

DIGEST OF ENACTMENTS

**2001
INDIANA GENERAL ASSEMBLY**



INDIANA LEGISLATIVE COUNCIL

**LEGISLATIVE SERVICES AGENCY
301 STATE HOUSE
INDIANAPOLIS, INDIANA 46204**

2001 DIGEST OF ENACTMENTS

A Summary of the Bills Passed by the

112th General Assembly

First Regular Session

(A Public Law Supplement will follow)

Prepared by the

Office of Bill Drafting and Research

Legislative Services Agency

John Rowings

Director, Office of Bill Drafting and Research

May 11, 2001

PREFACE

This publication contains the digest of each of the 170 House Bills and the 132 Senate Bills that have been sent to the Governor during the 2001 regular session of the Indiana General Assembly. It is not a compilation of new laws because the Governor may choose to veto a bill that is presented to him. A public law supplement that lists public law numbers, Governor's actions, and noteworthy corrections will be prepared in mid June, 2001, or shortly after the First Regular Technical Session adjourns (if one is held under IC 2-2.1-1-3). This publication and the supplement replace the Digest of Acts formerly published by this Agency.

Two lists appear at the front of the publication. The lists group the bills by AUTHOR and by BILL NUMBER. An Indiana Code citations affected list and a subject index appear at the end of the publication.

The OBDAR staff compiled this publication as quickly as possible after bills were agreed upon by both chambers. However, as of this date some of these enrolled acts had not been presented to the Governor. Please excuse any errors that this expedited schedule may have caused. This publication is accessible at the General Assembly home page at <http://www.state.in.us/legislative/index.html>. The public law supplement will also be available at this address. Please let us have your comments and suggestions.

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Angela Jewell, Office Secretary**

AUTHOR LIST
AUTHOR, BILL NUMBER, AND SUMMARY

Adams T	HB 1977	Fire department immunity for donations.
Aguilera	HB 1829	Abandoned infants.
Aguilera	HB 2002	Regional transportation authorities.
Atterholt	HB 1395	Government purchasing.
Atterholt	HB 1396	Mammogram records.
Avery	HB 1901	Mercury and mercury products.
Avery	HB 1900	Historic libraries.
Avery	HB 1025	Unemployment compensation.
Avery	HB 1247	Community corrections grants.
Avery	HB 1401	Evansville Hospital property.
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Ayres	HB 1503	Local government matters.
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Ayres	HB 1504	Three-fourths majority voting.
Ayres	HB 1688	Lake Michigan marina development commission.
Ayres	HB 2126	Education matters.
Bauer	HB 1096	Fiscal year budgeting for schools.
Bauer	HB 1001	State budget.
Bauer	HB 1424	Indiana economic development partnership fund.
Bauer	HB 1479	Internal Revenue Code update.
Bauer	HB 1499	Completion date of the reassessment of real property.
Becker	HB 1120	Mine subsidence and insurance.
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Bodiker	HB 1710	Wayne County adjusted gross income tax.
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Bodiker	HB 1705	Financial and consumer entity regulation.
Bottorff	HB 1307	Liability of board members.
Bottorff	HB 1388	Lewis and Clark bicentennial commission.
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Cheney	HB 1228	Use of brakes on the toll road.
Cheney	HB 1084	Curfew for minors.
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Cochran	HB 1578	State tax administration and motor vehicles.
Cochran	HB 2037	Farm winery brandy distiller's permits.
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Crooks	HB 1100	Internet coverage of the general assembly.
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Crooks	HB 1926	Accessibility to information technology.
Crooks	HB 1066	Failure to pay for motor vehicle fuel.
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Crosby	HB 2145	Changes the term "offender" to "sex and violent offender".
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Dillon	HB 1673	Anatomical gift promotion fund.
Dillon	HB 1541	Health professions standards.
Dillon	HB 1532	Probation for misdemeanors.
Dobis	HB 1856	Public officer salaries.
Dumezich	HB 1549	Availability of utility customer information.
Duncan	HB 1089	Law enforcement agency claims for fees.
Duncan	HB 1047	Definition of autism.
Dvorak	HB 1894	Annexation.
Dvorak	HB 1892	Methamphetamine.
Espich	HB 1767	Continuum of care for the elderly and disabled.
Frenz	HB 1288	Impersonating a firefighter.
Frenz	HB 1591	Tax abatement.
Friend	HB 1663	Purchasing preference for calcium rich foods.
Friend	HB 1511	Rehabilitation service contracts.
Friend	HB 1973	Corn marketing council.
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GiaQuinta	HB 1475	Admission to the Indiana veterans' home.
Goeglein	HB 1487	Newborn screening.
Goodin	HB 1636	Mortgage releases.
Gregg	HB 1934	Professional occupations.
Harris	HB 1781	Alcohol and controlled substances.
Harris	HB 1935	Shoreline environmental trust fund.
Hasler	HB 1599	Personal needs allowance.
Hasler	HB 1837	Transfer of structured settlement payment rights.
Hasler	HB 1007	Speed limits.
Herndon	HB 1386	Lights on volunteer fire vehicles.
Herrell	HB 1967	Fire department hazardous material costs.
Hinkle	HB 1585	Alcohol and tobacco.
Kersey	HB 1608	Vigo County innkeeper's tax.
Kersey	HB 1130	Court fees for document management.
Klinker	HB 2111	Exploitation of endangered adult or dependent.
Klinker	HB 2130	Enterprise zones.
Klinker	HB 2009	Tippecanoe County board of elections and registration.
Klinker	HB 2108	College savings tax exemption.
Kromkowski	HB 1195	Local taxation.
Kromkowski	HB 1193	Public employee benefits.
Kruzan	HB 1739	Firefighting personnel standards and education.
Kruzan	HB 1742	Humane society use of controlled substances.
Kruzan	HB 2031	Child fatality review teams.
Kuzman	HB 2148	Adjutant general and national guard.
Kuzman	HB 1229	Delivery of enrolled acts.
Kuzman	HB 1573	CPAs and public accountants.
Kuzman	HB 1230	Home improvement contracts.
Lawson L	HB 1553	Independent contractor documentation.
Leuck	HB 1235	Fire and building safety education fund.
Leuck	HB 1233	Lake preservation and water safety.
Leuck	HB 1418	Animal health.
Liggett	HB 1170	Various motor vehicle matters.
Lytle	HB 1075	Commercial fertilizer.
Lytle	HB 1117	Fire protection levy.
Lytle	HB 1342	Regional water and sewer districts.
Lytle	HB 1344	Industrial rail service fund.
Lytle	HB 1074	Cemeteries and burial grounds.
Lytle	HB 1116	False alarm charges.
Mahern	HB 1776	Legislative redistricting.

Mellinger	HB	1806	Home detention.
Mellinger	HB	1808	Controlled substances central repository.
Mellinger	HB	1218	False sales receipts and product codes.
Mellinger	HB	1219	Hunting and fishing licenses.
Mellinger	HB	1611	Town boards of police commissioners.
Moses	HB	1361	Indiana health facility financing authority.
Moses	HB	1570	Ambulance run information.
Moses	HB	1925	Employee health benefits for local governmental units.
Moses	HB	2147	Automatic expiration of an administrative rule.
Oxley	HB	1211	Sewer and water district bidding.
Pelath	HB	1459	Amendments to health provider contracts.
Pelath	HB	1461	Health care provider contracting.
Pond	HB	1752	Boat titles.
Porter	HB	2014	Technology plan grants.
Porter	HB	1600	Local government pensions; education.
Ripley	HB	2117	Social Security numbers on mortgage documents.
Ripley	HB	2119	Upper Wabash River basin commission.
Smith M	HB	1667	State employee retirement.
Smith V	HB	1299	Safety information for handgun permit applicants.
Smith V	HB	2001	Department of correction ombudsmen.
Smith V	HB	1971	Education issues.
Steele	HB	1106	Identity deception and fraud.
Stevenson	HB	1908	Commuter transportation district board.
Stevenson	HB	1902	Property tax and municipal option income tax.
Stilwell	HB	1962	Various unemployment compensation matters.
Stilwell	HB	1510	Various election law matters.
Stilwell	HB	1097	Expense of relocating municipal utility lines.
Stilwell	HB	1065	Notice of release of juvenile sex offender.
Stilwell	HB	1099	Railroad employees involved in accidents.
Sturtz	HB	1222	Telephone solicitations.
Sturtz	HB	1602	Handgun licenses.
Summers	HB	1647	Medicaid waivers.
Tincher	HB	1821	Maximum vehicle length.
Tincher	HB	1815	Public pensions.
Tincher	HB	1267	Credit card payments to public safety agencies.
Tincher	HB	1484	County recorder procedures.
Weinzapfel	HB	2042	Abandoned oil and gas wells.
Weinzapfel	HB	2041	Underground storage tanks.
Weinzapfel	HB	1367	Limitations on the employment of children.
Welch	HB	1951	Health professions and prescription drugs.
Welch	HB	1618	Blood and breath alcohol concentrations.
Welch	HB	1950	Medicaid buy-in program for the working disabled.
Welch	HB	1948	Gross income tax exemptions.
Welch	HB	1770	Health care provider profiles.
Welch	HB	1628	Anatomical gifts.
Welch	HB	1629	County government study commission.
Wolkins	HB	1830	Solid waste disposal.
Young D	HB	1199	Voluntary wage assignments.
Yount	HB	1952	Local housing authority membership.
Adams K	SB	454	Board of accounts matters.
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Alexa	SB	80	Identification of offenders with DNA.
Alexa	SB	316	Indiana DNA database.
Alexa	SB	358	Sentencing provisions.
Alexa	SB	466	Implied consent.
Alting	SB	96	Alcoholic beverage retail permits and annexations.
Blade	SB	457	Community revitalization enhancement districts.
Borst	SB	270	Biomedical technology and research trust fund.
Borst	SB	269	Sales and use tax administration.
Bray	SB	15	Parole board.
Bray	SB	180	Anti-terrorism measures.

Breaux	SB	505	Parental involvement in education.
Clark	SB	518	Protection orders and court costs.
Clark	SB	25	Indiana ethics commission.
Clark	SB	318	Regulation of pawnbrokers.
Clark	SB	352	Securities licenses.
Clark	SB	351	Deceptive advertisement.
Clark	SB	405	Franchise agreements.
Craycraft	SB	110	Care of children.
Ford	SB	569	Performance bonds in family law cases.
Ford	SB	158	Golden Hoosier Passport for veterans.
Ford	SB	373	Department of correction.
Gard	SB	321	IDEM enforcement of restrictive covenants on land.
Gard	SB	338	Barrett Law installments.
Gard	SB	121	Environmental committees.
Gard	SB	273	Brownfield program and environmental remediation.
Gard	SB	464	Solid waste management districts.
Gard	SB	365	Health insurance grievance review.
Gard	SB	226	Regulation of steel making slag and foundry slag.
Gard	SB	229	Health insurance educator.
Gard	SB	230	Federal enforcement officers.
Gard	SB	236	Storm water management programs.
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Harrison	SB	489	Business entity matters.
Harrison	SB	107	Public pensions.
Harrison	SB	371	Airport authorities.
Hershman	SB	456	State use of gasohol.
Hume	SB	301	Candidate challenges.
Jackman	SB	182	Unobstructed view at railroad crossing.
Johnson	SB	433	Pharmacists.
Johnson	SB	538	Childrens' services.
Johnson	SB	561	Health.
Kenley	SB	199	School retirement and severance plans.
Kenley	SB	524	Police and firefighter pension distributions.
Kenley	SB	174	Technical corrections.
Kenley	SB	176	Local rainy day funds.
Kenley	SB	475	Unclaimed property.
Kenley	SB	582	Evidence of lack of insurance.
Kenley	SB	357	UCC financing statements.
Lanane	SB	554	Internet sales of motor vehicles.
Landske	SB	240	Motor vehicle size limits.
Landske	SB	574	Parole board investigations.
Landske	SB	543	Tax Sale.
Landske	SB	126	Controlled substances used to treat obesity.
Lawson C	SB	170	Hazardous waste disposal tax.
Lawson C	SB	263	Township trustees.
Lawson C	SB	173	Reports of cities and towns.
Lawson C	SB	153	Department of administration.
Lawson C	SB	138	Jurisdiction of Hendricks superior courts.
Lawson C	SB	19	First Steps program.
Lawson C	SB	49	Coordination of child care regulation board.
Lawson C	SB	50	Services to individuals with disabilities.
Lawson C	SB	362	Fee for county auditor endorsement.
Lawson C	SB	361	State contract approvals.
Lawson C	SB	83	Child care providers and child abuse registry.
Lawson C	SB	329	Candidate deadlines.
Lawson C	SB	137	School latch key programs.
Lewis	SB	154	Timber regulation.
Lewis	SB	131	Boat titles.
Long	SB	141	Liability at extreme sports areas.
Long	SB	526	Loan brokers and broker dealers.
Lubbers	SB	165	Charter schools.
Lubbers	SB	262	Economic development.

Lubbers	SB	204	Release of FERPA information.
Meeks R	SB	71	Income tax deduction for disability income.
Meeks C	SB	33	Intimidation and threats.
Meeks C	SB	32	Probation officers and handguns.
Merritt	SB	14	Identification descriptors for minors.
Merritt	SB	441	Cumulative capital improvement funds.
Merritt	SB	509	Public records.
Miller	SB	310	Updating reimbursement codes.
Miller	SB	308	Medicaid payment for emergency room services.
Miller	SB	311	Prompt payment of claims.
Miller	SB	309	Medicaid funding of nursing facilities.
Miller	SB	313	Acupuncture advisory committee.
Miller	SB	404	Food handling and food establishments.
Miller	SB	280	Methadone clinic moratorium.
Miller	SB	471	Health.
Miller	SB	215	Personal care.
Miller	SB	216	Medicaid.
Mrvan	SB	344	Abandoned watercraft.
Nugent	SB	261	Determination of total finance charge.
Nugent	SB	444	Reimbursements by county jail inmates.
Nugent	SB	445	Criminal history checks.
Paul	SB	388	Waiver of town officer salary.
Paul	SB	345	Financial and consumer entity regulation.
Riegsecker	SB	428	Health professions licenses.
Riegsecker	SB	431	Dental care.
Riegsecker	SB	350	Special group recognition license plates.
Riegsecker	SB	418	Transportation.
Riegsecker	SB	375	Human services.
Rogers	SB	300	Recount of precinct committeeman elections.
Rogers	SB	501	Transportation of children.
Server	SB	93	Registration of soil scientists.
Server	SB	337	Airport area construction.
Server	SB	585	Licensing of athletic trainers.
Simpson	SB	448	Address confidentiality program.
Simpson	SB	459	Dental and vision services under CHIP.
Simpson	SB	46	Electronic sales and lease transactions.
Simpson	SB	171	Uniform athlete agents act.
Simpson	SB	533	Indiana health care professional recruitment and retention fund.
Skillman	SB	395	Various election law matters.
Skillman	SB	160	Rural economic development.
Skillman	SB	268	Voting systems.
Waterman	SB	186	Hunting safety.
Waterman	SB	188	Prosecuting attorney salaries.
Weatherwax	SB	424	Indiana grain indemnity fund.
Weatherwax	SB	474	Motor vehicle electronic records.
Wheeler	SB	255	Historic bridges & St. Joseph County historic preservation commission
Wheeler	SB	152	Drainage for developments.
Wheeler	SB	151	Falconry and trapping.
Wheeler	SB	486	Local Government.
Wyss	SB	506	Court ordered drug and alcohol programs.
Wyss	SB	376	School discipline policies.
Wyss	SB	436	Autopsies.
Wyss	SB	63	Interference with medical services.
Young R Michael	SB	272	Abandoned vehicles on private property.
Zakas	SB	81	Postconviction DNA testing and analysis.
Zakas	SB	190	Numerous changes to probate, trust, and tax laws.
Zakas	SB	389	Property taxation.
Zakas	SB	9	Fire Protection Territory.

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HB 1001	Bauer	State budget.
HB 1007	Hasler	Speed limits.
HB 1025	Avery	Unemployment compensation.
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HB 1299	Smith V	Safety information for handgun permit applicants.
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HB 1361	Moses	Indiana health facility financing authority.
HB 1367	Weinzapfel	Limitations on the employment of children.
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HB 1808	Mellinger	Controlled substances central repository.
HB 1812	Crosby	Local emergency planning committees.
HB 1813	Crosby	Mental health.
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SB 9	Zakas	Fire Protection Territory.
SB 14	Merritt	Identification descriptors for minors.
SB 15	Bray	Parole board.
SB 19	Lawson C	First Steps program.
SB 25	Clark	Indiana ethics commission.
SB 32	Meeks C	Probation officers and handguns.
SB 33	Meeks C	Intimidation and threats.
SB 46	Simpson	Electronic sales and lease transactions.
SB 49	Lawson C	Coordination of child care regulation board.
SB 50	Lawson C	Services to individuals with disabilities.
SB 63	Wyss	Interference with medical services.
SB 67	Alexa	Sentencing.

SB 71	Meeks R	Income tax deduction for disability income.
SB 80	Alexa	Identification of offenders with DNA.
SB 81	Zakas	Postconviction DNA testing and analysis.
SB 83	Lawson C	Child care providers and child abuse registry.
SB 93	Server	Registration of soil scientists.
SB 96	Alting	Alcoholic beverage retail permits and annexations.
SB 107	Harrison	Public pensions.
SB 110	Craycraft	Care of children.
SB 121	Gard	Environmental committees.
SB 126	Landske	Controlled substances used to treat obesity.
SB 131	Lewis	Boat titles.
SB 137	Lawson C	School latch key programs.
SB 138	Lawson C	Jurisdiction of Hendricks superior courts.
SB 141	Long	Liability at extreme sports areas.
SB 151	Wheeler	Falconry and trapping.
SB 152	Wheeler	Drainage for developments.
SB 153	Lawson C	Department of administration.
SB 154	Lewis	Timber regulation.
SB 158	Ford	Golden Hoosier Passport for veterans.
SB 160	Skillman	Rural economic development.
SB 165	Lubbers	Charter schools.
SB 170	Lawson C	Hazardous waste disposal tax.
SB 171	Simpson	Uniform athlete agents act.
SB 173	Lawson C	Reports of cities and towns.
SB 174	Kenley	Technical corrections.
SB 176	Kenley	Local rainy day funds.
SB 180	Bray	Anti-terrorism measures.
SB 182	Jackman	Unobstructed view at railroad crossing.
SB 186	Waterman	Hunting safety.
SB 188	Waterman	Prosecuting attorney salaries.
SB 190	Zakas	Numerous changes to probate, trust, and tax laws.
SB 199	Kenley	School retirement and severance plans.
SB 204	Lubbers	Release of FERPA information.
SB 215	Miller	Personal care.
SB 216	Miller	Medicaid.
SB 226	Gard	Regulation of steel making slag and foundry slag.
SB 229	Gard	Health insurance educator.
SB 230	Gard	Federal enforcement officers.
SB 236	Gard	Storm water management programs.
SB 240	Landske	Motor vehicle size limits.
SB 255	Wheeler	Historic bridges&St. Joseph County historic preservation commission
SB 260	Harrison	Pension relief fund distributions.
SB 261	Nugent	Determination of total finance charge.
SB 262	Lubbers	Economic development.
SB 263	Lawson C	Township trustees.
SB 268	Skillman	Voting systems.
SB 269	Borst	Sales and use tax administration.
SB 270	Borst	Biomedical technology and research trust fund.
SB 272	Young R Michael	Abandoned vehicles on private property.
SB 273	Gard	Brownfield program and environmental remediation.
SB 280	Miller	Methadone clinic moratorium.
SB 300	Rogers	Recount of precinct committeeman elections.
SB 301	Hume	Candidate challenges.
SB 308	Miller	Medicaid payment for emergency room services.
SB 309	Miller	Medicaid funding of nursing facilities.
SB 310	Miller	Updating reimbursement codes.
SB 311	Miller	Prompt payment of claims.
SB 313	Miller	Acupuncture advisory committee.
SB 316	Alexa	Indiana DNA database.
SB 318	Clark	Regulation of pawnbrokers.
SB 321	Gard	IDEM enforcement of restrictive covenants on land.
SB 329	Lawson C	Candidate deadlines.

SB 337	Server	Airport area construction.
SB 338	Gard	Barrett Law installments.
SB 344	Mrvan	Abandoned watercraft.
SB 345	Paul	Financial and consumer entity regulation.
SB 350	Riegsecker	Special group recognition license plates.
SB 351	Clark	Deceptive advertisement.
SB 352	Clark	Securities licenses.
SB 357	Kenley	UCC financing statements.
SB 358	Alexa	Sentencing provisions.
SB 361	Lawson C	State contract approvals.
SB 362	Lawson C	Fee for county auditor endorsement.
SB 365	Gard	Health insurance grievance review.
SB 371	Harrison	Airport authorities.
SB 373	Ford	Department of correction.
SB 375	Riegsecker	Human services.
SB 376	Wyss	School discipline policies.
SB 388	Paul	Waiver of town officer salary.
SB 389	Zakas	Property taxation.
SB 395	Skillman	Various election law matters.
SB 404	Miller	Food handling and food establishments.
SB 405	Clark	Franchise agreements.
SB 418	Riegsecker	Transportation.
SB 424	Weatherwax	Indiana grain indemnity fund.
SB 428	Riegsecker	Health professions licenses.
SB 431	Riegsecker	Dental care.
SB 433	Johnson	Pharmacists.
SB 436	Wyss	Autopsies.
SB 441	Merritt	Cumulative capital improvement funds.
SB 444	Nugent	Reimbursements by county jail inmates.
SB 445	Nugent	Criminal history checks.
SB 448	Simpson	Address confidentiality program.
SB 454	Adams K	Board of accounts matters.
SB 456	Hershman	State use of gasohol.
SB 457	Blade	Community revitalization enhancement districts.
SB 459	Simpson	Dental and vision services under CHIP.
SB 464	Gard	Solid waste management districts.
SB 466	Alexa	Implied consent.
SB 471	Miller	Health.
SB 474	Weatherwax	Motor vehicle electronic records.
SB 475	Kenley	Unclaimed property.
SB 486	Wheeler	Local Government.
SB 489	Harrison	Business entity matters.
SB 501	Rogers	Transportation of children.
SB 505	Breaux	Parental involvement in education.
SB 506	Wyss	Court ordered drug and alcohol programs.
SB 509	Merritt	Public records.
SB 518	Clark	Protection orders and court costs.
SB 524	Kenley	Police and firefighter pension distributions.
SB 526	Long	Loan brokers and broker dealers.
SB 533	Simpson	Indiana health care professional recruitment and retention fund.
SB 538	Johnson	Childrens' services.
SB 543	Landske	Tax Sale.
SB 554	Lanane	Internet sales of motor vehicles.
SB 561	Johnson	Health.
SB 569	Ford	Performance bonds in family law cases.
SB 574	Landske	Parole board investigations.
SB 582	Kenley	Evidence of lack of insurance.
SB 585	Server	Licensing of athletic trainers.

HB 1150 **VETO OVERRIDE**

Author(s): Fry, Smith M, Herrell, Kruse, Young M, Buck

Sponsor(s): Paul, Simpson, Meeks

Citations Affected: IC 27-1.

Effective: July 1, 2000; January 1, 2001.

Insurance premiums tax rate reduction. Reduces the insurance premium tax rate from 2% to 1.3% over a five year phase-in period. Provides that certain insurance companies domiciled in Indiana must maintain in Indiana: (1) a physical presence that provides an economic benefit to Indiana; and (2) company records.

HB 1001

Author(s): Bauer; Cochran

Sponsor(s): Meeks R; Simpson

Citations Affected: IC 4; IC 5; IC 6; IC 8; IC 9; IC 10; IC 11; IC 12; IC 13; IC 14; IC 16; IC 20; IC 21; IC 35; IC 36; noncode.

Effective: July 1, 2000 (retroactive); January 1, 2001 (retroactive); Upon passage; June 30, 2001; July 1, 2001; December 31, 2001; January 1, 2002; January 1, 2003; July 1, 2004.

State budget. Appropriates state money for the biennium beginning July 1, 2001, and ending June 30, 2003. Authorizes certain capital projects. Provides that the maximum amount of expenditures, transfers, or distributions that may be made from the Indiana tobacco master settlement agreement fund during a state fiscal year is equal to 60% of the amount of money received or to be received by the state under the master settlement agreement during that state fiscal year, plus any amounts that were available for expenditure, transfer, or distribution during

preceding state fiscal years but that were not expended, transferred, or distributed. Establishes certain existing trust funds as accounts within the Indiana tobacco master settlement agreement fund. Establishes the regional health care construction account within the Indiana tobacco master settlement agreement fund. Provides that this account is established for the purpose of providing funding for state psychiatric hospitals and developmental centers, regional health centers, or other health facilities designed to provide crisis treatment, rehabilitation, or intervention for adults or children with mental illness, developmental disabilities, addictions, or other medical or rehabilitative needs. Provides that \$14,000,000 shall be transferred during state fiscal years 2001-2002 and 2002-2003 from the Indiana tobacco master settlement fund to the account. Changes the purposes for which the tobacco farmers and rural community impact fund may be used, and specifies that the fund is to be administered by the commissioner of agriculture (instead of the commissioner of agriculture and the department of commerce). Establishes an advisory committee to make recommendations concerning distribution of money from the fund and provides that the commissioner of agriculture may not approve an expenditure from the fund unless that expenditure has been recommended by the advisory board. Provides that any unspent balances in the 2000 appropriation from the Indiana tobacco master settlement agreement fund for capital costs for community mental health centers do not revert until 2004. For purposes of the school funding provisions: (1) changes the dollar amounts used in the calculation of a school corporation's target revenue per ADM; (2) provides that the minimum guaranteed amount of a school corporation's target revenue per ADM in 2002 and 2003 is equal to the previous year revenue increased by 2%, then divided by the current year adjusted ADM; and (3) amends the provisions concerning calculation of target general fund property tax rates. Includes a new index based on a school corporation's at-risk index, the percentage of the school corporation's students who are eligible for free lunches, and the percentage of the school corporation's students who are classified as having limited proficiency in English. Increases the amounts of the special education grants for pupils with

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severe disabilities, pupils with mild and moderate disabilities, and pupils in homebound programs in 2002 and 2003. Increases the amounts of the at-risk program grant in 2002 and 2003. Increases the amounts of the honors diploma grant in 2002 and 2003. Adjusts the calendar year caps for school funding distributions. Provides that a school corporation's funding under the primetime program may not increase by more than 7.5% over the amount received by the school corporation under the program in the preceding year. Amends a provision in the primetime distribution formula to allow schools which did not participate in the primetime funding program in 2000 to receive a distribution in 2001 and in following years. Increases the staff cost amount used in calculating primetime distributions. For purposes of the vocational education formula that becomes effective in 2002, requires the department of workforce development to provide the department of education with a report listing whether the Indiana average wage level for each generally recognized labor category is a high wage, a moderate wage, or a less than moderate wage. Uses this wage report (along with the reports categorizing vocational education programs by employment demand) in determining the amount of the vocational education grants. Increases vocational education funding per pupil from \$230 to \$250 for pupils enrolled in programs not covered by the employment demand categories. Eliminates the vocational education funding component for pupils receiving a certificate of achievement. Provides vocational education funding of \$150 per pupil for pupils participating in a vocational education program in which pupils from multiple schools are served at a common location. Provides that in 2002 and 2003, a school corporation is guaranteed funding equal to at least 85% of the vocational education funding received by the school corporation in 2001. Provides that a child must be at least five years of age on July 1 to officially enroll for the particular school year in a kindergarten program offered by a school year. (Current law requires that a child must be at least five years of age on June 1 to officially enroll in a kindergarten program.) Authorizes the trustees of Purdue University to issue bonds for the purpose of constructing, remodeling, renovating, furnishing, and equipping the

Recreation Gymnasium project at the West Lafayette campus. Provides that the project is not eligible for fee replacement. Authorizes Indiana University to construct a women's field hockey facility on the Bloomington campus at a cost of \$1,000,000 to be funded from dedicated student fees. Adds regional health facilities to the list of facilities covered by the state office building commission provisions. Provides that the Indiana war memorials commission may hire employees only with the approval of the budget agency. Provides that the budget director or the budget director's designee is a member of the recreational development commission. Provides that after all statutory transfers are made from the counter-cyclical revenue and economic stabilization fund, the treasurer of state shall in June 2002 and June 2003 transfer any balance in the fund in excess of the June 30, 2001, balance to the state general fund. Provides that if the budget director makes a determination at any time during either fiscal year of the biennium that the executive branch of state government cannot meet its statutory obligations due to insufficient funds in the state general fund, the budget agency, with the approval of the governor and after review by the budget committee, may transfer from the counter-cyclical revenue and economic stabilization fund to the state general fund an amount necessary to maintain a positive balance in the state general fund. Establishes the state museum development fund for the purpose of promoting interest in and use of the Indiana state museum. Provides that the fund consists of revenue generated by exhibit fees, concessions, donations, grants, and other miscellaneous revenue. Provides that property tax collections from indefinite-situs distributable property of railroad car companies that were collected after June 30, 1999, and before January 1, 2001, and were credited to the commuter rail service fund and distributed to a commuter transportation district may be retained by the commuter transportation district and used by the commuter transportation district for any legal purpose. Provides that the speaker of the house of representatives and the president pro tempore of the senate shall each appoint a representative from a high technology business to the Indiana twenty-first century research and technology fund board. Transfers \$9,000,000 from the underground petroleum storage tank excess

liability trust fund to the environmental remediation revolving loan fund as follows: (1) \$4,500,000 on July 1, 2001; and (2) \$4,500,000 on July 1, 2002. Transfers \$500,000 each year of the biennium from the underground petroleum storage tank excess liability trust fund to the oil and gas environmental fund for plugging abandoned oil wells. Allocates 1% of the state's private activity bond volume cap to the Indiana secondary market for education loans, incorporated (ISMEL). Appropriates money from the build Indiana fund to the property tax replacement fund. For tax years beginning after 2002, provides a credit against state tax liability for property taxes paid on business personal property. Specifies that the credit is equal to the amount of property taxes paid on business personal property that has an assessed valuation of not more than \$37,500. Specifies that a utility company may not claim the credit. Repeals the existing personal property tax reduction credit in 2002. Provides that the homestead credit percentage shall be 10% in 2002 and 2003. Extends the Civil War flags commission until July 1, 2006. Provides that a TRF member who before July 1, 1995, served in a position covered by the fund and who is hired by another school corporation or rehired by a prior employer shall remain a member of the pre-1996 account unless the member was hired or rehired before July 1, 2001. Requires the TRF board to adjust the employer contribution rate for TRF to take into account any actuarial savings resulting from this change. Provides that mobile homes not assessed as real property and manufactured homes not assessed as real property are eligible for certain property tax deductions and for the homestead credit. Specifies that the sum of all property tax deductions provided to a mobile home that is not assessed as real property or to a manufactured home that is not assessed as real property may not exceed one-half of the assessed value of the mobile home or manufactured home. Reconciles conflicts between statutes enacted by the 1999 general assembly (shown in italicized type). Authorizes the Indiana development finance authority (IDFA) to make a loan guarantee for a leading Indiana business jointly with the board for depositories in an amount not to exceed \$35,000,000. Defines the term "leading Indiana business". Specifies that the loan guarantee must

accomplish the purposes of IDFA by enabling the Indiana business to carry out an industrial development project that will satisfy certain conditions. Specifies that IDFA's share of or liability on any joint guarantee with the board for depositories shall not exceed \$2,000,000. Specifies that the loan guarantee must provide that in the event of a valid claim of loss by the lender, the lessor, or the issuer of the loan, the amount of the loss (up to \$2,000,000) shall first be paid by the industrial development project guaranty fund, and only the remainder of the loss, if any, shall to the extent guaranteed be paid by the public deposit insurance fund. Provides that the term of a guarantee may not exceed 10 years. Provides a five year credit against state tax liability for a percentage of property taxes paid by rerefined lubrication oil facilities. Requires the department of commerce to determine if the taxpayer is entitled to the credit. Provides that OMPP, after review by the budget agency, may implement certain programs. Requires the office of Medicaid policy and planning to: (1) reduce reimbursement rates for over-the-counter drugs; (2) implement a Maximum Allowable Cost schedule for off-patent drugs; (3) develop a plan for contracting with a vendor to provide a pharmaceutical benefit management program; (4) implement an information strategy to high-volume prescribers; (5) phase in case management for aged, blind, and disabled Medicaid recipients; (6) contract with an outside vendor to implement disease management and case management programs; (7) provide necessary information to the Medicaid drug utilization review (DUR) board; and (8) cooperate with the state attorney general in conducting an audit of the Medicaid prescription drug program. Requires the use of generic drugs in the children's health insurance program. Requires the DUR board to meet monthly. Allows the DUR board to hire support staff. Provides that the department of workforce development shall provide staff and administrative support to the Indiana commission for women. Increases the amount that taxing units are charged by the state board of accounts for examinations or investigations. Repeals the beginning teacher internship program. Extends the earned income tax credit through December 31, 2003. Makes certain changes to the alternative education grant

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program. Provides a credit against a taxpayer's state tax liability for certain qualified capital investments made in Shelby County. Provides that the amount of the credit is equal to 14% of the amount of the qualified investment. Requires the department of commerce to certify the investments as being eligible for the credit. Provides that if a taxpayer receives a credit and does not make the qualified investment for which the credit was granted within the time required, the department of commerce may require the taxpayer to repay the additional amount of state tax liability that would have been paid by the taxpayer if the credit had not been granted, plus interest. Provides for an increase of \$0.50 in service charges for various bureau of motor vehicle transactions. Delays the expiration of FSSA until July 1, 2002. Provides that community residential facilities for the developmentally disabled and intermediate care facilities for the mentally retarded that are not operated by the state may be assessed in an amount not to exceed 10% of the annual gross residential services revenues. Specifies that the state veterans' cemetery fund is a dedicated fund and expands its sources of funding. Provides that the balance of the fund at the end of a fiscal year does not revert to the state general fund, and continuously appropriates the earnings on the fund for the operation of the state veterans' cemetery. Provides that the principal of the fund may be expended only for specific purposes following an appropriation by the general assembly. Provides that any unspent appropriations that were made in the 1999 budget act for the operation of the cemetery are to be transferred to the fund. Specifies the schedule that will be used (in place of the statutory schedule) for property tax replacement credit distribution in 2001. Provides that the state health commissioner and the department of education shall review and approve the admission of children at the Silvercrest Children's Development Center. Requires the department of transportation to establish a pilot project for the development of a corridor preservation program along U.S. 31. Increases the penalty for operating while intoxicated when the offender has a previous unrelated conviction for a violation that occurred before July 1, 2001. Increases the maximum time during which certain drug offenders may be placed in a community transition program. Modifies an

Indiana court of appeals decision to allow a court to place an offender in a community corrections program more than 365 days after the offender is initially sentenced without the consent of the prosecuting attorney. Eliminates a mathematical error in the definition of "minimum sentence" by changing the definition of "minimum sentence" for murder from 30 years to 45 years and by changing the definition of "minimum sentence" for a Class D felony from one year to one-half year. Provides that a person may not be sentenced as a habitual offender for certain drug offenses. Allows a court to reduce the minimum term of imprisonment for a habitual substance offender if the offender was convicted of certain drug offenses. Includes services for substance abuse and chemical dependency, when the services are required in the treatment of a mental illness, within the definition of "coverage of services for mental illness" for purposes of the law prohibiting the application of treatment limitations or financial requirements to coverage of services for mental illness under state employee health benefit plans if similar limitations or requirements do not apply to the coverage of services for other medical or surgical conditions. Provides that the department of state revenue shall deposit amounts derived from indefinite-situs distributable property of railroad car companies in the commuter rail service fund to be used exclusively for debt financing of the commuter transportation district's long term capital needs. Requires a pharmacist who fills a prescription that is covered under the children's health insurance program (CHIP) to fill the prescription with a generically equivalent drug product and inform the customer of the substitution if the substitution results in a lower price, unless the prescribing practitioner indicates that the prescription must be filled with a brand name drug. Appropriates \$150,000 from the build Indiana fund to the budget agency for the Jennings County Economic Development Corporation to conduct a study on employment opportunities and the placement of a regional health care facility in Jennings County. Provides that the division of family and children shall apply all qualifying expenditures from each county's family and children's fund toward Indiana's maintenance of effort under the federal TANF program. Provides that the state

board of tax commissioners shall grant approval of an excessive levy to Jay County School Corporation, and that such relief shall be granted as an advance of state funds to be paid back to the state treasurer in 120 payments. Authorizes Randolph County to impose an additional 0.25% county economic development income tax (CEDIT) rate for the purposes of financing, constructing, acquiring, renovating, and equipping the county courthouse and renovating the former county hospital for additional office space, educational facilities, nonsecure juvenile facilities, and other county functions. Provides that the additional rate may also be used for the repayment of bonds issued, or leases entered into, for those purposes. Provides that the county's CEDIT rate plus the county's county adjusted gross income tax (CAGIT) rate may not exceed 1.5% if the county has imposed the additional CEDIT rate authorized by this bill. Authorizes the county to adopt an ordinance that makes the CEDIT rate increase effective January 1, 2002. Permits certain school corporations facing budgetary shortfalls because of a taxpayer's delinquency to apply for a distribution from the property tax replacement fund. (73+)

HB 1007

Author(s): Hasler; Becker; Goodin

Sponsor(s): Landske

Citations Affected: IC 9-21; IC 33-19.

Effective: July 1, 2001.

Speed limits. Makes it a Class B infraction (subject to a maximum civil judgment of \$1,000) instead of a Class C infraction (subject to a maximum civil judgment of \$500) for a person to violate a speed limit that is imposed in the immediate vicinity of a worksite when workers are present. (96)

HB 1025

Author(s): Avery; Thompson; Kruse

Sponsor(s): Young R Michael; Bowser

Citations Affected: IC 22-4.

Effective: July 1, 2001.

Unemployment compensation. Provides that, in certain circumstances, the commissioner of workforce development may adjust the estimated amount of contributions to be paid for unemployment benefits. (96)

HB 1043

Author(s): Denbo; Lytle; Smith M; Steele

Sponsor(s): Meeks R; Young R; Nugent; Waterman; Young R Michael; Meeks C; Craycraft; Hume; Hershman; Paul; Bray

Citations Affected: IC 34-12; noncode.

Effective: Upon passage.

Legal actions involving firearms. Prohibits the state or a municipal corporation, including a county, municipality, township, school corporation, or any other separate local governmental entity that may sue and be sued, from bringing an action against a firearms or ammunition manufacturer, trade association, or seller for: (1) recovery of damages resulting from, or injunctive relief or abatement of a nuisance relating to, the lawful design, manufacture, marketing, or sale of a firearm or ammunition for a firearm; or (2) recovery of damages resulting from the criminal or unlawful misuse of a firearm or ammunition for a firearm by a third party. (69)

HB 1047

Author(s): Duncan; Summers

Sponsor(s): Jackman; Sipes; Bowser

Citations Affected: IC 1-1; IC 36-4.

Effective: July 1, 2001.

Definition of autism. Defines "autism" as a

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neurological condition for purposes of construction of all Indiana statutes. Removes a defined term that is never used elsewhere in the Indiana Code. Makes a conforming amendment. (97)

HB 1065

Author(s): Stilwell; Young D; Goodin; Yount

Sponsor(s): Server; Young R; Zakas

Citations Affected: IC 11-13; IC 31-37.

Effective: July 1, 2001.

Notice of release of juvenile sex offender. Provides procedures for the department of correction to notify the victim of a sex offense (or the victim's representative) of the discharge, release, or escape of the delinquent offender from the department of correction. Makes related changes. (103)

HB 1066

Author(s): Crooks; Steele; Stevenson

Sponsor(s): Long; Lanane

Citations Affected: IC 9-24; IC 9-25; IC 9-29; IC 31-37; IC 35-43.

Effective: July 1, 2001.

Failure to pay for motor vehicle fuel. Provides that if a person commits theft or conversion or a delinquent act in which the person knowingly or intentionally leaves the place where fuel was dispensed into the fuel tank of the person's motor vehicle without paying or authorizing payment for the gasoline or motor vehicle fuel, the driving license of a person shall be suspended for 30 days, subject to reinstatement upon payment of a ten dollar reinstatement fee. Provides exceptions to the requirement that a person whose driver's license or vehicle registration has been suspended for reasons

other than for failure to provide proof of financial responsibility provide the bureau of motor vehicles a certificate of compliance concerning financial responsibility. Makes conforming amendments. (96)

HB 1074

Author(s): Lytle; Pond; Sturtz; Mangus

Sponsor(s): Wheeler; Lewis

Citations Affected: IC 6-1.1; IC 14-21; IC 35-43.

Effective: July 1, 2001.

Cemeteries and burial grounds. Provides that property that is classified by the director of the division of historic preservation and archeology as cemetery land shall be assessed for property tax purposes at \$1 per acre, unless the cemetery is less than one acre in which case it shall be assessed in the amount of \$1. Establishes procedures and conditions to have property classified as cemetery land. Requires the owner of the classified cemetery land to allow family members and descendants of persons buried in the cemetery to have at least one day each year to visit the cemetery. Allows the division to record cemeteries and burial grounds in each county. Provides that property development near a cemetery or burial ground must follow certain procedures. Adds burial grounds to the property protected under the cemetery mischief law. (77)

HB 1075

Author(s): Lytle

Sponsor(s): Ford; Young R

Citations Affected: IC 15-3.

Effective: July 1, 2001; July 1, 2002.

Commercial fertilizer. Prohibits a public way from being placed closer to an existing ammonia distribution facility than is currently allowed for

a facility to be placed near the public way. Provides that a distributor of commercial fertilizers who creates a custom blend by blending two or more fertilizer materials is not required to register the custom blend with the state chemist if the fertilizer materials used in making the custom blend are registered. Increases the fertilizer registration fees, inspection fees, and late fees. Prohibits the distribution of adulterated commercial fertilizer. Prohibits a political subdivision from regulating the storage and use of fertilizer unless the political subdivision is granted a waiver by the state chemist. Amends the definitions of "fertilizer material" and "commercial fertilizer". Allows the state chemist to have access to plans and records relating to the transportation, storage, sale, and use of fertilizer. Allows the state chemist to adopt rules relating to the use of fertilizer material. Maker technical corrections. (77)

HB 1083

Author(s): Cheney; Alderman; Mannweiler

Sponsor(s): Merritt; Server; Lutz L

Citations Affected: IC 5-14.

Effective: Upon passage; July 1, 2001.

Open door law and public records. Provides that agents appointed by a governing body of a public agency to conduct collective bargaining on behalf of the governing body are not subject to the open door law. (Currently only agents appointed by a school corporation to conduct collective bargaining on behalf of the school corporation are exempted from the open door law.) Amends the access to public records law to do the following: (1) Revise the section of the law stating the public policy behind the law. (2) Specify that the legislative branch is subject to the law to the extent provided in law or in its rules. (3) Make corresponding changes by removing from the list of discretionary exclusions the work products of the legislative services agency and members of the general assembly and their partisan staffs. (87)

HB 1084

Author(s): Cheney; Thompson; Foley; Pond; Kruse

Sponsor(s): Ford; Lanane; Kenley

Citations Affected: IC 9-24; IC 31-37.

Effective: Upon passage.

Curfew for minors. Makes additional defenses available to a child who is cited for a curfew violation while engaged in an activity protected by federal or state law, including conduct involving the free exercise of religion, freedom of speech, and the right of assembly. Specifies that unless necessary to protect a child or the community, a law enforcement officer detaining a child for a curfew violation shall make a good faith effort to release the child to the child's parent, guardian, or custodian. (51)

HB 1089

Author(s): Duncan; Stevenson; Alderman; Goeglein; Cherry; Pelath; Cook; Lawson L

Sponsor(s): Jackman; Nugent; Lewis

Citations Affected: IC 5-2.

Effective: July 1, 2001.

Law enforcement agency claims for fees. Deletes the requirement that a city or town law enforcement agency that submits a claim for fees from the local user fee fund or the county user fee fund for deposit in the local law enforcement continuing education fund must submit the claim for fees in the same local fiscal year in which the fees are collected. (87)

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HB 1096

Author(s): Bauer; Porter

Sponsor(s): Meeks R; Broden

Citations Affected: IC 6-1.1; IC 21-2; noncode.

Effective: January 1, 2001 (retroactive); January 1, 2002.

Fiscal year budgeting for schools. Changes the South Bend Community School Corporation's budget year from a calendar year to a school year, effective in 2002. Provides for the conversion from the calendar year budget to a school year budget by requiring the South Bend Community School Corporation to prepare an initial school year budget (2002) that is consistent with and overlaps the last six months of the 2001 calendar year budget. (92)

HB 1097

Author(s): Stilwell; Becker; Liggett

Sponsor(s): Server; Young R

Citations Affected: IC 8-23.

Effective: July 1, 2001.

Expense of relocating municipal utility lines. Allows the Indiana department of transportation to negotiate an agreement with a utility to reimburse the utility for extraordinary costs of facilities relocation caused by a combination of highway or bridge construction or improvement projects. (94)

HB 1099

Author(s): Stilwell; Cook; Alderman; Mock

Sponsor(s): Harrison; Hume

Citations Affected: IC 8-9.

Effective: September 1, 2001.

Railroad employees involved in accidents. Requires a Class I railroad company to establish a counseling or trauma program and provide or make available counseling or critical stress debriefing services to each operating crew member of a train that is operated by the railroad company in passenger, freight, or yard service and that is involved in an accident that results in death or serious bodily injury. Requires a Class I railroad company to file a description of the railroad company's counseling or trauma program with the department of transportation, who must receive the descriptions and make the descriptions available to the public. Requires a railroad company to file a revised description of the counseling or trauma program with the Indiana department of transportation before making a change to the railroad company's required counseling or trauma program. (102)

HB 1100

Author(s): Crooks; Atterholt; Turner; Kruzan

Sponsor(s): Ford

Citations Affected: IC 2-5; noncode.

Effective: July 1, 2001.

Internet coverage of the general assembly. Allows the legislative council to enter into a contract to provide video or audio coverage, or both, over the Internet or another broadcast medium of sessions of the general assembly and other legislative activities authorized by the legislative council. Regulates the reuse of video or audio coverage of the general assembly for commercial purposes. Provides that audio or video coverage of the general assembly, unless specifically agreed to by the general assembly: (1) does not constitute a legislative history; and (2) may not be used to establish legislative intent with respect to any legislation. (51)

HB 1106

**Author(s): Steele; Duncan; Goodin;
Dvorak; Richardson**

**Sponsor(s): Long; Skillman; Alexa; Bray;
Lutz L**

Citations Affected: IC 35-43.

Effective: July 1, 2001.

Identity deception and fraud. Provides that a person commits the crime of identity deception, a Class D felony, if the person knowingly or intentionally obtains, possesses, transfers, or uses the identifying information of another person: (1) without the other person's consent; and (2) with intent to harm or defraud another person. Provides for certain exceptions, including exceptions for persons who use false identification to purchase alcohol, cigarettes, or certain magazines, or to gain access to certain movies. Provides that a person commits fraud, a Class D felony, if the person knowingly and with intent to defraud presents to an insurance claimant a false, incomplete, or misleading claim statement. (69)

HB 1113

**Author(s): Grubb; Bodiker; Ruppel;
Burton**

Sponsor(s): Paul; Lanane

**Citations Affected: IC 28-1; IC 28-7; IC
28-15.**

Effective: July 1, 2001.

Financial institution matters. Provides for electronic withdrawals of deposits by depositors of all ages from banks, trust companies, credit unions, savings associations, and other depository financial institutions. Makes a change to a provision regulating credit unions to comply with federal law. Adds a procedure through which a credit union may exercise

rights and privileges available under federal credit union law but not authorized under state credit union law. Makes a technical correction. (94)

HB 1116

**Author(s): Lytle; Adams T; Saunders;
Hinkle**

Sponsor(s): Wheeler; Lewis

Citations Affected: IC 36-8.

Effective: July 1, 2001.

False alarm charges. Authorizes townships, fire protection territories, fire protection districts, and volunteer fire departments to impose false alarm fees or service charges. Provides that an alarm company is liable for the payment of the false alarm fee or service charge, if the owner of the property that constitutes the owner's residence establishes that the alarm is under a maintenance contract and the alarm company has been notified of the improper installation or maintenance. (92)

HB 1117

**Author(s): Lytle; Adams T; Ulmer;
Whetstone**

Sponsor(s): Merritt; Riegsecker

Citations Affected: IC 6-1.1.

Effective: July 1, 2001.

Fire protection levy. Authorizes an excessive levy for township fire protection for townships that have resorted to short term borrowing in the previous three calendar years. Authorizes an excessive levy for the City of Goshen. (The introduced version of this bill was prepared by the local government finance study commission.) (92)

HB 1120

Author(s): Becker; Hasler; Avery; Crooks; Stilwell; Denbo

Sponsor(s): Server; Young R; Hume

Citations Affected: IC 27-1; IC 27-7.

Effective: July 1, 2001; September 1, 2001; January 1, 2002.

Mine subsidence and insurance. Defines "person" for purposes of the insurance producer licensing statute. Revises a provision of the insurance producer licensure statute concerning violations. Effective September 1, 2001, removes a June 30, 2000, expiration of the requirement that an insurer inform a prospective policyholder of the availability of mine subsidence insurance. Increases the maximum limit of mine subsidence coverage that an insurer agrees to cede to the commissioner of the department of insurance under a reinsurance agreement from \$100,000 to \$200,000 per structure. Requires the department of insurance to publish a report every three years regarding mine subsidence insurance. Makes a conforming amendment. (97)

HB 1122

Author(s): Fry; Kruzan; Summers; Duncan; Cochran

Sponsor(s): Gard; Lanane; Broden

Citations Affected: IC 5-10; IC 27-8; IC 27-13; noncode.

Effective: July 1, 2001.

Insurance coverage for autism. Defines pervasive developmental disorders, including Asperger's syndrome and autism, as neurological conditions for purposes of coverage under group insurance for state employees, group health insurance, and group health maintenance organization contracts.

Requires group insurance for state employees, group health insurers, and group health maintenance organization contracts that provide basic health care services to provide coverage for treatment of a pervasive developmental disorder, in accordance with the treating physician's treatment plan, for a child covered under the plan. Prohibits group health insurance and group health maintenance organization contracts from taking certain actions because an individual is diagnosed with a pervasive developmental disorder. Requires an insurer or health maintenance organization that issues an accident and sickness insurance policy on an individual basis to offer to provide coverage for the treatment of a pervasive developmental disorder of an insured or enrollee. (97)

HB 1130

Author(s): Kersey; Saunders; Richardson

Sponsor(s): Long; Riegsecker; Bray; Kenley

Citations Affected: IC 33-2.1; IC 33-11.6; IC 33-19.

Effective: July 1, 2001.

Court fees for document management. Imposes a document storage fee and an automated record keeping fee in all civil, criminal, infraction, and ordinance violation cases. Provides that the document storage fee is to be deposited in the court clerk's record perpetuation fund. Provides that the automated record keeping fee is to be transferred to the state for distribution of money to the judicial technology and automation project fund. Appropriates the money in the fund to the use of the project. Raises the bailiff's service fee for cases filed in the Marion County small claims court from \$6 to \$13. (51)

HB 1156

Author(s): Cook; Ruppel; Mannweiler; Bottorff

Sponsor(s): Clark; Alexa; Long

Citations Affected: IC 9-13; IC 9-18; IC 9-23; IC 9-29; IC 9-30.

Effective: July 1, 2001; January 1, 2002.

Various motor vehicle matters. Defines "relevant market area" for a motor vehicle dealer. Requires a franchisor to give notice to each new motor vehicle dealer within the relevant market area where the same line make is represented before the franchisor enters a franchise establishing or relocating a new motor vehicle dealer within the relevant market area. Allows a new motor vehicle dealer to bring a declaratory judgment action to determine whether good cause exists for the establishing or relocating of a proposed new motor vehicle dealer. Provides that it is an unfair practice for a motor vehicle manufacturer or dealer to establish or acquire wholly or partially a franchisor owned outlet engaged in a business substantially identical to that of a franchisee within the exclusive territory granted the franchisee by the franchise agreement. Amends the law on the succession to a motor vehicle dealership franchise. Provides that a temporary vehicle delivery permit is valid for 96 hours rather than for 48 hours. Provides for a registration category and fee for certain truck and tractors with a declared gross weight of greater than 10,000 pounds and equal to or less than 11,000 pounds. Provides that a court may require a person to attend and complete a driver improvement course with an assessment to cover the direct cost of the course that may not exceed \$30 for a classroom presentation or \$40 for a distance learning presentation. Increases the fee for registration of a motorcycle from \$15 to \$17. (94)

HB 1170

Author(s): Liggett; Saunders

Sponsor(s): Merritt; Craycraft

Citations Affected: IC 6-6; IC 9-14; IC 9-16; IC 9-18; IC 9-23; IC 9-24; IC 9-29.

Effective: January 1, 2001; July 1, 2001; January 1, 2002; January 1, 2003.

Various motor vehicle matters. Revises the schedule for registration of motor vehicles on a staggered basis throughout the year. Provides that a driver's license or permit and a state identification card must bear a photograph or a computerized image of the bearer. Provides that an individual may apply for renewal of several types of licenses by mail or electronic service under certain circumstances. Establishes the state motor vehicle technology fund. Increases certain motor vehicle and motor boat transaction fees by \$0.50 in 2002 and 2003. Provides that \$0.50 from these service charges shall be allocated to the state motor vehicle technology fund. Appropriates money in the fund. Allows for cross-county vehicle registration in any year. Extends indefinitely the use of education license plate fees for the administration of the school intervention and career counseling development program. Sets a fee for a special weight permit. (96)

HB 1193

Author(s): Kromkowski; Buell; Tincher

Sponsor(s): Harrison; Craycraft; Young R Michael

Citations Affected: IC 2-3.5; IC 5-10; IC 21-6.1.

Effective: Upon passage; July 1, 2001; July 1, 2002.

Public employee benefits. Provides that the deferred compensation committee shall adopt

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provisions in a defined contribution plan for the purpose of converting unused excess accrued leave to a monetary contribution for employees of a state agency. Requires the state personnel department to adopt rules concerning: (1) the type and amount of leave that may be converted to a monetary contribution; (2) the conversion formula for valuing any leave that is converted; (3) the manner of employee selection of leave conversion; and (4) the vesting schedule for any leave that is converted. Requires that the rules adopted by the state personnel department must provide for a conversion rate under which the amount contributed on behalf of a participating employee for a day of leave that is converted is equal to at least 60% of the employee's daily pay as of the date the leave is converted. Provides that the provisions may be implemented only if the deferred compensation committee has received from the Internal Revenue Service any rulings or determination letters that the committee considers necessary or appropriate. Provides that the existing provisions establishing a Section 125 cafeteria plan program for unused leave time for state employees do not apply after the defined contribution plan is implemented and the deferred compensation committee has received from the Internal Revenue Service any rulings or determination letters that the committee considers necessary or appropriate for the defined contribution plan. Makes certain changes in the operation of the deferred compensation committee. Authorizes a political subdivision that uses the state employees' deferred compensation plan for its employees to participate in the state defined contribution plan established under Section 401(a) of the Internal Revenue Code for the purpose of matching all or a specified portion of the political subdivision's employees' contributions to the deferred compensation plan. Provides a procedure for members of the public employees' retirement fund (PERF) or the Indiana state teachers' retirement fund (TRF) to purchase up to two years of military service credit to the extent service credit is not granted for that time under existing PERF or TRF provisions. Requires a member to have at least ten years of creditable service in PERF or TRF before the member may use the military service credit. Provides that the purchase of service credit provisions apply to members who retire after June 30, 2001.

Requires the PERF board to adopt rules for making loans to a participant in the legislator's retirement system. Provides that certain elections by an employer concerning the payment of health insurance premiums and program eligibility may not be altered by the employer to the detriment of a former legislator. (73)

HB 1195

Author(s): Kromkowski; Richardson

Sponsor(s): Landske; Sipes

Citations Affected: IC 6-1.1; IC 6-2.5; IC 6-3.5; IC36-2; IC 36-7.

Effective: Upon passage; July 1, 2001; January 1, 2002.

Local taxation. Authorizes Randolph County to impose an additional 0.25% county economic development income tax (CEDIT) rate for the purposes of financing, constructing, acquiring, renovating, and equipping the county courthouse and renovating the former county hospital for additional office space, educational facilities, nonsecure juvenile facilities, and other county functions. Provides that the additional rate may also be used for the repayment of bonds issued, or leases entered into, for those purposes. Provides that the county's CEDIT rate plus the county's county adjusted gross income tax (CAGIT) rate may not exceed 1.5% if the county has imposed the additional CEDIT rate authorized by this bill. Authorizes the county to adopt an ordinance that makes the CEDIT rate increase effective January 1, 2002. Provides that the property tax exemption for real property containing certain improvements that were constructed, rehabilitated, or acquired under the federal low income housing tax credit and for which the owner of the property has entered into an agreement to make payments in lieu of taxes applies in Dearborn County. (Under existing law, the exemption applies only in Marion County.) Allows South Bend, Fort Wayne, and Evansville to establish economic development project districts. Provides that the Fort Wayne and South Bend districts must contain a

commercial retail facility with at least 500,000 square feet. Provides that the Evansville district may not contain territory outside the boundaries of a redevelopment area established within the central business district before 1985. Provides that sales tax increment financing may be used only for stated purposes. Provides that not more than 50% of the net increment each year may be used for these purposes. Provides that not more than a total of \$1,000,000 of sales tax revenue increment may be captured during the existence of the district. (75)

HB 1199

Author(s): Young D; Kuzman

Sponsor(s): Kenley

Citations Affected: IC 22-2.

Effective: July 1, 2001.

Voluntary wage assignments. Permits an employee to enter into a voluntary wage assignment for the purpose of paying a judgment owed by the employee, if the payment: (1) is made under an agreement between the creditor and the employee; and (2) is not a garnishment. (102)

HB 1206

Author(s): Crawford

Sponsor(s): Long; Howard

Citations Affected: IC 5-20; IC 6-1.1; IC 12-13; IC 12-14; IC 36-1; IC 36-3; noncode.

Effective: July 1, 2001; January 1, 2002.

PILOTS and bureau of family resources. Establishes a property tax exemption for real property that was constructed, rehabilitated, or acquired after December 31, 2001, to provide housing to income eligible persons

under the federal low income housing tax credit program. Permits the governing body of a political subdivision to enter into agreements concerning payments in lieu of taxes for the same real property and provides that the payments are to be deposited in the political subdivision's affordable housing fund. Changes the name of the "bureau of community services" within the division of family and children to the "bureau of family resources". Changes the definition of "community action agency" to include: (1) a private nonprofit organization that is geographically located within a community; (2) a private nonprofit organization that is located in a county or counties contiguous to or within reasonable proximity of a community; and (3) a political subdivision, if there is otherwise no qualified nonprofit organization that meets the criteria to be a community action agency. Expands the Marion county PILOTS program to include Dearborn county. (103)

HB 1207

Author(s): Crawford

Sponsor(s): Miller; Breaux

Citations Affected: IC 11-10; IC 16-41.

Effective: July 1, 2001.

Mandatory testing of prisoners. Requires that the medical examination given to an individual committed to the department of correction after June 30, 2001, include tests for hepatitis C and the human immunodeficiency virus (HIV). Requires a confirmatory test if a screening test indicates the presence of HIV. Allows the department of correction to require individuals committed to the department before July 1, 2001, to submit to hepatitis C and HIV tests. Requires the department of correction to report positive HIV test results to the state department of health. Provides that results of the hepatitis C and HIV tests are confidential unless otherwise provided by law. Requires the department of

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correction to file an annual report regarding certain statistical information regarding hepatitis C and HIV tests with the executive director of the legislative services agency. Provides that consent of the individual tested is not required. (98)

HB 1211

Author(s): Oxley; Steele

Sponsor(s): Skillman; Hume

Citations Affected: IC 36-1.

Effective: July 1, 2001.

Sewer and water district bidding. Requires a regional water or sewage district to competitively bid a public works project if the cost of the project is at least \$75,000. Requires a regional water or sewage district to invite quotes for a public works project if the cost of the project is at least \$25,000 but less than \$75,000. (87)

HB 1212

Author(s): Bischoff; Thompson; Ruppel; Porter

Sponsor(s): Weatherwax; Lewis

Citations Affected: IC 15-1; IC 15-1.5; noncode.

Effective: January 1, 2001 (retroactive); July 1, 2001.

State fair. Provides that the state fair commission, the state fair board, or the board of trustees of barn shall provide to the state fair committee information relating to the operation of each, respectively, as requested by the state fair advisory committee. Includes county cooperative extension boards and soil and water conservation districts in the definition of "agricultural interest". Enumerates the powers of the trustees of the barn. Establishes the term

of office of the presiding officer of the barn. Requires the nonprofit entity established by the trustees of the barn to receive approval from the trustees for an expenditure of public funds for capital improvements. (96)

HB 1218

Author(s): Mellinger; Ayres; Goodin; Herndon

Sponsor(s): Kenley; Alexa

Citations Affected: IC 35-43; noncode.

Effective: July 1, 2001.

False sales receipts and product codes. Specifies, for the crime of theft and related crimes, that altering, substituting, or transferring a universal product code (UPC) or another product identification code constitutes prima facie evidence of intent to deprive the owner of property and exerting unauthorized control over property. In the law governing forgery and related crimes: (1) specifies that the act of copying, reproducing, or counterfeiting a written instrument is included in the term "make"; and (2) specifies that retail sales receipts, labels, and markings with a universal product code (UPC) or other product identification code are included in the term "written instrument". Makes it a felony to, with intent to defraud: (1) make or place a false universal product code (UPC) or another product identification code of a product for sale; (2) make a false or duplicate sales receipt; or (3) deliver a false universal product code (UPC), false product identification code, or false or duplicate sales receipt. Makes it a Class A misdemeanor to, with intent to defraud: (1) possess a device to make a retail sales receipt or a label containing a universal product code (UPC) or another product identification code; or (2) possess a retail sales receipt or label containing a universal product code (UPC) that applies to another item. (51)

HB 1219

Author(s): Mellinger; Ayres; Stevenson

Sponsor(s): Clark; Lewis

Citations Affected: IC 14-8; IC 14-22.

Effective: Upon passage; July 1, 2001.

Hunting and fishing licenses. Entitles a military veteran who has a service connected disability to reduced fees for hunting and fishing licenses. Adds fishing license to the combined youth hunting license. Allows the natural resources commission to increase certain hunting and fishing license fees. Provides that participants in the police and firefighter games are exempt from certain hunting and fishing license fees. Makes a technical correction. (77)

HB 1222

Author(s): Sturtz; Yount; Hasler; Mock; Stevenson; Frenz; Weinzapfel; Young D; Turner; Kruse; Ulmer; Herndon

Sponsor(s): Long; Lanane

Citations Affected: IC 24-4.7; noncode.

Effective: July 1, 2001.

Telephone solicitations. Requires the consumer protection division of the office of the attorney general to publish a listing of telephone numbers of persons who do not wish to be solicited by telephone. Prohibits a telephone solicitor from calling a number that appears in the quarterly listing published by the division. Requires a telephone solicitor who makes an unsolicited telephone call to state the solicitor's name and business immediately upon telephone contact with a consumer. Establishes other requirements that a telephone solicitor must meet before a contract made under a telephone sales call is valid. Establishes civil remedies for violations. Requires the consumer protection division of the office of the attorney general to notify Indiana residents of the rights and duties created by these provisions. (75)

HB 1228

Author(s): Cheney; Ayres

Sponsor(s): Zakas; Riegsecker; Antich

Citations Affected: IC 8-15; IC 9-21.

Effective: July 1, 2001.

Use of brakes on the toll road. Prohibits the use of compression release engine brakes instead of the service brake system on the Indiana toll road in Porter County, except in the case of failure of the service brake system. (96)

HB 1229

Author(s): Kuzman; Whetstone

Sponsor(s): Kenley; Smith S

Citations Affected: IC 2-6.

Effective: Upon passage.

Delivery of enrolled acts. Allows the legislative services agency to fulfill its responsibility to distribute the enrolled acts to the clerks of circuit court by distributing electronic copies of the enrolled acts. Provides that a circuit court clerk may inform the legislative services agency whether the clerk prefers a hard paper copy or an electronic copy, and requires the legislative services agency, if a clerk expresses a preference, to deliver the enrolled acts to the clerk in the form preferred by the clerk. (55)

HB 1230

Author(s): Kuzman; Whetstone

Sponsor(s): Landske; Lewis; Howard; Lanane

Citations Affected: IC 24-5.

Effective: July 1, 2001.

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Home improvement contracts. Provides that a home improvement contract between a home improvement supplier and a consumer is subject to certain conditions and requirements if the contract is entered into as a result of damage, loss, or expense: (1) that is covered, in whole or in part, by the proceeds of an insurance policy; or (2) for which a third party is liable. Provides that a modification to a home improvement contract is not enforceable against a consumer unless the modification is stated in a writing signed by the consumer. (94)

HB 1233

Author(s): Leuck; Kruse

Sponsor(s): Meeks R

Citations Affected: IC 14-15; IC 14-26.

Effective: Upon passage.

Lake preservation and water safety. Provides a civil penalty for a violation of the lake preservation rules adopted by the natural resources commission. Provides that a Type V personal flotation device may be used to meet the standards for flotation devices required to be on a boat. Exempts canoes and kayaks from the requirement that a boat at least 16 feet in length must be equipped with a Type IV personal flotation device. Makes a conforming amendment. (105)

HB 1235

Author(s): Leuck; Alderman; Bischoff; Ruppel

Sponsor(s): Landske; Craycraft; Paul; Lutz L

Citations Affected: IC 22-12.

Effective: July 1, 2001.

Fire and building safety education fund. Provides that funds in the statewide fire and

building safety education fund may be used to provide money to local fire and building inspection departments for enrollment in education and training programs that are approved (rather than administered) by the department. (87)

HB 1247

Author(s): Avery; Weinzapfel; Becker

Sponsor(s): Server; Bowser; Craycraft

Citations Affected: IC 11-12.

Effective: July 1, 2001.

Community corrections grants. Eliminates a provision that deducts the amount of money that a county expended on community corrections before April 1, 1980, from the state grants provided to counties for community corrections. (105)

HB 1249

Author(s): Avery; Klinker; Dillon; Becker

Sponsor(s): Server; Merritt; Simpson

Citations Affected: IC 12-17.

Effective: July 1, 2001.

Indiana children's trust fund. Changes the role of the commissioner of the state department of health (or the commissioner's designee) on the board of the Indiana children's trust fund from a nonvoting advisor to a voting member. Requires that an individual designated to serve on the board by the commissioner of the state department of health must have knowledge of or experience in issues relating to the prevention of child abuse and neglect and the reduction of infant mortality. Gives the board the authority to hire its own staff. Changes the number of board members necessary for a quorum from five to six. Allows money from the Indiana children's

trust fund, not to exceed \$45,000, to be used to employ staff for the board. (104)

HB 1267

Author(s): Tincher; Ruppel; Bischoff

Sponsor(s): Skillman; Blade

Citations Affected: IC 22-12.

Effective: July 1, 2001.

Credit card payments to public safety agencies. Allows the fire and building services department to accept payment by credit card for certifications, licenses, and fees, and for other amounts payable to the fire and building services department, the state emergency management agency, the public safety institute, the fire prevention and building safety commission, the regulated amusement device safety board, the boiler and pressure vessel rules board, the Indiana emergency management, fire and building services, and public safety training foundation, the office of the state fire marshal, or the office of the state building commissioner. (87)

HB 1288

Author(s): Frenz; Adams T; Steele

Sponsor(s): Long; Lutz L; Craycraft; Broden

Citations Affected: IC 35-44.

Effective: July 1, 2001.

Impersonating a firefighter. Makes impersonation of a firefighter a Class A misdemeanor. The offense is a Class D felony if, as a proximate result of the person entering an emergency incident area, a person suffers bodily injury. Provides that a person who is not a firefighter who refuses to leave an emergency incident area after being requested to do so commits a Class A misdemeanor. Provides that

a firefighter who enters an emergency incident area, but has not been dispatched to the emergency dispatch area, and who refuses to leave after being requested to do so commits a Class C infraction. Provides that a person who interferes with a firefighter performing required duties commits a Class A misdemeanor. (105)

HB 1299

Author(s): Smith V

Sponsor(s): Meeks C; Bowser; Smith S

Citations Affected: IC 35-47.

Effective: July 1, 2001.

Safety information for handgun permit applicants. Requires the superintendent of the state police department to provide an individual who is receiving a handgun permit with information on handgun safety. (44)

HB 1307

Author(s): Bottorff; Cochran; Cherry

Sponsor(s): Merritt; Sipes; Lewis; Broden

Citations Affected: IC 34-13.

Effective: Upon passage.

Liability of board members. Specifies that members of boards, committees, commissions, authorities, or other instrumentalities of governmental entities are not personally liable for acts performed within the scope of their employment. (106)

HB 1342

Author(s): Lytle; Mellinger

Sponsor(s): Nugent; Lewis; Jackman; Gard

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Citations Affected: IC 13-11; IC 13-26; noncode.

Effective: July 1, 2001.

Regional water and sewer districts. Provides that a regional water, sewage, or solid waste district may not require a property owner to connect to the district's sewer system if: (1) the property owner's septic system was installed not more than five years before the district's sewer system first became available for connection; (2) the property owner's septic system was new at the time of installation and was approved by the local health department; (3) the property owner provides certification from the local health department or the department's designee that the septic system is functioning satisfactorily. Provides that the exemption from mandatory connection extends for a period of three years beginning on the date of the district's sewer system's anticipated connection date. Provides that a district may require a property owner who otherwise qualifies for the connection exemption to connect to the district's sewer system if the district credits part of the cost of the property owner's septic system against the debt service portion of the property owner's monthly bill. Provides an appeal process if: (1) the district's rates and charges are greater than 5% per year; and (2) a petition is filed with the district authority within thirty days of the rates and charges ordinance being adopted. (77)

HB 1344

Author(s): Lytle; Aguilera; Goodin; Saunders

Sponsor(s): Jackman; Sipes

Citations Affected: IC 8-3; IC 8-6.

Effective: July 1, 2001.

Industrial rail service fund. Removes a provision that allows money from the industrial rail service fund to be used for a grant to serve as local matching funds in carrying out a demonstration project for the relocation of railroad lines from the central area of a city

under the Federal-Aid Highway Act of 1973. Provides that \$50,000 from the industrial rail service fund shall be provided annually to the department of transportation for rail planning activities, and allows for grants to a Class II or a Class III railroad for the rehabilitation of infrastructure or new railroad construction. Specifies the passive railroad crossing safety improvement projects: (1) by local units of government; and (2) submitted by railroad companies that the railroad grade crossing fund may be used for by the Indiana department of transportation. (87)

HB 1361

Author(s): Moses; Buell

Sponsor(s): Miller; Howard

Citations Affected: IC 5-1.

Effective: Upon passage.

Indiana health facility financing authority. Permits the Indiana health facility financing authority to provide bond financing for facilities outside Indiana if: (1) the borrower is an Indiana health care provider or is owned or controlled by, affiliated with, or part of an obligated group that includes an Indiana health care provider that operates a substantial facility in Indiana; and (2) the financing for the out-of-state facility also includes an Indiana facility. Permits the authority to conduct certain public hearings as required by federal law for issuance of the bonds. Provides for indemnification of the authority and the state with respect to any legal action arising out of issuance of the bonds. (44)

HB 1367

Author(s): Weinzapfel; Young D

Sponsor(s): Harrison; Craycraft

Citations Affected: IC 20-8.1.

Effective: July 1, 2001.

Limitations on the employment of children. Provides that the limitation on employment of children does not apply to children employed by a parent or a person standing in place of a parent, except for provisions concerning underage employment, employment during school hours, and employment in hazardous occupations designated by federal law. Requires an employer to give a child a rest break of at least 30 minutes if the child is scheduled to work at least six consecutive hours. Exempts camps operated by nonprofit groups from the rest break requirement. Provides that the rest break must be available to the child during the time beginning three hours after and ending five hours after the child begins the child's period of duty. Provides certain exceptions to the requirement of a rest break. Provides that the department of labor may assess a civil penalty for violations of the rest break requirement. (102)

HB 1386

Author(s): Herndon; Cook; Ruppel; Bischoff

Sponsor(s): Landske; Lutz L; Craycraft

Citations Affected: IC 36-8.

Effective: July 1, 2001.

Lights on volunteer fire vehicles. Provides that a member of a volunteer fire department may display blue lights on the member's privately owned vehicle while en route to a fire station to get firefighting equipment to transport to the scene of a fire or other emergency in the line of duty. Provides that no person who is not a member of a volunteer fire department may display a blue light of any size or shape on a motor vehicle. (87)

HB 1388

Author(s): Bottorff; Cochran; Murphy; Whetstone

Sponsor(s): Lewis; Clark; Sipes; Merritt

Citations Affected: Noncode.

Effective: Upon passage.

Lewis and Clark bicentennial commission. Establishes the Lewis and Clark bicentennial commission. (75)

HB 1395

Author(s): Atterholt; Liggett; Lawson L; Buck; Aguilera; Stevenson

Sponsor(s): Merritt; Craycraft; Lubbers; Simpson

Citations Affected: IC 5-22.

Effective: July 1, 2001.

Government purchasing. Provides that if an offeror offers to furnish supplies made in a country other than the United States, a governmental body may not award a contract to the offeror for those supplies if the supplies were made using forced labor. Provides that a solicitation by a state or local governmental entity for the purchase of supplies must require that if any steel products are used in the manufacture of the supplies, the steel products must be manufactured in the United States. Provides that a solicitation by a state or local governmental entity for the purchase of services must require that if any steel products are used in the manufacture of the supplies used in the performance of the contract, those steel products must be manufactured in the United States. Waives the requirements for certain small purchases and establishes other circumstances under which the requirements may be waived. Provides that an Indiana taxpayer has standing to challenge a determination to waive the requirement or to enforce a contract for steel products that contains the requirement. Makes a conforming amendment. (75)

HB 1396

Author(s): Atterholt; Welch; Dickinson; Becker; Lutz J; Kruse; Dillon; Brown T; Sturtz; Richardson; Budak; McClain; Turner; Ayres; Torr; GiaQuinta; Ulmer; Mock; Foley; Buck; Frizzell; Burton; Cherry; Adams T; Bosma; Scholer; Crooks; Pond; Thompson; Friend; Goglein; Ruppel; Duncan; Smith M

Sponsor(s): Miller; Simpson; Lubbers; Craycraft; Gard

Citations Affected: IC 16-39; IC 34-30; noncode.

Effective: July 1, 2001.

Mammogram records. Requires a health care provider to maintain a patient's original mammogram films and reports for a maximum of 10 years. Requires a provider, upon request, to provide the original mammogram films and copies of reports concerning the mammogram films to the patient or certain other providers specified by the patient. Provides that a provider is immune from civil liability for destroying or otherwise failing to maintain original mammogram films or reports if the failure to do so is inadvertent and not done in bad faith. Requires the state department of health to make reasonable attempts to promptly notify certain providers of changes in federal regulations regarding the maintenance and storage of x-ray film taken as a supplemental medical diagnostic tool to mammography and of the passage of this act. (98)

HB 1401

Author(s): Avery; Becker; Hasler; Weinzapfel

Sponsor(s): Server; Lutz L

Citations Affected: IC 4-13; IC 4-13.5; IC 4-30; IC 4-33; IC 36-1; noncode.

Effective: July 1, 2001.

Evansville Hospital property. Establishes and sets forth the membership of the governor's commission on minority and women's business enterprises. Requires the department of administration to adopt administrative rules to ensure that certain goals established by the commission are met. Expands the membership and duties of the Evansville State Hospital Advisory Committee. Provides that an ordinance of a unit that regulates the parking of motor vehicles is not applicable in certain places in Vanderburgh County. Requires the state to convey certain property located in Vanderburgh County. Requires the state to grant an easement in one of the parcels to the parks department of the city of Evansville for use as a recreational greenway. Provides that only certain hospital property may be: (1) used for any type of housing; or (2) transferred to the Buffalo Trace Council of the Boy Scouts of America. (75)

HB 1416

Author(s): Ayres; Sturtz; Becker; Kuzman

Sponsor(s): Bray; Lanane; Antich

Citations Affected: IC 31-14; IC 31-16; IC 35-46.

Effective: Upon passage.

Child nonsupport. Specifies that the enhancement of the crime of nonsupport of a child from a Class D felony to a Class C felony applies when the offender owes child support of less than \$15,000 for any one child, but in the aggregate owes at least \$15,000 in unpaid child support for all children that the offender is obligated to support. Authorizes a contempt of court proceeding to enforce payment of a child support arrearage that is commenced not later than 10 years after the earlier of the child's eighteenth birthday or the date the child is emancipated. (51)

HB 1417

Author(s): Ayres; Klinker; Budak

Sponsor(s): Server; Alexa; Antich

Citations Affected: IC 20-1.

Effective: July 1, 2001.

Parents as teachers programs. Specifies that parents as teachers programs are included among the parent information programs eligible to receive step ahead early childhood grant funds. (71)

HB 1418

Author(s): Leuck; Mangus

Sponsor(s): Jackman; Young R

Citations Affected: IC 15-2.1; noncode.

Effective: July 1, 2001.

Animal health. Makes numerous changes to the laws concerning animal health, including: (1) adding and amending provisions concerning meat and poultry inspection and dairy inspection; (2) amending the laws to reflect changes in certain federal laws and the national tuberculosis and brucellosis eradication programs; (3) merging provisions concerning milk and milk products; (4) repealing obsolete provisions; and (5) making technical amendments. Makes technical corrections. (69)

HB 1424

Author(s): Bauer; Mannweiler; Ruppel; Scholer; Cherry; Avery

Sponsor(s): Meeks R; Alexa; Server; Alting; Mrvan

Citations Affected: IC 4-12; noncode.

Effective: July 1, 2001.

Indiana economic development partnership fund. Establishes the Indiana economic development partnership fund. Provides that the fund shall be used for the establishment and support of regional technology centers, the expansion of the Purdue Technical Assistance Program, and the creation of a rural/community economic development regional outreach program by Purdue University. Sets forth certain criteria and procedures for the establishment of regional technology centers. Requires Purdue University to provide certain assistance to the centers and to local communities. Provides that Purdue University shall establish a rural/community economic development regional outreach program to provide specialists to rural and less populated areas of Indiana to focus on assisting local leadership, local and regional economic development personnel, and other providers of service on community and economic development issues. (73)

HB 1459

Author(s): Pelath; Budak

Sponsor(s): Miller; Gard

Citations Affected: IC 27-1; IC 27-13; noncode.

Effective: July 1, 2001.

Amendments to health provider contracts. Requires an employee welfare benefit plan, an insurer, a health maintenance organization, or a self-insurance plan or prepaid health care delivery plan for state employees that enters into a contract with certain health care providers to provide at least 45 days written notice to the provider of an amendment to the contract. Allows a provider to terminate the contract without penalty at the end of 90 days, or earlier if agreed to by the parties, if the provider, within 15 days after receiving notice of the proposed amendment, chooses not to approve the amendment. Requires a provider who terminates a contract to notify a patient of the contract termination before providing services, except in an emergency. Prohibits an employee welfare benefit plan, an insurer, a health maintenance

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organization, or a self-insurance plan or prepaid health care delivery plan for state employees from requiring a provider who terminates a contract to comply with the proposed amendment. Specifies that a contrary contractual provision is void. Provides an exception to amendments to contracts required by state or federal law. Requires a health maintenance organization to notify enrollees if a hospital's contract with the health maintenance organization is terminated and requires the notice to include the names of all participating providers employed by the hospital. (97)

HB 1461

Author(s): Pelath; Budak; Becker

Sponsor(s): Lawson C; Alexa

Citations Affected: IC 27-1; noncode.

Effective: July 1, 2001.

Health care provider contracting. Prohibits specified entities from requiring a health care provider to provide health care services to enrollees of a health maintenance organization as a condition of entering into a contract to provide health care services to individuals other than enrollees of a health maintenance organization, except in an emergency or upon referral. Specifies that a health care provider who is required to provide health care services to enrollees of a health maintenance organization as a condition of entering into a contract to provide health care services to individuals other than enrollees of a health maintenance organization must be paid at rates determined under the provider's contract and may not be required to comply with the terms and conditions of the health maintenance organization. (104)

HB 1475

Author(s): GiaQuinta; Ruppel; Klinker; Kuzman; Bischoff; Liggett; Scholer; Duncan

Sponsor(s): Alting

Citations Affected: IC 10-6.

Effective: Upon passage.

Admission to the Indiana veterans' home. Provides that a person must be a legal resident of Indiana for at least three years (rather than five years) immediately preceding application to be eligible for admission to the Indiana veterans' home. (The introduced version of this bill was prepared by the commission on military and veterans affairs.) (73)

HB 1479

Author(s): Bauer; Espich; Wolkins

Sponsor(s): Borst; Simpson

Citations Affected: IC 6-3; noncode.

Effective: January 1, 2000 (retroactive); January 1, 2001 (retroactive).

Internal Revenue Code update. Updates the definition of "Internal Revenue Code" to reflect federal tax law changes in effect on January 1, 2001. Adds a noncode provision to update the definition of "Internal Revenue Code" for purposes of the 2000 tax year. (44)

HB 1484

Author(s): Tincher; Goeglein

Sponsor(s): Lawson C; Blade

Citations Affected: IC 36-2.

Effective: July 1, 2001.

County recorder procedures. Requires the county recorder to establish and post a written procedure for the public to obtain access to the original of a recorded instrument. Allows a recorder to record a document presented for recording or a copy produced by a photographic process of the document presented for recording

if: (1) the document complies with other statutory recording requirements; and (2) the document or copy will produce a clear and unobstructed copy. Provides that an instrument, document, or copy received and recorded by a county recorder is conclusively presumed to comply with statutory requirements and produce a clear and unobstructed copy. (87)

HB 1487

Author(s): Goeglein; Welch; Day; Budak

Sponsor(s): Lawson C; Johnson; Rogers; Simpson; Wyss; Hume

Citations Affected: IC 12-15; IC 16-41.

Effective: July 1, 2001.

Newborn screening. Expands the newborn screening program, which requires infants to be examined for certain disorders. Specifies that Medicaid includes coverage for certain newborn screenings that are required by law. Specifies how payment to a hospital for certain newborn screenings is calculated. (77)

HB 1499

Author(s): Bauer; Scholer; Goeglein

Sponsor(s): Borst; Simpson

Citations Affected: Numerous provisions throughout the Indiana code; noncode.

Effective: January 1, 1999 (retroactive); July 1, 2000 (retroactive); January 1, 2001 (retroactive); March 1, 2001 (retroactive); Upon passage; July 1, 2001; January 1, 2002.

Provides that the next general reassessment of real property shall be completed on or before March 1, 2002, instead of March 1, 2001. Provides for the annual adjustment of assessed value of real property beginning with the 2006

assessment date. Establishes a county land valuation commission in each county for determination of land values for property tax purposes. Abolishes the state board of tax commissioners and creates the department of local government finance (DLGF), which is a state agency under the direction of a commissioner. Establishes the division of data analysis of the DLGF. Permits the DLGF to determine the real property tax assessment for a major industrial property if at least two hundred fifty property owners in the township petition for the assessment. Requires the DLGF to audit a sampling of personal property tax returns. Requires the governor to appoint two individuals to participate in the approval process for rules proposed by the DLGF. Requires each county treasurer to establish a county sales disclosure fund, and specifies permitted uses of the fund. Amends the restrictions on qualification for membership on the county property tax assessment board of appeals. Amends assessor training and certification requirements. Provides for increased compensation for certain assessing officials who have attained level two assessor certification. Authorizes per diem compensation for an assessor for service on a county land valuation commission. Provides that a notice is not required to change a taxpayer's assessment as a result of assessed value changing from one-third to 100% of true tax value. Establishes the assessment training fund. Divides the state forestry state property tax rate by 3 to conform with the switch to 100% true tax value, and directs a portion of the taxes collected for DLGF data base management. Requires assessors to maintain electronic files of assessing information to be transmitted to state officials. Requires the use of the posted price of oil on the assessment date in the assessment of certain oil interests. (Current law uses a multiplier of 1/3 the posted price.) Defines unadjusted assessed value as the assessed value determined by local assessing officials and the DLGF before the application of an annual adjustment. Provides for the use of unadjusted assessed values within the computation of a civil taxing unit's assessed value growth quotient. Permits the use of money in a county's general reassessment fund resulting from taxes levied for the 2006 general reassessment of real property for expenses relating to the current general reassessment if

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the county council determines that the money in the fund is insufficient to pay those expenses. Provides for the withholding from local units of property tax replacement revenue if local officials fail to provide timely information to state officials, unless the failure was justified by unusual circumstances. Raises from 50 to 150 the acreage of certain organizations eligible for exemption from property taxes. Provides a property tax deduction for certain real property that: (1) is located in an enterprise zone in Marion County; and (2) was allowed an obsolescence depreciation adjustment for property taxes assessed in the year before the owner purchased the property. Provides that the deduction is allowed only if the county fiscal body of the county in which the property is located approves the deduction. Provides that an extension of not more than thirty days is permitted for filing a personal property tax return. Provides that errors on a personal property tax return are subject to correction only by filing an amended return, and that interest does not apply to resultant refunds. Permits a taxpayer to claim an adjustment or exemption on an amended personal property tax return that was not claimed on the original return. Provides for the application of a federally determined interest rate to tax payments resulting from resolution of disputed personal property assessments. Creates a state agency, the Indiana board of tax review (Indiana board), to hear appeals from determinations of county property tax assessment boards of appeal and the DLGF. The Indiana board consists of three members appointed by the governor. Provides that the Indiana board is subject to the statutes on adjudicative proceedings that apply to other state agencies, except that determinations of the Indiana board are appealable to the Indiana tax court. Requires the Indiana board to give notice of the date fixed for a hearing at least 30 days before the date. Specifies the period within which the Indiana board must hold a hearing on an appeal petition. Requires the Indiana board to issue a determination of an appeal not more than 90 days after the hearing (180 days for appeals of real property assessments in a general reassessment year). Requires the attorney general to represent local assessing officials as defendants before the tax court. Establishes standards for the tax court concerning admission of new evidence and review of Indiana board

determinations. Provides that a local government official or body that made an original determination is a party to all appeal proceedings concerning the determination. Specifies the documents and items to be included in the record for judicial review. Provides that determinations by the Indiana board are not required to be based on the record generated in the proceedings before county property tax assessment boards of appeal or the DLGF. Requires that determinations by the tax court be based on the record generated in the proceedings before the Indiana board. Addresses circumstances under which a taxpayer must be represented by an attorney with respect to property tax matters. Provides that if the county assessor is a certified level 2 assessor-appraiser, the board of county commissioners may waive the requirement that one of the freehold members appointed by the board to the county property tax assessment board of appeals must be a certified level 2 assessor-appraiser. Allows the county assessor, fiscal body, and commissioners, if necessary, to waive the requirement that not more than three of the five members of the county property tax assessment board of appeals may be members of the same political party. Also allows a waiver, if necessary, of the requirement that at least three members of the county property tax assessment board of appeals must be residents of the county. Requires the DLGF to report the assessed value of all exempt property before December 1, 2004. Provides for filing of property tax exemption applications every two years instead of every four years. Provides that the county auditor must provide copies of exemption applications to the county assessor. Requires a nonprofit organization applying for a property tax exemption to attest that the property is not being used for an unrelated business. Requires an exempt organization to notify the assessor if the use of the property has changed and the property is taxable. Requires the county property tax assessment board of appeals to review each exemption in 2002 to determine whether the property still qualifies for the exemption. Requires the approval of a property tax exemption under certain circumstances in a qualifying city. Provides that tangible property owned by an Indiana nonprofit corporation and used by that corporation in the operation of a hospital is exempt from property

taxation. Provides in Marion County that the county assessor does not review appropriations from the county reassessment fund, and that the township assessors instead of the county assessor select the computer system used for assessment purposes. Approves a retroactive property tax exemption for a qualifying corporation. Directs the Indiana code revision commission to correct code references related to the abolition of the state board of tax commissioners and the creation of the DLGF and the Indiana board. (52)

HB 1502

Author(s): Ayres; Fry; Crooks; Ruppel

Sponsor(s): Landske; Alexa; Lanane

Citations Affected: IC 32-1.

Effective: July 1, 2001.

Condominium association investments. Allows a condominium association's fund for capital expenditures and replacement and repair of common areas and facilities to be invested in the same manner, and in the same types of investments, in which the funds of a political subdivision may be invested or as otherwise provided by law. (94)

HB 1503

Author(s): Ayres; Stevenson; Aguilera; Goeglein

Sponsor(s): Skillman; Lawson C; Antich; Smith S

Citations Affected: IC 5-14; IC 6-1.1; IC 6-3.5; IC 36-2; IC 36-4.

Effective: July 1, 2001.

Local government matters. Allows, rather than requires, a public agency to waive a fee for providing an electronic map if the electronic map will be used for a noncommercial purpose.

Extends the 0.1% portion of the Jackson County adjusted gross income tax dedicated for a jail and juvenile detention center for an additional four years. Extends the 0.3% portion of the Pulaski County adjusted gross income tax dedicated for a jail and justice center for an additional 4 years. Allows a county executive to adopt an ordinance approving the payment of certain lawful county expenses, and requires the payment of the expenses to be published. Changes from August 20 to September 20 the date by which employee compensation must be fixed by a third class city. Repeals a requirement that the county recorder retain a real estate sales disclosure form for five years. Allows county assessing officials and the state board of tax commissioners to use real estate sales disclosure forms for certain purposes. (87)

HB 1504

Author(s): Ayres; Stevenson; Aguilera; Frenz

Sponsor(s): Skillman; Antich

Citations Affected: IC 36-1; IC 36-2; IC 36-7; IC 36-8.

Effective: July 1, 2001.

Three-fourths majority voting. Provides that with respect to an action under the law governing local government that requires a three-fourths vote, the number of votes necessary to satisfy the requirement is the number rounded to the nearest whole number. Provides that an additional appropriation must be passed by at least a majority vote of all elected members of the county fiscal body unless the county fiscal body adopts an ordinance that requires approval by a certain number of members greater than a majority of all elected members of the county fiscal body. Changes from August 20 to September 20 the date by which employee compensation must be fixed by a third class city. Provides that a three-fourths vote of the legislative body is required to adopt an ordinance to nullify a change to a zone map if, not later than 180 days after adoption of

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the proposal to change the zone map, the legislative body finds that the proposal to change the zone map was adopted as a result of a person's intentional misrepresentation of material facts. (94)

HB 1510

Author(s): Stilwell; Mahern; Richardson; Thompson

Sponsor(s): Landske; Sipes

Citations Affected: IC 3-5; IC 3-6; IC 3-7; IC 3-8; IC 3-9; IC 3-10; IC 3-11; IC 3-12; IC 3-13; IC 36-1; noncode.

Effective: July 1, 2001.

Various election law matters. Makes the following changes in election law: (1) Requires the election division of the secretary of state's office to maintain the statewide voter registration file so that the file is accessible by the election division and county voter registration offices through a secure connection over the Internet not later than July 1, 2004. Requires county voter registration offices to transmit required voter registration information to the election division over the Internet, in a manner and method prescribed by the election division, through a secure connection to the statewide voter registration file, not later than July 1, 2004. Provides that the election commission may delay implementation of all or any part of the operation of the file by adopting a resolution that states the reasons for the delay and sets a new deadline for implementation. Requires the election division to format the file so that only the county voter registration office of a particular county is able to change data in the file for that particular county's voters. Provides that the election commission is not required to provide direct public access to the statewide voter registration file over the Internet. (2) Requires the Indiana election division to make voter registration forms available on the Internet website maintained by the division so that the forms can be downloaded. (3) Requires the state department of health and the department of correction to

make certain information concerning deceased voters and incarcerated individuals available to the election division electronically. (4) Requires an individual registering to vote to provide a "voter's identification number" that is the same number as either the individual's Indiana driver's license number or the individual's Indiana identification card number. Provides that the last four digits of an individual's social security number may be provided if an individual does not have either of these other numbers. Requires precinct election officials to request of each voter at the polls the voter's identification number. Provides that a voter is not required to provide an identification number at the polls. (5) Provides that a person is not disqualified from serving as a precinct election official because the person is related to a candidate in that precinct, if the candidate is unopposed. (6) Specifies when a candidate's committee statement of organization is to be filed. (7) Specifies that write-in candidates are required to file all campaign finance reports. (8) Revises language regarding ballot card colors. (9) Resolves a conflict in statutes regarding public access to election materials. (10) Provides a standard for determining the political party affiliation of a candidate who files a declaration of candidacy for a primary election or of an appointee to a board of a political subdivision. Provides that political affiliation is determined by either: (A) the political party in whose primary election the candidate or appointee most recently voted; or (B) the political party of the county chairman who certifies that the candidate or appointee is a member of that political party. Provides that in the case of a candidate who has never voted in a primary election, party affiliation is determined as any party claimed by the candidate. (11) Provides that a county election board may adopt a resolution to authorize the circuit court clerk to establish satellite offices in the county where voters may cast absentee ballots before an absentee voter board. Requires the county election board to adopt such a resolution by unanimous consent of the entire membership of the board. (12) Repeals obsolete sections of the voter registration statutes. (13) Makes technical changes. (75)

HB 1511

Author(s): Friend; Kersey

Sponsor(s): Wheeler; Lewis

Citations Affected: IC 12-12.

Effective: July 1, 2003.

Rehabilitation service contracts. Requires the rehabilitation services bureau of the division of disability, aging, and rehabilitative services, when contracting for job development, placement, or retention services, to contract with an organization or individual accredited by an independent national accreditation organization. (77)

HB 1532

Author(s): Dillon; Sturtz

Sponsor(s): Wheeler; Alexa

Citations Affected: IC 35-50; noncode.

Effective: July 1, 2001.

Probation for misdemeanors. Provides that the maximum term of probation for any class of misdemeanor is one year, notwithstanding the maximum term of imprisonment for the misdemeanor. Provides that a combined term of imprisonment and probation for any class of misdemeanor may not exceed one year. (103)

HB 1541

Author(s): Dillon; Brown C; Ulmer; Herndon

Sponsor(s): Alting; Simpson

Citations Affected: IC 25-1.

Effective: July 1, 2001.

Health professions standards. Defines "sexual contact" as: (1) sexual intercourse; (2) deviate sexual conduct; or (3) any fondling or touching intended to arouse or satisfy the sexual desires of either the individual performing the fondling or touching or the individual being fondled or touched. Adds to the health professions standards a prohibition against a practitioner engaging in or soliciting sexual contact with a patient who is not the practitioner's spouse. (77)

HB 1549

Author(s): Dumezich; Fry; Stevenson; Aguilera; Foley; Cherry

Sponsor(s): Weatherwax; Rogers; Landske

Citations Affected: IC 5-14.

Effective: July 1, 2001.

Availability of utility customer information. Provides that the address, telephone number, and Social Security Number of a customer of a municipally owned utility is confidential and not accessible to the public. (87)

HB 1553

Author(s): Lawson L; Liggett; Smith M; Torr

Sponsor(s): Harrison; Craycraft

Citations Affected: IC 6-3; IC 22-3; IC 27-7; noncode.

Effective: July 1, 2001.

Independent contractor documentation. Exempts an owner who contracts for work on the owner's owner occupied residential property from the requirement that a certificate of worker's compensation insurance be secured from a contractor. Requires an independent contractor to file with the department of state revenue a

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statement and documentation in support of the independent contractor's status, pay a \$5 filing fee, and obtain clearance from the department before a certificate of exemption is issued. Requires the deposit of the filing fee in the independent contractor information account. Makes a certificate valid for one year. Requires that a certificate of exemption issued by the department must be filed with the worker's compensation board and a filing fee of \$15 paid in order to be given effect. Requires the deposit of the filing fee in the worker's compensation supplemental administrative fund. Provides that a contractor who knowingly or intentionally causes or assists employees to file a false statement and supporting documentation of independent contractor status commits a Class D felony. Allows the worker's compensation board to impose a civil penalty against a billing review service that uses a noncompliant billing review standard. Raises the assessment limit on the second injury fund from 1.5% to 2.5% of benefits paid in the prior year. Requires that all insurance carriers subject to an assessment under the worker's compensation laws provide to the board at least once each year, and at any time a change occurs, the name, address, and email address of a representative authorized to receive the assessment notice. Allows the worker's compensation supplemental administrative fund to be used to pay all expenses incurred by the worker's compensation board. Defines "employer" to specify that a parent corporation and its subsidiaries or lessor and lessee of employees are each considered joint employers for purposes of the exclusive remedy and joint service of two or more employers provisions of the worker's compensation and occupational diseases laws. Provides that the worker's compensation rating bureau need not investigate rejected risks 90 days before a worker's compensation insurance policy expires. (102)

HB 1554

Author(s): Crooks; Ripley

Sponsor(s): Long; Mrvan; Paul

Citations Affected: IC 27-1; IC 27-2-9;

noncode.

Effective: July 1, 2001.

Insurance technical correction. Codifies a section of the Indiana administrative code concerning investments of an insurance company in a subsidiary company. Removes the requirement that an application for admission by an insurance company include copies of forms of all policies that the insurance company proposes to issue in Indiana and copies of the forms of application for the policies. Defines "primary company" for purposes of regulation of insurance companies to mean a domestic insurance company that owns more than 50% of a subsidiary company. Defines "subsidiary company" for purposes of regulation of insurance companies to include an entity of which an insurance company is the beneficial owner of more than 50%. Makes conforming amendments. (104)

HB 1555

Author(s): Crooks; Ripley

Sponsor(s): Paul; Gard; Lanane

Citations Affected: IC 16-21; IC 22-2; IC 25-1; IC 27-1; IC 27-2; IC 27-4; IC 27-7; IC 27-8; IC 27-13; IC 34-30; noncode.

Effective: Upon passage; July 1, 2001; January 1, 2002.

Various insurance matters. Allows the state health commissioner to take remedial action under certain circumstances. Authorizes the insurance commissioner to adopt rules providing for the accrual and quarterly billing of insurance filing fees. Includes a HMO and a limited service HMO within the definition of "insurer" for purposes of the law regulating insurance holding company systems. Prohibits a person from disclosing nonpublic personal financial information and authorizes the insurance commissioner to implement rules. Requires the insurance commissioner to consider the remediation efforts of a person who has engaged

in unfair methods of competition or deceptive acts or practices in the business of insurance when assessing fines and penalties. Requires the insurance commissioner to produce a report containing specified information and to provide a copy of the report to certain committees of the general assembly. Provides requirements for cancellation or nonrenewal of residential insurance policies. Requires an insurer to notify a residential policyholder regarding coverage for flood damage. Requires a utilization review agent to, under certain circumstances, supply an insured with certain information at the time an adverse utilization review determination is made, and to provide this information to a provider of record upon request. Requires an insurer to establish and maintain an internal grievance procedure and an external grievance review procedure. Amends the Indiana HMO law concerning: (1) assumption of a corporate name; (2) reinsurance; (3) rights and responsibilities of domestic, foreign, and alien HMOs; (4) annual and other filings; (5) noncovered health care expenditures; (6) receivership; and (7) voluntary dissolution. Requires the department of insurance commissioner to begin to study potential solutions to: (1) the accelerated rate increases for individual health insurance policies that are not actively marketed; and (2) consumer misunderstanding of precertification and preauthorization requirements under preferred provider plans. Requires the commissioner to report any potential solutions resulting from the study to certain people.
(97)

HB 1560

Author(s): Cherry; Mellinger

Sponsor(s): Gard

Citations Affected: IC 36-1.

Effective: July 1, 2001.

Hancock County land transfer. Allows Hancock County to sell property for no compensation or a nominal fee to a nonprofit corporation created for agricultural, educational, or recreational

purposes. (94)

HB 1570

Author(s): Moses; Crosby

Sponsor(s): Johnson; Craycraft

Citations Affected: IC 16-18; IC 16-31.

Effective: July 1, 2001.

Ambulance run information. Provides that certain information in a pre-hospital ambulance rescue or report record concerning emergency ambulance services provided by a public agency or an entity under contract with a public agency is public information. (87)

HB 1573

Author(s): Kuzman; Buell; Ruppel

Sponsor(s): Johnson; Blade; Smith S

Citations Affected: IC 23-1.5; IC 25-2.1; noncode.

Effective: July 1, 2001; January 1, 2002.

CPAs and public accountants. Defines "attest", "compilation", and other terms. Provides standards for: (1) the certification in Indiana of a person who is certified as a CPA in another state and makes Indiana the person's principal place of business; and (2) the practice in Indiana of a person who is certified as a CPA in another state and whose principal place of business is in another state. Makes changes concerning accounting practitioners and public accountants. Allows the issuance of a CPA firm permit to a CPA firm that has a member who is not a CPA under certain circumstances. Imposes a requirement that a firm without a permit issued in Indiana may issue a compilation report only if the person signing the report is a CPA or public accountant and meets the competency requirements provided in applicable standards. Requires the board of accountancy to investigate

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complaints concerning violations committed in another state by a CPA licensed in Indiana. Requires the board, before July 1, 2002, to establish a test to be taken by an applicant for an accounting practitioner certificate. Requires an applicant for an accounting practitioner certificate to have two years of experience prescribed by the board. Provides that the minimum education requirement for an accounting practitioner certificate is a two year associate degree from an accredited business college, college, or university recognized by the board, with the total educational program to include an accounting concentration or equivalent. Allows individuals who meet the new two year requirements to take the accounting practitioner exam after July 1, 2001. Makes related changes. (51)

HB 1578

Author(s): Cochran; Denbo; Espich; Crosby

Sponsor(s): Simpson; Sipes; Borst;

Citations Affected: IC 4-32; IC 6-1.1; IC 6-3.1; IC 6-5.5; IC 6-6; IC 6-8.1; IC 8-2.1; IC 9-13; IC 9-20; IC 9-24; IC 9-29; noncode.

Effective: March 1, 2001 (retroactive); July 1, 2001; July 21, 2001; January 1, 2002; July 1, 2002.

State tax administration and motor vehicles. Specifies that for the purposes of the assessed value deduction for rehabilitated residential property rehabilitation means significant repairs, replacements, or improvements to an existing structure under the rules adopted by the state board of tax commissioners. Changes the minimum age of a structure from 10 years to 50 years for the purpose of claiming the assessed valued deduction for rehabilitated property that applies to both residential and nonresidential uses. Specifies the duration of the assessed valued deduction for rehabilitated property that applies to both residential and nonresidential uses. Provides a credit against the adjusted gross

income tax to a taxpayer who rehabilitates registered historic structures to be used as the taxpayer's residence. Provides that for purposes of the financial institutions tax, a unitary group does not include an entity that does not transact business in Indiana. Changes the dates by which estimated quarterly financial institutions tax returns must be filed. Repeals the requirement that the department of state revenue must issue transporter emblems for certain vehicles transporting gasoline. Specifies that the department may enter into the International Fuel Tax Agreement. Makes related changes. Provides that if a notice of proposed assessment is returned because a taxpayer has moved and the department is unable to determine the taxpayer's new address, the department may make an assessment for taxes without providing certain notices that would otherwise be required. Provides that a driver who commits certain serious traffic violations related to railroad crossings while operating a commercial motor vehicle is disqualified from driving such a vehicle for specified periods. Provides that a pass through entity is a taxpayer for purposes of claiming the prison investment tax credit. Provides that when a circuit court clerk enters a tax warrant in the judgment record, the total amount of the tax warrant becomes a judgment against the person owing the tax. (Current law provides that the total amount of the tax warrant becomes a judgment lien against the person owing the tax.) Makes conforming changes. Provides that a judgment arising from a tax warrant is enforceable in the same manner as any judgment issued by a court of general jurisdiction. Provides that the department of state revenue may initiate proceedings supplemental in any court of general jurisdiction in a county in which a judgment arising from a tax warrant has been recorded. Requires the owners of commercial motor vehicles having a gross vehicle weight of more than 80,000 but less than 134,000 pounds to: (1) register annually with the department of state revenue; (2) install an electronic device for tracking the location of the vehicles; and (3) pay an annual registration fee. Provides that civil penalties may be imposed for the failure to comply with the registration requirement. Provides that the civil penalties must be deposited into the motor carrier regulation fund. Allows a credit for commercial vehicle excise taxes paid on a

vehicle if: (1) the owner sells the vehicle and purchases a new vehicle of the same or greater weight; (2) the vehicle is destroyed and replaced with a vehicle of the same or greater weight; or (3) the vehicle was erroneously registered at a greater weight than required. Provides that if a qualified organization for purposes of charitable gaming meets certain requirements, the principal office of the qualified organization is deemed to be present in every county served by the organization. (73)

HB 1585

Author(s): Kuzman; Smith M

Sponsor(s): Clark

Citations Affected: Numerous provisions throughout the Indiana Code; noncode.

Effective: Upon passage; July 1, 2001.

Alcohol and tobacco. Changes the name of the alcoholic beverage commission to the alcohol and tobacco commission. Provides for resolving a tie vote of the commission. Establishes experience requirements for the superintendent of law enforcement officers. Allows a permittee to give notice of an application by placing a sign on the affected property in some circumstances. Allows the commission to accept payment by credit card, money order, or electronic transfer. Allows an Internet company to obtain a salesman's permit. Prohibits the issuance of an employee's permit to certain persons convicted of operating while intoxicated. Allows express hotels to sell alcoholic beverages. Allows hotels to set different prices for alcoholic beverages served in different restaurants in the same hotel complex. Revises the fee schedule for permits. Imposes interest, a late payment penalty, and the reasonable costs of collection on a person who fails to make a timely payment of a civil penalty payable to the youth tobacco education and enforcement fund. Makes it a Class C infraction for a person to purchase tobacco for a minor. Allows certain tobacco notices to have alternative language approved by the commission. Allows the alcohol and tobacco commission to provide alternative words for

notices that are required to be posted on vending machines that sell tobacco. Makes changes regarding the advertisement of tobacco products on signs or billboards. Allows a facility that operates a track that is used primarily in the sport of auto racing to allow a person to enter its establishment with alcoholic beverages. Allows a person at least 19 years of age but less than 21 years of age who has completed a server training program to serve alcoholic beverages in a dining area or family room of a restaurant or hotel in the course of the person's employment as a waiter, waitress, or server while under the supervision of a person who is at least 21 years of age, is present at the restaurant or hotel, and has completed an approved server training program. Requires the alcohol and tobacco commission to adopt rules regarding the server training program. Adds a holder of a beer wholesaler's permit to those persons required to pay the excise tax on hard cider. Allows a premises to be located within 200 feet of a church or school if the commission determines that the church or school does not object. Provides that if the commission determines the church or school does not object, the commission's determination applies to any renewal of the permit for the premises. Allows the commission to issue a liquor retailer's permit to a social club in a municipality with a population of less than 5,000 without requiring the municipality to adopt an enabling ordinance. Makes other changes, technical corrections, and conforming amendments. (94)

HB 1591

Author(s): Frenz; Kruse; Gregg

Sponsor(s): Server; Hume; Meeks R

Citations Affected: IC 6-1.1; noncode.

Effective: March 1, 2001 (retroactive).

Tax abatement. Specifies that the provision limiting a property tax abatement for new manufacturing equipment to the extent that it would cause the assessed value of all personal property of the owner in the taxing district in which the equipment is located to be less than

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the assessed value of all personal property of the owner in that taxing district in the immediately preceding year does not apply to new manufacturing equipment located in Gibson County if the total cost of all new manufacturing equipment placed into service in the county by the owner exceeds \$500,000,000 and the economic revitalization area in which the new manufacturing equipment was installed was approved by the designating body before January 1, 2001. Provides that in the case of a taxpayer specified in the bill, an abatement deduction is not allowed with respect to new manufacturing equipment to the extent the deduction would cause the assessed value of all real and personal property of the owner in the taxing district to be less than the "incremental net assessed value" for that year. Specifies that if in a particular year the taxpayer's abatement deduction is limited by this provision, the deduction shall be carried over and allowed as a deduction in succeeding years. Specifies that the abatement deduction may only be carried over during the period of the abatement deduction specified by statute or the period that was originally specified in the resolution adopted by the designating body. (73)

HB 1599

Author(s): Hasler; Bauer; Harris; Ayres; Crooks

Sponsor(s): Gard; Simpson; Lanane; Broden

Citations Affected: IC 12-10; IC 12-15.

Effective: July 1, 2001.

Personal needs allowance. Provides that certain elderly or disabled individuals who reside in a county home, room and board assistance facility, hospital, nursing facility, or community residential facility for the developmentally disabled are allowed a monthly personal allowance of \$52. Requires that an individual who is a recipient of assistance under the federal Supplemental Security Income (SSI) program who receives care in a hospital, nursing facility, or community residential facility for the

developmentally disabled and whose income is less than the amount of the monthly personal allowance be paid the difference between the amount of the monthly personal allowance and the amount of SSI received by the individual. (98)

HB 1600

Author(s): Porter; Sturtz

Sponsor(s): Lubbers; Meeks R

Citations Affected: IC 20-1; noncode.

Effective: July 1, 2001.

Local government pensions; education. Requires a program in health and physical fitness for children in kindergarten through grade 12 established by the department of education to include cardiopulmonary resuscitation training using a program approved by the American Heart Association or other nationally recognized training program. Directs the board of trustees of the public employees' retirement fund (PERF) to transfer the entire value of the assets in PERF attributed to a county-funded hospital that is sold to a private entity to the fund account of the county where the hospital is located and to add the transferred amount to the county's fund account. Provides that the county assumes all of the assets and liabilities attributable to the hospital's account, except for any liability for employer contributions that arose before January 1, 2000. Cancels the liability of the hospital for employer contributions that remain unpaid on July 1, 2001.

(97)

HB 1602

Author(s): Sturtz; Friend; Mannweiler; Budak; Crawford

Sponsor(s): Wheeler

Citations Affected: IC 35-47.

Effective: July 1, 2001.

Handgun licenses. Requires a person who holds a valid license to carry a handgun to notify the superintendent of the state police, in writing within 60 days, of a name or address change. (69)

HB 1608

Author(s): Kersey; Whetstone; Tincher

Sponsor(s): Bray; Blade

Citations Affected: IC 6-9; IC 36-1.

Effective: Upon passage.

Vigo County innkeeper's tax. Provides that the Vigo County convention and visitor commission may issue bonds and enter into leases for the construction, acquisition, enlargement, and equipping of a sports and recreational facility. (103)

HB 1611

Author(s): Mellinger; Richardson

Sponsor(s): Gard

Citations Affected: IC 36-8.

Effective: July 1, 2001.

Town boards of police commissioners. Provides that members of a town legislative body may serve as ex officio members of the town board of metropolitan police commissioners. Prohibits the town legislative body from appointing a police officer employed by the town to the town board of metropolitan police commissioners. Revises the law providing for the establishment and appointment of a town board of metropolitan police commissioners. Repeals a statute with conflicting versions. (75)

HB 1618

Author(s): Welch; Brown T; Goodin;

Brown C; Ruppel; Turner; Kruse

Sponsor(s): Landske

Citations Affected: IC 9-13; IC 9-24; IC 9-30; IC 14-15; IC 35-33.

Effective: July 1, 2001.

Blood and breath alcohol concentrations. Reduces from 0.10% to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Reduces the range of percentages of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute relevant evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated from at least 0.05% but less than 0.10% to at least 0.05% but less than 0.08%. Provides that operating a vehicle while intoxicated is a Class C misdemeanor and that operating a vehicle while intoxicated in a manner that endangers a person is a Class A misdemeanor. Makes conforming amendments. (69)

HB 1628

Author(s): Welch; Budak; Grubb

Sponsor(s): Harrison; Breaux; Craycraft

Citations Affected: IC 29-2; IC 34-30.

Effective: July 1, 2001.

Anatomical gifts. Requires a family to honor a decedent's anatomical gift donation and provides that the decedent's family does not have legal standing to refuse to honor the wishes of the decedent to make an anatomical gift donation unless the anatomical gift was revoked by the decedent before the decedent's death or by a guardian in the manner prescribed by law. Establishes a rebuttable presumption that a person who makes a written anatomical gift in compliance with law intended to make an

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anatomical gift. Provides procedures for ascertaining the donor's intent. Provides immunity from civil liability to a physician who follows a donor's anatomical gift directive. Makes a conforming amendment. (104)

HB 1629

Author(s): Welch; Whetstone; Adams T; Goeglein

Sponsor(s): Skillman; Blade; Johnson; Antich

Citations Affected: Noncode.

Effective: June 30, 2001.

County government study commission. Eliminates the county government study commission charge to study the functions and duties of the county commissioners of Lake County and St. Joseph County. Adds four lay members to the commission. Postpones the expiration of the commission until November 1, 2003. (The introduced version of this bill was prepared for the county government study commission.) (94)

HB 1636

Author(s): Goodin; Smith M; Mahern; Hinkle

Sponsor(s): Young R Michael; Paul

Citations Affected: IC 32-8.

Effective: July 1, 2001.

Mortgage releases. Allows a two year period ending June 30, 2003, for a title insurance company to release a mortgage given to secure a loan of not more than \$1,000,000 on behalf of the mortgagor and mortgagee. (94)

HB 1644

Author(s): Becker; Hasler; Fry; Budak

Sponsor(s): Server; Young R

Citations Affected: IC 35-43.

Effective: July 1, 2001.

Definition of "computer network". Expands the definition of "computer network" to include the transmission of information via wireless telecommunication devices. Includes the Internet as a source of data or information to a computer network. (105)

HB 1647

Author(s): Summers; Alderman; Oxley; Atterholt

Sponsor(s): Merritt; Lawson C

Citations Affected: Noncode.

Effective: July 1, 2001.

Medicaid waivers. Requires the office of Medicaid policy and planning (office) to request an amendment to the autism waiver to provide coverage for applied behavior analysis treatment. Effective July 1, 2003: (1) requires the office to request an amendment to the autism waiver to increase by 200 the total number of waiver slots; and (2) appropriates from the state general fund an amount sufficient to increase the number of individuals served under the waiver. Requires the office to apply for approval of a waiver to provide coverage for dental and vision services under the children's health insurance program (CHIP) to a child who has health insurance coverage but does not have coverage for dental services or vision services and is otherwise eligible for coverage under CHIP. (The introduced version of this bill was prepared by the Indiana commission on autism.) (97)

HB 1663

Author(s): Friend; Brown C; Scholer; Klinker

Sponsor(s): Lawson C; Simpson; Smith S; Gard

Citations Affected: IC 5-22; noncode.

Effective: July 1, 2001; July 1, 2003.

Purchasing preference for calcium rich foods. Provides, for purposes of the purchase of food or beverages to be served in a building or room owned or operated by a governmental entity, that a purchasing agent shall give a preference to foods and beverages that: (1) contain a higher level of calcium than products of the same type and quality; and (2) are equal in price to or lower in price than products of the same type and quality. Makes an exception for specified state institutions in certain situations and for contracts for the purchase of supplies that were entered into before July 1, 2001. (77)

HB 1667

Author(s): Smith M; Fry

Sponsor(s): Wheeler; Lewis; Landske; Wyss; Meeks C; Server; Paul; Young R; Riegsecker; Jackman

Citations Affected: IC 2-3.5; IC 5-10.

Effective: July 1, 2001; January 1, 2002.

State employee retirement. Specifies that a retired member of the legislators' retirement system who is receiving a salary from the state may not also receive a retirement benefit. (Current law provides that a retired member who is receiving compensation from the state for work in any capacity may not receive a retirement benefit under the legislators' retirement system.) Provides that a member of the legislators' retirement system may make a retirement fund investment selection or change a

selection under rules established by the PERF board. Provides that the PERF board shall allow a member to make a selection or change any existing selection at least once each quarter. Requires a retired member of the legislators' retirement system to begin withdrawing the member's balance in the defined contribution fund no later than the required beginning date under the Internal Revenue Code. Provides that the valuation of a member's balance in the defined contribution fund for a member of the general assembly who terminates service shall be the fair market value of the member's account on the last day of the quarter preceding the date of withdrawal plus employee contributions deducted and employer contributions made since the last day of the quarter preceding the date of withdrawal. Provides that the valuation of a member's balance in the defined contribution fund for a member of the general assembly who dies while a member of the general assembly or after terminating service but before withdrawing the member's balance shall be the fair market value of the member's account on the last day of the quarter preceding the date of payment plus employee contributions deducted and employer contributions made since the last day of the quarter preceding the date of payment. Allows the withdrawal amount from the defined contribution fund of the legislators' retirement system to be paid in a partial lump sum. (Current law allows the withdrawal amount to be paid in a lump sum, a monthly annuity, or a series of monthly installment payments.) Requires the PERF board to give participants in the legislators' retirement system information on the various forms of payments and the effects of various dates of withdrawal. Defines "public employer" or "employer" with respect to the legislative branch of state government for purposes of group insurance for public employees. Specifies that an employer may elect to permit former employees and their spouses (including surviving spouses) to continue participation in certain group health insurance benefits after the former employee or the spouse becomes eligible for Medicare. Specifies eligibility requirements for health insurance coverage for a former member of the general assembly whose last day of service is after December 31, 2000. Requires the state personnel department to provide for at least two retiree health benefit plans for former

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employees of the state and the legislative branch of government, one of which must include prescription drug coverage comparable to a Medicare plan that provides prescription drug coverage. (97)

HB 1673

Author(s): Dillon; Grubb; Bosma; Welch

Sponsor(s): Harrison; Miller; Breaux; Craycraft

Citations Affected: IC 16-19; noncode.

Effective: Upon passage; July 1, 2001.

Anatomical gift promotion fund. Provides that the state department of health may not distribute money from the anatomical gift promotion fund between June 30, 2001, and July 1, 2002, when distribution must be made to only the Indiana Donation Alliance Foundation. Requires the Indiana Donation Alliance Foundation to provide a report containing specified information to the legislative council by December 1, 2001. Allows the Indiana Donation Alliance Foundation to use state funds previously received to implement a program with specified components. (96)

HB 1674

Author(s): Crooks; Smith M; Ripley

Sponsor(s): Paul; Mrvan

Citations Affected: IC 12-17; IC 27-1; IC 27-4; IC 27-5; IC 27-7; IC 27-8; IC 27-13; IC 28-5; IC 28-14; IC 31-14; IC 31-16; IC 34-30; IC 34-46; IC 35-43; noncode.

Effective: January 1, 2002.

Licensing of insurance producers. Repeals the current insurance agent licensure statute. Adds chapters concerning: (1) insurance producer licensing; (2) insurance producer license

renewal; and (3) surplus lines producers. Specifies qualifications and procedures required for licensure of resident and nonresident insurance producers, including reciprocity requirements. Provides for temporary insurance producer licensure. Specifies circumstances in which the commissioner of the department of insurance may suspend, revoke, or refuse to issue or renew a license, including procedural requirements. Provides for insurer termination of a business relationship with a producer. Specifies requirements regarding notification to the commissioner of a termination, including immunity and confidentiality provisions. Contains provisions concerning licensure of insurance consultants, solicitors, fraternal benefit society representatives, and limited lines producers. Specifies actions of the commissioner with regard to a court order concerning child support obligations of a licensee. Provides for fee payment and prelicensing and continuing education requirements. Establishes an insurance producer education and continuing education advisory council. Specifies requirements for maintaining a surplus lines producer's license. Makes conforming amendments. (97)

HB 1688

Author(s): Ayres; Pelath; Cheney; Harris

Sponsor(s): Landske; Alexa; Antich

Citations Affected: IC 14-13.

Effective: July 1, 2001.

Lake Michigan marina development commission. Adds a member to the marina commission who is appointed jointly by the executives of Burns Harbor, Porter, Beverly Shores, Ogden Dunes, and Dune Acres. (94)

HB 1705

Author(s): Bodiker; Burton; Ruppel

Sponsor(s): Paul; Lanane

Citations Affected: IC 24-4.5; IC 24-7; IC 28-1; IC 28-5; IC 28-6.1; IC 28-7; IC 28-8; IC 28-10; IC 28-13; IC 28-14; noncode.

Effective: July 1, 2001.

Financial and consumer entity regulation. Updates consumer law and financial institution law references to federal law. Specifies that rental purchase agreements do not apply to motor vehicles. Provides for notice to the department of financial institutions if certain events happen to an entity. Allows the director of financial institutions to require evidence of licensee compliance for certain licensees. Allows the director of financial institutions to obtain criminal history reports for certain licensees. Allows a bank or trust company to act as an agent or broker for an insurance company in other states. Allows an out of state financial institution to convert to a state chartered commercial bank. Makes certain changes to filing requirements with the secretary of state and the department of financial institutions. Allows a savings bank to act as an agent or broker for an insurance company in other states. Makes a change to a provision regulating credit unions to comply with federal law. Requires uninsured financial institutions to notify the department of financial institutions when a crime has occurred. Allows financial institutions to do a reverse stock split. Allows financial institutions to engage in expanded financial activities through subsidiaries. Limits certain additional pawnbroker fees. Makes technical corrections. (94)

HB 1710

Author(s): Bodiker; Hoffman; Saunders

Sponsor(s): Paul

Citations Affected: IC 6-3.5; noncode.

Effective: Upon passage.

Wayne County adjusted gross income tax. Allows Wayne County to impose the county adjusted gross income tax at a rate of up to 1.25%. Provides that the county adjusted gross income tax revenue in Wayne County that is derived from the additional tax rate may be used only to pay the costs of constructing, improving, acquiring, renovating, or equipping the county jail and related buildings and parking facilities. Authorizes the county council to pledge the tax revenue from the additional tax rate to pay bonds issued, or leases entered into, for the construction, improvement, acquisition, renovation, or equipping. Specifies that the term of the bonds (including any refunding bonds) or a lease may not exceed 20 years. Provides that any funds accumulated after the redemption of bonds or the final payment of lease rentals shall be transferred to the county highway fund to be used for construction, resurfacing, restoration, and rehabilitation of county highways, roads, and bridges. (73)

HB 1739

Author(s): Kruzan; Ruppel; Aguilera; Herndon

Sponsor(s): Clark; Lutz L; Simpson

Citations Affected: IC 22-14.

Effective: July 1, 2001.

Firefighting personnel standards and education. Allows the board of firefighting personnel standards and education to certify nonfire service personnel who meet the qualifications set by the education board. (87)

HB 1742

Author(s): Kruzan; Mannweiler; Mangus

Sponsor(s): Skillman; Simpson

Citations Affected: IC 35-48.

Effective: July 1, 2001.

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Humane society use of controlled substances. Provides that humane societies may receive permits for buying the controlled substances ketamine and telazol. Provides that volunteers may not use or administer a controlled substance. (103)

HB 1752

Author(s): Pond; Sturtz; Mangus; Lytle

Sponsor(s): Wheeler; Lewis

Citations Affected: IC 9-31; IC 14-15.

Effective: July 1, 2001.

Boat titles. Removes provisions under which a motorboat, purchased from a licensed dealer, may not be used on Indiana waters while its registration is pending unless the operator has in the operator's possession a validated receipt from the bureau of motor vehicles showing that the purchaser has made application for registration of the motorboat. Requires the operator of a boat to give notice to a specified law enforcement entity and the department of natural resources if the boat is involved in an accident resulting in death, injury or property damage of at least \$750. (77)

HB 1767

Author(s): Espich; Bauer

Sponsor(s): Server; Simpson; Craycraft

Citations Affected: Noncode.

Effective: July 1, 2001.

Continuum of care for the elderly and disabled. Requires the office of the secretary of family and social services to develop a plan to assure that services provided under programs administered by the office match the needs of the individuals receiving the services as closely as possible. Specifies certain topics that the plan must address. Requires the office to file a preliminary report with the legislative council not later than September 30, 2001, and a final

report not later than June 30, 2002. (98)

HB 1770

Author(s): Welch; Brown C; Brown T

Sponsor(s): Johnson; Craycraft

Citations Affected: IC 25-1.

Effective: July 1, 2001.

Health care provider profiles. Requires the health professions bureau to create and maintain profiles for providers under the jurisdiction of the bureau. Specifies information that must be contained in a profile. Requires the bureau to make profiles available to the public, including on the Internet. Specifies the items from a provider profile that must be made available on the Internet. Provides that a provider is subject to disciplinary sanctions for failing to provide information for a profile to the bureau or for knowingly providing inaccurate information. (98)

HB 1776

Author(s): Mahern

Sponsor(s): Miller; Landske

Citations Affected: IC 2-1; IC 2-5; IC 3-5; IC 3-6; IC 3-11; IC 3-12; IC 36-4; noncode.

Effective: July 1, 2001; November 5, 2002.

Legislative redistricting. Establishes legislative districts for the house of representatives and the senate. Repeals current legislative districts and the requirement that Indiana be divided into 99 house of representatives districts with respect to elections held after November 4, 2002. Establishes the office of census data in the legislative services agency. Requires the office to: (1) provide advice in defining the boundaries of census blocks in Indiana; (2) assist in coordinating the state's efforts to obtain an accurate population count in each federal

decennial census; (3) perform other duties relating to Indiana's participation in the decennial census; (4) provide assistance in the preparation and organization of decennial census data for use in congressional and state legislative redistricting; (5) work with political subdivisions following each decennial census to provide information and assistance concerning special censuses, special tabulations, and corrected population counts; (6) work with the election division, state agencies, and political subdivisions to maintain accurate information concerning the boundaries of precincts and political subdivisions; (7) provide technical assistance to counties, the election commission, and the election division to comply with Indiana law concerning precinct establishment; (8) maintain a geographic information system (GIS) that contains the boundaries of all precincts, legislative districts, and congressional districts; and (9) perform other census and mapping research as determined by the executive director of the legislative services agency or as required by the legislative council. Requires the election division to provide the office with certain information relating to precinct boundaries and election returns. Requires the election division and the office to cooperate to resolve any errors found in the GIS. (47)

HB 1781

Author(s): Harris; Kuzman; Porter; Goodin

Sponsor(s): Landske; Antich; Rogers

Citations Affected: IC 7.1-1; IC 7.1-5; IC 33-19; noncode.

Effective: July 1, 2001.

Alcohol and controlled substances. Specifies that it is a Class B misdemeanor for a person to be: (1) in a public place or a place of public resort; or (2) in or upon public transportation or in a depot, station, or airport; in a state of intoxication caused by the person's use of alcohol or a controlled substance. Requires a person to pay the \$200 alcohol and drug countermeasures fee if a person is charged with

an offense under IC 9-30-5, but is convicted, based on a plea bargain approved by the court, of : (1) operating a tractor-trailer combination or other vehicle recklessly; or (2) the offense of public intoxication or intoxication upon a common carrier. Removes a provision that requires a person's driving privileges to be suspended by a court or the bureau of motor vehicles before the person is required to pay the alcohol and drug countermeasures fee. (69)

HB 1792

Author(s): Cook

Sponsor(s): Riegsecker; Craycraft

Citations Affected: IC 6-6; IC 9-13; IC 9-18; noncode.

Effective: Upon passage; July 1, 2001.

Vehicle plates and registration. Authorizes the bureau of motor vehicles to issue a license plate for each commercial vehicle registered to the registered owner of at least 25 commercial vehicles. Authorizes the bureau of motor vehicles to issue a certificate of registration that must be carried at all times in the vehicle for which it is issued, if the registered owner of at least 25 commercial vehicles submits the application of registration for the commercial vehicles on an aggregate basis by electronic means. Provides that rules adopted prescribing that a license plate is valid for five years may not apply to certain truck license plates. Permits a registered owner of a commercial vehicle who has a loss, destruction, or mutilation of a license plate to report the loss, mutilation, or destruction to a law enforcement agency or the bureau of motor vehicles. Authorizes International Fuel Tax Agreement and International Registration Plan repair and maintenance permits. Defines "commercial vehicle". Makes conforming amendments. (96)

HB 1806

Author(s): Mellinger; Crooks; Lutz J

Sponsor(s): Meeks C; Lanane

Citations Affected: IC 35-38; IC 35-44.

Effective: July 1, 2001.

Home detention. Requires a probation department or community corrections program supervising a violent offender on home detention to initially notify a law enforcement agency if the violent offender violates the home detention order. Prohibits a court from placing an offender on home detention if the offender resides in a different county, unless the offender is eligible for home detention in the county of residence and will be supervised by the probation department or a community corrections program in the offender's county of residence. Provides that home detention fees are to be paid to the county supervising the offender. Requires a probation department or community corrections program to constantly monitor a violent offender. Requires a probation department or community corrections department to develop criteria for determining if a person is a violent offender. Creates an offense for a person who is on home detention and who leaves the home, remains outside the home, or travels to an unauthorized location. Makes the offense a Class A misdemeanor. (105)

HB 1808

Author(s): Mellinger

Sponsor(s): Ford

Citations Affected: IC 35-48.

Effective: Upon passage.

Controlled substances central repository. Repeals the expiration date for the central repository for controlled substances data. (The repository is maintained by the state police

department and under current law will expire July 1, 2001.) (47)

HB 1812

Author(s): Crosby; Alderman; Frenz; Cherry

Sponsor(s): Lawson C; Young R Michael; Howard; Lutz L

Citations Affected: IC 6-6; IC 13-25.

Effective: July 1, 2001.

Local emergency planning committees. Requires local emergency planning committees to meet at least two times on separate days every six months instead of at least one time every three months. (69)

HB 1813

Author(s): Crosby; Goeglein; Brown C; Pelath

Sponsor(s): Johnson; Blade; Simpson

Citations Affected: Numerous provisions throughout the Indiana Code.

Effective: Upon passage; July 1, 2001.

Mental health. Changes the name of the division of mental health to the division of mental health and addiction. Amends the definition of "managed care provider" to include: (1) organizations that provide children's mental health services; and (2) organizations that are exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code (instead of nonprofit corporations incorporated in another state). Requires the division of mental health and addiction to establish standards for each element of the continuum of care for community mental health centers and managed care providers before July 1, 2003. Except for a center that meets certain requirements, prohibits

the division of mental health and addiction from entering into a contract for the provision of services with a new managed care provider or community mental health center that is not currently providing service until July 1, 2003. (77)

HB 1815

Author(s): Tincher; Scholer; Leuck; Crosby

Sponsor(s): Ford; Hume; Gard; Craycraft

Citations Affected: IC 5-10.2; IC 33-9-14.

Effective: July 1, 2001; January 1, 2002.

Public pensions. Provides a 1% cost of living adjustment (COLA) in 2001 to members of the public employees' retirement fund (PERF) and members of the Indiana state teachers' retirement fund (TRF) (or their survivors or beneficiaries) who retired or were disabled before July 2, 1999. Provides a supplemental "thirteenth check" benefit to retired teachers and certain retired public employees (or their survivors or beneficiaries) on November 1, 2001, and on November 1, 2002. Provides that a member of PERF or TRF may change the allocation among available funds of the amount credited to the member's annuity savings account under rules established by the PERF board and the TRF board. Specifies that the PERF board and TRF board shall allow a member to make a selection or change any existing selection at least once each quarter. (Current law provides that the allocation may be changed only one time every 12 months.) Increases the percentages used in computing retirement benefits under the prosecuting attorneys retirement fund. (73)

HB 1821

Author(s): Tincher

Sponsor(s): Landske; Craycraft

Citations Affected: IC 9-20; IC 9-29-6-1.

Effective: July 1, 2001.

Maximum vehicle length. Specifies that 68 feet is the maximum length of a certain truck-trailer combination or a truck-wagon combination, including its load, that is used in intrastate transportation, that is designed and equipped with a self-compactor or detachable container, and that is used exclusively for garbage, refuse, or recycling operations. Specifies that the maximum length of a semitrailer unit operating in a truck-tractor-semitrailer combination is 53 feet, including the vehicle and the load. Specifies that the fee for a special weight permit for travel on an extra heavy duty highway is \$41.50. (96)

HB 1829

Author(s): Aguilera; Stevenson; Budak; Duncan; Dickinson; Klinker

Sponsor(s): Merritt; Rogers; Smith S; Antich

Citations Affected: IC 29-3; IC 31-9; IC 31-30; IC 31-34; IC 31-35; IC 31-37; IC 33-5.

Effective: July 1, 2001.

Abandoned infants. Increases from 30 days to 45 days the maximum age of an abandoned infant that may be taken into custody without a court order. Provides that a person who leaves an infant with an emergency medical services provider is not required to disclose the person's name or the parent's name. Requires a local child protective service that takes custody of an infant to contact the missing persons clearing house to determine if the infant has been reported missing. Provides that, in custody hearings concerning an abandoned infant left with an emergency medical services provider, the emergency medical services provider is not required to be notified of custody proceedings. Removes a rebuttable presumption that it is not in the best interests of a child to locate the

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child's parent or reunify the child's family if the child was left with an emergency medical services provider. Makes a technical correction regarding detention hearings and initial hearings in cases involving abandoned infants. Gives juvenile courts exclusive original jurisdiction over guardianships for certain children who have been found by a juvenile court to be children in need of services (CHINS). Allows a court to issue an order to detain a child who has been taken into custody for a delinquent act if the court finds probable cause to believe that it is not in the best interests and welfare of the child or it is harmful to the safety or health of the child to be returned to the child's home. Gives Boone circuit court and Hendricks circuit court power over a guardianship of the person proceeding for a CHINS child. (106)

HB 1830

Author(s): Wolkins; Weinzapfel

Sponsor(s): Riegsecker; Simpson

Citations Affected: IC 13-11; IC 13-19; IC 13-20; noncode.

Effective: July 1, 2001.

Solid waste disposal. Allows the department of environmental management to prohibit the disposal or processing of specific solid waste at a solid waste disposal or processing facility. Removes references to "industrial waste" from the law pertaining to solid waste management. Provides that there is no solid waste disposal fee for solid waste disposed in a solid waste landfill permitted to accept restricted waste solely generated by the person to whom the permit is issued. Requires a generator of solid waste to notify a waste-to-energy facility when it ships certain types of solid waste in bulk quantities. Requires the solid waste management board to adopt rules to reflect the elimination and repeal of references to industrial waste and special waste. Repeals statutes relating to industrial waste. (69)

HB 1837

Author(s): Hasler; Foley; Bardon; Ulmer; Ripley

Sponsor(s): Long; Lanane; Howard

Citations Affected: IC 24-5; IC 34-6; IC 34-30; IC 34-50.

Effective: July 1, 2001.

Transfer of structured settlement payment rights. Adds provisions to the Indiana civil law and procedure regulating transfers of payment rights under structured settlement agreements. Defines "structured settlement" as periodic payment of damages established by a settlement or court judgment in resolution of a tort claim for personal injury. Requires certain disclosures and court approval of an agreement to transfer structured settlement payment rights. Specifies express court findings required for approval of a transfer of structured settlement payment rights. Makes conforming amendments. Specifies that failure of a transferee to provide a disclosure to a payee as required is an incurable deceptive consumer sales act. Makes conforming amendments. (97)

HB 1841

Author(s): Brown C

Sponsor(s): Blade; Hershman; Simpson; Lawson C

Citations Affected: IC 9-24; IC 12-17; IC 16-37; IC 31-14; IC 31-16.

Effective: July 1, 2001.

Various child support matters. Transfers from the department of state revenue to the child support bureau of the division of family and children the responsibility to operate a data match system with financial institutions to provide information to the bureau concerning noncustodial parents who are delinquent in the

payment of child support. Indicates that a prosecuting attorney or private attorney employed to handle Title IV-D cases is representing the state and not any other person. Makes changes in the procedure to challenge a paternity affidavit. Provides that a man is considered the legal father of a child if the man executes a paternity affidavit and the paternity affidavit has not been rescinded or set aside. Requires Social Security numbers to be included on applications for driver's licenses and permits and death records. Removes a provision making both parents jointly and severally liable for the repayment of childbirth expenses paid by Medicaid. Requires both the custodial and noncustodial parent in paternity and dissolution actions to provide certain information, including Social Security numbers, to the clerk of the court when a child support order is issued or modified. Requires the Indiana support enforcement tracking system (ISETS) case number to be included with income withholding payments. Allows income withholding payments to be made to the state central collection unit. (98)

HB 1845

Author(s): Brown C

Sponsor(s): Miller; Simpson; Lawson C

Citations Affected: Noncode.

Effective: Upon passage.

Indiana commission on excellence in health care. Creates the Indiana commission on excellence in health care to study issues related to the quality of health care provided to Indiana residents. Specifies membership requirements and meeting procedures. Requires the commission to submit interim reports to the governor, health finance commission, and legislative council not later than October 1, 2001, and October 1, 2002, and a final report not later than October 1, 2003. (98)

HB 1846

Author(s): Brown C; Goeglein

Sponsor(s): Wyss; Rogers; Landske

Citations Affected: IC 6-1.1; IC 32-2.

Effective: July 1, 2001.

Tax sales and redemption from tax sales. Specifies certain information to be included in the tax sale list, tax sale notice, certificate of sale, and tax sale record. Requires pre-sale and post-sale publications in accordance with IC 5-3-1-4. Provides that certain notices must be sent to at least one of multiple owner, and that a notice is considered sufficient if the notice is mailed to the correct address. Changes the amount of damages allowed to a holder of a certificate of sale under an incorrect county treasurer guarantee. Permits any person to redeem real property sold at tax sale. Makes certain amendments concerning: (1) the timing of redemption and the amount required to redeem; (2) the timing, mailing, and content of the post-sale notice; and (3) the issuance of tax deeds. With respect to an invalid tax sale, specifies amounts to be refunded to the purchaser and requires a political subdivision to reimburse the county for interest paid to the tax sale purchaser under certain circumstances. Amends the circumstances under which purchase money is refunded to a tax sale purchaser. Establishes requirements for filing a tax sale surplus disclosure form and specifies the information to be included on the form. (52)

HB 1849

Author(s): Brown C

Sponsor(s): Rogers; Smith S

Citations Affected: IC 20-3-21.

Effective: July 1, 2001.

Gary school board. Provides for the election of the member of the governing body of the Gary school corporation who is currently appointed by the mayor of the city of Gary. Specifies when vacancies occur in the governing body, including whenever a member ceases to be a

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resident of the school corporation, whenever a member moves from the school district in which the member was elected, and whenever a member fails to attend, except for chronic illness, six regularly scheduled meetings in any 12 month period. (75)

HB 1852

Author(s): Brown C

Sponsor(s): Landske; Rogers; Zakas; Alexa

Citations Affected: Noncode.

Effective: July 1, 2001.

Northwest Indiana transportation study commission. Postpones the expiration of the Northwest Indiana Transportation Study Commission until 2003. Removes high speed rail issues from the jurisdiction of the commission. (94)

HB 1855

Author(s): Burton; Dvorak; Mellinger; Ayres; Klinker

Sponsor(s): Wyss; Alexa

Citations Affected: IC 31-19; IC 31-34; IC 35-33; IC 35-42; IC 35-47; IC 35-50.

Effective: July 1, 2001.

Battery against children. Enhances the penalty for battery to a Class A felony when it results in death and is committed by a person at least 18 years of age against a person who is less than 14 years of age. Provides that consent to adoption is not required if the parent is incarcerated for battery as a Class A felony or Class B felony. Provides that if a parent, guardian, or custodian of a child has a conviction for Class A felony battery that the court in a child in need of services proceeding is not required to make reasonable efforts to reunify the child with

family. Allows a warrantless arrest if a law enforcement officer has probable cause to believe a person committed a Class A felony battery. Includes a Class A felony battery as a serious violent felony, and adds a provision that states that a conviction for a Class A felony battery allows the court to suspend only that part of the sentence that exceeds the minimum. (103)

HB 1856

Author(s): Dobis; Porter; Mannweiler

Sponsor(s): Wheeler; Landske; Young R; Rogers

Citations Affected: IC 2-3; IC 2-5; IC 5-10.2; IC 33-13; IC 33-19.

Effective: Upon passage; June 1, 2001; July 1, 2001; January 1, 2002; January 1, 2003.

Public officer salaries. Provides that the annual compensation for legislators is 20% of the governor's salary, beginning January 1, 2003. Provides that the legislator out-of-session subsistence allowance is equal to 40% of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. Establishes the public officers compensation commission. Provides for the commission to make recommendations to the general assembly for the salaries of officers in the executive branch and for judges. Establishes a judicial salaries fee of \$6 to be collected in certain civil actions and in certain criminal, infraction, and ordinance violation actions. Provides for the judicial salaries fee to be deposited in the state general fund. Increases the annual salaries of local judges and appellate court judges by \$9,000 effective January 1, 2002. Provides that for the purposes of computing a retirement benefit for a person who is a member of Indiana state teachers' retirement fund and who takes an unpaid leave of absence to serve in an elected position: (1) "annual

compensation" includes the total amount that was not paid to the member but would have paid to the member during the year under the member's employment contracts if the member had not taken any unpaid leave of absence to serve in an elected position; and (2) the "average of the annual compensation" means the annual compensation for the one year of service in which the member's annual compensation was highest. (75)

HB 1864

Author(s): Crawford; Murphy

Sponsor(s): Gard; Breaux

Citations Affected: IC 16-38.

Effective: July 1, 2001.

Cancer and birth problems registries. Allows the state department of health to enter into a contract for the collection, analysis, and research of epidemiologic data compiled for the cancer registry. Beginning July 1, 2002, requires the state department of health to publish and make available to the public an annual report summarizing the information collected by the cancer registry during the previous calendar year. Requires certain severe disabilities that are recognized in a child after birth and before the child becomes two years of age to be reported to the birth problems registry. Makes provisions regarding the reporting of birth problems. Specifies that the state department of health is not required to implement the reporting of certain birth problems until receiving the necessary funding. (77)

HB 1866

Author(s): Crawford; Porter; Friend; Crosby

Sponsor(s): Miller; Simpson; Howard; Broden

Citations Affected: IC 12-7; IC 12-15; IC 16-18; IC 16-41; IC 35-46; noncode.

Effective: July 1, 2001.

Health. Provides that funds used for intergovernmental transfers by nursing facilities owned and operated by a governmental entity and federal funds levered by those transfers are to be distributed to Medicaid nursing facilities. Requires each nursing home to annually evaluate each patient and provide the information to the office of Medicaid policy and planning (OMPP) and requires OMPP to review evaluations and, if OMPP determines that an individual's needs can be met in a setting other than a nursing home, inform the individual of services that are available to allow the individual to reside in a non-nursing home setting. Prohibits, with certain exceptions, an owner or employee at certain health care providers from receiving money or assets as a loan or gift from an individual who receives care from the provider, and provides that a violation is a Class A infraction. Requires the state's rate setting contractor for Medicaid nursing home reimbursement to make certain calculations based on specified cost reports. Prohibits the office of the secretary of family and social services (FSSA) from repealing or amending certain administrative rules regarding reimbursement of nursing facilities without statutory authority. Requires FSSA, not later than August 1, 2001, to evaluate certain information regarding health care costs, develop Medicaid programs or funding mechanisms, and submit a state plan amendment to the federal government for approval of those programs or mechanisms. Requires the state department of health to: (1) provide reports to the select joint committee on Medicaid oversight concerning inspections of health facilities; and (2) develop a plan and seek federal approval to qualify the Indiana Veterans' Home for Medicaid reimbursement. Requires that a pregnant woman be tested for the antibody or antigen to the human immunodeficiency virus (HIV) during pregnancy or, if there is no written evidence that the woman was tested for HIV during her pregnancy, at the time of delivery. Provides that the pregnant woman may refuse to consent to the test and that a woman's refusal to consent must be documented in the woman's medical records. Requires that information regarding a woman's HIV testing status be included on a birth or stillbirth certificate. Requires that a

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pregnant woman be told of all available treatment options if the HIV test of the woman or her infant is positive. Requires the individual who orders an HIV test to provide the pregnant woman with certain information. Requires the results of the tests to be confidential. Repeals a portion of a current law pertaining to voluntary HIV testing for pregnant women. Requires the state department of health to distribute information explaining treatment options for individuals who have a positive HIV test. (98)

HB 1871

Author(s): Brown C; Dillon

Sponsor(s): Smith S; Miller; Rogers; Landske

Citations Affected: IC 12-15-11.5.

Effective: December 30, 2000 (retroactive).

Medicaid and certain hospitals. Exempts certain Medicaid managed care contractors from specified statutory provisions. Removes December 31, 2000, expiration date of provisions that: (1) require a Medicaid managed care contractor to regard a hospital as a contracted provider which provides services to certain patients under a capitated prepayment managed care system; (2) prohibit a Medicaid managed care contractor from providing incentives or mandates to primary medical providers to direct certain Medicaid recipients to contracted hospitals other than a hospital in a city where the recipient resides, with certain exceptions; and (3) require certain Medicaid hospitals to comply with eligibility verification and medical management programs negotiated under the hospital's most recent contract or agreement with the Medicaid managed care contractor. Establishes, through 2002, reimbursement rates for a hospital that does not have a contract with the office of Medicaid policy and planning's managed care contractor but has previously contracted to provide services under the Medicaid managed care program. Prohibits providing certain hospitals less reimbursement when the patient was

referred to a hospital in the city where the patient resides. Prohibits certain hospitals from declining nonemergency services to an individual in the Medicaid risk based program. (The introduced version of this bill was prepared by the interim study committee on Medicaid oversight.) (98)

HB 1872

Author(s): Brown C; Dillon

Sponsor(s): Smith S; Miller; Rogers; Landske

Citations Affected: IC 12-7; IC 12-15; IC 12-17.6; IC 34-6.

Effective: Upon passage; July 1, 2001; January 1, 2002.

Emergency services. Requires the Medicaid primary care case management program and the risk-based managed care program to cover and pay for certain emergency and post-stabilization care services. Specifies reimbursement levels for certain emergency and post-stabilization care services. Amends the definition of "emergency" for purposes of the children's health insurance program. Amends the definition of "professional health care provider" concerning a nonprofit health care organization. Removes expiration provision from the statute requiring that, under the Medicaid primary care case management program, certain physician services provided to a program enrollee in a hospital emergency department must be at a rate equal to 100% of rates payable under the Medicaid fee structure. (98)

HB 1873

Author(s): Brown C; Dillon; Goeglein; Becker

Sponsor(s): Gard; Alexa; Rogers; Smith S; Broden

Citations Affected: IC 16-25-5-2.5; noncode.

Effective: July 1, 2001.

Hospice. Requires the office of Medicaid policy and planning (OMPP) to apply for a federal waiver to reimburse hospices for room and board services at a rate of 95% of the average case mix per diem reimbursement rate for Medicaid payments in effect for health facilities licensed under IC 16-28 as of July 1 of each year for patients who: (1) reside in a hospice facility; (2) receive a routine home care level of care; and (3) are eligible for Medicaid. Requires OMPP to report the decision of the federal government regarding the waiver to the governor and the general assembly. Provides that OMPP may not implement the waiver unless the general assembly approves the implementation and appropriates funds. Requires the state department of health to conduct annual surveys of hospices until July 1, 2003, and to adopt guidelines to survey hospices every one to three years after July 1, 2003. Specifies criteria that the state department of health must consider in establishing guidelines regarding the survey of hospice programs. (104)

HB 1892

Author(s): Dvorak; Weinzapfel; Yount; Hasler

Sponsor(s): Bray; Alexa

Citations Affected: Numerous provisions throughout the Indiana Code; noncode.

Effective: July 1, 2001.

Methamphetamine. Makes the criminal penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to cocaine and narcotic drug. Makes conforming changes to other statutes relating to cocaine and narcotic drug offenses to incorporate offenses relating to methamphetamine. Permits a law enforcement agency to dispose of chemical waste used in the production of illegal drugs. Imposes a class D felony for the dumping of chemical drug waste. Creates penalties for possessing anhydrous ammonia. Creates a

defense for a person charged with a felony drug offense that is elevated because the person was within 1,000 feet of school property, public park, family housing complex, or youth program center. (106)

HB 1894

Author(s): Dvorak; Whetstone

Sponsor(s): Zakas; Antich; Kenley

Citations Affected: IC 36-4.

Effective: July 1, 2001.

Annexation. Specifies that with respect to an annexation initiated by all property owners of the area to be annexed: (1) the municipality must give notice of the hearing at least 20 day before the hearing; (2) a remonstrance may not be filed; (3) the public hearing may be held within 30 days after introduction of the ordinance; (4) the ordinance may be adopted not earlier than 14 days after the hearing; (5) the annexation takes effect at least 30 days after the annexation ordinance is published. Specifies that a landowner may withdraw the landowner's signature from a petition to annex containing signatures of all the landowners in the territory to be annexed. Provides that if a municipality repeals an annexation ordinance, it may not make further attempts to annex territory or any part of territory for 12, 24, or 42 months depending on at what point in the proceedings that the municipality repeals the ordinance. Authorizes the town of Avon in Hendricks County to annex territory if the territory is contiguous to the town, if the entire territory is located in the township within which the town is primarily located, and if the owner of the territory consents to the annexation. Exempts the town of Fishers in Hamilton County from the requirement that the town obtain the consent of the legislative body of a second or third class city before annexing within 3 miles of the corporate boundaries of the city if the city is located in another county. Provides that the date on which an annexation ordinance takes effect must be at least 90 days after the ordinance is published and filed. Requires that each page of a

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petition or remonstrance concerning an annexation must have a heading stating that it is a petition for annexation. (87)

HB 1900

Author(s): Avery; Klinker; Hasler; Adams T; Cherry; Hinkle; Saunders

Sponsor(s): Merritt; Craycraft; Hume

Citations Affected: IC 4-23-7.1-41.

Effective: July 1, 2001.

Historic libraries. Establishes the historic library building improvement fund for the purpose of providing matching grants for the restoration and repair of historic library buildings. Requires the Indiana state library to provide details for the matching grant program and administer the fund. (44)

HB 1901

Author(s): Avery; Brown C; Weinzapfel; Young D

Sponsor(s): Gard; Simpson

Citations Affected: IC 13-11; IC 13-20; IC 13-21; noncode.

Effective: July 1, 2001.

Mercury and mercury products. Prohibits the sale and distribution of most mercury-added novelties after July 1, 2003. Limits the circumstances under which a mercury fever thermometer may be sold or supplied to an individual after July 1, 2003. Restricts a public or nonpublic school from using or purchasing a mercury commodity, mercury compounds, or mercury-added instructional equipment and materials after July 1, 2003. Provides that a person may sell or provide a mercury commodity to another person after July 1, 2003, only if the person meets certain conditions. Requires the department of environmental

management and solid waste management districts to implement mercury education programs. Permits local units of government to implement such programs. Requires the environmental quality service council to review various issues concerning mercury before January 1, 2004. (52)

HB 1902

Author(s): Stevenson; Aguilera; Lawson L; Dumezich

Sponsor(s): Landske; Rogers; Antich

Citations Affected: IC 4-33; IC 6-1.1; IC 6-3.1; IC 6-3.5; IC 6-8.1; IC 33-3.

Effective: January 1, 2001 (retroactive); Upon passage; January 1, 2002.

Property tax and municipal option income tax. Permits the use of gaming admissions tax revenue to reduce property tax levies. Requires the state board of tax commissioners (state board) to contract with an accounting firm with respect to Lake County to: (1) report on expenditures from the county reassessment fund; (2) reassess real property for the general reassessment to be completed for the March 1, 2002 assessment date; and (3) review succeeding general reassessments to identify assessment disparities that are then subject to correction by the state board. Provides that a taxpayer may appeal the March 1, 2002, reassessment value to the state board. Requires township assessors and the county assessor to provide support and information to the state board for the Lake County general reassessment, and provides for enforcement through the tax court of a request by the state board for information. Beginning with the 2004 reassessment date, directs the state board (instead of the township assessor) to assess major industrial properties in Lake County. Permits municipalities in Lake County to impose a municipal option income tax. Requires a public hearing before adoption of the tax. Requires a municipality to annually reduce its budget by at least 3% to retain the tax. Provides that the maximum permissible general fund

property tax levy of a municipality is frozen as long as the tax is in effect. Provides that the revenue from the tax is used to reduce the adopting municipality's property tax levy. Provides that the tax may not continue in effect after December 31, 2005. Provides a state income tax credit for property tax paid on homesteads for certain low income taxpayers in Lake County. Provides that the credit is funded from gaming admissions tax revenue that would otherwise be paid to Lake County and the three largest cities by population in the county. Makes conforming amendments. (94)

HB 1908

Author(s): Stevenson; Budak; Cheney; Pelath; Fry; Dumezich; Lawson L; Ayres

Sponsor(s): Landske; Rogers; Antich; Alexa; Smith S

Citations Affected: IC 8-5; noncode.

Effective: July 1, 2001.

Commuter transportation district board. Defines "passenger" for purposes of the law governing commuter transportation districts. Adds one passenger member and one employee member to the board of trustees of a commuter transportation district. Provides for the method of initial appointment and future appointments for the passenger member and the employee member. (94)

HB 1925

Author(s): Moses; Lytle; Young D; Weinzapfel

Sponsor(s): Ford; Harrison; Young R; Young M; Hume; Skillman; Lanane

Citations Affected: IC 5-10-8; IC 20-5-2-2; IC 20-7.5.

Effective: July 1, 2001.

Employee health benefits for local governmental units. Allows a local governmental unit to provide group health insurance coverage to active and retired officials and employees through one of three methods, including participation in a local unit group, to provide coverage under a state employee health benefit plan. Requires the local unit group to be treated as a single group that is separate from the state employee group. Requires the state personnel department to: (1) establish costs of providing coverage to the local unit group as a whole and establish a uniform premium schedule; and (2) provide an annual opportunity for local units to elect to provide or terminate coverage under a state employee health benefit plan. Prohibits the determination of premiums paid by a local unit from being based on claims made by the local unit. Provides that the state personnel department may adopt rules specifying minimum participation and contribution requirements for participation in a state employee health benefit plan. (97)

HB 1926

Author(s): Crooks; Welch; Goeglein

Sponsor(s): Server

Citations Affected: IC 4-23-16.

Effective: July 1, 2001.

Accessibility to information technology. Changes all references to "data processing" in IC 4-23-16 to "information technology". Changes the name of the data processing oversight commission to the information technology oversight commission. Provides that the budget director and the commissioner of the Indiana department of administration may each designate an individual serve as their respective representative on the commission. Requires the commission to appoint a group of individuals to adopt standards that are consistent with the principles and goals contained in a federal statute that requires federal computers and other electronic equipment to be accessible to federal employees with disabilities and members of the public with disabilities. (47)

HB 1928

Author(s): Crooks

Sponsor(s): Gard; Lanane

Citations Affected: IC 8-1.

Effective: July 1, 2001.

Procedures for small water or sewer utilities. Requires a not-for-profit sewer utility to include in a petition for a rate change a statement as to whether it has an outstanding indebtedness to the federal government. Allows the Indiana utility regulatory commission to adopt rules or issue orders that establish regulatory procedures or standards governing a public or municipally owned water or sewer utility that: (1) serves less than 5,000 customers; (2) primarily provides retail service to customers; and (3) does not serve extensively another utility. Provides that if a not-for-profit water utility in Vermillion County files a complaint with the IURC concerning another not-for-profit water utility in Vermillion County that has withdrawn from the IURC's jurisdiction, the IURC shall reassert jurisdiction over the withdrawn utility with respect to the withdrawn utility's: (1) rates and charges; (2) rules; and (3) operating and territorial authority; concerning the purchase of water for resale by the complaining utility from the withdrawn utility. (101)

HB 1934

Author(s): Gregg; Grubb; Kruzan

Sponsor(s): Simpson

Citations Affected: IC 25-1; IC 25-21.5-2-2.

Effective: Upon passage; July 1, 2001.

Professional occupations. Allows distance learning methods to account for 50% of continuing education requirements for all professions, except doctors, nurses, chiropractors, optometrists, and dentists. Authorizes the executive director of the Indiana

professional licensing agency to review appeals of denials of the renewal of certain professional and occupational licenses. Authorizes a person to file an appeal with the executive director of the professional licensing agency if the person's license renewal is denied by a board for which the professional licensing agency performs administrative functions, duties, and responsibilities. Provides that the board of land surveyors must include three members who are engaged in the practice of land surveying on a full-time basis and at least two members who are engaged in the practice of land surveying on a part-time basis. (47)

HB 1935

Author(s): Harris; Pelath; Ayres; Dumezich

Sponsor(s): Gard; Rogers; Smith S; Simpson

Citations Affected: IC 36-7.

Effective: July 1, 2001.

Shoreline environmental trust fund. Establishes the shoreline environmental trust fund. Establishes a procedure under which a political subdivision can apply for a grant from the fund for the rehabilitation, redevelopment, and reuse of property that meets certain criteria. (52)

HB 1938

Author(s): Becker; Brown C; Welch; Budak

Sponsor(s): Gard; Miller; Server; Simpson; Wyss; Alting

Citations Affected: IC 12-7; IC 12-15; noncode.

Effective: July 1, 2001.

Medicaid coverage for breast and cervical cancer. Expands Medicaid to include women

screened and found to need treatment under the federal Breast and Cervical Cancer Prevention and Treatment Act of 2000. Allows presumptive eligibility for qualified women. Limits eligibility to women whose family income does not exceed 200% of the federal income poverty level for the same size family. Appropriates funds from the state general fund. (104)

HB 1942

Author(s): Budak; Becker; Dvorak

Sponsor(s): Zakas; Alexa; Bowser

Citations Affected: IC 4-13; IC 5-2; IC 12-24; IC 20-6.1; IC 35-42; IC 35-50.

Effective: July 1, 2001.

Sexual misconduct with a minor. Defines sexual misconduct with a minor as a Class A felony as a crime of violence. Provides that a person employed in a state agency who works with or around children shall be dismissed if the person has a conviction for sexual misconduct with a minor as a class A or B felony. Includes sexual misconduct with a minor as a class A or B felony as a crime that may be included in a limited criminal history. Expands the definition of child care worker to include a teacher for purposes of the sexual misconduct with a minor statute. Includes attempted murder in the "crimes of violence" statute. (106)

HB 1948

Author(s): Welch; Crosby; Friend; Kruse; Buck

Sponsor(s): Meeks R; Simpson; Skillman

Citations Affected: IC 6-2.1; noncode.

Effective: January 1, 2001 (retroactive).

Gross income tax exemptions. Provides that amounts received from the sale, lease, or other transfer by or to an electric utility or a general

district REMC of an interest in an electric generating facility that at the time of the sale, lease, or transfer is subject, at least in part, to certain "safe harbor" sale-leaseback provisions under the Internal Revenue Code is exempt from gross income tax to the extent of any mortgage, security interest, or similar encumbrance on the interest in the facility. Provides an exemption from the gross income tax for amounts received under a "qualified investment" that is acquired for the purpose of enabling a lessee to pay the basic rent and exercise price of a purchase option under the lease of an interest in an electric generating facility that, at least in part, is subject to "safe harbor" sale-leaseback provisions of the Internal Revenue Code. (73)

HB 1950

Author(s): Welch; Mellinger; Goeglein; Becker; Hasler; Oxley

Sponsor(s): Lawson C; Simpson; Miller; Skillman; Wyss; Hume; Zakas

Citations Affected: IC 4-22; IC 12-7; IC 12-15; noncode.

Effective: Upon passage; July 1, 2001.

Medicaid buy-in program for the working disabled. Establishes a Medicaid buy-in program to provide Medicaid coverage to certain working individuals with disabilities as authorized by federal law. Establishes the Medicaid work incentives council to assist the office of Medicaid policy and planning (OMPP) in developing the Medicaid buy-in program. Specifies eligibility requirements for the buy-in program. Requires an annual review of the Medicaid buy-in program by OMPP and the Medicaid work incentives council. Requires OMPP to apply for certain federal grants. Allows OMPP to apply for a federal grant to implement a demonstration project to provide Medicaid coverage to certain individuals. (98)

HB 1951

Author(s): Welch; Brown C; Becker; Crosby

Sponsor(s): Miller; Simpson

Citations Affected: IC 25-26; IC 25-27.5; IC 25-34.5; IC 35-48.

Effective: July 1, 2001.

Health professions and prescription drugs. Adds "Rx Only" as a federal legend for which prescriptions may not be refilled without written or oral authorization of a licensed practitioner. Requires a prescription to contain the date of issue. Provides that a prescription is valid for not longer than one year after the original date of issue (instead of the original date of filling). Adds gamma-hydroxybutyric acid (GHB) as a Schedule I depressant. Adds any drug product containing GHB, including its salts, isomers, and salts of isomers, for which an application is approved under the federal Food, Drug and Cosmetic Act, as a Schedule III depressant. Adds Zolpidem (Ambien) as a Schedule IV depressant. Amends the requirements for a respiratory therapist student permit. (77)

HB 1952

Author(s): Yount; Stevenson; Day

Sponsor(s): Merritt; Broden

Citations Affected: IC 36-7; noncode.

Effective: July 1, 2001.

Local housing authority membership. Adds two members to a housing authority. Provides that for a city, one member must be a resident of a housing project. Provides that for a town or county, one member must be a person directly assisted by a housing authority. Provides for the initial appointment of the additional housing authority members. (94)

HB 1958

Author(s): Brown C; Becker

Sponsor(s): Johnson; Rogers; Simpson

Citations Affected: IC 24-5; IC 27-8; IC 27-13; noncode.

Effective: July 1, 2001.

Prescription discount and benefit cards. Provides that a person may not sell, market, promote, advertise, or distribute a card, device, or other purchasing mechanism that is not insurance that purports to offer discounts or access to discounts from a pharmacy for prescription drug or device purchases if certain conditions exist. Provides penalties for violations. Establishes uniform requirements for prescription drug information or other technology issued by an insurer, a health maintenance organization, or certain other entities. Provides that prescription drug cards do not have to be issued more than every 12 months. (77)

HB 1962

Author(s): Stilwell; Smith M; Liggett; Crooks; Yount

Sponsor(s): Harrison; Craycraft

Citations Affected: IC 16-27; IC 22-4; IC 22-4.1.

Effective: July 1, 2001; January 1, 2002.

Various unemployment compensation matters. Reduces the unemployment taxes for all taxpaying employers by 0.01% for the years 2002 through 2004. Recaptures 0.009 of the reduction as an incumbent workers training assessment, and provides for the establishment of the skills 2016 training fund. Provides for the disbursement of the skills 2016 training fund by the establishment of the incumbent workers training board. Provides that a portion of the disbursement of the training fund is to be used by Ivy Tech for certain training programs.

Makes certain changes in the administration of and eligibility for unemployment compensation. (96)

HB 1967

Author(s): Herrell; Stevenson; Adams T; Mellinger; Whetstone; Kruse; Tincher

Sponsor(s): Gard; Johnson; Craycraft

Citations Affected: IC 13-25; IC 36-8.

Effective: Upon passage.

Fire department hazardous material costs. Requires a responsible party, when charged for the expenses, to reimburse a fire department that employs both full-time paid members and volunteer members or only full-time paid members for all expenses incurred by the fire department in taking emergency action with respect to containment, control, and cleanup of hazardous materials. Provides that a court action to collect a reimbursement may be brought either in: (1) the county in which the hazardous materials emergency arose; or (2) the county in which the fire department is located. Provides that if a fire department imposes a charge on a person for these expenses, the charge must be based on the state fire marshal's schedule of service charges. Establishes the permissible uses of money collected. Provides a penalty for failure of the responsible party to pay the charges when due. (52)

HB 1971

Author(s): Smith V; Dillon; Klinker; Porter

Sponsor(s): Wyss; Rogers; Smith S

Citations Affected: IC 20-6.1; IC 20-10.1; noncode.

Effective: Upon passage; July 1, 2001.

Education issues. Provides that a school principal's performance evaluation may not be based wholly on ISTEP scores of students in the principal's school, but that the scores may be used as one factor in the evaluation. Includes methods of conflict resolution in the definition of "good citizenship instruction". Requires the department of education to identify and make available to school corporations models of conflict resolution instruction, which may consist of a program of teacher training with application of the techniques to the children in the classroom, by May 1, 2002. Requires the department of education to conduct a pilot program testing different formulas for determining graduation rates of high schools. (71)

HB 1973

Author(s): Friend; Grubb

Sponsor(s): Hershman; Weatherwax; Waterman

Citations Affected: IC 15-4; noncode.

Effective: May 15, 2001; July 1, 2001.

Corn marketing council. Amends the definition of "market development". Changes the composition of the council member districts. Provides that the dean of the Purdue University school of agriculture, two representatives of first purchaser organizations, one member of the senate, and one member of the house of representatives are members of the council. Requires a producer who seeks to be placed on the ballot to have a petition signed by 10 other producers. Provides that the council may not spend more than 10% of the money it receives in administrative costs. Makes a voluntary rate of assessment of one half cent per bushel for corn. Provides that the assessment applies only if the producer submits a form indicating the producer's desire to be included in the assessment. Establishes an enrollment period for a producer who wants to be included in the assessment. Removes the assessment on seed corn sold in Indiana. Repeals provisions: (1) concerning refunds of assessments; and (2)

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allow a referendum to establish or terminate the Indiana corn marketing council. Provides that certain fees will revert to the office of agriculture to cover administrative fees. Establishes procedures for the initial election of council members. Staggers the terms of the initial members. Makes technical corrections. (77)

HB 1977

Author(s): Adams T; Herrell; Ruppel; Frenz

Sponsor(s): Wheeler; Craycraft; Meeks R; Lutz L

Citations Affected: IC 34-6; IC 34-30; noncode.

Effective: July 1, 2001.

Fire department immunity for donations. Grants immunity from civil liability to a political subdivision, a volunteer fire department, an employee of a political subdivision or volunteer fire department, or a volunteer firefighter who donates fire control or fire rescue equipment to a fire department of a political subdivision or to a volunteer fire department. (51)

HB 2001

Author(s): Smith V; Dillon; Ayres

Sponsor(s): Ford; Rogers; Waterman

Citations Affected: IC 4-13; IC 11-8; IC 11-11; IC 34-30.

Effective: July 1, 2001.

Department of correction ombudsmen. Provides that the department of administration shall determine salaries and other personnel matters of the department of correction ombudsman bureau. Establishes the ombudsman bureau for persons who allege their health or safety has been endangered or that the department of

correction has violated a law, rule, or written policy. Specifies that the department of correction ombudsman has no authority to investigate labor relations. Provides that the ombudsman and a person who provides records to the ombudsman are immune from civil liability. Makes certain actions that impede the ombudsman's investigation a Class A misdemeanor. (77)

HB 2002

Author(s): Aguilera; Stevenson; Lawson L

Sponsor(s): Smith S; Landske; Rogers

Citations Affected: IC 36-9.

Effective: July 1, 2001.

Regional transportation authorities. Revises the membership of a regional transportation authority in Lake County. Provides that the fiscal body of the county or municipality that established the authority may review and modify a regional transportation authority's budget. Provides that the amount of a region transportation authority's organization expense that is paid by an establishing county or municipality is limited to the amount of authority expenses set by the establishing county's or municipality's fiscal body. (94)

HB 2009

Author(s): Klinker; Scholer

Sponsor(s): Alting; Bowser; Harrison; Rogers; Hershman

Citations Affected: IC 3-5; IC 3-6; IC 3-7; noncode.

Effective: Upon passage; July 1, 2001.

Tippecanoe County board of elections and registration. Establishes a board of elections and registration for Tippecanoe County. Abolishes the county election board and the board of

registration for Tippecanoe County. (75)

HB 2014

Author(s): Porter; Atterholt

Sponsor(s): Lubbers; Breaux

Citations Affected: IC 20-10.1; noncode.

Effective: July 1, 2001.

Technology plan grants. Provides that for purposes of the technology plan grant program, the Indiana School for the Deaf and the Indiana School for the Blind are considered "school corporations" and are eligible to receive grants. (73)

HB 2031

Author(s): Kruzan; Budak; Hinkle; Saunders

Sponsor(s): Wyss; Simpson; Blade

Citations Affected: IC 12-7; IC 12-13; IC 16-18; IC 34-30.

Effective: July 1, 2001; January 1, 2002.

Child fatality review teams. Provides for the establishment of a nine member child fatality review team on a county or regional basis to review the sudden, unexpected, or unexplained death of a child. Requires the division of family and children to provide training to local child fatality review teams and to compile an annual report concerning child fatalities. Addresses issues of public access to meetings and records of child fatality review teams. Makes a technical correction in current law. (105)

HB 2037

Author(s): Cochran; Kruzan; Kuzman; Mannweiler; Duncan

Sponsor(s): Sipes; Simpson; Nugent

Citations Affected: IC 7.1-3; IC 7.1-4.

Effective: July 1, 2001.

Farm winery brandy distiller's permits. Establishes a farm winery brandy distiller's permit. Allows a holder of a farm winery permit to apply for a brandy distiller's permit. Entitles the holder of a farm winery brandy distiller's permit to do the following: (1) Manufacture brandy. (2) Rectify brandy. (3) Bottle brandy. (4) Use brandy that it has manufactured for the purpose of producing fortified wine. (5) Sell brandy that it has manufactured to other wineries. (6) Sell brandy at wholesale or retail. Places a limitation on the amount of brandy the holder of a farm winery brandy distiller's permit may produce in a calendar year. Establishes a \$250 annual license fee for a farm winery brandy distiller's permit. Permits a winery to participate in trade shows or expositions for a combined total of not more than nine days in a calendar year. (Current law limits each of the three permitted events to three days apiece.) (104)

HB 2041

Author(s): Weinzapfel

Sponsor(s): Gard

Citations Affected: IC 13-11; IC 13-23; noncode.

Effective: June 1, 2001; July 1, 2001.

Underground storage tanks. Repeals: (1) the underground storage tank guaranty fund; and (2) the underground storage tank loan guaranty and grant programs. Makes conforming amendments. Allows: (1) assignees of the right to receive money from the excess liability trust fund; and (2) subsequent owners of the property upon which tanks are located if the tanks were previously owned by eligible tank owners and operators; to receive money from the excess liability trust fund under certain circumstances.

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Requires the underground petroleum storage tank financial assurance board to adopt rules to determine eligibility to receive money from the fund for tank owners or operators that acquire ownership or operation of a tank as a result of an inheritance. Limits payments from the excess liability trust fund to \$2,000,000 per occurrence. Prohibits an owner or operator of up to 100 tanks from receiving more than \$2,000,000 from the excess liability trust fund during a year (\$3,000,000 for an owner or operator of more than 100 tanks). Makes other changes to the law concerning the excess liability trust fund. Imposes a civil penalty on an owner of a tank who fails to pay the tank registration fee of not more than \$2,000 per tank for each year that passes after the fee becomes due and before the fee is paid. (69)

HB 2042

Author(s): Weinzapfel; Wolkins

Sponsor(s): Gard

Citations Affected: IC 14-37.

Effective: July 1, 2001.

Abandoned oil and gas wells. Authorizes the establishment of a program that would permit a person who voluntarily remediates certain gas and oil wells to recover certain costs from the oil and gas environmental fund. Expands the sources of money for the fund. Authorizes the natural resources commission to dispose of oil and gas well equipment and any crude oil located at an abandoned well and to use any proceeds to offset costs incurred by the commission in plugging and abandoning the well. Terminates certain bonds and requires the purchase of replacement bonds. (47)

HB 2108

Author(s): Klinker; Turner; Harris; Buell

Sponsor(s): Lubbers; Simpson; Alting; Alexa; Rogers; Kenley; Howard; Zakas

Citations Affected: IC 6-3; IC 21-9; noncode.

Effective: January 1, 2002.

College savings tax exemption. Exempts distributions from an Indiana family college savings account used to pay qualified higher education expenses from the Indiana adjusted gross income tax. (92)

HB 2111

Author(s): Klinker; Foley; Day; Scholer

Sponsor(s): Alting; Rogers; Miller; Bowser; Hershman

Citations Affected: IC 35-46; noncode.

Effective: July 1, 2001.

Exploitation of endangered adult or dependent. Raises the offense of exploitation of a dependent or an endangered adult from a Class A misdemeanor to a Class D felony if the fair market value of the personal services or property involved in the offense is more than \$10,000, or if the endangered adult or dependent is at least 60 years of age. Raises the offense of financial exploitation of an endangered adult or a dependent from a Class A misdemeanor to a Class D felony if the amount of the proceeds involved in the offense is more than \$10,000, or if the endangered adult or dependent is at least 60 years of age. Provides for certain defenses. (69)

HB 2117

Author(s): Ripley; Frenz; Cherry

Sponsor(s): Lawson C; Clark

Citations Affected: IC 36-2.

Effective: July 1, 2001.

Social Security numbers on mortgage documents. Prohibits a person from presenting a mortgage instrument for recording if the document discloses the Social Security number of any individual. (104)

HB 2119

Author(s): Ripley; Liggett; Dillon; Espich

Sponsor(s): Ford; Wheeler

Citations Affected: IC 14-8; IC 14-13; IC 14-30.

Effective: July 1, 2001.

Upper Wabash River basin commission. Establishes the upper Wabash River basin commission. Provides for the membership and powers of the commission. Prohibits the Wabash River heritage corridor commission from providing funding for the upper Wabash River basin commission. Provides that the commission expires on January 1, 2002 if the executives of Adams, Huntington, Jay, and Wells counties do not elect to participate in the commission before January 1, 2002. (77)

HB 2126

Author(s): Ayres; Porter; Welch; Day

Sponsor(s): Server; Alexa

Citations Affected: IC 9-18; IC 20-1; IC 20-10-1.

Effective: Upon passage; July 1, 2001; January 1, 2002.

Education matters. Continues the current allocation of the fees collected for the education license plates as follows: (1) 25% to the school intervention and career counseling development program; and (2) 75% to local education foundations. Includes in the school corporation annual report the Scholastic Aptitude Test scores for students completing the academic

honors diploma program. Establishes the school grant writing and fund raising assistance program administered by the department of education. Establishes the elementary school counselors, social workers, and school psychologists program and fund administered by the department of education. Establishes educational requirements for school social workers. Lists the information that must be published in the school corporation annual report of September, 2001. (71)

HB 2130

Author(s): Klinker; Buell; Mahern

Sponsor(s): Skillman; Blade; Alting; Rogers; Smith S; Mrvan

Citations Affected: IC 4-4; IC 6-3; IC 6-3.1; noncode.

Effective: June 30, 2001; July 1, 2001; January 1, 2002.

Enterprise zones. Provides that a person who resides in an enterprise zone and is an employee of a nonprofit entity or local, state, or federal government is eligible for the qualified employee wage deduction. Extends from December 31, 2003, to December 31, 2015, the date beyond which the state enterprise zone board is prohibited from adding new enterprise zones. Specifies that the designation of an enterprise zone in a municipality in which a previously designated zone has expired does not count against the limit allowing only two new enterprise zones to be designated each year. Provides that if an enterprise zone business does not file the required verified summary of tax credits and tax exemptions claimed during the preceding year before the June 1 deadline and does not file for an extension, the zone business waives those credits and exemptions unless it pays, before July 16, a penalty equal to 15% of the credits and exemptions provided during the preceding year. Specifies that high technology business operations are eligible for a 5% enterprise zone investment cost credit. Eliminates the expiration clauses of the individual development accounts program.

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Expands the authorized uses of the individual development account to include: (1) reducing the principal amount owed on a primary residence that was purchased with money from an individual development account; and (2) expanding existing small businesses. Specifies that a qualified individual may use the account funds to pay for tuition, laboratory costs, books, and computer costs at an accredited institution of higher education, vocational school, or licensed or accredited training program. Provides that a qualified individual includes a member of a household with an annual household income of less than 175% of the federal income poverty level. (Current law provides for a limit of 150% of the poverty level.) Allows the funds of an individual development account to be rolled over into an Indiana family college savings program account. Reduces the maximum tax credits to \$200,000. (73)

HB 2145

Author(s): Crosby; Mellinger; Torr; Herndon

Sponsor(s): Bray; Alexa; Lawson C

Citations Affected: IC 5-2; IC 11-13; IC 31-37; IC 35-38; IC 35-50; noncode.

Effective: Upon passage; July 1, 2001.

Changes the term "offender" to "sex and violent offender". Eliminates various dates that limit who must register in the sex and violent offender registry. Expands the registration requirement to include sex and violent crime offenders who are: (1) nonresidents who work or go to school in Indiana; (2) convicted of an attempt or a conspiracy to commit a sex and violent offense; or (3) convicted by a jurisdiction other than a state. Requires certain offenders to register for life. Requires an official to give both oral and written notices to an offender who is required to register under the sex and violent offender registration law. Requires probation officers and officials at facilities not operated for the department of correction to give notices under certain

circumstances. Requires the criminal justice institute to approve or prescribe registration forms and to provide information and training about the registration system. Authorizes the governor to enter into compacts with other jurisdictions to exchange information concerning the relocation of sex and violent offenders. (13)

HB 2147

Author(s): Moses

Sponsor(s): Kenley; Zakas

Citations Affected: IC 4-22; IC 13-14.

Effective: Upon passage; July 1, 2001.

Provides that the automatic expiration of an administrative rule on January 1 of the seventh year after the year in which the rule takes effect does not apply to: (1) a rule that is required to receive or maintain delegation, primacy, or approval for state implementation or operation of a federally mandated program; or (2) a rule that is required to begin or continue receiving federal funding for the implementation or operation of a program. Requires certain boards dealing with environmental issues to have a public comment period and a public hearing concerning the rules that do not automatically expire in the seventh year after the effective date of the rule. Requires the board to direct the department of environmental management as to whether additional rulemaking actions must be initiated. Requires a state agency to readopt a rule before January 1 of the seventh year after the year in which the rule takes effect. Provides that the date for the automatic expiration of an administrative rule is extended each time that the rule is amended and that the rule, as amended, expires on January 1 of the seventh year after the year in which the amendment takes effect. (13)

HB 2148

Author(s): Kuzman; Turner

Sponsor(s): Paul; Alting

Citations Affected: IC 10-2.

Effective: July 1, 2001.

Adjutant general and national guard. Authorizes the armory board to contribute funds in support of certain authorized duties and responsibilities of the adjutant general. Enables a person who has served ten years as a commissioned officer of the United States Air Force to be appointed adjutant general. Provides that, for purposes of payment of the medical expenses of a member of the Indiana national guard who is injured in the line of duty, a disability shall not be considered temporary if it continues for more than one year. Provides that a conviction by courts-martial may be appealed to a military court of appellate review, and that the military court of appellate review shall consist of three Indiana national guard judge advocates appointed to the military court of appellate review by the adjutant general of Indiana. Changes certain provisions of the military code to make them apply to airmen as well as to soldiers.

(13)

SB 9

Author(s): Zakas; Hume

Sponsor(s): Dvorak

Citations Affected: IC 6-1.1; IC 36-8.

Effective: Upon passage; July 1, 2001; August 1, 2001.

Fire Protection Territory. Provides that the ad valorem property tax levy limits apply to property taxes imposed by a unit that enters a fire protection territory created after July 31, 2001. Provides that for the three calendar years following the year that a unit participates in the fire protection territory the ad valorem property tax levy limits do not apply to property taxes imposed by a unit for fire protection services. Requires the legislative body of each unit creating a fire protection territory to give notice of and hold a public hearing before adopting an

ordinance to create the territory. Specifies the information that must be included in the notice. Allows an agent of a volunteer fire department to collect service charges imposed by the volunteer fire department. Provides that different property tax rates may apply in the units that make up the territory, so long as a rate applies uniformly to all of a unit's taxable property within the territory. (13)

SB 14

Author(s): Merritt; Riegsecker; Craycraft; Landske; Antich; Jackman; Young R Michael

Sponsor(s): Lytle

Citations Affected: IC 9-24.

Effective: January 1, 2002.

Identification descriptors for minors. Provides that a permit, license, or identification card issued by the bureau of motor vehicles must contain: (1) the dates on which the permittee, licensee, or cardholder will become 18 years of age and 21 years of age if the permittee, licensee, or cardholder is less than 18 years of age at the time of issuance; and (2) the date on which the permittee, licensee, or cardholder will become 21 years of age if the permittee, licensee, or cardholder is at least 18 but less than 21 years of age at the time of issuance. Provides that information contained on the permit, license, or identification card for a permittee, licensee, or identification cardholder who is less than 21 years of age at the time of issuance shall be printed perpendicular to the bottom edge of the permit, license, or identification card. (13)

SB 15

Author(s): Bray; Antich

Sponsor(s): Dvorak; Foley

Citations Affected: IC 11-9.

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Effective: July 1, 2001.

Parole board. Provides that a person with at least 10 years of law enforcement experience may serve as a member of the parole board. (Current law requires members to hold at least a bachelor's degree.). (13)

SB 19

Author(s): Lawson C; Johnson; Kenley

Sponsor(s): Welch; Duncan; Summers

Citations Affected: IC 12-17.

Effective: July 1, 2001; July 1, 2002.

First Steps program. Requires the division of family and children to adopt rules to implement a cost participation plan for early intervention services provided under the infants and toddlers with disabilities program (commonly referred to as First Steps). Specifies elements that must be included in the cost participation plan, including a specific schedule of cost participation amounts. Provides that the division of family and children may not receive more than \$3,500 per First Steps child per year from a family's health care coverage. Requires the division of family and children, with assistance from the interagency coordinating council, to develop and implement utilization review procedures for First Steps. (13)

SB 25

Author(s): Clark

Sponsor(s): Dobis; Richardson

Citations Affected: IC 4-2.

Effective: July 1, 2001.

Indiana ethics commission. Redefines the term "employer" for purposes of the ethics statute. Authorizes the commission to dismiss a complaint if the commission is satisfied that an

agency within the executive department of state government has dealt with the complaint appropriately. Provides that commission evidence relating to an investigation is confidential until certain events occur. Provides that a commission report may recommend that an appointing authority or a state officer issue a letter of counseling to a respondent to a complaint filed with the commission. Makes changes to the information required to be stated on financial disclosure statements filed with the commission. Provides that a state officer or employee may not retaliate against a former employee because the former employee filed a complaint with the commission, provided information to the commission, or testified before the commission. Prohibits a person from taking certain actions that would interfere with a commission proceeding or investigation. Makes other changes in the state ethics statute. (13)

SB 32

Author(s): Meeks C; Craycraft

Sponsor(s): Mellinger

Citations Affected: IC 5-2; IC 11-13; IC 31-31.

Effective: July 1, 2001.

Probation officers and handguns. Requires a probation officer to meet the following conditions before the probation officer is allowed to carry a handgun while on duty: (1) The court with jurisdiction over the probation officer must enter an order authorizing the probation officer to carry the handgun. (2) The probation officer must obtain a license to carry the handgun. (3) The probation officer must complete a certified handgun safety course. Requires the law enforcement training board to adopt rules for certifying handgun safety courses that meet certain standards for training probation officers in handgun safety. Specifies that the tort claims act applies to a civil action arising out of an act within a probation officer's employment or duties. (The introduced version of this bill was prepared by the probation services study committee.) (69)

SB 33

Author(s): Meeks C

Sponsor(s): Sturtz

Citations Affected: IC 20-8.1; IC 34-30; IC 35-45; noncode.

Effective: July 1, 2001.

Intimidation and threats. Requires the reporting of a threat received by a school employee or intimidation of a school employee. Amends the statute defining the crime of intimidation to make it a Class A misdemeanor for a person to communicate a threat to another person with the intent of causing a structure or vehicle to be evacuated and a Class D felony to communicate the threat by using school or other governmental property, including electronic equipment or systems. (69)

SB 46

Author(s): Simpson; Server

Sponsor(s): Sturtz; Foley

Citations Affected: IC 26-2.

Effective: July 1, 2001.

Electronic sales and lease transactions. Provides that the Uniform Electronic Transaction Act applies to the Uniform Commercial Code sections on sales and leases. (94)

SB 49

Author(s): Lawson C; Young R

Sponsor(s): Crawford; Budak

Citations Affected: IC 12-17.2.

Effective: July 1, 2001.

Coordination of child care regulation board. Extends for three years the expiration of the board for the coordination of child care regulation. Requires the board to study immunization rates to determine if children at child care centers have received age appropriate immunizations. (The introduced version of this bill was prepared by the board for the coordination of child care regulation.) (98)

SB 50

Author(s): Lawson C; Howard

Sponsor(s): Klinker; Alderman

Citations Affected: IC 12-17; noncode.

Effective: July 1, 2001.

Services to individuals with disabilities. Requires the commission on mental retardation and developmental disabilities to annually review the infants and toddlers with disabilities program (commonly known as the "first steps" program). (The introduced version of this bill was prepared by the Indiana commission on mental retardation and developmental disabilities.) (98)

SB 63

Author(s): Wyss; Craycraft; Long; Meeks C; Alexa; Zakas; Young R Michael; Broden

Sponsor(s): Dvorak; Young D; Goeglein; GiaQuinta

Citations Affected: IC 35-42; noncode.

Effective: July 1, 2001.

Interference with medical services. Provides that a person who knowingly or intentionally physically interrupts, obstructs, or alters the delivery or administration of prescription drugs ordered or prescribed for a patient without a prescription or order commits interference with

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medical services, a Class A misdemeanor. Makes the offense a Class D felony if the conduct results in bodily injury to the patient. Makes the offense: (1) a Class C felony if it is committed by a person who is a health care provider or licensed health professional; (2) a Class B felony if it results in serious bodily injury to the patient; and (3) a Class A felony if it results in the death of the patient. Provides for certain defenses. (69)

SB 67

Author(s): Alexa; Meeks R

Sponsor(s): Dvorak; Ayres; Foley; Weinzapfel

Citations Affected: IC 9-30; IC 35-50; noncode.

Effective: Upon passage; July 1, 2001.

Sentencing. Provides an enhanced penalty for operating while intoxicated when the offender has a previous unrelated conviction for a violation that occurred before July 1, 2001. Eliminates a mathematical error in the definition of "minimum sentence" by changing the definition of "minimum sentence" for murder from 30 years to 45 years and by changing the definition of "minimum sentence" for a Class D felony from one year to one-half year. (51)

SB 71

Author(s): Meeks R

Sponsor(s): Tincher

Citations Affected: IC 6-3; noncode.

Effective: January 1, 2002.

Income tax deduction for disability income. Removes a provision that prohibits a person who is at least 65 years of age from receiving the adjusted gross income tax deduction for

disability income. (73)

SB 80

Author(s): Alexa; Zakas; Kenley; Clark; Lubbers; Waterman

Sponsor(s): Sturtz; Foley; Porter

Citations Affected: IC 35-41; noncode.

Effective: July 1, 2001.

Identification of offenders with DNA. Allows a prosecution for a Class B or Class C felony that would otherwise be barred by the statute of limitations to be commenced within one year of the date that the offender is first identified with DNA evidence. Allows a prosecution to be brought before July 1, 2002 if the offender was first identified with DNA evidence after the date on which prosecution was barred by the statute of limitations and before July 1, 2001. (69)

SB 81

Author(s): Zakas; Alexa; Waterman; Wyss; Bray

Sponsor(s): Sturtz; Ulmer; Porter

Citations Affected: IC 10-1; IC 35-38.

Effective: July 1, 2001.

Postconviction DNA testing and analysis. Allows a person who was convicted of and sentenced for murder or a Class A, Class B, or Class C felony to petition a court to require the forensic DNA testing and analysis of any evidence that may exonerate or reduce the sentence of the person. Requires the prosecuting attorney to notify the victim of the offense after a petition has been filed. Requires the court to grant the petition in certain circumstances. Requires the prosecuting attorney to notify the convicted person anytime that the prosecuting attorney conducts postconviction DNA testing and analysis that will consume all of the available biological evidence. Requires, subject

to the right of the prosecuting attorney to seek additional testing upon good cause shown, that the court order a new trial when DNA testing and analysis produces evidence favoring the convicted person. (69)

SB 83

Author(s): Lawson C; Simpson; Breaux

Sponsor(s): Crawford; Budak

Citations Affected: IC 31-9; IC 31-33.

Effective: July 1, 2001.

Child care providers and child abuse registry. Defines "child care provider" for purposes of the child abuse registry as a person who provides child care regardless of whether the person is required to be licensed or registered. Allows a person, upon submitting a consent for release of information, to access certain information in the child abuse registry regarding: (1) a child care provider who is providing or may provide child care for the person's child; or (2) an individual at least 18 years of age who resides with the provider and who may have direct contact with children for whom the child care provider provides child care. (The introduced version of this bill was prepared by the board for the coordination of child care regulation.) (98)

SB 93

Author(s): Server; Simpson; Wyss

Sponsor(s): Weinzapfel; Atterholt

Citations Affected: IC 25-31.5; noncode.

Effective: Upon passage; July 1, 2001.

Registration of soil scientists. Creates the Indiana board of registration for soil scientists. Provides that the board consists of five members: (1) a government soil scientist; (2) an academic soil scientist; (3) two registered

professional soil scientists; and (4) one individual representing the public at large. Requires the board to enter into a contract with the state chemist under which the state chemist provides clerical and administrative support to the board. Sets qualifications for the registration of professional soil scientists and associate soil scientists. Requires the board to annually publish a roster showing the names and places of business of all registered soil scientists. Establishes the soil scientist registration fund. Provides a disciplinary process for registered soil scientists. Provides that an individual who knowingly or intentionally falsely claims to be a registered soil scientist commits a Class B misdemeanor. Exempts individuals in certain professions from the registration requirements. (102)

SB 96

Author(s): Alting

Sponsor(s): Kuzman; Alderman

Citations Affected: IC 7.1-3.

Effective: Upon passage.

Alcoholic beverage retail permits and annexations. Provides that in the case of a municipal annexation, the alcoholic beverage commission may only reclassify a retailer's permit in the former unincorporated territory as a permit inside the municipality if the permittee has actually conducted a retail business at the site for two consecutive years. Specifies treatment of permits that are applied for after notice of an annexation hearing is made and before the annexation occurs. (22)

SB 107

Author(s): Harrison; Craycraft; Lutz L

Sponsor(s): Kromkowski; Buell; Adams T

Citations Affected: IC 5-10; IC 5-10.2; IC 5-10.3; IC 21-6.1; IC 36-8.

**Effective: January 1, 2001 (retroactive);
July 1, 2001.**

Public pensions. Provides that a member of the board of trustees of the public employees' retirement fund (PERF) or the Indiana state teachers' retirement fund (TRF) may participate in a meeting of the board using any means of communication that permits all other board members and the public to simultaneously communicate with each other during the meeting. Provides that PERF and TRF fund records of individual members and membership information shall be treated as confidential, except for the name and years of service of a fund member. Specifies that the additional annuity savings account contributions that may be made by a PERF member or a TRF member may not exceed 10% of the member's compensation. Adds emergency medical services providers employed by a political subdivision and not otherwise eligible for a special death benefit to the definition of "public safety officer" for the purpose of providing a special death benefit. Reimposes an annual earnings limit on a retired member (other than an employee of the department of education) of the public employees' retirement fund (PERF) or the Indiana state teachers' retirement fund (TRF) who has not attained the Social Security normal retirement age for unreduced benefits. Provides that if such a retired member is reemployed in a position covered by PERF or TRF and earns more than \$25,000 in a year, the member's retirement benefit is suspended. Provides that a retired member who has attained normal retirement age for unreduced benefits may be reemployed in a covered position without a suspension of retirement benefits. Provides that the member is entitled to an additional retirement benefit for the period of reemployment. Provides that a governing body of a unit that is participating in PERF is not required to request a survey of the estimated cost of participation, and the PERF board is not required to provide an estimate of the costs of participation, when the unit adopts a resolution or ordinance providing that additional classifications of employees will become members of the fund and the actuary for the fund finds there would be no material change in the current or continued employer contribution

rate for that unit because of the additional classification. Permits a PERF or TRF fund member to direct that the member's retirement benefits be paid to a revocable trust. Specifies that, in the case of PERF members other than state employees, an employer may pay all or a part of the annuity savings account contribution for the employees. (Current law authorizes a PERF employer other than the state to pay either none or all of the contribution but does not allow for partial payment.) Provides that persons employed by TRF are members of TRF. Provides that even if a firefighter is 36 years of age or older, the firefighter may be reappointed as a member of a department if the firefighter: can complete 20 years of service before reaching 60 years of age. Provides that a member of the police or fire department may be reappointed to the department if the person is a retired member not yet receiving retirement benefits under the 1925, 1937, 1953, or 1977 fund. Provides that a fire chief or police chief who is appointed under certain waiver provisions and who is receiving, or is entitled to receive, benefits from the 1925, 1937, 1953, or 1977 fund may receive those benefits while serving as chief. Provides that one member of the PERF board must be a member of a collective bargaining unit of state employees represented by a labor organization or an officer of a local, national, or international labor union that represents state employees. Provides that a park ranger employed in Evansville who attended a law enforcement academy outside Indiana is a member of the 1977 pension fund. (Current law provides that a park ranger in Evansville is a member of the fund only if the park ranger attended the Indiana law enforcement academy.) Provides that a member of TRF who served in the military but is not entitled to military service credit under the TRF law shall be granted credit for the military service if the member received a letter or other notice from the executive director of TRF, after 1960 and before 1965, erroneously stating that the member was eligible to receive service credit for the military service. Requires the member to file an application with TRF before December 31, 2001, to claim the service credit. Corrects cross-references to provisions related to police and firefighter disability benefits. (The introduced version of this bill was prepared by the pension management oversight commission.)

(73)

SB 110

Author(s): Craycraft; Lawson C

Sponsor(s): Budak; Crosby

Citations Affected: IC 12-7; IC 12-17.2; noncode.

Effective: July 1, 2001.

Care of children. Provides certain standards that a child care provider that receives a child care development voucher must meet. Specifies that a local step ahead council may not require child care ministries to meet additional standards unless those additional standards are approved by the general assembly or the division of family and children. Requires an applicant for a class I child care home license to meet certain requirements regarding education and training. Allows a class I child care home to serve a school age child during a break in the school year that exceeds four weeks if: (1) the school age child was at the home part-time during the four months preceding the break or has a sibling attending the child care home; and (2) the child care home and its licensee meet certain requirements. Removes the requirement that a person reside in a child care home to qualify for a license to operate a class II child care home. Lifts the July 1, 1996, moratorium imposed on the licensure of class II child care homes. Changes the definition of "child care center". Requires employees of child care institutions, group homes, and child care centers to be currently (as opposed to "annually") certified in cardiopulmonary resuscitation (CPR). (104)

SB 121

Author(s): Gard; Simpson

Sponsor(s): Weinzapfel; Wolkins; Kruzan

Citations Affected: IC 13-27.5; noncode.

Effective: Upon passage; July 1, 2001.

Environmental committees. Increases the membership of the clean manufacturing technology board by adding a representative who is appointed by the governor and who must have expertise in occupational health and the workplace environment. Eliminates the limitation against board members serving more than two consecutive terms. Provides that meetings of the board must be held in accordance with the open door law. Reestablishes and extends the environmental quality service council (EQSC) through December 31, 2005. Reduces the number of members who serve on the EQSC from 24 to 18. Specifies that one of the two EQSC members representing local government and one of the two EQSC members representing environmental interests may be a solid waste management district director. Specifies that the commissioner of the department of environmental management or the commissioner's designee is a nonvoting member. Requires the chairman of the EQSC to call for the EQSC to meet at least one time during a calendar year. Specifies the duties of the EQSC. (52)

SB 126

Author(s): Landske; Craycraft

Sponsor(s): Hasler; Becker

Citations Affected: IC 35-48.

Effective: July 1, 2001.

Controlled substances used to treat obesity. Codifies a non-code statute that allows a physician to prescribe or otherwise provide for a patient any amphetamine, sympathomimetic amine drug, or compound designated as a Schedule III or Schedule IV controlled substance for purposes of weight reduction or to control obesity under certain conditions. (69)

SB 131

Author(s): Lewis; Wheeler; Skillman; Craycraft

Sponsor(s): Lytle; Budak

Citations Affected: IC 9-31.

Effective: July 1, 2001.

Boat titles. Removes provisions under which a newly purchased motorboat may not be used on Indiana waters while its registration is pending unless the operator has in the operator's possession a validated receipt from the bureau of motor vehicles showing that the purchaser has made application for registration of the motorboat. (77)

SB 137

Author(s): Lawson C; Hume

Sponsor(s): Crawford

Citations Affected: IC 12-17.2; IC 20-5.

Effective: July 1, 2001.

School latch key programs. Requires the contract between a school corporation and an entity providing a program of before and after school care (commonly called a "latch key" program) to be in writing and to be subject to bidding. Exempts a latch key program from licensure as a child care facility, but requires it to comply with guidelines developed by the department of education and the school corporation in which the program is operated. (98)

SB 138

Author(s): Lawson C

Sponsor(s): Whetstone; Thompson; Behning; Dvorak; Crosby

Citations Affected: IC 33-5.

Effective: Upon passage.

Jurisdiction of Hendricks superior courts. Gives Hendricks superior court No. 2 and Hendricks superior court No. 3 jurisdiction over probate matters, guardianships, trusts, and similar matters. Allows Hendricks superior court No. 1 to have a small claims and misdemeanor division. Repeals a provision concerning the transfer of cases when one court does not have jurisdiction over a matter. (51)

SB 141

Author(s): Long; Broden; Wyss; Meeks C

Sponsor(s): Moses; Brown T; GiaQuinta; Pond

Citations Affected: IC 34-6; IC 34-13; noncode.

Effective: Upon passage.

Liability at extreme sports areas. Defines "extreme sports area". Provides that a governmental entity that operates an extreme sports area has limited tort claims immunity for damages at an extreme sports area if: (1) a set of rules governing the use of the facility is clearly posted at each entrance to the extreme sports area; and (2) a warning concerning the hazards and dangers associated with the use of the facility is clearly posted at each entrance to the extreme sports area. Provides that a governmental entity that operates an extreme sports area is required to maintain the area in a reasonably safe condition. (94)

SB 151

Author(s): Wheeler; Lewis; Craycraft; Skillman

Sponsor(s): Sturtz; Dillon

Citations Affected: IC 14-8; IC 14-22.

Effective: July 1, 2001.

Falconry and trapping. Provides that the state is the sole regulator of the trapping of wild animals in Indiana. Prohibits a unit of local government from regulating the trapping of wild animals in any way, except for the trapping of wild animals on or in land, buildings, or other real property that is owned by the unit of local government. Prohibits a unit of local government from regulating in any way the ownership, possession, sale, transfer, or transportation of a raptor while Indiana is on the list of states meeting federal falconry standards maintained under 50 CFR 21.29(k), except for the regulation of raptors on or in land, buildings, or other real property (other than a highway or public highway) that is owned by a unit of local government. (The introduced version of this bill was prepared by the natural resources study committee.) (77)

SB 152

Author(s): Wheeler; Hume

Sponsor(s): Sturtz; Scholer

Citations Affected: IC 36-9.

Effective: July 1, 2001.

Drainage for developments. Requires a person who lays out a subdivision of lots or lands outside a municipality to obtain the approval of the county drainage board of the plans and specifications for the drainage of the subdivision tract before proceeding with development of the subdivision tract. Specifies the standards that the plan and specifications must comply with. Provides that the county drainage board may approve an alternate plan that does not comply with the standard concerning the entrance and exit of surface water. (87)

SB 153

Author(s): Lawson C; Blade

Sponsor(s): Lytle; Foley

Citations Affected: IC 4-13; IC 14-18.

Effective: July 1, 2001.

Department of administration. Deletes the \$250,000 limit on the balance that may be held in the Indiana department of administration's motor vehicle pool rotary fund. Provides that deeds for rights-of-way granted by the department of natural resources to railroads and to telegraph and telephone companies to construct and operate lines across the land of state forests and state nurseries are subject to the approval of the governor, the attorney general, and (instead of the auditor of state) the Indiana department of administration. (44)

SB 154

Author(s): Lewis; Wheeler; Craycraft; Skillman

Sponsor(s): Lytle; Cherry

Citations Affected: IC 8-22; IC 25-36.5.

Effective: July 1, 2001.

Timber regulation. Provides that a person who, after an initial violation, knowingly or intentionally commits a subsequent unrelated violation of buying timber without first securing a registration or refusing to allow the inspection of the person's records, commits a Class D felony.

Provides that a person seeking a preliminary injunction or restraining order to prevent wrongful cutting of timber on the person's property is relieved of the requirement of posting bond or other security, unless the person had a contract for cutting or sale of timber. Provides trees or timber removed by a local airport authority or local aviation commissioners are considered personal property for sale or severance. (77)

Enactments - 2001

SB 158

Author(s): Ford; Craycraft; Zakas; Waterman

Sponsor(s): Lytle; Espich

Citations Affected: IC 14-19.

Effective: July 1, 2001.

Golden Hoosier Passport for veterans. Enables a disabled veteran of the U. S. armed forces and a person eligible to receive a prisoner of war license plate to obtain a Golden Hoosier Passport at no charge. (Under current law, senior citizens and disabled persons eligible for Social Security benefits are eligible for a Golden Hoosier Passport.) (77)

SB 160

Author(s): Skillman; Blade; Clark; Simpson; Kenley; Craycraft; Jackman; Hershman

Sponsor(s): Lytle; Steele; Cherry; Leuck

Citations Affected: IC 4-4.

Effective: July 1, 2001.

Rural economic development. Provides that the Indiana rural development council shall develop a rural economic development strategy to assist Indiana's rural residents in improving their quality of life and to help promote successful and sustainable rural communities. Provides that the strategy must include goals and recommendations concerning certain issues. Provides that the Indiana rural development council shall, before October 1 of each year, submit an annual report to the legislative council to inform the general assembly of the council's work during the period covered by the report and to assist the general assembly in monitoring issues affecting rural communities and responding to the needs of rural residents. Allows the council to contract with regional rural development groups for assistance in

developing the rural economic development strategy. (101)

SB 165

Author(s): Lubbers; Meeks C; Long; Rogers

Sponsor(s): Porter; Scholer; Pond; Behning; Robertson; Bosma

Citations Affected: IC 20-3.1; IC 20-5.5; IC 20-6.1; IC 20-7.5; IC 20-10.2; noncode.

Effective: Upon passage; July 1, 2001; July 1, 2002.

Charter schools. Amends the law concerning Indianapolis Public Schools (IPS) to make the provisions concerning student standards, improvement, and accountability consistent with provisions applicable to other school corporations. Provides for collective bargaining and discussion rights for school employees, including charter school employees and employees of IPS. Defines a "sponsor" as: (1) the governing body of a school corporation; (2) the mayor of Indianapolis; or (3) state universities. Sets forth the organization, powers, method of establishment, charter contents, policies, oversight, and restrictions for charter schools. Requires teachers in a charter school to hold a license to teach in a public school or be participating in the transition to teaching program. Provides that if a school corporation eliminates a teaching position in a noncharter school because of a charter school, the legal or contractual provisions, if any, otherwise applicable to the teacher whose contract is canceled, continue to apply to that teacher. Allows the conversion of an existing public school to a charter school if at least 67% of the teachers and 51% of the parents approve of the conversion. Establishes the transition to teaching program to provide an alternative method through which professionals may obtain a teaching license. Appropriates \$50,000 in each year of the biennium to the department of education for its responsibilities under the charter school law and to provide advisory

assistance concerning charter schools. Makes conforming amendments to related statutes. (71)

SB 170

Author(s): Lawson C; Simpson

Sponsor(s): Crosby; Scholer

Citations Affected: IC 6-6.

Effective: July 1, 2001.

Hazardous waste disposal tax. Allows certain counties to use the county share of the hazardous waste disposal tax to pay the costs associated with: (1) the construction or rehabilitation of a facility used for training county and local public health and public safety officers in the proper procedures for dealing with emergencies involving hazardous substances or hazardous waste; and (2) any other project that has identifiable environmental benefits. (69)

SB 171

Author(s): Simpson; Zakas; Alting

Sponsor(s): Klinker; Foley; Kruzan; Ruppel; Whetstone

Citations Affected: IC 4-6; IC 4-21.5; IC 25-1; IC 25-5.2; IC 32-13; IC 35-46; noncode.

Effective: July 1, 2001.

Uniform athlete agents act. Establishes registration requirements for an athlete agent. Authorizes the attorney general to regulate athlete agents. Establishes requirements for agency contracts between student athletes and athlete agents. Allows a student athlete to cancel an agency contract within 14 days after the contract is signed. Establishes various criminal and civil penalties for violation of the act. Authorizes an action by an educational

institution against an athlete agent or a former student athlete for damages caused by violation of the act. Modifies the crime of failure to disclose recruitment to include failure to disclose an endorsement contract ten days before the contract is executed. Provides that a consent to use a student athlete's right of publicity is void if it is obtained under a void or voided agency contractor without required disclosures. (102)

SB 173

Author(s): Lawson C

Sponsor(s): Ayres; Stevenson

Citations Affected: IC 5-3.

Effective: July 1, 2001.

Reports of cities and towns. Amends the law on the annual financial reports of cities and towns to eliminate a provision requiring the inclusion in the reports of information on the compensation paid to county officers and employees. (55)

SB 174

Author(s): Kenley; Smith S

Sponsor(s): Kuzman; Foley

Citations Affected: IC 2-5; IC 4-4; IC 5-2; IC 6-1.1; IC 9-21; IC 9-25; IC 9-30; IC 12-13; IC 12-15; IC 13-11; IC 13-18; IC 13-20; IC 13-21; IC 13-22; IC 13-25; IC 13-26; IC 14-22; IC 16-25; IC 16-29; IC 20-12; IC 21-1; IC 21-2; IC 22-3; IC 22-4; IC 24-3; IC 25-4; IC 26-2; IC 27-8; IC 27-13; IC 33-19; IC 35-33; IC 35-46; IC 36-7; IC 36-8; noncode.

Effective: Upon passage; July 1, 2001; January 1, 2002.

Technical corrections. Makes numerous

technical corrections in the Indiana Code. (55)

SB 176

Author(s): Kenley; Skillman; Riegsecker; Broden

Sponsor(s): Lytle; Cherry; Smith M

Citations Affected: IC 36-1.

Effective: July 1, 2001.

Local rainy day funds. Allows a political subdivision to establish a rainy day fund. Provides that a rainy day fund established by a political subdivision consists of the unused and unencumbered balance that is: (1) remaining in a fund consisting of amounts raised by a general or special tax levy on all the taxable property of the political subdivision; and (2) transferred by the political subdivision to the political subdivision's rainy day fund. Limits the amount that may be transferred to the rainy day fund to not more than 10% of the political subdivision's budget for that fiscal year. (92)

SB 180

Author(s): Bray; Antich; Craycraft

Sponsor(s): Sturtz; Tincher; Foley

Citations Affected: IC 16-18; IC 16-31; IC 16-41; IC 25-22.5; IC 34-30; IC 35-41; IC 35-43; IC 35-44; IC 35-47; noncode.

Effective: July 1, 2001.

Anti-terrorism measures. Requires the Indiana emergency medical services commission to provide training and certification standards for the administration of antidotes, vaccines, and antibiotics in situations related to a terrorist or military attack. Requires the state department of health to monitor dangerous communicable diseases and outbreaks of diseases known or suspected to be used as weapons. Provides civil immunity to paramedics, advanced emergency medical technicians, and emergency medical

technicians and exempts them certain provisions in the medical practice law when they are acting in response to a terrorist attack that has been declared a disaster emergency by the governor. Requires the state department of health to develop capabilities and procedures to identify unknown bacterial substances that may be weapons. Defines "terrorism" and "weapon of mass destruction". Imposes criminal penalties for terrorism, agricultural terrorism, and false reporting of the placement or introduction of a weapon of mass destruction. Enhances the penalty for computer tampering when the offense is committed for the purpose of terrorism. (106)

SB 182

Author(s): Jackman; Craycraft

Sponsor(s): Cook; Scholer

Citations Affected: IC 8-6.

Effective: July 1, 2001.

Unobstructed view at railroad crossing. Allows the Indiana department of transportation to adopt rules to adjust the required distance for an unobstructed view along a railroad right-of-way. Provides that a crossing equipped with a train activated gate is exempt from the statutory requirement of an unobstructed view of at least 1500 feet or the minimum length requirement established by a rule of the department, if the railroad maintains an unobstructed view for at least 250 feet in both directions. Provides that a railroad that fails to maintain an unobstructed view shall be held liable for a penalty of \$100 a day for each day the violation continues, subject to a maximum fine of \$5,000. (92)

SB 186

Author(s): Waterman; Lewis

Sponsor(s): Bischoff

Citations Affected: IC 14-8; IC 14-22.

Effective: July 1, 2001.

Hunting safety. Requires a hunter to wear at least one orange colored outer garment when hunting for deer, rabbit, squirrel, woodcock, pheasant, quail, or ruffed grouse. Makes a violation of this provision a Class D infraction. (105)

SB 188

Author(s): Waterman

Sponsor(s): Gregg; Ulmer

Citations Affected: IC 33-14.

Effective: July 1, 2001.

Prosecuting attorney salaries. Provides that the minimum annual salary of the part-time prosecuting attorney of the judicial circuit in which the Wabash Valley Correctional Facility is located is equal to 66% of the minimum salary of the circuit court judge. (105)

SB 190

Author(s): Zakas; Antich

Sponsor(s): Weinzapfel; Foley

Citations Affected: IC 6-4.1; IC 29-1; IC 29-3; IC 30-1; IC 30-4; IC 30-5; IC 34-45; noncode.

Effective: July 1, 2001.

Numerous changes to probate, trust, and tax laws. Provides that an inheritance tax affidavit may be filed stating that no inheritance tax is due. Creates exceptions to the "dead man's statute". Creates penalties for failure to recognize the authority of an attorney in fact. Changes various probate and tax deadlines. Increases the surviving spouse allowance. Adds rules of construction concerning nonprobate transfers. Allows a person with a valid power of attorney for a surviving spouse to exercise the

spouse's right of election. Changes notice requirements for supervised estates. Makes other numerous changes to the probate, trust, and tax laws. (The introduced version of this bill was prepared by the probate code study commission.) (87)

SB 199

Author(s): Kenley

Sponsor(s): Tincher; Buell

Citations Affected: IC 20-5; noncode.

Effective: July 1, 2001; December 31, 2003.

School retirement and severance plans. Provides that if a school corporation: (1) establishes after June 30, 2001, a retirement or severance plan that will require the school corporation to pay post-retirement or severance benefits to employees of the school corporation; or (2) after June 30, 2001, enters into any agreement or contract provisions that will increase the benefit or the unfunded liability under any retirement or severance provisions; the school corporation must actuarially fund the post-retirement or severance benefits or the increase in the benefits or unfunded liability. Authorizes school corporations to issue bonds to implement solutions to contractual retirement or severance liability as it existed on June 30, 2001. Provides that those school corporations may issue bonds for this purpose only one time and that the bonds must be issued before December 31, 2003. Requires a reduction in property tax levies for the school's capital projects fund, transportation fund, or art association and historical society funds to offset the debt service levy needed. (73)

SB 204

Author(s): Lubbers; Antich; Zakas

Sponsor(s): Adams T; Munson

Citations Affected: IC 20-10.1.

Enactments - 2001

Effective: July 1, 2001.

Release of FERPA information. Authorizes a school corporation or other entity to which the federal Family Educational Rights and Privacy Act (FERPA) applies to release education records to a juvenile justice agency. (51)

SB 215

Author(s): Miller; Merritt; Young R

Sponsor(s): Brown C; Becker; Budak; Goeglein

Citations Affected: IC 12-7; IC 12-10; IC 16-18; IC 16-27; IC 16-28; IC 25-22.5; IC 25-23; IC 34-30; noncode.

Effective: Upon passage; July 1, 2001.

Personal care. Provides that an individual in need of self-directed in-home care who is a recipient approved to receive certain Medicaid waiver services or a participant in the community and home options to institutional care for the elderly and disabled (CHOICE) program may employ registered personal services attendants to provide attendant care services. Exempts from these provisions home health agencies, hospice programs, and health care professionals who practice within the scope of their license. Allows a personal services attendant to perform certain self-directed in-home services and medical activities that, in the opinion of the attending physician, meet certain conditions and for which the attendant has received training or instruction on how to properly perform the medical activity from a licensed health professional. Requires an individual in need of in-home care and the individual's case manager to develop an authorized care plan. Provides that procedures must be adopted to receive and adjudicate certain complaints against personal services attendants. Allows personal services attendants who are guilty of certain offenses to be placed on the nurse aide registry. Sunsets the self-directed in-home care program on July 1, 2003. Allows home health agencies to provide

attendant care services. Establishes the governor's commission on caregivers to study issues regarding the availability and quality of caregivers in long term care health settings. Requires the commission to submit a report to the governor and legislative council by not later than October 1, 2002. Allows the commission to contract with a private individual or organization to provide the staff support necessary for the operation of the commission, including conducting research and developing the required report. Appropriates \$49,000 from the state general fund for the commission to fulfill its purpose. Requires that appropriate federal Medicaid waivers be sought to permit reimbursement of these services under Medicaid. Makes conforming amendments and technical corrections. (98)

SB 216

Author(s): Miller

Sponsor(s): Crawford; Becker; Budak

Citations Affected: IC 2-5; IC 12-15; noncode.

Effective: January 1, 2001 (retroactive); July 1, 2001.

Medicaid. Establishes the select joint commission on Medicaid oversight. Provides for the appointment of commission members and establishes meeting procedures. Allows the commission to meet at any time during the calendar year. Provides that the commission expires December 31, 2003. Repeals prior authorization for the commission. Provides that the office of Medicaid policy and planning (OMPP) and its payment claims contractor must accept certain claim forms and may not mandate the use of a crossover claim form. (98)

SB 226

Author(s): Gard; Riegsecker

Sponsor(s): Weinzapfel; Wolkins

Citations Affected: IC 13-19.

Effective: July 1, 2001.

Regulation of steel making slag and foundry slag. Prohibits the solid waste management board from adopting rules to regulate slag generated by the production of iron or steel under certain conditions. (69)

SB 229

Author(s): Gard; Hershman; Lawson C; Craycraft

Sponsor(s): Crosby; Becker

Citations Affected: IC 27-1.

Effective: July 1, 2001.

Health insurance educator. Requires the department of insurance to establish the position of a health insurance educator to provide specified information to the public regarding health insurance. Prohibits the health insurance educator from making recommendations regarding a particular company, insurance producer, or product and from interpreting or advising individuals regarding particular issues that are subject to federal law. (97)

SB 230

Author(s): Gard

Sponsor(s): Sturtz; Cherry

Citations Affected: IC 35-41.

Effective: July 1, 2001.

Federal enforcement officers. Adds United States Immigration and Naturalization Service special agents and employees of federal agencies who are authorized to make arrests and carry firearms to the definition of "federal enforcement officer" for purposes of Title 35 of the Indiana Code concerning criminal law and procedure and all other statutes relating to penal offenses. (105)

SB 236

Author(s): Gard; Howard; Hershman; Zakas; Broden

Sponsor(s): Weinzapfel; Wolkins

Citations Affected: IC 13-11; IC 13-18; noncode.

Effective: Upon passage; July 1, 2001.

Storm water management programs. Permits the budget agency to make grants to political subdivisions from the supplemental drinking water and wastewater assistance fund for tasks associated with the development and preparation of long term control plans, use attainability analyses, and storm water management programs. Directs the budget agency to establish the terms and conditions under which it will make the grants not later than September 1, 2001. Requires that the budget agency consult with political subdivisions and other interested entities before establishing the terms and conditions. (52)

SB 240

Author(s): Landske

Sponsor(s): Domezich; Crooks

Citations Affected: IC 9-20.

Effective: July 1, 2001.

Motor vehicle size limits. Provides that a semitrailer longer than 48 1/2 feet may be operated on a state highway only if the distance between the kingpin and the rearmost axle of the semitrailer is not more than 43 feet. Provides that the maximum length of a truck-trailer combination or a truck-wagon combination, and load, that is designed with a self-compactor or detachable container and utilized for garbage, refuse, or recycling operations is sixty-eight feet. Makes conforming amendments. (92)

SB 255

Author(s): Wheeler; Lewis; Skillman; Craycraft

Sponsor(s): Sturtz; Lytle; Denbo; Ulmer

Citations Affected: IC 8-14; IC 36-7.

Effective: July 1, 2001.

Historic bridges and St. Joseph County historic preservation commission. Provides an annual grant that counties may request based upon the number of historic bridges in the county and subject to the amount appropriated from the state general fund for historic bridge maintenance grants and not to exceed \$100,000 per state fiscal year. Requires the county executive to use the grant money for the maintenance of historic bridges or covered bridges. Provides that a building or structure that is declared by a historic preservation commission in St. Joseph County to be under interim protection may be placed under interim protection for not more than 30 days. Specifies that in the case of a historic preservation commission with jurisdiction in South Bend, the commission must after June 30, 2001, include as a voting member the superintendent of the largest school corporation in the city. Provides that in St. Joseph County, a historic preservation commission may remove the historic classification of a building or structure owned by a political subdivision without the adoption of an ordinance by the legislative body of the unit if the commission determines that removal of the classification is in the best interest of the unit and the political subdivision. (The introduced version of this bill was prepared by the natural resources committee.) (77)

SB 260

Author(s): Harrison; Lutz L; Craycraft; Smith S

Sponsor(s): Kromkowski; Buell

Citations Affected: IC 5-10.3; noncode.

Effective: Upon passage; July 1, 2001.

Pension relief fund distributions. Provides that distributions from the pension relief fund to local units of government shall be made in a particular year based on estimates of pension liabilities in the ensuing year. Provides that in 2001, units of local government will receive pension relief fund distributions under both the current pension relief fund law and under the amended law. Provides that an eligible unit of government receiving a distribution from the pension relief fund must spend from its local resources in 2001 through 2007 and sets forth the minimum amounts of the required local spending. Provides that to the extent that a distribution is paid in November 2001 or in 2002, that distribution must be placed in trust or encumbered for future pension payments. For each year through 2007, provides an additional annual distribution from the pension relief fund. Provides that the additional distribution is the amount necessary to ensure that at least 50% of each unit's pension liability is paid from the pension relief fund. Requires the PERF board of trustees to maintain separate accounts for each unit of local government into which a unit may: (1) make deposits; and (2) withdraw one time each year all or a portion of the unit's balance in the account to pay pension benefits under the old police and firefighter pension funds. Provides a one-time distribution from the pension relief fund in 2001 in an amount sufficient to ensure that the pension relief fund has paid at least 50% of each unit's pension liability for 1998 through 2000. (The introduced version of this bill was prepared by the pension management oversight commission.) (73)

SB 261

Author(s): Nugent; Paul

Sponsor(s): Saunders; Dobis; Whetstone; Bodiker

Citations Affected: IC 24-4.5; noncode.

Effective: July 1, 2001.

Determination of total finance charge. States that a lender may include any amount prepaid within 60 days of the date of the prepayment in full in the calculation of a contracted penalty for the full prepayment of the loan. Specifies certain fees that are not included in the total finance charge. (94)

SB 262

Author(s): Lubbers; Howard

Sponsor(s): Bottorff; Buell

Citations Affected: IC 4-4.

Effective: July 1, 2001.

Economic development. Provides that appropriations to the department of commerce for local economic development organization grants do not expire or revert to the state general fund at the end of a state fiscal year. Allows grants to be used by local economic development organizations for operations related to the provision or rehabilitation of low income housing. Provides that not more than 25% of the total grants amounts awarded may be used for the provision or rehabilitation of low income housing. (101)

SB 263

Author(s): Lawson C; Smith S

Sponsor(s): Stilwell; Young D

Citations Affected: IC 12-20; IC 16-41.

Effective: July 1, 2001.

Township trustees. Requires a township trustee to: (1) assist individuals with certain disabilities in completing a poor relief application; and (2) make alternate arrangements for obtaining the signature of an individual who is unable for certain reasons to sign the application in the trustee's office. Requires a trustee to act upon a "completed" application. Provides

circumstances under which a township trustee may authorize the payment of delinquent bills for certain utility services. Allows a township trustee to require individuals needing insulin to make a regular application for poor relief assistance before receiving free insulin a second time. (77)

SB 268

Author(s): Skillman; Lawson C; Breaux; Waterman

Sponsor(s): Weinzapfel; Richardson

Citations Affected: IC 3-5; IC 3-10; IC 3-11.

Effective: Upon passage; July 1, 2001.

Voting systems. Requires the Indiana department of administration to award quantity purchase agreements to voting system vendors for use by counties to purchase, lease-purchase, or lease new voting systems or an upgrade or expansion of an existing voting system. Establishes the voting system improvement fund to reimburse counties for the purchase, lease-purchase, or lease of new, upgraded, or expanded voting systems. Provides that the fund consists of appropriations made by the general assembly, all federal money received by the state for voting systems improvement, and the proceeds of bonds issued by the Indiana bond bank for improvement of voting systems as authorized by law. Provides that a county may be reimbursed for 50% of the amount of expenditures made for a new, or an upgraded or expanded voting system. Provides that if a county lease-purchases or leases a new or an upgraded or expanded voting system, each year the county may be reimbursed 50% of its annual lease-purchase or lease costs. Provides that money received by the state from the federal government may also be used to reimburse counties for 50% of the cost of the purchase of new voting systems or the upgrade or expansion of existing voting systems after January 1, 1998 and before July 1, 2001 under certain circumstances. Establishes the voting system education fund to reimburse counties for

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development and implementation of programs for educating voters about voting procedures. Provides that a county may be paid up to 50% of the amount of reasonable development and implementation costs of the program. Provides that payments from the voting system improvement fund may not be made after January 1, 2006. Provides that after June 30, 2001, the Indiana election commission may not approve a punch card voting system for use in Indiana. Requires the Indiana election commission to prohibit the use of punch card voting systems in Indiana if the commission determines that the amount of money in the voting system improvement fund plus the amount of appropriations made to the fund is not less than \$5,000,000 on July 1, 2003. (75)

SB 269

Author(s): Borst; Howard; Blade; Antich; Breaux; Sipes; Lawson C

Sponsor(s): Crosby; Mannweiler

Citations Affected: IC 6-2.5.

Effective: July 1, 2001.

Sales and use tax administration. Enacts the simplified sales and use tax administration act. Provides for the appointment of four delegates to enter into multistate discussions concerning the Simplified Sales and Use Tax Agreement. Permits the department of state revenue to enter into the agreement with other states to simplify and modernize sales and use tax administration in order to substantially reduce the burden of tax compliance for all sellers and for all types of commerce. Authorizes the department to act jointly with other states that are members of the agreement to establish standards for certification of certified service providers and certified automated systems and to establish performance standards for multistate sellers. Specifies certain requirements that must be included in the agreement before the state of Indiana may enter into the agreement. Includes certain provisions concerning certified service providers (an agent certified jointly by the states to perform all of a seller's sales tax functions). Includes certain

provisions concerning certified automated systems (the software certified jointly by the states to calculate the tax imposed by each jurisdiction on a transaction, to determine the amount of tax to remit to the appropriate state, and to maintain a record of the transaction). Specifies that no provision of the agreement invalidates or amends any provision of Indiana law. (44)

SB 270

Author(s): Borst; Simpson

Sponsor(s): Brown C

Citations Affected: IC 4-12.

Effective: July 1, 2001.

Biomedical technology and research trust fund. Deletes an incorrect statement of the purpose of the fund. (44)

SB 272

Author(s): Young R Michael; Howard; Clark; Lanane

Sponsor(s): Sturtz; Hinkle

Citations Affected: IC 9-13; IC 9-22; noncode.

Effective: Upon passage.

Abandoned vehicles on private property. Provides that a person may sell or salvage an abandoned mobile home that has been abandoned on the person's property for at least 30 days. Requires a property owner who wishes to sell or salvage a mobile home to request a title search in the records of the bureau of motor vehicles and notify the owner and any person having a security interest in the mobile home. Requires the property owner to advertise that the abandoned mobile home will be sold at auction. Provides a method for the purchaser of the mobile home to obtain title. If there is no

purchaser at auction, the property owner may donate or salvage the mobile home. Applies the procedures for the private removal of abandoned vehicles on rental property to all private property, except vehicle sale lots, automobile scrapyards, and property of a member of the armed forces on active duty. Provides transitional procedures for abandoned vehicles towed from private property before the effective date of the act. (96)

SB 273

Author(s): Gard; Simpson; Howard; Zakas

Sponsor(s): Weinzapfel; Wolkins

Citations Affected: IC 6-3.1; IC 13-19; noncode.

Effective: July 1, 2001; January 1, 2002.

Brownfield program and environmental remediation. Allows a credit against state tax liability for certain voluntary environmental remediation costs. Provides that the maximum amount of the credit for a particular remediation project is \$100,000. Limits the total amount of credits that may be granted in each state fiscal year to \$1,000,000. Provides that the credit amount for each year shall be deducted from the environmental remediation revolving loan fund subaccount to replenish the state general fund. Provides that the department of environmental management shall share administrative duties with the Indiana development finance authority. Provides that no new tax credits are allowed for tax years beginning after December 31, 2003. Corrects a reference in the environmental remediation revolving loan program law from "subaccount" to "account". (92)

SB 280

Author(s): Miller; Sipes

Sponsor(s): Brown C; Frizzell

Citations Affected: Noncode.

Effective: July 1, 2001.

Methadone clinic moratorium. Extends the state imposed moratorium on methadone clinics until July 1, 2003. Makes conforming changes. (104)

SB 300

Author(s): Rogers; Landske

Sponsor(s): Kromkowski; Richardson; Smith V

Citations Affected: IC 3-12.

Effective: July 1, 2001.

Recount of precinct committeeman elections. Provides that a candidate for precinct committeeman or state convention delegate is entitled to have a recount of the election conducted. Provides that the political party of the candidate, in accordance with any applicable party rules, determines the winner of an election to a political party office. (75)

SB 301

Author(s): Hume; Landske

Sponsor(s): Crooks; Frenz

Citations Affected: IC 3-8; IC 3-13.

Effective: July 1, 2001.

Candidate challenges. Requires a statement questioning the validity of a declaration of candidacy to be filed with the election division or county election board not later than noon 67 days before the date of the primary election. Requires a statement questioning the validity of a: (1) declaration of intent to be a write-in candidate; or (2) certificate of candidate selection to fill a late candidate vacancy; to be filed with the election division or county election board not later than noon 14 days before election day. Requires a statement questioning the validity of a: (1) petition of

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nomination; or (2) certificate of candidate selection to fill an early candidate vacancy; to be filed with the election division or county election board not later than noon 74 days before the date on which the general or municipal election will be held. Requires the election commission or county election board to rule on the validity of a certificate of candidate selection to fill an early candidate vacancy not later than noon 60 days before the date on which the general or municipal election will be held. (101)

SB 308

Author(s): Miller; Craycraft; Antich; Smith S

Sponsor(s): Brown C; Becker

Citations Affected: IC 12-15.

Effective: July 1, 2001.

Medicaid payment for emergency room services. Removes an expiration provision from the statute requiring that, under the Medicaid primary care case management program, certain physician services provided to a program enrollee in a hospital emergency department must be at a rate of 100% of rates payable under the Medicaid fee structure if the service is authorized by the enrollee's primary medical provider or managed care organization. Applies the 100% reimbursement requirement to the Medicaid risk-based managed care program if the services are provided by a physician who does not have a contract with the patient's managed care organization. Provides that a primary medical provider is not responsible for a payment made for physician services provided in a hospital emergency department to an enrollee in the Medicaid risk-based managed care program. (98)

SB 309

Author(s): Miller

Sponsor(s): Crawford; Frizzell; Buell

Citations Affected: IC 12-15.

Effective: July 1, 2001.

Medicaid funding of nursing facilities. Allows nursing facilities to receive payments that are permitted under applicable federal statutes and regulations. (98)

SB 310

Author(s): Miller; Craycraft

Sponsor(s): Pelath; Ripley

Citations Affected: IC 5-10; IC 12-15; IC 27-8; IC 27-13.

Effective: July 1, 2001.

Updating reimbursement codes. Requires the following entities to begin using, not later than 90 days after the effective date, the most current version of specified diagnostic and procedure codes under which claims for health care services are submitted and paid: (1) an administrator of a state employee health benefit plan; (2) the office of Medicaid policy and planning; (3) an insurer that provides coverage for medical expenses; (4) an insurer that issues a worker's compensation policy; (5) an employer who has received a certificate from the worker's compensation board to carry its own worker's compensation risk without insurance; (6) the Indiana comprehensive health insurance association; (7) a health maintenance organization; (8) a limited service health maintenance organization; and (9) providers of covered health care services. Requires payors to reimburse providers for covered services based on updated codes if the services are provided after the effective date of the updated codes. (97)

SB 311

Author(s): Miller; Breaux

Sponsor(s): Pelath; Becker; Leuck

Citations Affected: IC 5-10; IC 27-8; IC 27-13; noncode.

Effective: July 1, 2001.

Prompt payment of claims. Defines a "clean claim" for purposes of provider reimbursement under state employee health benefit plans, accident and sickness insurance policies, and health maintenance organization contracts. Provides a procedure for determining whether a state employee health benefit plan, an accident and sickness insurer, or a health maintenance organization shall pay, deny, or suspend claims for payment submitted by providers. Requires a state employee health benefit plan, an accident and sickness insurer, or a health maintenance organization to make this determination and to notify the provider of deficiencies or pay a clean claim within 30 days after the claim is filed electronically or within 45 days after the claim is filed on paper. Requires a state employee health benefit plan, an accident and sickness insurer, or a health maintenance organization to pay interest to a provider who submits a clean claim that is paid later than the applicable deadline. Specifies the period during which interest accrues and provides the interest rate that applies. Allows the insurance commissioner to impose a civil penalty upon an insurer or a health maintenance organization for failure to comply with requirements for payment of clean claims. (97)

SB 313

Author(s): Miller

Sponsor(s): Brown C

Citations Affected: IC 25-2.5; noncode.

Effective: June 1, 2001; July 1, 2001.

Acupuncture advisory committee. Defines

"acupuncturist". Makes changes to the prerequisites required for an applicant to obtain a license to practice acupuncture and to the conditions that may serve as the basis for disciplinary action against a licensed acupuncturist. Provides that the practice of acupuncture by a chiropractor, dentist, or podiatrist who has a professional's license to practice acupuncture is limited to the scope of practice of the individual's profession. Extends the expiration date of the acupuncture advisory committee to June 30, 2006. Prohibits an acupuncturist, other than certain licensed health professionals, from performing acupuncture on a patient unless the acupuncturist obtains, from a licensed physician, a written letter of referral and either: 1) a written diagnosis of the patient; or 2) written documentation relating to the condition for which the patient receives acupuncture. (104)

SB 316

Author(s): Alexa; Zakas; Bray

Sponsor(s): Sturtz; Foley

Citations Affected: IC 10-1; noncode.

Effective: Upon passage; July 1, 2001.

Indiana DNA database. Provides that the county sheriff or the county sheriff's designee is responsible for collecting DNA samples for the Indiana DNA database from offenders convicted of a crime against persons or burglary when the offender is not committed to the jurisdiction of the department of correction. Permits the superintendent to delay implementation of this duty until funding becomes available. (106)

SB 318

Author(s): Clark; Breaux

Sponsor(s): Porter; Frizzell

Citations Affected: IC 28-7.

Effective: July 1, 2001.

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Regulation of pawnbrokers. Prohibits advertising by nonpawnbrokers that states or represents that the person or entity is a pawnbroker. Provides for daily calculation of a renewed pawnbroking loan finance charge. Allows pawnbroking transactions involving multiple similar items without identification numbers to use quantity of items and physical description as the item description. Requires a description of the identification used for verification of an individual in a pawnbroking transaction. Provides for a daily calculation of a pawnbroking monthly service fee. Shortens the length of time after which the pawnbroker may sell pawned property from 90 days to 60 days. Provides that pawnbroking transaction records are confidential, with exceptions for law enforcement disclosure of certain information. (94)

SB 321

Author(s): Gard

Sponsor(s): Weinzapfel; Wolkins

Citations Affected: IC 13-11; IC 13-14.

Effective: July 1, 2001.

IDEM enforcement of restrictive covenants on land. Permits the commissioner of the department of environmental management to enforce in court restrictive covenants on land approved by the commissioner and created in connection with any remediation, closure, cleanup, or corrective action under state environmental statutes. Defines the restrictive covenants to which the bill applies. (52)

SB 329

Author(s): Lawson C

Sponsor(s): Kromkowski; Whetstone

Citations Affected: IC 3-13.

Effective: July 1, 2001.

Candidate deadlines. Provides that a petition of nomination must be filed for certification not later than noon June 30. Provides that a candidate may withdraw a petition of nomination by noon July 15 before a general or municipal election. Provides that a county voter registration office must certify and file a petition of nomination not later than noon July 15 following the date of the primary election. Provides that the names of candidates nominated by a state convention must be certified not later than noon July 15 before the general election. Provides that a candidate vacancy for an office required to be nominated at a state convention that failed to nominate a candidate must be filled not later than noon June 30. Provides that an early candidate vacancy, except a candidate vacancy created by the death of a candidate, the withdrawal of a candidate, or the disqualification of a candidate, must be filled not later than noon June 30 after the primary election. (75)

SB 337

Author(s): Server

Sponsor(s): Hasler; Dillon

Citations Affected: IC 8-21; IC 36-7.

Effective: January 1, 2002.

Airport area construction. Provides that a person applying to the Indiana department of transportation for a permit for the construction in the vicinity of a public use airport of: (1) a structure of a certain height; or (2) a building used for a noise sensitive purpose; must provide notice to the owner of the airport. Provides that a permit for the construction of a building used for a noise sensitive purpose in the vicinity of a public use airport must be filed with the county recorder and must contain a statement in which the permittee acknowledges that the building will be subject to the effects of aircraft operation. Requires the Indiana department of transportation to consider a permit application for 60 days before making a final determination on the application. Requires a person applying for a permit for the construction of a structure of

a certain height in the vicinity of a public use airport to provide written evidence that the structure will not violate certain obstruction standards. Applies the obstruction standards to existing airports and heliports as well as to an expansion of an airport or heliport certified by a licensed professional engineer. Provides that, before a plan commission may consider a zoning proposal concerning a structure or building requiring a construction permit from the Indiana department of transportation, the plan commission must have received a copy of the permit issued by the department. (94)

SB 338

Author(s): Gard

Sponsor(s): Herrell; Wolkins

Citations Affected: IC 36-9.

Effective: July 1, 2001.

Barrett Law installments. Permits property owners to elect under certain conditions to pay Barrett Law assessments in annual installments, or in monthly installments that correspond to the number of annual installments. Permits an issuer of Barrett Law bonds to establish the timing of the election by property owners to permit structuring of a bond issue in a number of annual series that is consistent with the installment periods elected. (52)

SB 344

Author(s): Mrvan; Landske; Bowser; Kenley

Sponsor(s): Harris; Pelath; Budak

Citations Affected: IC 32-8; noncode.

Effective: July 1, 2001.

Abandoned watercraft. Permits marina operators to sell at auction watercraft that have been left at the marina without permission for more than six months. Requires the marina operator to

perform a title search in the records of the state of registration as indicated on the exterior of the watercraft, coast guard records, and the bureau of motor vehicles before conducting an auction. Requires the marina operator to notify the owner and any lien holder of the intent to sell the abandoned watercraft. Allows the owner or lien holder to redeem the watercraft within 10 days of receiving notice from the marina operator. Provides that if the watercraft is not redeemed, the watercraft will be auctioned and sold to the highest bidder. Requires the marina operator to provide the highest bidder with an affidavit of sale, which constitutes proof of ownership permitting the bureau to issue a certificate of title to the purchaser. (106)

SB 345

Author(s): Paul; Young R

Sponsor(s): Goodin; Bodiker; Burton; Hinkle; Ruppel

Citations Affected: IC 24-4.5; IC 24-7; IC 28-1; IC 28-6.1; IC 28-7; IC 28-8; IC 28-10; IC 28-13; IC 28-14; noncode.

Effective: July 1, 2001.

Financial and consumer entity regulation. Updates consumer law and financial institution law references to federal law. Specifies that rental purchase agreements do not apply to motor vehicles. Provides for notice to the department of financial institutions if certain events happen to an entity. Allows the director of financial institutions to require evidence of licensee compliance for certain licensees. Allows the director of financial institutions to obtain criminal history reports for certain licensees. Makes certain changes regarding the use of the word "trust" in the name of a business. Allows a bank or trust company to act as an agent or broker for an insurance company in other states. Allows an out of state financial institution to convert to a state chartered commercial bank. Makes certain changes to filing requirements with the secretary of state and the department of financial institutions. Allows a savings bank to act as an agent or

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broker for an insurance company in other states. Makes a change to a provision regulating credit unions to comply with federal law. Requires uninsured financial institutions to notify the department of financial institutions when a crime has occurred. Allows financial institutions to do a reverse stock split. Allows financial institutions to engage in expanded financial activities through subsidiaries. Limits certain additional pawnbroker fees. Makes technical corrections. (94)

SB 350

Author(s): Riegsecker; Craycraft

Sponsor(s): Cook; Ulmer

Citations Affected: IC 9-13; IC 9-14; IC 9-18.

Effective: July 1, 2001; January 1, 2002.

Special group recognition license plates. Specifies that a special group qualified for participation in the special group recognition license plate program must be organized as a nonprofit organization. Authorizes the bureau of motor vehicles to adopt rules to establish requirements for participation in the special group recognition license plate program. Specifies that when a petition containing certain information is submitted to the bureau, the bureau may issue to the members of the special group a special group recognition license plate. Removes the requirement that a person who purchases a state educational institution trust license plate give consent for the name and address of the purchaser for the purpose of acknowledgment by the state educational institution. Makes conforming changes. (13)

SB 351

Author(s): Clark; Lewis

Sponsor(s): Kuzman; Murphy

Citations Affected: IC 33-16; IC 35-45.

Effective: July 1, 2001.

Deceptive advertisement. Prohibits a person who is not an attorney from: (1) soliciting, advising, requesting, or inducing a person to bring an action in court; and (2) receiving compensation, a fee, or a commission. Requires a notary, notary public, notario, or notario publico to include language in an advertisement, in English and the language of the advertisement, that states that the notary, notary public, notario, or notario publico is not an attorney admitted to practice law in the state of Indiana or any other state. Makes violation a Class A misdemeanor. (105)

SB 352

Author(s): Clark; Kenley; Lanane

Sponsor(s): Crooks; Ripley

Citations Affected: IC 23-2.

Effective: July 1, 2001.

Securities licenses. Allows the Indiana securities commissioner to select up to 25% of all Indiana home and branch offices of registered broker-dealers complete compliance reports instead of requiring at least 25% of all Indiana home and branch offices of registered broker-dealers for completion of compliance reports. Eliminates certain restrictions on the securities commissioner regarding the revocation or suspension of a license as a result of an order by a federal agency or another state. Adds to the list of reasons for which the securities commissioner may deny, suspend, or revoke a registration, censure a registrant or an officer, a director, a partner, or a person performing similar functions for a registrant, or other persons who offered or sold securities in Indiana, or bar a registrant or an officer, a director, a partner, or a person performing similar functions for a registrant or other persons who offered or sold securities in Indiana from employment with a registered broker-dealer or an investment adviser. (104)

SB 357

Author(s): Kenley; Simpson

Sponsor(s): Dvorak; Steele

Citations Affected: IC 26-1; IC 32-7; IC 32-8.

Effective: July 1, 2001; July 1, 2002.

UCC financing statements. Provides that a security interest, instead of an unperfected security interest, is subordinate to the rights of certain other persons with priority and to certain lien creditors. Eliminates the requirement that the debtor authenticate financing statements and amendments to financing statements. Requires a secured party to furnish a copy of the financing statement to the debtor not later than 30 days after the filing of the financing statement. Provides that the burden of establishing compliance with the requirement to furnish a copy of the financing statement falls on the secured party. Establishes remedies for the failure of a secured party to furnish a copy of the financing statement to a debtor. Allows a debtor to recover an additional \$500 from a secured party that does not furnish a copy of the financing statement to a debtor. Makes certain changes to conform to uniform law. Provides that, before July 1, 2002, a financing statement to perfect a security interest in farm equipment, a farm product, or an account or general intangible arising from or relating to the sale of a farm product shall be filed in a specified county recorder's office. Makes technical corrections. (94)

SB 358

Author(s): Alexa; Bray

Sponsor(s): Sturtz; Foley; Ayres

Citations Affected: IC 35-38; IC 35-50; noncode.

Effective: July 1, 2001.

Sentencing provisions. Limits the types of felonies for which the state may seek to have a person sentenced as a habitual offender. Allows a habitual offender charge to be based on prior crimes even if the penalty for the crimes was enhanced under another law. Provides that a person on home detention as a condition of probation shall receive credit for time served. (103)

SB 361

Author(s): Lawson C; Howard

Sponsor(s): Lytle; Foley

Citations Affected: IC 4-13; IC 4-20.

Effective: July 1, 2001.

State contract approvals. Provides that the director of the budget agency is not required to approve a contract for public works if the estimated cost of the contract is less than \$100,000. Deletes the requirement for approval of certain state agency contracts by the head of the agency or the governor. Repeals the requirement that the governor or the governor's designee approve state contracts for the acquisition of real property. (44)

SB 362

Author(s): Lawson C

Sponsor(s): Hinkle; Stevenson

Citations Affected: IC 36-2.

Effective: July 1, 2001.

Fee for county auditor endorsement. Increases from \$3 to \$5 the maximum fee that a county may, by ordinance, allow the county auditor to charge for each real property endorsement made by the county auditor. (87)

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SB 365

Author(s): Gard; Zakas

Sponsor(s): Pelath; Becker

Citations Affected: IC 27-8; IC 34-30; noncode.

Effective: July 1, 2001.

Health insurance grievance review. Requires a utilization review agent to, under certain circumstances, supply a provider of record upon request and an enrollee with notice of the enrollee's right to appeal and a written description of the appeals procedure at the time an adverse utilization review determination is made. Specifies that the exclusive right to review of a utilization review determination for an individual covered under an accident and sickness insurance policy or a health maintenance organization contract is through the accident and sickness insurer's or health maintenance organization's internal and external grievance procedures. Requires an accident and sickness insurer to establish and maintain an internal grievance procedure and an external grievance review procedure. Provides for expedited and standard reviews. Establishes requirements for independent review organizations to be certified by the department of insurance. Requires accident and sickness insurers to report certain information regarding grievances to the commissioner of the department of insurance. (97)

SB 371

Author(s): Harrison; Hershman

Sponsor(s): Thompson; Buck; Klinker; Hasler

Citations Affected: IC 8-22; noncode.

Effective: Upon passage.

Airport authorities. Increases the membership of the board of the airport authority of the city of

Frankfort from four members to five members. Provides that the initial fifth member of the Frankfort airport authority serves for a term that expires December 31, 2003. (94)

SB 373

Author(s): Ford; Skillman; Long; Bowser; Zakas; Rogers

Sponsor(s): Smith V; Foley; Cheney; Ayres

Citations Affected: IC 4-13; IC 11-8; IC 11-11; IC 34-30; noncode.

Effective: July 1, 2001.

Department of correction. Describes the duties of the board of correction. Creates the department of correction ombudsman bureau in the department of administration. Provides that the department of administration shall determine salaries and other personnel matters of the department of correction ombudsman bureau. Establishes the bureau for persons who allege that their health or safety has been endangered by the department of correction, or that the department of correction has violated a law, rule, or written policy. Prohibits the ombudsman from investigating complaints related to labor relations. Provides that the ombudsman and a person who provides records to the ombudsman are immune from civil liability. Makes certain actions that impede the ombudsman's investigation a Class B misdemeanor. Voids bylaws adopted by the board of correction before October 1, 1980. (77)

SB 375

Author(s): Riegsecker

Sponsor(s): Klinker; Alderman

Citations Affected: IC 12-28; noncode.

Effective: July 1, 2001; July 1, 2002.

Human services. Changes the membership and meeting procedure of the community residential facilities council. Provides that one of the two representatives of the public on the council may be a member of a representative organization of state employees. Requires council approval of an entity providing supported living services. Allows the council to issue a provisional license or provisional approval for up to six months to a supervised group living facility or an entity that provides supported living services. Provides transitional authority for a supervised group setting that is converting to a supported living setting to operate as a supported living setting under certain conditions. (98)

SB 376

Author(s): Wyss; Sipes; Gard

Sponsor(s): Brown C; Goeglein; Hasler; Frizzell; Porter

Citations Affected: IC 20-8.1; IC 34-30.

Effective: July 1, 2001.

School discipline policies. Provides that a school corporation's discipline policy must allow a student with an acute or chronic disease or medical condition to possess and self-administer medication that must be administered on an emergency basis while the student is on school grounds or off school grounds at a school activity, function, or event if the student's parent files an annual authorization that includes a written statement from the student's physician for the student to self-administer the medication. Prohibits a school from sending medication home with a student. Specifies individuals to whom medication may be released. Allows a school to send medication home with a high school student if the student's parent has given written permission. Provides that a school or school board is not civilly liable for damages as a result of self-administration in compliance with the law except for gross negligence or willful and wanton misconduct. Requires a school superintendent or designee to immediately notify law enforcement authorities if a student brings a firearm or bomb onto school property or is in possession of a firearm

or bomb on school property. Provides that the superintendent or superintendent's designee may give similar notice if a deadly weapon other than a firearm or bomb is involved. Requires a law enforcement agency that receives notice from a superintendent to investigate and take appropriate action. Removes a requirement that the superintendent notify the county prosecutor in similar situations. (71)

SB 388

Author(s): Paul

Sponsor(s): Pond; Adams T

Citations Affected: IC 36-5.

Effective: July 1, 2001.

Waiver of town officer salary. Provides that a town officer may waive the town officer's compensation. (75)

SB 389

Author(s): Zakas; Broden

Sponsor(s): Kromkowski; Espich; GiaQuinta

Citations Affected: IC 36-7; noncode.

Effective: January 1, 1999 (Retroactive); January 1, 2001 (retroactive).

Property taxation. Provides a property tax exemption for the 1999 assessment date to a taxpayer in St. Joseph County that was eligible for the tax exemption but failed to file an exemption application for that assessment date. Provides that the city of South Bend may grant a property tax abatement deduction to a taxpayer that has fulfilled all expectations of the city concerning job creation or retention, capital investment, and other requirements imposed by the city, but is not eligible for the deduction because of a failure to comply with a requirement of the abatement statutes. (73)

SB 395

Author(s): Skillman

Sponsor(s): Kromkowski; Whetstone

Citations Affected: IC 3-8; IC 3-11; IC 3-14; IC 36-1.

Effective: July 1, 2001.

Various election law matters. Provides that the legislative body of a small town may adopt an ordinance to provide for the nomination of candidates for town offices in a primary election instead of a town convention. Provides that an individual may not vote at more than one convention held in the town during the same election year. Makes a violation of this restriction a Class A misdemeanor. Provides a standard for determining the political party affiliation of a candidate who files a declaration of candidacy for a primary election or of an appointee to a board of a political subdivision. Provides that political affiliation is determined by either: (1) the political party in whose primary election was the most recent that the candidate or appointee voted; or (2) the political party of the county chairman who certifies that the candidate or appointee is a member of that political party. Provides that in the case of a candidate who has never voted in a primary election, party affiliation is determined by any party claimed by the candidate. Provides that a county election board may adopt a resolution to authorize the circuit court clerk to establish satellite offices in the county where voters may cast absentee ballots before an absentee voter board. Requires the county election board to adopt such a resolution by unanimous consent of the entire membership of the board. (75)

SB 404

Author(s): Miller; Rogers

Sponsor(s): Brown C; Becker; Welch

Citations Affected: IC 16-18; IC 16-19; IC 16-22; IC 16-42; noncode.

Effective: Upon passage; July 1, 2001.

Food handling and food establishments. Requires that, after December 31, 2004, every food establishment must have at least one certified food handler. Exempts certain food handling activities and certain institutions from the requirement to have a certified food handler. Requires a certified food handler to hold a certificate recognized by the Conference for Food Protection or an equivalent nationally recognized certification program as determined by the state department of health. Preempts local health departments from: (1) regulating food handlers; (2) imposing any sanitary standard or locally prescribed monetary penalties for the violation of any state law or rule concerning food handling or food establishments; and (3) establishing any requirements or standards for the installation of food handling machinery in a food establishment. Authorizes a corporation or local health department to file a petition with the state department requesting changes to the rules concerning food handling machinery, sanitary standards for food handling or food establishments, or civil penalties authorized under IC 16-42-5-28, and requires the state department to hold a public hearing concerning the petition. Authorizes the state department, for good cause, to grant a variance from one or more of the state rules concerning food handling machinery or sanitary standards for the operation of food establishments. Requires the state department to establish civil penalties for violations of food establishment rules. Provides local enforcement authority for the schedule of civil penalties established by the state department and requires that the amounts collected be deposited in the corporation's or local health department's general fund. Provides that either the state department or a local health department, but not both, may collect a civil penalty from a food establishment for a violation of a state law or rule. Permits a corporation or local health department that, before January 1, 2001, adopted: (1) sanitary standards concerning food handling or food establishments that are different from the state rules; or (2) monetary penalties for the violation of any state or local law or rule concerning food handling or food establishments; to continue to enforce those locally prescribed sanitary standards or monetary penalties until: (a) the

state department adopts permanent rules in those areas; or (b) July 1, 2003.
(102)

SB 405

Author(s): Clark; Lanane

Sponsor(s): Mellinger; Smith M; Burton

Citations Affected: IC 23-2.

Effective: July 1, 2001.

Franchise agreements. Eliminates the current application for registration procedures for franchising and establishes registration by notification for the attempted sale of a franchise. Increases from five years to ten years the time period with respect to which a person must disclose specified background information. Specifies the items that must be filed with the securities commissioner for registration by notification. States that registration is effective upon the commissioner's receipt of the notification. Exempts a person who has filed a consent with the commissioner for a previous registration or exemption from the need to file another consent. States that the person's previous consent remains effective for all subsequent registrations or exemptions concerning franchises filed by the person. (104)

SB 418

Author(s): Riegsecker; Antich; Craycraft

Sponsor(s): Cook; McClain

Citations Affected: IC 8-23.

Effective: July 1, 2001.

Transportation. Eliminates the requirement that a contractor must submit the written consent of the surety of the contractor's bond before the contractor may be permitted to draw any part of the retained percentage of a contract withheld by the Indiana department of transportation.

Repeals the requirement that, until there has been substantial completion of an Indiana department of transportation contract, payment on the contract may not exceed 97% of the estimated cost of the completed work. Repeals additional provisions: (1) requiring that the retainage, upon the contractor's request, be deposited in an interest bearing escrow account with the treasurer of state or the treasurer of state's designee acting as escrow agent; and (2) permitting the treasurer of state to charge a fee for these services. (94)

SB 424

Author(s): Weatherwax; Lewis; Young R

Sponsor(s): Grubb; Friend

Citations Affected: IC 26-4.

Effective: July 1, 2001.

Indiana grain indemnity fund. Eliminates the distinction between a producer and a new producer for the purpose of the Indiana grain indemnity fund. (94)

SB 428

Author(s): Riegsecker

Sponsor(s): Brown C; Ulmer; Dillon

Citations Affected: IC 15-5; IC 25-1; IC 25-5.1; IC 25-13; IC 25-14; IC 25-14.5; IC 25-19; IC 25-20; IC 25-23; IC 25-23.5; IC 25-23.6; IC 25-24; IC 25-26; IC 25-27.5; IC 25-33; IC 25-34.5; IC 25-35.6.

Effective: July 1, 2001.

Health professions licenses. Provides standardized requirements for health professions concerning: (1) attesting compliance with continuing education requirements; (2) auditing compliance with continuing education requirements; and (3) reinstating a health

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professional's lapsed license, certificate, or registration. (77)

SB 431

Author(s): Riegsecker

Sponsor(s): Klinker; Brown C; Ulmer

Citations Affected: IC 12-13; IC 12-15; IC 12-17.6; noncode.

Effective: July 1, 2001.

Dental care. Requires each county office of family and children to provide to specified entities a list of dentists in the county who participate in the Medicaid Hoosier Healthwise program. Requires the division of family and children to collaborate with the office of Medicaid policy and planning and the state department of health to establish programs that facilitate children's access to oral health services. Requires the office of Medicaid policy and planning and the office of the children's health insurance program to encourage the parent of a child recipient to select a primary dental provider for the child before the child is 18 months old. Defines "mobile dentist". Requires the state board of dentistry to adopt rules to regulate the conduct of mobile dentist facilities and operations. (104)

SB 433

Author(s): Johnson; Lubbers; Craycraft

Sponsor(s): Hasler; Dillon; Brown T; Welch

Citations Affected: IC 16-42; IC 25-26; noncode.

Effective: July 1, 2001.

Pharmacists. Allows a pharmacist to refill a prescription without the written or oral authorization of a licensed practitioner if certain specified conditions are met. Prohibits a

pharmacist from reselling, reusing, or redistributing medication that is returned to the pharmacy after the medication has been dispensed unless certain conditions are met. Provides that a pharmacist who violates the provisions regarding the emergency dispensing of a prescription medication commits a Class A infraction. Adds "Rx Only" as a federal legend. Allows a pharmacist to serve as a qualifying pharmacist for more than one pharmacy holding a Type II permit if certain conditions are met. Provides that a pharmacist may not dispense an emergency refill if the practitioner has designated on the prescription "No Emergency Refill". (104)

SB 436

Author(s): Wyss; Breaux

Sponsor(s): Crawford; Goeglein; GiaQuinta; Pond

Citations Affected: IC 5-14; IC 16-37; IC 16-39; IC 36-2.

Effective: July 1, 2001.

Autopsies. Provides that photographs and audio and video recordings of an autopsy may not be disclosed by a public agency. Provides that the cost of an autopsy requested by a party other than the local health official, county prosecutor, or county coroner must be paid by the requesting party. Provides that the cost of an autopsy of a person who dies in a county where the person does not reside and that has at least one air ambulance shall be paid by the county where the incident occurred that caused the death of the person. Provides that photographs and, audio or video recordings of an autopsy in the custody of a physician, coroner, or coroner's designee are confidential. Makes exceptions to the confidentiality requirements for a surviving spouse, surviving parents, adult children, and certain units of local, state, and federal government. Empowers a court to issue an order authorizing a person to view, copy, or listen to confidential autopsy information. Requires a surviving spouse to be given notice, an opportunity to be heard, and a copy of a petition

seeking a court order for confidential autopsy information. Creates a class D felony if a physician, coroner, or coroner's designee violates the autopsy information requirements. Creates a class D felony if a person violates a court order relating to confidential autopsy information. Provides that a physician, coroner, or coroner's designee who has custody of a photograph, a video recording, or an audio recording of an autopsy may allow the use of the photograph, video recording, or audio recording for educational or training purposes if all information that identifies the individual on whom the autopsy is performed is removed. (97)

SB 441

Author(s): Merritt; Skillman; Lawson C

Sponsor(s): Aguilera; Hinkle

Citations Affected: IC 36-9.

Effective: July 1, 2001.

Cumulative capital improvement funds. Allows a county or municipality to use its cumulative capital improvement fund for certain computer technology expenses. (92)

SB 444

Author(s): Nugent; Waterman; Meeks C

Sponsor(s): Bischoff; Herndon; Duncan; Mellinger

Citations Affected: IC 36-2.

Effective: July 1, 2001.

Reimbursements by county jail inmates. Requires a prisoner who is lawfully detained in a county jail in a county with a population less than six thousand to reimburse the county for the cost of the detention if certain criteria are present. Allows a county to use money in the county prisoner reimbursement fund for the costs of care, maintenance, and housing of

prisoners, including the cost of housing prisoners in the facilities of another county. Makes the maximum per diem to be paid by an inmate \$50 per day. (94)

SB 445

Author(s): Nugent; Meeks C; Young R Michael; Wyss; Waterman; Craycraft

Sponsor(s): Bischoff; Hoffman

Citations Affected: IC 5-2; IC 20-5.

Effective: Upon passage.

Criminal history checks. Specifies that a state or governmental entity may obtain the release of limited criminal history for an applicant for employment. Allows a school corporation to require entities that contract with the school corporation to provide for a limited criminal history background check of the entities' employees. Specifies that a school corporation, a nonpublic school, or a special education cooperative may obtain from a law enforcement agency, without charge, the limited criminal history of a prospective employee. Specifies that a special education cooperative may obtain from a law enforcement agency, without charge, the limited criminal history of an adult volunteer. Allows a qualified entity to request from the state police department a national criminal history background check regarding a person who: (1) seeks to be employed with the entity or has been employed by the entity for not more than three months; or (2) seeks to volunteer with an entity or has volunteered for not more than three months. (51)

SB 448

Author(s): Simpson; Kenley; Zakas; Young R

Sponsor(s): Kruzan; Budak

Citations Affected: IC 3-11; IC 5-26.5.

Effective: July 1, 2001.

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Address confidentiality program. Establishes an address confidentiality program in the office of the attorney general. Makes the program available to individuals (including minors and incapacitated persons represented by a parent or guardian) who have obtained a protective order to protect them from domestic violence and wish to keep their addresses confidential from their abusers. Prescribes guidelines for the administration of the program. Provides that an address designated by the office of the attorney general serves as the individual's address for purposes of: (1) service of process; and (2) receipt of mail. Enables the individual to vote without making the individual's address available to the public. Requires the address of the individual who participates in the program to remain confidential except under certain circumstances. Specifies that an individual who provides false or incorrect information on a program application commits perjury. Requires the office of the attorney general to designate certain agencies that provide services to victims of domestic violence to assist an individual who applies to the program. Creates an address confidentiality fund to accept donations, grants or appropriations. (103)

SB 454

Author(s): Adams K; Kenley

Sponsor(s): Welch

Citations Affected: IC 5-10; IC 5-11; IC 5-13; IC 9-18; IC 20-5; IC 21-2; IC 36-1.

Effective: July 1, 2001.

Board of accounts matters. Makes various changes concerning school accounting and school business officers. Removes provisions requiring certain money to be deposited in the school technology fund. (92)

SB 456

Author(s): Hershman; Jackman; Weatherwax; Young R

Sponsor(s): Smith M; Grubb

Citations Affected: IC 5-22.

Effective: July 1, 2001.

State use of gasohol. Requires the state, whenever possible, to purchase gasoline blended with agriculturally derived ethyl alcohol (gasohol) to fuel the gasoline fueled vehicles owned or operated by the state that are capable of using gasohol. Exempts certain vehicles from the gasohol requirement.
(47)

SB 457

Author(s): Blade; Long; Broden; Kenley; Zakas

Sponsor(s): Kromkowski; Kersey; GiaQuinta; Pond

Citations Affected: IC 36-7.

Effective: Upon passage; July 1, 2001.

Community revitalization enhancement districts. Provides that the legislative body of a county may adopt an ordinance designating an unincorporated part of the county as a community revitalization enhancement district (CRED), and the legislative body of a municipality located within the county may adopt an ordinance designating a part of the municipality as a CRED, if: (1) the county's annual rate of unemployment has been above the average annual statewide rate of unemployment during at least three of the preceding five years; (2) the county median income has either declined over the preceding ten years or has grown at a lower rate than the average annual statewide median income during at least three of the preceding five years; (3) the population of the county has declined over the preceding ten years; and (4) certain other criteria (size of empty buildings, job loss, and specified obstacles to redevelopment) are met. Permits the executive of a municipality in St. Joseph County or Allen County to submit an

application for the establishment of a CRED in the municipality if the submission of the application is approved by ordinance or resolution of the municipality. Permits the establishment of a CRED in St. Joseph County if certain criteria are met. Permits the establishment of a CRED in Allen County if certain criteria are met. Provides that in a county other than Marion County, a professional sports development area may be established by a second class city before July 1, 2002. (73)

SB 459

Author(s): Simpson; Broden; Miller

Sponsor(s): Brown C; Becker

Citations Affected: Noncode.

Effective: July 1, 2001.

Dental and vision services under CHIP. Requires the office of Medicaid policy and planning to apply to the United States Department of Health and Human Services for approval of a waiver to provide coverage for dental and vision services under the children's health insurance program (CHIP) to a child who has health insurance coverage but does not have coverage for dental services or vision services and is otherwise eligible for coverage under CHIP. Provides for implementation of an approved waiver if the general assembly appropriates funds. (97)

SB 464

Author(s): Gard; Simpson

Sponsor(s): Weinzapfel; Wolkins

Citations Affected: IC 6-3.5; IC 13-21.

Effective: July 1, 2001.

Solid waste management districts. Provides that a resolution passed by a county fiscal body to approve a distribution to a solid waste management district under the laws concerning

the county option income tax and the county adjusted gross income tax may: (1) expire on a date specified in the resolution; or (2) remain in effect until the county fiscal body revokes or rescinds the resolution. Provides that the law restricting the provision of waste management services by districts does not apply to activities conducted as part of household hazardous waste collection and disposal projects. Allows a district to address multiple one day events in one resolution that allows the district to provide waste management services if the events all take place in the same year. (52)

SB 466

Author(s): Alexa; Wyss

Sponsor(s): Dvorak; Young D

Citations Affected: IC 9-30.

Effective: July 1, 2001.

Implied consent. Requires a law enforcement officer to offer a portable breath test or chemical test to a person whom the officer has reason to believe operated a vehicle that was involved in a fatal accident or an accident involving serious bodily injury to determine if alcohol, a controlled substance, or a drug is present in the person's body. Specifies that if: (1) the results of a portable breath test indicate the presence of alcohol; (2) the results of a portable breath test do not indicate the presence of alcohol but the law enforcement officer has probable cause to believe the person is under the influence of a controlled substance or another drug; or (3) the person refuses to submit to a portable breath test, the law enforcement officer is required to offer a chemical test to the person. (69)

SB 471

Author(s): Miller; Breaux

Sponsor(s): Klinker; Burton

Citations Affected: IC 12-15; IC 35-48; noncode.

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Effective: Upon passage; January 1, 2001; July 1, 2001.

Health. Provides that a Medicaid recipient may not be restricted access to a prescription drug for mental illness. Adds a psychiatrist to the controlled substances advisory committee. Requires the controlled substances advisory committee to review the records maintained by the central repository for controlled substances designated by the state police department regarding the prescribing of stimulant medications to children. Requires the report to contain specified information and to be filed with the legislative council, governor, and medical licensing board not later than December 1, 2001. Requires the office of Medicaid policy and planning to report to the select joint commission on Medicaid oversight by March 1, 2003, regarding the cost effectiveness of unrestricted access to mental illness drugs. (98)

SB 474

**Author(s): Weatherwax; Kenley; Meeks
C**

Sponsor(s): Dvorak; Kuzman; Foley

Citations Affected: IC 9-14; IC 9-29; IC 9-30.

Effective: July 1, 2001.

Motor vehicle electronic records. Provides that an electronic record of the bureau of motor vehicles obtained from the bureau by digital signature that bears an electronic signature is admissible in a court proceeding as if the copy were the original. Specifies that fees imposed to obtain a certified copy of a record or an electronic record from the bureau of motor vehicles do not apply to law enforcement agencies and to agencies of government. Requires the bureau of motor vehicles to give precedence to requests from law enforcement agencies and agencies of government for certified copies of records. Provides that in a proceeding, prosecution, or hearing where the prosecuting attorney must prove that the

defendant had a prior conviction for a motor vehicle offense, the relevant portions of a certified computer printout or electronic copy made from the records of the bureau of motor vehicles are admissible as prima facie evidence of the prior conviction. Repeals provisions concerning certified abstracts of operating records. (13)

SB 475

Author(s): Kenley; Alexa

Sponsor(s): Kuzman; Foley

Citations Affected: IC 32-9.

Effective: July 1, 2001.

Unclaimed property. Provides that the unclaimed property law does not apply to a business credit memorandum or a credit balance resulting from a business to business credit memorandum. (94)

SB 486

Author(s): Wheeler; Landske

Sponsor(s): Lytle

Citations Affected: IC 6-1.1; IC 7.1-3; IC 8-17; IC 14-27; IC 32-1; IC 36-2; IC 36-4; IC 36-7; IC 36-9.

Effective: July 1, 2001; January 1, 2002.

Local Government. Provides that if the assessment of land classified as a filter strip is not satisfactory to the owner, the owner may appeal the assessment to the county property tax assessment board of appeals. Allows the plan commission or county executive to request that the county surveyor prepare the county road maps. Prohibits the filing of a petition for establishing a drainage maintenance and repair district after June 30, 2001. Allows a county legislative body to pass an ordinance that prohibits a person from moving or altering a

monument that is part of the National Spatial Reference System. Allows the county surveyor to maintain tax maps and plats. Makes changes regarding the following: (1) Clearing ditch obstructions. (2) The drain maintenance fund. Allows the county executive to appoint the county surveyor or the county agricultural educator to an area plan commission. Allows the county drainage board to collect a drain assessment if the unencumbered balance of the fund is equal to or greater than four times the estimated cost of periodic maintenance of the drain if the board meets certain requirements including a public hearing. Makes other changes concerning county surveyors. Allows the owner of a private drain to request a drainage board to regulate the private drain. (87)

SB 489

Author(s): Harrison

Sponsor(s): Crooks; Ripley

Citations Affected: IC 23-1; IC 23-4; IC 23-15; IC 23-16; IC 23-17; IC 23-18; IC 26-1.

Effective: July 1, 2001; January 1, 2002.

Business entity matters. Establishes certain filing fees for business entity name filings. Revises procedures related to filing for business entity names. Changes certain fees. Allows a corporation's bylaws to be amended to permit staggered terms for a corporation's board of directors without first amending the articles of incorporation. Provides reduced fees or eliminates fees for certain items filed electronically. Allows a filing with the secretary of state to contain multiple assumed business names. Requires the secretary of state to forward to the department of financial institutions a new filing or an amendment changing the business entity name if the filing or amendment contains the term "bank" in the name of the business entity. Provides for administrative dissolution of a business entity with a name that contains "bank" if the department of financial institutions determines that the business entity violates the law

regulating banks. Allows electronic signatures on certain electronic filings. Establishes a filing fee for articles of merger. Allows for a renewable reservation of a nonprofit corporation name. (94)

SB 501

Author(s): Rogers; Landske; Antich

Sponsor(s): Brown C; Dillon; Smith V

Citations Affected: IC 12-17.2; IC 20-9.1; IC 36-9; noncode.

Effective: July 1, 2001.

Transportation of children. Requires a person who transports children in the care of a child care center in a vehicle designed and constructed for the accommodation of more than 10 passengers to transport the children in a school bus or a special purpose bus. Defines child care center. Requires the owner of a special purpose bus to present the special purpose bus for inspection at the time and place designated by the state police department. Requires children in the care of a preschool operated by a school corporation, public elementary school, or public elementary school to be transported in a school bus. Provides exceptions for the transportation of developmentally disabled or physically disabled persons, and for activities other than regular transportation to and from school. Permits the use of a public transportation system to transport children if the motor carriage used is designed to carry at least 20 passengers. Provides that a preschool operated by a school corporation, a public elementary school, a public secondary school, or a child care center is not prohibited from contracting with a common carrier for incidental charter bus service for non-regular transportation as long as the carrier and the carrier's motor coach complies with federal safety regulations. Provides that if before July 1, 2001, a person owns a vehicle other than a school bus or a special purpose bus that is used to transport school children, the vehicle may be used to transport children until June 30, 2006. Provides that a school bus may be used for the

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transportation needs of nonprofit fairs or festivals under certain circumstances. (97)

SB 505

Author(s): Breaux; Sipes; Young R

Sponsor(s): Porter; Scholer

Citations Affected: IC 20-8.1; IC 20-10.2; noncode.

Effective: Upon passage; July 1, 2001.

Parental involvement in education. Sets forth provisions that a school's strategic and continuous school improvement and achievement plan may include in order to encourage parental involvement in the school. Requires the department of education to make models of parental involvement plans available to schools for use in developing plans. Allows a school to develop a written compact between the school, the teachers, students, and students' parents setting forth expectations for students, parents, teachers, and the school. Requires each party to the compact to make a reasonable effort to comply with the compact. (97)

SB 506

Author(s): Wyss; Alexa

Sponsor(s): Dvorak; Goeglein

Citations Affected: IC 9-30; IC 12-23.

Effective: July 1, 2001.

Court ordered drug and alcohol programs. Increases the fees that may be charged for participation in court ordered alcohol and drug programs. Permits the board of directors of the judicial conference to adopt rules governing the certification, operations, and employee qualifications for court alcohol and drug services programs. (47)

SB 509

Author(s): Merritt

Sponsor(s): Hasler; Murphy

Citations Affected: IC 5-15.

Effective: July 1, 2001.

Public records. Adds the public access counselor and the director of the data processing oversight commission to the members of the oversight committee on public records. (87)

SB 518

Author(s): Clark; Zakas; Lanane; Long; Craycraft; Alexa; Wyss; Simpson; Breaux; Young R; Young R Michael; Howard; Kenley

Sponsor(s): Lawson L; Becker; Foley; Young D

Citations Affected: IC 5-2; IC 16-18; IC 16-19; IC 33-11.6; IC 33-17; IC 33-19; IC 34-6; IC 34-13; IC 34-26; IC 35-38; IC 35-45; IC 35-46; noncode.

Effective: Upon passage; July 1, 2001.

Protection orders and court costs. Eliminates prepayment of filing fees and witness fees for proceedings filed solely to: (1) obtain a protective order to prevent dating violence, domestic violence, stalking, or sexual assault; or (2) enforce a foreign protection order. Establishes a late payment fee for the late payment of fines, civil penalties, and costs. Permits a county council to adopt an ordinance providing that 40% of late payment fees collected by the clerk of the circuit court are to be deposited in the clerk's record perpetuation fund, and 60% of the late payment fees are to be deposited in the county general fund. Establishes a sexual assault victims assistance fund to provide assistance to rape crisis centers. Establishes a sexual assault victims assistance

court fee to fund the sexual assault victims assistance fund. Eliminates the power of the Marion County small claims court, which is not a court of record, to issue protective orders. Requires the clerk to provide the respondent in a protective order proceeding with a copy of the petition that excludes confidential information. Provides that a protective order is not nullified by an act of the protected person that is inconsistent with the order. Allows an employer to bring an action for a protective order to protect an employee. Provides for the registration and enforcement in Indiana of foreign protection orders issued by another state or an Indian tribe. Provides that when the court clerk sends a summons to the respondent in a protective order case, the clerk must send a copy of the petition that excludes information required to be kept confidential to the respondent. Grants immunity to a governmental entity or employee, including a law enforcement officer, that registers or enforces a protective order in good faith without malice. Expands the types of protective orders to which the crime of stalking applies. Provides that violation of a protective order issued by an Indian tribe or other related tribal government constitutes invasion of privacy. (51)

SB 524

Author(s): Kenley; Rogers; Jackman; Bowser; Broden; Howard

Sponsor(s): Bauer; Friend; Crawford; Buell

Citations Affected: IC 5-13.

Effective: July 1, 2001.

Police and firefighter pension distributions. Provides that, in calendar years 2002 through 2012, interest on the public deposit insurance fund (after certain deductions for operating expenses) is to be distributed to units of local government in proportion to payments made by each unit for benefits under the "old" police and firefighter pension plans (the 1925 police pension fund, the 1937 firefighters' pension fund, and the 1953 police pension fund).

Prohibits distributions under certain conditions if a draw has been made on the public deposit insurance fund or if distributions would reduce the balance of the public deposit insurance fund to a level insufficient to ensure the safekeeping and prompt payment of public funds. (44)

SB 526

Author(s): Long; Lanane; Howard; Mrvan; Clark

Sponsor(s): Kuzman; Torr

Citations Affected: IC 23-2.

Effective: July 1, 2001; January 1, 2002.

Loan brokers and broker dealers. Specifies that a supervised lender or a nonsupervised automatic lender of the United States Department of Veterans Affairs is not included in the definition of "loan broker" for purposes of the law regulating loan brokers. Requires the securities commissioner to retain the initial or renewal application fee paid for any license application that is withdrawn or denied. Creates the loan broker regulation account in the state general fund. Provides that all of the fees and funds, other than the costs of investigations and civil penalties recovered under the loan broker statute, must be used for the regulation of loan brokers. Provides that the anti-fraud provisions of the loan broker laws apply to registered and unregistered loan brokers. (94)

SB 533

Author(s): Simpson; Miller; Antich

Sponsor(s): Crosby; Budak; Brown C; Hasler; Crawford

Citations Affected: IC 16-18; IC 16-46; noncode.

Effective: June 30, 2001; July 1, 2001.

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Indiana health care professional recruitment and retention fund. Changes the name of the Indiana medical and nursing grant fund to the Indiana health care professional recruitment and retention fund. Requires the state department of health to adopt the federal designations of the counties, cities, towns, census tracts, and townships in Indiana that are underserved by specific types of health care professionals. Changes the fund to provide loan repayment for student loans incurred by health care professionals to encourage the full-time delivery of health care in underserved areas. Adds grants from public or private sources as resources included in the fund. Modifies certain eligibility requirements that a health care professional must meet in order to be eligible for the repayment of student loans. Repeals provisions concerning medical entities receiving grants from the fund. (77)

SB 538

Author(s): Johnson

Sponsor(s): Crosby; Goeglein

Citations Affected: IC 12-7; IC 12-22; IC 31-34.

Effective: July 1, 2001.

Childrens' services. Provides for the division of mental health to award grants to local units of government for the establishment of local programs responsible for developing a coordinated, family centered, community based system of services for children with serious emotional disturbances and their families. Provides that the division of family and children may not initiate a court proceeding to terminate parental rights or transfer legal custody, or require a parent to agree to the termination of parental rights or transfer of custody, of a child with certain disorders who is voluntarily placed out of the home in order to receive treatment. Allows the division and parent to sign a voluntary placement agreement. (The introduced version of this bill was prepared by the Indiana commission on mental health.) (77)

SB 543

Author(s): Landske; Broden; Antich

Sponsor(s): Stevenson; Dumezich; Brown C

Citations Affected: IC 6-1.1; noncode.

Effective: Upon passage.

Tax Sale. Permits a county that incurs cost to sell a parcel of real property acquired through the tax sale process to recover the cost from the proceeds of the sale of that parcel or from the proceeds of the sales of other parcels acquired through the tax sale process. (13)

SB 554

Author(s): Lanane; Broden; Howard; Server

Sponsor(s): Hasler; Lutz J

Citations Affected: IC 9-13; IC 9-23.

Effective: July 1, 2001.

Internet sales of motor vehicles. Defines "dealer" for purposes of the motor vehicle law to include a person who directly sells 12 or more vehicles each year over the Internet for delivery in Indiana. Requires an Internet dealer to have an established place of business in Indiana. Requires an Internet dealer to provide the bureau of motor vehicles with the name, address, and telephone number of the person who has control of business records located outside Indiana when the records are created by the sale of a vehicle through the use of the Internet to an Indiana resident. Requires an Internet dealer to notify the bureau of any change in this information within 10 days. Requires an Internet dealer to deliver the motor vehicle to the customer at the place of business of the dealer in Indiana. (13)

SB 561

Author(s): Johnson; Simpson; Miller

Sponsor(s): Crawford; Friend; Dillon; Kuzman; Goeglein

Citations Affected: IC 4-22; IC 6-3.5; IC 6-6; IC 12-7; IC 12-15; IC 12-16; IC 12-16.1; IC 12-17.6; IC 12-17.7; IC 12-17.8; IC 34-30; IC 35-43; noncode.

Effective: July 1, 2000 (retroactive); January 1, 2001 (retroactive); upon passage; July 1, 2001; January 1, 2002; June 30, 2002; July 1, 2002; July 1, 2003.

Health. Provides that a county's share of local option income taxes and motor vehicle excise taxes will not change as a result of the repeal of the hospital care for the indigent property tax levy and the imposition of the uninsured parents program property tax levy. Establishes the uninsured parent's program within the office of the secretary of family and social services to provide health insurance coverage to certain uninsured individuals. Provides eligibility requirements. Specifies that providers enrolled under the Medicaid program are considered providers for the program. Repeals the hospital care for the indigent (HCI) program, except for the local property tax levy authorization. Provides for funding of the uninsured parents program, including proceeds from the HCI property tax levies. Makes changes to the Medicaid disproportionate share hospital payment structure. (98)

SB 569

Author(s): Ford; Lubbers

Sponsor(s): Frizzell; Sturtz

Citations Affected: IC 31-14; IC 31-16; IC 31-17.

Effective: Upon passage.

Performance bonds in family law cases. Authorizes a court to require a party to provide the security, or other guarantees required by the court, to secure the performance of a child support, custody, or visitation order if the court makes specific findings. Specifies that the proceeds of a forfeited custody security, bond, or other guarantee may be used to: (1) reimburse a parent for actual expenses incurred in upholding the court's order; (2) pay reasonable fees to locate and return a child; or (3) reimburse a court trustee for reasonable fees and costs. Provides that excess proceeds of a forfeited bond must be used for the child's higher education or maintenance expenses. Provides a format for a support, custody, or visitation bond. (106)

SB 574

Author(s): Landske; Alexa; Meeks C

Sponsor(s): Sturtz; Ayres

Citations Affected: IC 11-13; noncode.

Effective: July 1, 2001.

Parole board investigations. Allows the parole board, when considering the release on parole of an offender who was previously released on parole and whose parole was revoked, to use a community investigation prepared for an earlier parole hearing to satisfy the requirement that a community investigation be conducted. Requires the parole board to accept and consider a statement from a victim, or victim's relative or friend, as a supplement the community investigation. (51)

SB 582

Author(s): Kenley; Lanane

Sponsor(s): Kuzman; Ripley

Citations Affected: IC 9-25; noncode.

Effective: July 1, 2001.

Enactments - 2001

Evidence of lack of insurance. Provides that failure to submit proof of financial responsibility to the bureau of motor vehicles is prima facie evidence in a civil action that a person did not have insurance in effect on the date of an accident. (51)

SB 585

Author(s): Server

Sponsor(s): Hasler; Becker

Citations Affected: IC 25-5.1; noncode.

Effective: Upon passage; July 1, 2001.

Licensing of athletic trainers. Eliminates a requirement that the qualifying examination for licensing of athletic trainers be offered two times per calendar year. Authorizes the Indiana athletic trainers board to issue a temporary license to practice as an athletic trainer under certain circumstances. Provides that a temporary license may be in effect for not more than 90 days. Authorizes the athletic trainers board, under certain circumstances, to issue a temporary permit authorizing a person to practice as an athletic trainer under the supervision of a licensed athletic trainer. Provides that a temporary permit expires when the permit holder is issued a permanent license to practice as an athletic trainer, when the board disapproves the permit holder's license application, or 90 days after issuance, whichever is earliest. Requires the athletic trainers board to issue an initial athletic trainer license to an individual who has been actively engaged as an athletic trainer for at least a certain period, who submits an application and pays the necessary fees, and who has attained certain educational qualifications or has been certified by the National Athletic Trainers Association, Inc. (47)

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- SB 0272 Abandoned vehicles on private property.

LIEUTENANT GOVERNOR

- HB 1388 Lewis and Clark bicentennial commission.
- SB 0262 Economic development.

LIMITED LIABILITY COMPANIES

- SB 0489 Business entity matters.

LOANS

- HB 1585 Alcohol and tobacco.
- SB 0261 Determination of total finance charge.

LOCAL GOVERNMENT

- HB 1089 Law enforcement agency claims for fees.
- HB 1361 Indiana health facility financing authority.
- HB 1386 Lights on volunteer fire vehicles.
- HB 1395 Government purchasing.
- HB 1504 Three-fourths majority voting.
- HB 1629 County government study commission.
- HB 1812 Local emergency planning committees.
- HB 1902 Property tax and municipal option income tax.
- HB 1925 Local unit employee health benefits.
- HB 1952 Local housing authority membership.
- HB 1967 Fire department hazardous material costs.
- SB 0009 Fire protection territory.
- SB 0151 Falconry and trapping.
- SB 0173 Reports of cities and towns.
- SB 0176 Local rainy day funds.
- SB 0260 Pension relief fund distributions.
- SB 0337 Airport area construction.
- SB 0338 Barrett Law installments.
- SB 0388 Waiver of town officer salary.
- SB 0395 Various election law matters.
- SB 0543 Tax sale.

LaPORTE COUNTY

- HB 1688 Lake Michigan marina development commission.

MARRIAGE AND FAMILY LAW

- HB 1417 Parents as teachers programs.
- HB 1767 Continuum of care for the elderly and disabled.
- SB 0448 Address confidentiality program.
- SB 0569 Performance bonds in family law cases.

MASS TRANSPORTATION

- HB 1852 Northwest Indiana transportation study commission.
- SB 0501 Transportation of children.

MEDICAL ISSUES generally

- SB 0063 Interference with medical services.

MENTAL HEALTH, Local Agencies and Programs

- HB 1001 State budget.
- HB 1813 Mental health.
- SB 0280 Methadone clinic moratorium.

MENTAL HEALTH, Mentally Ill or Impaired Persons

- HB 1001 State budget.
- HB 1047 Definition of autism.
- HB 1122 Insurance coverage for autism.
- HB 1647 Medicaid waivers.
- SB 0375 Human services.

MENTAL HEALTH, State Department and Institutions

- HB 1813 Mental health.
- SB 0538 Children's services.

METALS AND METAL DEALERS

- SB 0226 Regulation of steel making slag.

MILITARY FORCES

- HB 2148 Adjutant general and national guard.

MINES AND MINERALS

- HB 1120 Mine subsidence and insurance.

MOTOR CARRIERS

- HB 1578 State tax administration and motor vehicles.
- HB 1792 Vehicle plates and registration.
- HB 1821 Motor vehicles.

MOTOR VEHICLES generally

- HB 1821 Motor vehicles.
- SB 0182 Unobstructed view at railroad crossing.
- SB 0272 Abandoned vehicles on private property.
- SB 0474 Motor vehicle electronic records.
- SB 0554 Internet sales of motor vehicles.

MOTOR VEHICLES, Accidents and Vehicle Insurance

- SB 0466 Implied consent.
- SB 0582 Evidence of lack of insurance.

MOTOR VEHICLES, Bureau of Motor Vehicles, License Branches

- HB 1752 Boat titles.
- HB 1792 Vehicle plates and registration.
- SB 0014 Identification descriptors for minors.
- SB 0131 Boat titles.
- SB 0582 Evidence of lack of insurance.

MOTOR VEHICLES, Dealers and Manufacturers

- HB 1156 Various motor vehicle matters.
- SB 0554 Internet sales of motor vehicles.

MOTOR VEHICLES, Drivers' Licenses

- HB 1066 Failure to pay for motor vehicle fuel.

MOTOR VEHICLES, Equipment and Parts; Repair

- HB 1228 Use of brakes on the toll road.
- HB 1386 Lights on volunteer fire vehicles.
- SB 0272 Abandoned vehicles on private property.

MOTOR VEHICLES, License Plates, Registrations, and Titles

- HB 1170 Various motor vehicle matters.
- HB 1792 Vehicle plates and registration.

SB 0131 Boat titles.
SB 0350 Special group recognition license plates.

MOTOR VEHICLES, Size and Weight Limits

HB 1792 Vehicle plates and registration.
HB 1821 Motor vehicles.
SB 0240 Motor vehicle size limits.

MOTOR VEHICLES, Taxes

HB 1578 State tax administration and motor vehicles.

MOTOR VEHICLES, Traffic Rules and Regulations

HB 1007 Speed limits.
HB 1228 Use of brakes on the toll road.

MOTOR VEHICLES, Traffic Violations and Penalties

HB 1618 Blood and breath alcohol concentrations.
HB 1781 Alcohol and controlled substances.
SB 0466 Implied consent.
SB 0506 Court ordered drug and alcohol programs.

NATURAL RESOURCES, State Department of

HB 1001 State budget.
HB 1074 Cemeteries.
HB 1388 Lewis and Clark bicentennial commission.
HB 1401 Evansville Hospital property.
HB 1511 Rehabilitation service contracts.
HB 2042 Abandoned oil and gas wells.
SB 0154 Timber regulation.
SB 0158 Golden Hoosier Passport for veterans.

NONPROFIT CORPORATIONS AND ORGANIZATIONS

HB 1560 Hancock County land transfer.
HB 2130 Enterprise zones.
SB 0489 Business entity matters.

NOTARIES PUBLIC

SB 0351 Deceptive advertisement.

NURSES AND NURSING

SB 0533 Indiana health care professional recruitment and retention fund.

NURSING HOMES

HB 1001 State budget.
HB 1866 Health.

OIL AND GAS

HB 2041 Underground storage tanks.
HB 2042 Abandoned oil and gas wells.

OPEN DOOR LAW

HB 1894 Annexation.

PARKS

HB 1001 State budget.
SB 0141 Liability at extreme sports areas.
SB 0158 Golden Hoosier Passport for veterans.

PAROLE AND PROBATION

- HB 1532 Probation for misdemeanors.
- HB 1806 Home detention.
- SB 0032 Probation officers and handguns.
- SB 0574 Parole board investigations.

PARTNERSHIPS

- SB 0489 Business entity matters.

PAWNBROKERS

- HB 1705 Financial and consumer entity regulation.
- SB 0318 Regulation of pawnbrokers.

PENSIONS

- HB 1815 Public pensions.

PERSONNEL DEPARTMENT, STATE

- HB 1925 Local unit employee health benefits.

PHARMACISTS AND PHARMACIES

- HB 1958 Prescription discount and benefit cards.
- SB 0280 Methadone clinic moratorium.
- SB 0433 Pharmacists.

PHYSICIAN ASSISTANTS

- HB 1951 Health professions and prescription drugs.

PHYSICIANS AND SURGEONS

- HB 1951 Health professions and prescription drugs.
- SB 0533 Indiana health care professional recruitment and retention fund.

PORTER COUNTY

- HB 1228 Use of brakes on the toll road.
- HB 1688 Lake Michigan marina development commission.

POWER OF ATTORNEY

- SB 0190 Probate, trust, and tax laws.

PRIVACY, RIGHT TO

- HB 1549 Utility customer information and service areas.
- SB 0448 Address confidentiality program.

PROBATE COURTS AND PROCEEDINGS

- SB 0138 Jurisdiction of Hendricks superior courts.
- SB 0190 Probate, trust, and tax laws.

PROFESSIONAL ATHLETES

- SB 0171 Uniform athlete agents act.

PROPERTY TAXES generally

- HB 1846 Tax sales and redemption from tax sales.

PROPERTY TAXES, Abatements and Exemptions

- HB 1206 PILOTS dedicated to affordable housing trust fund.
- HB 1591 Tax abatement.
- SB 0389 Property taxation.

PROPERTY TAXES, Assessments, Notices, and Penalties
HB 1499 Property tax issues.

PROPERTY TAXES, Credits and Deductions
SB 0389 Property taxation.

PROPERTY TAXES, Tax Levies for Special Purposes
HB 1117 Fire protection levy.
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PROSECUTING ATTORNEYS
HB 1806 Home detention.
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PUBLIC AGENCIES
HB 1043 Legal actions involving firearms.
HB 1307 Liability of board members.
HB 1503 Local government matters.
HB 1900 Historic libraries.
HB 1926 Accessibility to information technology.
HB 1934 Professional occupations.

PUBLIC CONTRACTS
HB 1211 Sewer and water district bidding.
SB 0361 State contract approvals.

PUBLIC EMPLOYEES' RETIREMENT FUND (PERF)
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HB 1815 Public pensions.
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PUBLIC FACILITIES
HB 1663 Purchasing preference for calcium rich foods.

PUBLIC FUNDS
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SB 0373 Department of correction.
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SB 0486 County surveyors and drainage law.
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PUBLIC HEALTH
SB 0263 Township trustees.

PUBLIC OFFICERS AND EMPLOYEES
HB 1925 Local unit employee health benefits.
HB 2130 Enterprise zones.
SB 0188 Prosecuting attorney salaries.
SB 0311 Prompt payment of claims.
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PUBLIC RECORDS
HB 1570 Ambulance run information.
SB 0509 Public records.

PUBLIC SAFETY

- HB 1233 Lake preservation and water safety.
- HB 1267 Credit card payments to public safety agencies.
- SB 0180 Anti-terrorism measures.

PUBLIC WORKS AND IMPROVEMENTS; PUBLIC PROPERTY

- HB 1001 State budget.
- HB 1900 Historic libraries.
- HB 1928 Procedures for small water or sewer utilities.
- SB 0338 Barrett Law installments.
- SB 0441 Cumulative capital improvement funds.
- SB 0486 County surveyors and drainage law.

RAILROADS

- HB 1099 Railroad employees involved in accidents.
- HB 1344 Industrial rail service fund.
- HB 1578 State tax administration and motor vehicles.
- SB 0182 Unobstructed view at railroad crossing.

RAINY DAY FUND

- HB 1001 State budget.
- SB 0176 Local rainy day funds.

RECORDERS

- HB 1484 County recorder procedures.
- HB 2117 Social Security numbers on mortgage documents.
- SB 0509 Public records.

REVENUE, DEPARTMENT OF

- HB 1578 State tax administration and motor vehicles.
- SB 0269 Sales and use tax administration.

RIVERS AND STREAMS

- HB 2119 Upper Wabash River basin commission.

RURAL PROGRAMS, NON-AGRICULTURAL

- SB 0160 Rural economic development.

SAFETY generally

- HB 1299 Safety information for handgun permit applicants.

SALES AND USE TAXES

- SB 0269 Sales and use tax administration.

SCHOOLS generally

- HB 1424 Indiana economic development partnership fund.
- HB 1971 Education issues.
- SB 0165 Charter schools.
- SB 0501 Transportation of children.

SCHOOLS, Buses

- SB 0501 Transportation of children.

SCHOOLS, Curricula

- HB 1600 Local government pensions; education.
- HB 1971 Education issues.

SCHOOLS, Funds

HB 1096 Fiscal year budgeting for schools.

SCHOOLS, ISTEP and Testing Programs

HB 1001 State budget.

SCHOOLS, Officers and Employees (other than teachers)

HB 1849 Gary school board.

HB 2126 Education matters.

SB 0445 Criminal history checks.

SB 0454 Board of accounts matters.

SCHOOLS, Pupils

HB 2126 Education matters.

SB 0171 Uniform athlete agents act.

SB 0376 School discipline policies.

SCHOOLS, Schools and School Corporations

HB 1971 Education issues.

HB 2014 Technology plan grants.

HB 2126 Education matters.

SB 0199 School retirement and severance plans.

SB 0204 Release of FERPA information.

SB 0376 School discipline policies.

SB 0445 Criminal history checks.

SB 0454 Board of accounts matters.

SB 0505 Parental involvement in education.

SCHOOLS, Special Education and Special Programs

SB 0165 Charter schools.

SB 0229 Health insurance educator.

SB 0505 Parental involvement in education.

SCHOOLS, Teachers

SB 0165 Charter schools.

SB 0445 Criminal history checks.

SCHOOLS, Teachers' Retirement Fund (TRF)

HB 1815 Public pensions.

SB 0107 Public pensions.

SECRETARY OF STATE

SB 0352 Securities licenses.

SB 0489 Business entity matters.

SMALL CLAIMS COURTS

SB 0138 Jurisdiction of Hendricks superior courts.

SOIL SCIENTISTS

SB 0093 Registration of soil scientists.

SOLID WASTE

HB 1342 Regional water and sewer districts.

HB 1830 Solid waste disposal.

HB 1901 Mercury and mercury products.

HB 1928 Procedures for small water or sewer utilities.

HB 1967 Fire department hazardous material costs.

SB 0170 Hazardous waste disposal tax.

SB 0226 Regulation of steel making slag.
SB 0464 Solid waste management districts.

SOUTH BEND

HB 1096 Fiscal year budgeting for schools.
SB 0389 Property taxation.

SPORTS

HB 1608 Vigo County innkeeper's tax.
SB 0171 Uniform athlete agents act.

ST. JOSEPH COUNTY

HB 1629 County government study commission.

STATE AGENCIES

SB 0025 Indiana ethics commission.
SB 0361 State contract approvals.

STATE FAIR

HB 1212 State fair.

STATE GOVERNMENT

SB 0025 Indiana ethics commission.
SB 0456 State use of gasohol.

STORAGE

SB 0272 Abandoned vehicles on private property.

STUDY COMMITTEES

HB 1344 Industrial rail service fund.
HB 1629 County government study commission.
HB 1852 Northwest Indiana transportation study commission.

SULLIVAN COUNTY

SB 0188 Prosecuting attorney salaries.

SUPERIOR COURTS

SB 0138 Jurisdiction of Hendricks superior courts.

SURVEYORS

HB 1934 Professional occupations.
SB 0486 County surveyors and drainage law.

TAX ABATEMENTS

HB 1591 Tax abatement.

TAXES generally

HB 1578 State tax administration and motor vehicles.
SB 0170 Hazardous waste disposal tax.
SB 0273 Brownfield program and environmental remediation.
SB 0543 Tax sale.

TECHNOLOGY

HB 1926 Accessibility to information technology.
HB 2014 Technology plan grants.

TELECOMMUNICATIONS, Telephone, Television, Radio and Internet

HB 1100 Internet coverage of the general assembly.

- HB 1222 Telephone solicitations.
- HB 1503 Local government matters.
- HB 1510 Various election law matters.
- HB 1644 Definition of "computer network".
- HB 1673 Anatomical gift promotion fund.

TELECOMMUNICATIONS, Telephone, Television, Radio and Internet

- HB 1770 Health care provider profiles.

TERRORISTS AND TERRORISM

- SB 0180 Anti-terrorism measures.

TIMBER AND TIMBER HARVESTING

- SB 0154 Timber regulation.

TIPPECANOE COUNTY

- HB 2009 Tippecanoe County board of elections and registration.

TOWNSHIPS AND TOWNSHIP OFFICERS

- HB 1117 Fire protection levy.
- SB 0263 Township trustees.

TRADE REGULATIONS

- HB 1230 Home improvement contracts.
- SB 0345 Financial and consumer entity regulation.

TRANSPORTATION generally

- HB 1344 Industrial rail service fund.
- HB 1852 Northwest Indiana transportation study commission.
- HB 1902 Property tax and municipal option income tax.
- HB 2002 Regional transportation authorities.
- SB 0182 Unobstructed view at railroad crossing.

TRANSPORTATION, Department of

- HB 1097 Expense of relocating municipal utility lines.
- SB 0418 Transportation.

TREASURERS

- HB 1001 State budget.

TRUSTS AND FIDUCIARIES

- HB 1935 Shoreline environmental trust fund.
- HB 2041 Underground storage tanks.
- SB 0138 Jurisdiction of Hendricks superior courts.
- SB 0190 Probate, trust, and tax laws.

UNDERGROUND STORAGE TANKS

- HB 2041 Underground storage tanks.

UNIFORM STATE LAWS

- SB 0171 Uniform athlete agents act.
- SB 0269 Sales and use tax administration.
- SB 0489 Business entity matters.

UNITED STATES GOVERNMENT

- HB 1479 Internal Revenue Code update.
- HB 1866 Health.
- HB 1926 Accessibility to information technology.

SB 0204 Release of FERPA information.
SB 0230 Federal enforcement officers.
SB 0486 County surveyors and drainage law.

UTILITIES

HB 1097 Expense of relocating municipal utility lines.
HB 1549 Utility customer information and service areas.
HB 1928 Procedures for small water or sewer utilities.
HB 1948 Gross income tax exemptions.

UTILITY REGULATORY COMMISSION

HB 1928 Procedures for small water or sewer utilities.
HB 1948 Gross income tax exemptions.

VANDERBURGH COUNTY

HB 1401 Evansville Hospital property.

VEHICLE BILLS

HB 2147 Administrative rules.
SB 0019 First Steps program.

VETERANS

HB 1001 State budget.
HB 1219 Hunting and fishing licenses.
HB 1475 Admission to the Indiana veterans' home.
SB 0158 Golden Hoosier Passport for veterans.

VICTIMS OF CRIME

SB 0448 Address confidentiality program.

VIGO COUNTY

HB 1608 Vigo County innkeeper's tax.

VOLUNTEERS

SB 0445 Criminal history checks.

WATER, Availability and Quality of Drinking Water

SB 0236 Storm water management programs.

WATER, Pollution

SB 0236 Storm water management programs.

WAYNE COUNTY

HB 1710 Wayne County adjusted gross income tax.

WEAPONS

HB 1043 Legal actions involving firearms.
HB 1299 Safety information for handgun permit applicants.
HB 1602 Handgun licenses.
HB 1892 Methamphetamine.

WELFARE generally

HB 1647 Medicaid waivers.

WELFARE, Aid to Families with Dependent Children

SB 0459 Dental and vision services under CHIP.

WELFARE, Medicaid

- HB 1866 Health.
- HB 1871 Medicaid and certain hospitals.
- HB 1872 Health.
- HB 1873 Hospice.
- HB 1938 Medicaid coverage for breast and cervical cancer.
- HB 1950 Medicaid buy-in program for the working disabled.
- SB 0216 Medicaid.
- SB 0308 Medicaid payment for emergency room services.
- SB 0309 Medicaid funding of nursing facilities.
- SB 0431 Dental care.
- SB 0459 Dental and vision services under CHIP.
- SB 0561 Health.

WELFARE, Poor Relief

- SB 0263 Township trustees.

WELLS COUNTY

- HB 2119 Upper Wabash River basin commission.

WITNESSES

- SB 0190 Probate, trust, and tax laws.

WOMEN'S ISSUES

- HB 1938 Medicaid coverage for breast and cervical cancer.

YOUTHS, Programs and Organizations

- HB 1084 Curfew for minors.
- SB 0137 School latch key programs.

ZONING AND PLANNING

- SB 0486 County surveyors and drainage law.