other
30 obligations that were issued before July 1, 2008, if any of the bonds or other obligations that were
31 scheduled when issued to mature before the specified expiration date and that are payable only from
32 allocated tax proceeds with respect to the allocation area remain outstanding as of the expiration date, the
33 allocation provision does not expire until all of the bonds or other obligations are no longer outstanding.
34 The allocation provision may apply to all or part of the redevelopment project area. The allocation
35 provision must require that any property taxes subsequently levied by or for the benefit of any public body
36 entitled to a distribution of property taxes on taxable property in the allocation area be allocated and
37 distributed as follows:

38 (1) Except as otherwise provided in this section, the proceeds of the taxes attributable to the lesser
39 of:

40 (A) the assessed value of the property for the assessment date with respect to which the allocation
41 and distribution is made; or

42 (B) the base assessed value;

43 shall be allocated to and, when collected, paid into the funds of the respective taxing units.

44 (2) The excess of the proceeds of the property taxes imposed for the assessment date with respect
45 to which the allocation and distribution is made that are attributable to taxes imposed after being
46 approved by the voters in a referendum or local public question conducted after April 30, 2010, not
47 otherwise included in subdivision (1) shall be allocated to and, when collected, paid into the funds
48 of the taxing unit for which the referendum or local public question was conducted.

1 (3) Except as otherwise provided in this section, property tax proceeds in excess of those described
2 in subdivisions (1) and (2) shall be allocated to the redevelopment district and, when collected, paid
3 into an allocation fund for that allocation area that may be used by the redevelopment district only
4 to do one (1) or more of the following:

5 (A) Pay the principal of and interest on any obligations payable solely from allocated tax
6 proceeds which are incurred by the redevelopment district for the purpose of financing or
7 refinancing the redevelopment of that allocation area.

8 (B) Establish, augment, or restore the debt service reserve for bonds payable solely or in part
9 from allocated tax proceeds in that allocation area.

10 (C) Pay the principal of and interest on bonds payable from allocated tax proceeds in that
11 allocation area and from the special tax levied under section 27 of this chapter.

12 (D) Pay the principal of and interest on bonds issued by the unit to pay for local public
13 improvements that are physically located in or physically connected to that allocation area.

14 (E) Pay premiums on the redemption before maturity of bonds payable solely or in part from
15 allocated tax proceeds in that allocation area.

16 (F) Make payments on leases payable from allocated tax proceeds in that allocation area under
17 section 25.2 of this chapter.

18 (G) Reimburse the unit for expenditures made by it for local public improvements (which include
19 buildings, parking facilities, and other items described in section 25.1(a) of this chapter) that are
20 physically located in or physically connected to that allocation area.

21 (H) Reimburse the unit for rentals paid by it for a building or parking facility that is physically
22 located in or physically connected to that allocation area under any lease entered into under
23 IC 36-1-10.

24 (I) For property taxes first due and payable before January 1, 2009, pay all or a part of a property
25 tax replacement credit to taxpayers in an allocation area as determined by the redevelopment
26 commission. This credit equals the amount determined under the following STEPS for each
27 taxpayer in a taxing district (as defined in IC 6-1.1-1-20) that contains all or part of the allocation
28 area:

29 STEP ONE: Determine that part of the sum of the amounts under IC 6-1.1-21-2(g)(1)(A),
30 IC 6-1.1-21-2(g)(2), IC 6-1.1-21-2(g)(3), IC 6-1.1-21-2(g)(4), and IC 6-1.1-21-2(g)(5) (before
31 their repeal) that is attributable to the taxing district.

32 STEP TWO: Divide:

33 (i) that part of each county's eligible property tax replacement amount (as defined in
34 IC 6-1.1-21-2 (before its repeal)) for that year as determined under IC 6-1.1-21-4 (before its
35 repeal) that is attributable to the taxing district; by

36 (ii) the STEP ONE sum.

37 STEP THREE: Multiply:

38 (i) the STEP TWO quotient; times

39 (ii) the total amount of the taxpayer's taxes (as defined in IC 6-1.1-21-2 (before its repeal))
40 levied in the taxing district that have been allocated during that year to an allocation fund under
41 this section.

42 If not all the taxpayers in an allocation area receive the credit in full, each taxpayer in the
43 allocation area is entitled to receive the same proportion of the credit. A taxpayer may not receive
44 a credit under this section and a credit under section 39.5 of this chapter (before its repeal) in the
45 same year.

46 (J) Pay expenses incurred by the redevelopment commission for local public improvements that
47 are in the allocation area or serving the allocation area. Public improvements include buildings,
48 parking facilities, and other items described in section 25.1(a) of this chapter.

1 (K) Reimburse public and private entities for expenses incurred in training employees of
2 industrial facilities that are located:

3 (i) in the allocation area; and

4 (ii) on a parcel of real property that has been classified as industrial property under the rules
5 of the department of local government finance.

6 However, the total amount of money spent for this purpose in any year may not exceed the total
7 amount of money in the allocation fund that is attributable to property taxes paid by the industrial
8 facilities described in this clause. The reimbursements under this clause must be made within
9 three (3) years after the date on which the investments that are the basis for the increment
10 financing are made.

11 (L) Pay the costs of carrying out an eligible efficiency project (as defined in IC 36-9-41-1.5)
12 within the unit that established the redevelopment commission. However, property tax proceeds
13 may be used under this clause to pay the costs of carrying out an eligible efficiency project only
14 if those property tax proceeds exceed the amount necessary to do the following:

15 (i) Make, when due, any payments required under clauses (A) through (K), including any
16 payments of principal and interest on bonds and other obligations payable under this
17 subdivision, any payments of premiums under this subdivision on the redemption before
18 maturity of bonds, and any payments on leases payable under this subdivision.

19 (ii) Make any reimbursements required under this subdivision.

20 (iii) Pay any expenses required under this subdivision.

21 (iv) Establish, augment, or restore any debt service reserve under this subdivision.

22 (M) Expend money and provide financial assistance as authorized in section 12.2(a)(27) of this
23 chapter.

24 **(N) Provide revenue to a public transportation corporation as specified in a resolution**
25 **adopted under IC 36-9-4-59.**

26 **(O) Provide revenue to a school corporation, for deposit in the school corporation's**
27 **transportation fund established under IC 20-40-6-4, as specified in a resolution adopted**
28 **under section 39.6 of this chapter.**

29 The allocation fund may not be used for operating expenses of the commission.

30 (4) Except as provided in subsection (g), before July 15 of each year, the commission shall do the
31 following:

32 (A) Determine the amount, if any, by which the assessed value of the taxable property in the
33 allocation area for the most recent assessment date minus the base assessed value, when
34 multiplied by the estimated tax rate of the allocation area, will exceed the amount of assessed
35 value needed to produce the property taxes necessary to make, when due, principal and interest
36 payments on bonds described in subdivision (3), plus the amount necessary for other purposes
37 described in subdivision (3).

38 (B) Provide a written notice to the county auditor, the fiscal body of the county or municipality
39 that established the department of redevelopment, and the officers who are authorized to fix
40 budgets, tax rates, and tax levies under IC 6-1.1-17-5 for each of the other taxing units that is
41 wholly or partly located within the allocation area. The notice must:

42 (i) state the amount, if any, of excess assessed value that the commission has determined may
43 be allocated to the respective taxing units in the manner prescribed in subdivision (1); or

44 (ii) state that the commission has determined that there is no excess assessed value that may
45 be allocated to the respective taxing units in the manner prescribed in subdivision (1).

46 The county auditor shall allocate to the respective taxing units the amount, if any, of excess
47 assessed value determined by the commission. The commission may not authorize an allocation
48 of assessed value to the respective taxing units under this subdivision if to do so would endanger

1 the interests of the holders of bonds described in subdivision (3) or lessors under section 25.3 of
2 this chapter.

3 (C) If:

4 (i) the amount of excess assessed value determined by the commission is expected to generate
5 more than two hundred percent (200%) of the amount of allocated tax proceeds necessary to
6 make, when due, principal and interest payments on bonds described in subdivision (3); plus

7 (ii) the amount necessary for other purposes described in subdivision (3);

8 the commission shall submit to the legislative body of the unit its determination of the excess
9 assessed value that the commission proposes to allocate to the respective taxing units in the
10 manner prescribed in subdivision (1). The legislative body of the unit may approve the
11 commission's determination or modify the amount of the excess assessed value that will be
12 allocated to the respective taxing units in the manner prescribed in subdivision (1).

13 (c) For the purpose of allocating taxes levied by or for any taxing unit or units, the assessed value of
14 taxable property in a territory in the allocation area that is annexed by any taxing unit after the effective
15 date of the allocation provision of the declaratory resolution is the lesser of:

16 (1) the assessed value of the property for the assessment date with respect to which the allocation
17 and distribution is made; or

18 (2) the base assessed value.

19 (d) Property tax proceeds allocable to the redevelopment district under subsection (b)(3) may, subject
20 to subsection (b)(4), be irrevocably pledged by the redevelopment district for payment as set forth in
21 subsection (b)(3).

22 (e) Notwithstanding any other law, each assessor shall, upon petition of the redevelopment
23 commission, reassess the taxable property situated upon or in, or added to, the allocation area, effective
24 on the next assessment date after the petition.

25 (f) Notwithstanding any other law, the assessed value of all taxable property in the allocation area, for
26 purposes of tax limitation, property tax replacement, and formulation of the budget, tax rate, and tax levy
27 for each political subdivision in which the property is located is the lesser of:

28 (1) the assessed value of the property as valued without regard to this section; or

29 (2) the base assessed value.

30 (g) If any part of the allocation area is located in an enterprise zone created under IC 5-28-15, the unit
31 that designated the allocation area shall create funds as specified in this subsection. A unit that has
32 obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish
33 an allocation fund for the purposes specified in subsection (b)(3) and a special zone fund. Such a unit
34 shall, until the end of the enterprise zone phase out period, deposit each year in the special zone fund any
35 amount in the allocation fund derived from property tax proceeds in excess of those described in
36 subsection (b)(1) and (b)(2) from property located in the enterprise zone that exceeds the amount
37 sufficient for the purposes specified in subsection (b)(3) for the year. The amount sufficient for purposes
38 specified in subsection (b)(3) for the year shall be determined based on the pro rata portion of such
39 current property tax proceeds from the part of the enterprise zone that is within the allocation area as
40 compared to all such current property tax proceeds derived from the allocation area. A unit that has no
41 obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish
42 a special zone fund and deposit all the property tax proceeds in excess of those described in subsection
43 (b)(1) and (b)(2) in the fund derived from property tax proceeds in excess of those described in subsection
44 (b)(1) and (b)(2) from property located in the enterprise zone. The unit that creates the special zone fund
45 shall use the fund (based on the recommendations of the urban enterprise association) for programs in job
46 training, job enrichment, and basic skill development that are designed to benefit residents and employers
47 in the enterprise zone or other purposes specified in subsection (b)(3), except that where reference is
48 made in subsection (b)(3) to allocation area it shall refer for purposes of payments from the special zone

1 fund only to that part of the allocation area that is also located in the enterprise zone. Those programs
2 shall reserve at least one-half (1/2) of their enrollment in any session for residents of the enterprise zone.

3 (h) The state board of accounts and department of local government finance shall make the rules and
4 prescribe the forms and procedures that they consider expedient for the implementation of this chapter.
5 After each general reassessment of real property in an area under IC 6-1.1-4-4 and after each reassessment
6 in an area under a reassessment plan prepared under IC 6-1.1-4-4.2, the department of local government
7 finance shall adjust the base assessed value one (1) time to neutralize any effect of the reassessment of
8 the real property in the area on the property tax proceeds allocated to the redevelopment district under
9 this section. After each annual adjustment under IC 6-1.1-4-4.5, the department of local government
10 finance shall adjust the base assessed value one (1) time to neutralize any effect of the annual adjustment
11 on the property tax proceeds allocated to the redevelopment district under this section. However, the
12 adjustments under this subsection:

13 (1) may not include the effect of phasing in assessed value due to property tax abatements under
14 IC 6-1.1-12.1;

15 (2) may not produce less property tax proceeds allocable to the redevelopment district under
16 subsection (b)(3) than would otherwise have been received if the general reassessment, the
17 reassessment under the reassessment plan, or the annual adjustment had not occurred; and

18 (3) may decrease base assessed value only to the extent that assessed values in the allocation area
19 have been decreased due to annual adjustments or the reassessment under the reassessment plan.

20 Assessed value increases attributable to the application of an abatement schedule under IC 6-1.1-12.1 may
21 not be included in the base assessed value of an allocation area. The department of local government
22 finance may prescribe procedures for county and township officials to follow to assist the department in
23 making the adjustments.

24 (i) The allocation deadline referred to in subsection (b) is determined in the following manner:

25 (1) The initial allocation deadline is December 31, 2011.

26 (2) Subject to subdivision (3), the initial allocation deadline and subsequent allocation deadlines are
27 automatically extended in increments of five (5) years, so that allocation deadlines subsequent to
28 the initial allocation deadline fall on December 31, 2016, and December 31 of each fifth year
29 thereafter.

30 (3) At least one (1) year before the date of an allocation deadline determined under subdivision (2),
31 the general assembly may enact a law that:

32 (A) terminates the automatic extension of allocation deadlines under subdivision (2); and

33 (B) specifically designates a particular date as the final allocation deadline.

34 SECTION 215. IC 36-7-14-39.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 39.6. (a) The governing body of a school**
36 **corporation may adopt a resolution to request that a redevelopment commission that has**
37 **established an allocation area under this chapter that includes any territory of the school**
38 **corporation shall provide revenue from property tax proceeds allocated to the redevelopment**
39 **commission under this chapter.**

40 (b) A redevelopment commission may provide revenue to a school corporation under this section
41 only if the redevelopment commission and the legislative body of the unit that established the
42 redevelopment commission adopt substantially similar resolutions agreeing to provide the revenue
43 to the school corporation. Such a resolution must set forth at least the following:

44 (1) The boundaries of the allocation area from which the annual revenue from allocated
45 property tax proceeds will be provided.

46 (2) The annual amount of revenue that will be provided, which may not exceed the amount of
47 property tax revenue received by the redevelopment commission under this chapter that is
48 attributable to the school corporation's transportation fund tax rate for the school

1 corporation's transportation fund under IC 20-40-6.

2 (3) The first and last year that the revenue will be provided.

3 (c) Before the legislative body of the unit or the redevelopment commission may adopt a
4 resolution under this section to provide revenue to the school corporation, the legislative body of
5 the unit and the redevelopment commission must hold a joint public hearing. The proper officers
6 of the unit and the redevelopment commission must publish a notice of the public hearing in
7 accordance with IC 5-3-1. The notice must specify that the purpose of the hearing is to consider
8 providing revenue to the school corporation from property tax proceeds allocated to the
9 redevelopment commission.

10 (d) Any revenue provided to a school corporation under this section from property tax proceeds
11 allocated to the redevelopment commission must be deposited in the school corporation's
12 transportation fund and must be used for the purposes of the transportation fund.

13 SECTION 216. IC 36-7.5-3-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
14 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) There is established a grant program
15 to provide state matching grants for construction projects extending the Chicago, South Shore, and
16 South Bend Railway.

17 (b) To participate in the grant program, the development authority must prepare an update to
18 the comprehensive strategic development plan prepared under section 4 of this chapter. The update
19 must include detailed information concerning the following:

20 (1) The proposed projects to be undertaken by the development authority to extend the
21 Chicago, South Shore, and South Bend Railway using grants made under this section.

22 (2) The commitments being made by the development authority and political subdivisions in
23 exchange for receiving grants under this section.

24 (3) The following information for each project included under subdivision (1):

25 (A) The location of each project.

26 (B) A timeline and budget, including milestones that the development authority commits
27 to achieving by the time specified.

28 (C) The expected return on investment.

29 (D) Any projected or expected federal and local matching funds.

30 (c) To receive a matching grant under this section, the development authority must adopt an
31 authorizing resolution and submit the updated plan along with a grant application to the budget
32 agency for approval, after review by the budget committee.

33 (d) A grant may not be approved under this section unless the budget agency finds all of the
34 following:

35 (1) The development authority commits to matching the biennial appropriations provided
36 from the state general fund to the northwest Indiana regional development authority
37 commuter rail construction fund for the term of the grant project. The funds used to match
38 these biennial appropriations must be funds received by the development authority under
39 IC 36-7.5-4-1 and IC 36-7.5-4-2.

40 (2) The development authority can demonstrate an annual return on investment that, within
41 twenty (20) years after the first grant is made for the projects, is at least twice the annualized
42 amount of the grant requested. The return on investment must be measured by the annual
43 amount of incremental state fiscal year increases to state gross retail and use taxes and state
44 income taxes that are projected to be collected as a direct result of the projects, as determined
45 by the budget agency. Projections to determine the return on investment must be provided in
46 detail by the development authority and shall be evaluated by the office of management and
47 budget.

48 (e) If projects that will be financed are approved under this section, the budget agency may, after

1 review by the budget committee, approve a grant, comprised of a series of annual grants, not to
2 exceed thirty (30) years, that is consistent with the financing requirements for the approved
3 projects. If the budget agency approves and makes a grant under this section, the general assembly
4 covenants that it will not:

5 (1) repeal or amend this section in a manner that would adversely affect owners of outstanding
6 bonds, or payment of any lease rentals, secured by grants made under this section; or

7 (2) in any way impair the rights of owners of bonds of the development authority, or the
8 owners of bonds secured by lease rentals, secured by grants made under this section.

9 The budget agency shall allot the appropriation for the duration of the grants that are needed to
10 complete the approved projects.

11 (f) If the budget agency approves and makes a grant under this section, the development
12 authority shall in July of each year through 2045 submit an annual progress report to the budget
13 agency.

14 (g) The following must be deposited each year in the northwest Indiana regional development
15 authority commuter rail construction fund established by section 6 of this chapter:

16 (1) Money that is granted to the development authority by the state under this section during
17 the year.

18 (2) Money that is committed by the development authority under this section for the year.

19 (3) Money that is committed by a political subdivision from county economic development
20 income tax under IC 6-3.5-7. In the case of a political subdivision in Porter County,
21 notwithstanding IC 6-3.5-7-13.1(b)(5), the money that is committed by the political subdivision
22 from county economic development income tax shall be paid from tax revenue that is in excess
23 of the first three million five hundred thousand dollars (\$3,500,000) that results each year from
24 the tax rate increase described in IC 6-3.5-7-13.1(b)(4). Any remaining tax revenue that:

25 (A) is in excess of the first three million five hundred thousand dollars (\$3,500,000) that
26 results each year from the tax rate increase described in IC 6-3.5-7-13.1(b)(4); and

27 (B) is not committed by a political subdivision under this subdivision;

28 shall be used for the purposes set forth in IC 6-3.5-7-13.1(b)(5).

29 SECTION 217. IC 36-7.5-3-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) As used in this section, "fund" refers
31 to the northwest Indiana regional development authority commuter rail construction fund
32 established by subsection (b).

33 (b) The northwest Indiana regional development authority commuter rail construction fund is
34 established within the treasury of the development authority as a restricted fund for the purpose
35 of holding money to be used to provide matching grants for projects that:

36 (1) are related to the extension of the Chicago, South Shore, and South Bend Railway; and

37 (2) are approved by the development authority under this section.

38 (c) The fund consists of the following:

39 (1) Appropriations by the general assembly.

40 (2) Contributions received by the development authority under IC 36-7.5-4-1 and
41 IC 36-7.5-4-2.

42 (3) Contributions of county economic development income tax revenue received by the fund
43 in accordance with section 5 of this chapter.

44 (4) Federal grants.

45 (5) Gifts.

46 (d) The development authority shall administer the fund.

47 (e) Money in the fund that is not needed to satisfy the obligations of the fund may be invested in
48 the manner that other public money may be invested. Interest or other investment returns received

1 on investments of money in the fund becomes part of the fund.

2 (f) Money in the fund may be disbursed from the fund only for the following purposes:

3 (1) To pay debt service on bonds issued to fund construction projects extending the Chicago,
4 South Shore, and South Bend Railway.

5 (2) To provide matching grants in accordance with the requirements of this section.

6 (3) To pay the expenses of the development authority in administering the fund.

7 (4) To return money to the entity that contributed the money to correct an error in the
8 contribution amount or because the money is no longer needed for the purpose for which the
9 money was contributed.

10 SECTION 218. IC 36-9-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

11 Sec. 5. (a) The municipal legislative body may furnish the urban mass transportation system with the
12 financial assistance necessary to enable the system to provide adequate service within the municipality,
13 if the legislative body finds:

14 (1) that the system is unable to render that service or that there is imminent danger that the system
15 will be unable to render that service; and

16 (2) that the system is:

17 (A) necessary to relieve traffic congestion in the municipality;

18 (B) necessary for the proper use of the factories, stores, warehouses, offices, schools, recreational
19 facilities, and other places where members of the general public congregate;

20 (C) necessary to expand the economic and social opportunities available to residents of the
21 municipality, especially those who cannot freely move about without the services of the system;

22 (D) a substantial factor in maintaining real property values in the municipality; or

23 (E) a substantial factor in providing public housing, redevelopment of blighted areas, and
24 publicly owned offstreet parking facilities.

25 (b) The municipal legislative body may furnish assistance under this section by:

26 (1) making grants to the system;

27 (2) purchasing buses or real property from the system or from any other source for lease to the
28 system; or

29 (3) making both grants and purchases; or

30 (4) **adopting a resolution under section 59 of this chapter specifying that the municipality's**
31 **redevelopment commission will provide revenue from allocated property tax proceeds to the**
32 **public transportation corporation.**

33 SECTION 219. IC 36-9-4-42, AS AMENDED BY P.L.137-2012, SECTION 123, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 42. (a) A municipality or a public
35 transportation corporation that expends money for the establishment or maintenance of an urban mass
36 transportation system under this chapter may acquire the money for these expenditures:

37 (1) by issuing bonds under section 43 or 44 of this chapter;

38 (2) by borrowing money made available for such purposes by any source;

39 (3) by accepting grants or contributions made available for such purposes by any source, **including**
40 **revenue from allocated property tax proceeds that is provided by a municipality's**
41 **redevelopment commission that has adopted a resolution under section 59 of this chapter;**

42 (4) in the case of a municipality, by appropriation from the general fund of the municipality, or from
43 a special fund that the municipal legislative body includes in the municipality's budget; or

44 (5) in the case of a public transportation corporation, by levying a tax under section 49 of this
45 chapter or by recommending an election to use revenue from the county option income taxes, as
46 provided in subsection (c).

47 (b) Money may be acquired under this section for the purpose of exercising any of the powers granted
48 by or incidental to this chapter, including:

- 1 (1) studies under section 4, 9, or 11 of this chapter;
- 2 (2) grants in aid;
- 3 (3) the purchase of buses or real property by a municipality for lease to an urban mass transportation
- 4 system, including the payment of any amount outstanding under a mortgage, contract of sale, or
- 5 other security device that may attach to the buses or real property;
- 6 (4) the acquisition by a public transportation corporation of property of an urban mass transportation
- 7 system, including the payment of any amount outstanding under a mortgage, contract of sale, or
- 8 other security device that may attach to the property;
- 9 (5) the operation of an urban mass transportation system by a public transportation corporation,
- 10 including the acquisition of additional property for such a system; and
- 11 (6) the retirement of bonds issued and outstanding under this chapter.

12 (c) This subsection applies only to a public transportation corporation located in a county having a
13 consolidated city. In order to provide revenue to a public transportation corporation during a year, the
14 public transportation corporation board may recommend and the county fiscal body may elect to provide
15 revenue to the corporation from part of the certified distribution, if any, that the county is to receive
16 during that same year under IC 6-3.5-6-17. To make the election, the county fiscal body must adopt an
17 ordinance before November 1 of the preceding year. The county fiscal body must specify in the ordinance
18 the amount of the certified distribution that is to be used to provide revenue to the corporation. If such an
19 ordinance is adopted, the county fiscal body shall immediately send a copy of the ordinance to the county
20 auditor.

21 SECTION 220. IC 36-9-4-59 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 59. (a) The board of directors of a public**
23 **transportation corporation may adopt a resolution to request that the municipality that is being**
24 **served by the corporation and the municipality's redevelopment commission provide revenue from**
25 **property tax proceeds allocated to the redevelopment commission under IC 36-7-14. For a**
26 **municipality's redevelopment commission to provide revenue to a public transportation**
27 **corporation, the legislative body of the municipality and the municipality's redevelopment**
28 **commission must adopt substantially similar resolutions agreeing to provide the revenue to the**
29 **public transportation corporation. Such a resolution must set forth at least the following:**

- 30 (1) The boundaries of the allocation area from which the annual revenue from allocated
- 31 property tax proceeds will be provided.
- 32 (2) The annual amount of revenue that will be provided, which may not exceed the amount of
- 33 property tax revenue received by the municipality's redevelopment commission under
- 34 IC 36-7-14 that is attributable to the public transportation corporation's tax rate.
- 35 (3) The first and last year that the revenue will be provided.

36 (b) Before the legislative body of the municipality or the municipality's redevelopment
37 commission may adopt a resolution under this section to provide revenue to the public
38 transportation corporation, the legislative body of the municipality and the municipality's
39 redevelopment commission shall hold a joint public hearing. The proper officers of the municipality
40 shall publish a notice of the public hearing in accordance with IC 5-3-1. The notice must specify that
41 the purpose of the hearing is to consider providing revenue to the municipality's public
42 transportation corporation from property tax proceeds allocated to the municipality's
43 redevelopment commission.

44 SECTION 221. P.L.205-2013, SECTION 346 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
45 JUNE 29, 2015]: SECTION 346. (a) The definitions of "vacation leave", "sick leave", and other types of
46 leave used on July 1, 2010, by the department apply to this SECTION.

47 (b) As used in this SECTION, "department" refers to the state personnel department established by
48 ~~IC 4-15-1.8-2 (before its repeal): IC 4-15-2.2-13.~~

1 (c) As used in this SECTION, "pilot program" refers to the pilot program reestablished under
2 subsection (d).

3 (d) The personnel committee of the legislative council for the legislative branch of state government
4 or the Indiana supreme court for the judicial branch of state government, or both, may reestablish the pilot
5 program established by P.L.220-2005, SECTION 8 (before its expiration), and P.L.220-2005, SECTION
6 10 (before its expiration), including provisions adopted by:

7 (1) the deferred compensation committee (established by IC 5-10-1.1-4) to govern the pilot program;

8 (2) the department under LSA Document #06-488(E) (before its expiration), filed with the publisher
9 of the Indiana Register on October 16, 2006, to govern the pilot program; or

10 (3) the auditor of state to administer the pilot program.

11 (e) Subject to the Internal Revenue Code and applicable regulations, the personnel committee of the
12 legislative council or the Indiana supreme court, or both, may adopt procedures to implement and
13 administer the pilot program, including provisions established or reestablished under subsection (d).

14 (f) The auditor of state shall provide for the administration of the pilot program.

15 (g) This SECTION expires June 30, ~~2015~~ **2017**.

16 SECTION 222. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "legislative
17 council" refers to the legislative council established by IC 2-5-1.1-1.

18 (b) During the 2015 legislative interim, the legislative council is urged to assign to the
19 appropriate study committee the topic of studying a charter school grant program. The study
20 should include a review of the following issues:

21 (1) The total funding differences between traditional public schools and charter schools.

22 (2) The authorization process for charter schools.

23 (3) Whether charter school grants should be made to charter schools that are in the lowest or
24 second lowest category or designation of school improvement.

25 (4) A comparison of the performance of charter schools to the performance of traditional
26 public schools operated by school corporations in which the charter schools are located.

27 (c) If the topic described in subsection (b) is assigned to a study committee, the study committee
28 shall issue a final report to the legislative council containing the study committee's findings and
29 recommendations, including any recommended legislation concerning the topic, in an electronic
30 format under IC 5-14-6 not later than November 1, 2015.

31 (d) This SECTION expires December 31, 2015.

32 SECTION 223. [EFFECTIVE JULY 1, 2015] (a) Except as provided in subsection (c)(3), the
33 auditor of state shall on July 15, 2015, transfer from the political subdivision risk management fund
34 established by IC 27-1-29-10 to the state general fund the amount determined by the budget agency
35 under subsection (c)(2)(A).

36 (b) Except as provided in subsection (c)(3), the auditor of state shall on July 15, 2015, transfer
37 from the political subdivision catastrophic liability fund established by IC 27-1-29.1-7 to the state
38 general fund the amount determined by the budget agency under subsection (c)(2)(B).

39 (c) The budget agency shall determine the amounts to be transferred to the state general fund
40 under subsections (a) and (b) as follows:

41 (1) The total amount to be transferred to the state general fund under this SECTION is equal
42 to:

43 (A) the sum of:

44 (i) the balance in the political subdivision risk management fund on July 15, 2015; plus

45 (ii) the balance in the political subdivision catastrophic liability fund on July 15, 2015;
46 minus

47 (B) five million dollars (\$5,000,000).

48 (2) The budget agency shall determine:

1 (A) the part of the total amount to be transferred to the state general fund under this
2 SECTION that shall be transferred from the political subdivision risk management fund;
3 and
4 (B) the part of the total amount to be transferred to the state general fund under this
5 SECTION that shall be transferred from the political subdivision catastrophic liability
6 fund.
7 (3) Notwithstanding subdivisions (1) and (2), if the sum of the balance in the political
8 subdivision risk management fund on July 15, 2015, plus the balance in the political
9 subdivision catastrophic liability fund on July 15, 2015, is less than five million dollars
10 (\$5,000,000), the auditor of state shall not make any transfers under this SECTION.
11 (d) The commissioner of the department of insurance shall report to the budget committee after
12 June 30, 2016, and before October 1, 2016, regarding any outstanding liabilities of the political
13 subdivision risk management fund and any outstanding liabilities of the political subdivision
14 catastrophic liability fund.
15 (e) This SECTION expires January 1, 2017.
16 SECTION 224. [EFFECTIVE UPON PASSAGE] (a) The office of Medicaid policy and planning
17 shall do the following before December 1, 2015:
18 (1) Conduct a review of the rates payable under the Medicaid fee structure to participating
19 service providers in the state Medicaid program.
20 (2) Provide recommended rates for payment under the Medicaid fee structure to participating
21 service providers in the state Medicaid program.
22 (3) Submit a copy of the review and recommendations under subdivisions (1) and (2) to the
23 budget committee and to the legislative council in an electronic format under IC 5-14-6.
24 (b) This SECTION expires July 1, 2016.
25 SECTION 225. [EFFECTIVE JULY 1, 2015] (a) The Indiana judicial center shall before July 1,
26 2017, submit a report to the legislative council, in an electronic format under IC 5-14-6, that:
27 (1) describes the use of funds used for problem solving courts that are veteran's courts; and
28 (2) reports on the feasibility of establishing at least one (1) problem solving court that is a
29 veteran's court in each of the judicial districts established by Indiana Rules of Court
30 Administrative Rule 3.
31 (b) This SECTION expires July 1, 2017.
32 SECTION 226. [EFFECTIVE JULY 1, 2015] (a) The Indiana judicial center shall review the
33 caseloads in the Indiana board of tax review and the Indiana tax court and submit a report to the
34 legislative council based on the center's review before December 1, 2015. The report must contain
35 the following information:
36 (1) A review of the:
37 (A) methods and procedures for review of petitions filed with the Indiana board of tax
38 review;
39 (B) methods and procedures for case disposition in the Indiana tax court; and
40 (C) recommendations (if any) for necessary improvement of case dispositions in the Indiana
41 board of tax review and the Indiana tax court.
42 (2) Consideration of any reports and recommendations concerning the Indiana tax court
43 prepared and published by the division of court administration under IC 33-24-6-3.
44 (b) The tax court judge and tax court personnel under IC 33-26-4-2 shall furnish to the Indiana
45 judicial center or the center's employees all requested tax court information necessary for purposes
46 of this section and that is not otherwise confidential.
47 (c) The members of the Indiana board of tax review, administrative law judges appointed under
48 IC 6-1.5-3-3, and employees hired by the Indiana board of tax review under IC 6-1.5-3-1 shall

1 furnish to the Indiana judicial center or the center's employees all requested tax court information
2 necessary for purposes of this section and that is not otherwise confidential.

3 (d) The report submitted to the legislative council must be in an electronic format under
4 IC 5-14-6.

5 (e) This SECTION expires January 1, 2016.

6 SECTION 227. [EFFECTIVE JULY 1, 2015] (a) The commission for higher education shall review
7 the tuition increases (if any) at each state educational institution for the:

8 (1) 2015-2016 school year; and

9 (2) 2016-2017 school year;

10 and submit a report of the information compiled for each school year to the budget committee and
11 the legislative council before August 1, 2016, and August 1, 2017. The report to the legislative
12 council must be in an electronic format under IC 5-14-6.

13 (b) This SECTION expires January 1, 2017.

14 SECTION 228. An emergency is declared for this act.
(Reference is to HB 1001 as printed February 20, 2015.)