

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

SENATE ENROLLED ACT No. 84

AN ACT to amend the Indiana Code concerning higher education.

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

SECTION 1. IC 21-28-6 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]:

Chapter 6. Information for Members of the General Assembly

Sec. 1. As used in this chapter, "research tool" includes:

- (1) online research services;**
- (2) online and hard copy subscriptions to publications; and**
- (3) any other source of information used for research available to an educational institution.**

Sec. 2. A state educational institution must provide access to all research tools available to the educational institution to each member of the general assembly and staff of the legislative services agency, at no cost, upon the request of a member of the general assembly or staff of the legislative services agency.

Sec. 3. A request made by a member of the general assembly or staff of the legislative services agency under section 2 of this chapter must be for the purpose of obtaining information related to carrying out the official duties of the member of the general assembly.

Sec. 4. (a) Notwithstanding section 2 of this chapter, a state educational institution may deny a member of the general assembly or staff of the legislative services agency access to a research tool

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if the research tool was purchased through a grant or other source that limits access to use of the research tool in a way that would make granting access to the research tool a violation of the grant or agreement covering the payment for the research tool.

(b) Nothing in this chapter requires a state educational institution to expend additional funds or to violate the terms of a subscription agreement applicable to a journal or other research tool.

SECTION 2. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "research tool" has the meaning set forth in IC 21-28-6-1, as added by this act.

(b) The legislative council is urged to provide information and annual training to members and staff of the general assembly concerning the availability and use of the more than ten thousand (10,000) research journals and other periodicals that are available at no cost to all citizens of Indiana through the Indiana state library's INSPIRE data bases.

(c) The legislative council is urged to request the legislative services agency to conduct a survey of all members of the general assembly, the partisan staffs of the general assembly, and the employees of the legislative services agency to determine the following:

- (1) The extent to which the members and staff make regular use of the INSPIRE data bases.
- (2) The specific journals and other research tools that are used to conduct legislative research.
- (3) The extent to which journals and research tools that are not available through the INSPIRE data bases would assist in completing legislative responsibilities.
- (4) The names of specific journals or other research tools identified under subsection (d) that a member or staff person would use if access were available without charge to the general assembly or staff.

(d) The legislative services agency shall gather information from the Indiana state library, the Indiana supreme court law library, and each state educational institution concerning the names of journals and other electronic research tools available in and used by the state library, supreme court library, and state educational institutions. The legislative services agency shall cause the information gathered under this subsection to be available as a part of the survey conducted under subsection (c).

(e) The legislative services agency shall report the results of the

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survey to the legislative council not later than July 1, 2010.

(f) The legislative council is urged to request the legislative services agency, together with the Indiana University School of Law - Indianapolis, to study the feasibility of and interest in establishing a research and policy development division within the legislative services agency. In conducting the study, the legislative services agency shall examine programs established in other states, including the cost of the programs, and use the information obtained to estimate the cost of establishing a research and policy development division in Indiana.

(g) This SECTION expires July 1, 2011.

SECTION 3. An emergency is declared for this act.

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President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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