



Bill Track - Bill History Report

AIA-Indiana

Run Time: Friday, Jan-08-2010, 12:37 PM

[HB1001](#) *Lobbyists; campaign contributions.* ([Bauer](#))

Digest

Reduces from \$100 to \$50 the minimum reportable amount for: (1) the total daily gifts to a legislator or legislative employee given by a registered lobbyist; or (2) a single gift received by a legislator or legislative candidate. Provides that an individual who holds a state elected office and ceases to hold the state office after June 30, 2010, may not be registered as a lobbyist for 365 days after expiration of the term of office. Provides that an individual who holds a position in the executive branch appointed by the governor (other than a special state appointee) and who ceases to hold that appointment after June 30, 2010, may not be registered as a lobbyist for 365 days after ceasing to hold the appointive position. Provides that a member of the general assembly may not be registered as a lobbyist for 365 days after ceasing to be a member of the general assembly. Provides that a lobbyist may not represent multiple clients if the representation involves a conflict of interest. Defines "conflict of interest". Provides that the governor and the governor's candidate's committees may not (1) solicit campaign contributions; (2) accept campaign contributions; or (3) conduct other fundraising activities during the long session of the general assembly and during the day before, the day of, and the day after each organization day. Provides that the prohibition does not apply to the governor's participation in party activities conducted by a regular party committee. Imposes the same fundraising restrictions for legislators for the same period around organization day of a long session. (Currently, legislators may not conduct fundraising activities during the long session beginning in January.) Provides that persons with contracts with state government or who bid on contracts with state government and certain persons affiliated with the contractors and bidders may not make political contributions to an individual who holds a state office or is a candidate for a state office. Requires persons with contracts with state government or who bid on contracts with state government to register with the department of administration (department). Requires the department to make the information about registrants available in a searchable data base on the department's web site. Requires registrants to notify their affiliated persons that they are registered. Provides civil and criminal penalties for violations. Provides that contractors or bidders who violate the statutes may be found nonresponsible and have their contracts voided. Provides that state employees in the executive branch who have purchasing or procurement authority may not solicit political contributions unless the soliciting individual is a candidate for public office. Provides that state officers, employees, and appointees in the executive branch may not accept certain other employment.

Date	Action
11/17/2009	H: Author Added B. Patrick Bauer
11/17/2009	H: Co Author Added Michael B. Murphy
11/17/2009	H: 1st Reading Assigned Rules and Legislative Procedures
12/16/2009	H: Committee Action Pass(10-0) Rules and Legislative Procedures

12/16/2009 **H: Committee Sched** 11:00 AM Room 404 [Rules and Legislative Procedures](#)
01/05/2010 **H: Committee Report** do pass, adopted
01/07/2010 **H: 2nd Reading** Order Engrossed

[HB1002](#) *Hiring preferences.* ([Kersey](#))

Digest

Provides that certain contracts for public works projects may not be awarded to a contractor that does not: (1) employ residents of Indiana as at least 80% of the employees working on the contract; and (2) enter into subcontracts only with subcontractors that employ residents of Indiana as at least 80% of the employees working on the contract. Makes an exception for work done in response to an emergency and work done by artisans or in a speciality area with limited persons able to perform the work. Applies the preference to certain contracts entered into by the public works division of the department of administration, any state agency or commission entering into a public works contract, the commission governing the ports of Indiana, the department of transportation, and units of local government. Provides that if a contract is being paid for with federal funds and the requirement that 80% of the employees must be residents of Indiana causes the loss of the federal funds as determined by the federal agency providing the funds, the preference does not apply. Prohibits certain governmental actions when the preference does not apply. Requires any covered entity to prepare an annual report for the public and the legislative council stating, for the contractors awarded public works contracts by the state and the subcontractors with which these contractors entered into subcontracts, the percentage of the contractors' and subcontractors' employees working on the public works contracts who are residents of Indiana. Allows the hiring authority of a city, county, or township to give a preference in hiring for police and fire department positions to: (1) a police officer or firefighter laid off by a city; (2) a county police officer laid off by a sheriff's department; or (3) a person who was employed full-time or part-time by a township to provide fire protection and emergency services and has been laid off by the township. Provides that a laid off police officer or firefighter may not receive the preference unless the person applies for employment and meets all of the employment requirements established by law and the hiring authority.

Date	Action	
11/17/2009	H: Author	Added Clyde Kersey
11/17/2009	H: 1st Reading	Assigned Ways and Means
12/09/2009	H: Committee Sched	9:30 AM Room 404 Ways and Means
12/14/2009	H: Committee Action	Pass Amend(16-8) Ways and Means
12/14/2009	H: Committee Sched	9:30 AM Room 404 Ways and Means
01/05/2010	H: Committee Report	amend do pass, adopted
01/07/2010	H: 2nd Reading	Amended Order Engrossed
01/07/2010	H: Amendment	#1 (Davis), ruled out of order
01/07/2010	H: Amendment	#2 (Kersey), prevailed; Voice Vote
01/07/2010	H: Amendment	#3 (VanHaaften), withdrawn

[HB1004](#) *Property taxes.* ([Grubb](#))

Digest

Requires trending adjustments to real property assessments every two years instead of annually. In making the annual calculation of the base rate for the assessment of agricultural land, requires the department of local government finance to use an adjusted six year average that eliminates the highest and lowest values determined for the six year period. Applies a property tax credit to limit property tax liability on real property based on the change in the annual average Consumer Price Index (CPI). Requires the budget agency to

determine and give notice of the CPI factor. Excludes from eligibility for the credit taxes based on certain changes relating to the real property, taxes imposed after being approved by the voters in a referendum or local public question, taxes payable in the first year after certain transfers of title, taxes that result from the correction of an error, and taxes attributable to the elimination of or a reduction in the amount of a tax abatement deduction. Specifies how the credit applies if parcels are combined. Allows an appeal to the distressed unit appeal board by certain political subdivisions affected by the credit. Specifies the relief that board may authorize.

Date	Action
11/17/2009	H: Author Added F. Dale Grubb
11/17/2009	H: Co Author Added Greg Steuerwald
11/17/2009	H: Co Author Added Joseph Pearson
11/17/2009	H: 1st Reading Assigned Ways and Means
12/07/2009	H: Committee Sched 9:30 AM Room 404 Ways and Means
12/09/2009	H: Committee Sched 9:30 AM Room 404 Ways and Means
12/14/2009	H: Committee Action Pass Amend(20-4) Ways and Means
12/14/2009	H: Committee Sched 9:30 AM Room 404 Ways and Means
01/05/2010	H: Committee Report amend do pass, adopted
01/07/2010	H: Co Author Added Jeffrey K. Espich
01/07/2010	H: 2nd Reading Amended Order Engrossed
01/07/2010	H: Amendment #1 (Grubb), prevailed; Voice Vote

[HB1010](#) *Public works projects.* ([Torr](#))

Digest

Provides that the plans, specifications, and contract documents for a public works project may not require bidders, contractors, or subcontractors to enter into or comply with certain agreements with labor organizations. Provides a cause of action to challenge the award of a contract that violates these provisions.

Date	Action
01/05/2010	H: Author Added Jerry Torr
01/05/2010	H: Co Author Added Randy L. Borrer
01/05/2010	H: 1st Reading Assigned Labor and Employment

[HB1056](#) *Development of backcountry areas in state forests.* ([Pierce](#))

Digest

Provides that backcountry areas of Yellowwood State Forest and Morgan-Monroe State Forest may not be developed in a manner that permits motorized access, sale of timber, or commercial activity.

Date	Action
01/05/2010	H: Author Added Matt Pierce
01/05/2010	H: Co Author Added Ralph M. Foley
01/05/2010	H: Co Author Added Phillip Pflum
01/05/2010	H: 1st Reading Assigned Natural Resources

[HB1063](#) *Energy efficient buildings.* ([Pierce](#))

Digest

Requires certain government buildings to be designed and constructed to achieve or exceed the performance criteria determined under certain rating systems. Specifies that the Environmental Protection Agency's Energy Star rating system is an optional standard permissible only for the renovation or reconstruction of a government building. Provides that Indiana hardwood lumber may be considered for use as a local source material in any project in which the use of Indiana hardwood lumber is practicable. Recognizes a 2006 timberland study.

Date	Action
01/05/2010	H: Author Added Matt Pierce
01/05/2010	H: 1st Reading Assigned Environmental Affairs

[HB1087](#) *Notice of school tax levy referendum.* ([Thompson](#))

Digest

Requires the governing body of a school corporation that adopts a resolution to conduct a referendum for a tax levy to certify the resolution to both the department of local government finance and the county fiscal body of each county in which the school corporation is located. (Current law does not require the governing body to certify the resolution to the department of local government finance.)

Date	Action
01/05/2010	H: Author Added Jeffrey Thompson
01/05/2010	H: 1st Reading Assigned Education

[HB1093](#) *Historic rehabilitation tax credits.* ([Dvorak](#))

Digest

Provides that the historic rehabilitation income tax credit may be assigned. Provides that the credit may be recaptured from the person who receives the certification or from an assignee to whom the property is transferred. Repeals and replaces the current definition of "taxpayer" for purposes of the historic rehabilitation credit. Provides that the transfer of the property as a condominium does not cause the credit to be recaptured. (Current law provides that the credit is recaptured if the property is transferred within five years of the completion of the rehabilitation or preservation.) Provides that the adjusted basis of the property is not reduced by the amount of credit if a person is entitled to a federal low income housing credit for the historic property.

Date	Action
01/05/2010	H: Author Added Ryan Dvorak
01/05/2010	H: 1st Reading Assigned Ways and Means

[HB1098](#) *Occupational licensing.* ([Welch](#))

Digest

Establishes procedures for the attorney general to seize, secure, store, and destroy abandoned or at risk health records and other records containing personally identifying information. Creates a health records and personal information protection trust fund to pay for costs associated with securing and maintaining the records. Allows a criminal history check for employees of home health agencies and personal services agencies to be provided through a private agency. Removes the July 1, 2010, expiration that allows limited criminal histories to be used for employees of home health agencies and personal services agencies. Establishes a uniform procedure to allow a board of a regulated occupation to issue a cease and desist order to an unlicensed person who engages in an activity that requires a license. Repeals and makes conforming changes concerning cease and

desist and injunction orders. Merges the cosmetology and barbers boards into one board. Changes the membership on the board of cosmetology and barber examiners. Relocates barber statutes. Establishes a mental health counselor associate license. Requires reimbursement under a policy of accident and sickness insurance or health maintenance organization contract for services provided by a licensed athletic trainer on an equal basis to reimbursement under the policy or contract for the health care services provided by other health care providers. Eliminates the controlled substances advisory committee and transfers responsibilities to the Indiana board of pharmacy. Provides for automatic revocation of controlled substances advisory commission permit if a physician's license is revoked. (Current law requires a separate administrative process to take place if a physician's license is revoked.) Repeals laws concerning the certification of environmental health specialists and licensure of hypnotists. Makes conforming changes.

Date	Action
01/05/2010	H: Author Added Peggy Welch
01/05/2010	H: Co Author Added Charlie Brown
01/05/2010	H: Co Author Added Mark Messmer
01/05/2010	H: 1st Reading Assigned Labor and Employment

[HB1102](#) *Economic improvement districts.* ([Sullivan](#))

Digest

Provides that a petition to establish an economic improvement district must contain signatures from: (1) a majority of the owners of real property in the proposed district; and (2) the owners of real property constituting more than 50% of the assessed valuation in the proposed district. (Current law requires the signatures of: (1) a majority of the owners of real property in the proposed district; and (2) the owners of real property constituting at least 66 2/3% of the assessed valuation in the proposed district.)

Date	Action
01/05/2010	H: Author Added Mary Ann Sullivan
01/05/2010	H: 1st Reading Assigned Small Business and Economic Development
01/13/2010	H: Committee Sched 1:30 PM Room 156 D Small Business and Economic Development

[HB1120](#) *Employee defined classification.* ([Niezgodski](#))

Digest

Provides that an individual performing services for a contractor or subcontractor on a construction project is considered to be an employee of the contractor or subcontractor, with certain exceptions. Provides for investigations of the employment relationship between an individual and a contractor or subcontractor by the department of labor, for certain procedures to be followed in investigations, and for various civil penalties to be assessed by the department of labor for the failure to properly classify individuals as employees. Provides that certain information pertaining to employee classification shared among certain state agencies is confidential. Prohibits the awarding of contracts for certain public work projects to a contractor or subcontractor for four years after the contractor or subcontractor is found to have committed certain recurring improper classifications.

Date	Action
01/05/2010	H: Author Added David L. Niezgodski
01/05/2010	H: 1st Reading Assigned Labor and Employment
01/06/2010	H: Committee Sched 8:30 AM Room 156 A Labor and Employment
01/06/2010	H: Committee Action Pass Amend(6-5) Labor and Employment
01/07/2010	H: Committee Report amend do pass, adopted

01/07/2010 H: Co Author Added [Mara Candelaria Reardon](#)

01/07/2010 H: Co Author Added [Charles Moseley](#)

[HB1121](#) *State contracting with disabled veterans.* ([Goodin](#))

Digest

Provides a 3% price preference for a service disabled veteran small business for purposes of state public works contracts, state purchasing of goods and services, and state highway contracts. Establishes the governor's commission on service disabled veteran small business (commission). Provides that the commission must establish programs and set annual goals for the use of service disabled veteran small businesses in state contracts. Creates the office of deputy commissioner for service disabled veteran small business development within the department of administration. Requires the department of administration to adopt administrative rules to ensure that certain goals established by the commission are met.

Date	Action
01/05/2010	H: Author Added Terry A. Goodin
01/05/2010	H: 1st Reading Assigned Ways and Means

[HB1122](#) *Abatement of vacant or abandoned structures.* ([Riecken](#))

Digest

Provides that a county or municipality that adopts the statute concerning the abatement of vacant structures and abandoned structures may issue an abatement notice and order to a foreclosure judgment holder in a residential mortgage foreclosure proceeding if the foreclosure judgment holder has not filed a praecipe to initiate a sheriff's sale within 180 days after the entry of the foreclosure judgment. (Current law provides for the issuance of an abatement notice and order only with respect to the owner of the property.) Provides that an abatement notice and order must direct the owner or foreclosure judgment holder to bring the vacant structure or abandoned structure into compliance with any applicable building standards required by statute, rule, or ordinance. Provides that a foreclosure judgement holder that performs, or causes to be performed, any work or action required by an abatement notice or order is not liable to the property owner, the enforcement authority, or any other person in connection with the work performed. Specifies that for purposes of the limits on the amount of civil penalties that can be imposed in a year for structures that remain vacant or abandoned for specified periods after the issuance of an abatement notice and order, a year is measured from the date of the order. Provides that if the abatement notice and order has been issued against a foreclosure judgment holder, the foreclosure judgment holder may avoid the civil penalties that would otherwise apply by filing, not later than 180 days after the date of issuance of the abatement notice and order, a praecipe with the county clerk to initiate a sheriff's sale. Provides that if a foreclosure judgment holder files a praecipe to initiate a sheriff's sale within 180 days after the issuance of the abatement notice and order and subsequently cancels the sale, the foreclosure judgment holder is liable for: (1) any civil penalties that otherwise would have applied during the 180 day period; (2) any civil penalties that accrue after the 180 day period; and (3) certain costs incurred by the sheriff in preparing for the sheriff's sale before its cancellation. Provides that civil penalties collected for structures that remain vacant or abandoned shall be deposited in: (1) the local unsafe building fund; or (2) another fund or account specified in the rules and procedures adopted by the legislative body. Provides that if any civil penalties assessed against a foreclosure judgment holder remain unpaid after a subsequent sheriff's sale of the property, the unpaid civil penalties shall be paid from the proceeds of the sheriff's sale. Requires a county or municipality that, before July 1, 2010, has adopted: (1) the statute concerning the abatement of vacant structures and abandoned structures; and (2) rules and procedures to enforce the statute; to amend its rules and procedures not later than August 1, 2010, to comply with changes to the statute.

Date	Action
01/07/2010	H: Author Added Gail C Riecken
01/07/2010	H: Co Author Added Mary Ann Sullivan
01/07/2010	H: 1st Reading Assigned Financial Institutions

[HB1128](#) *Occupational disease and asbestos actions.* ([Tyler](#))

Digest

Provides a statute of limitations for causes of action for occupational disease. Provides for a product liability action against persons who mined or sold commercial products containing or using asbestos. (Current law provides for a product liability action against persons who mined and sold commercial asbestos.) Provides for a one year period, ending July 1, 2011, to file an otherwise time-barred cause of action for: (1) occupational disease; (2) personal injury, disability, disease, or death resulting from exposure to asbestos; or (3) property damage resulting from asbestos.

Date	Action
01/07/2010	H: Author Added Dennis Tyler
01/07/2010	H: 1st Reading Assigned Labor and Employment

[HB1133](#) *Election of school board members.* ([C. Brown](#))

Digest

Provides standards for election of the members of the governing body of a school corporation on a nonpartisan basis. Provides that a candidate who violates the standards and is elected may be removed from office. Provides that a political party may not directly or indirectly campaign for or against a candidate for election to the governing body. Provides that a political party that violates this prohibition is subject to a civil penalty. Provides that all the members of the governing body of the Gary school corporation will be elected at large by the voters of the school corporation beginning in 2010. Repeals a provision governing the drawing of governing body district lines for the Gary school corporation.

Date	Action
01/07/2010	H: Author Added Charlie Brown
01/07/2010	H: 1st Reading Assigned Elections and Apportionment

[HCR0001](#) *Allowing the Senate and the House to adjourn and recess separately.* ([Bauer](#), [Simpson](#), [Long](#))

Digest

A CONCURRENT RESOLUTION to allow the Senate and the House of Representatives of the 116th Indiana General Assembly to adjourn and recess separately throughout the Second Regular Session for periods in excess of three (3) consecutive days as the need, in the judgment of the the Speaker of the House of Representatives and President Pro Tempore of the Senate, respectively, may arise.

Date	Action
11/17/2009	H: Author Added B. Patrick Bauer
11/17/2009	H: Co Author Added Brian Bosma
11/17/2009	H: 1st Reading adopted Voice Vote
11/17/2009	H: Sponsor Added Vi Simpson
11/17/2009	H: Sponsor Added David C. Long
11/17/2009	S: 1st Reading adopted Roll Call 2: Yeas 49, Nays 0

HJR0002 *Circuit breakers and other property tax matters.* ([Bosma](#))

Digest

For property taxes first due and payable in 2012 and thereafter, requires the general assembly to limit a taxpayer's property tax liability as follows: (1) A taxpayer's property tax liability on homestead property may not exceed 1% of the gross assessed value of the homestead property. (2) A taxpayer's property tax liability on other residential property may not exceed 2% of the gross assessed value of the other residential property. (3) A taxpayer's property tax liability on agricultural land may not exceed 2% of the gross assessed value of the property that is the basis for the determination of the agricultural land. (4) A taxpayer's property tax liability on other real property may not exceed 3% of the gross assessed value of the other real property. (5) A taxpayer's property tax liability on personal property may not exceed 3% of the gross assessed value of the taxpayer's personal property that is the basis for the determination of property taxes within a particular taxing district. Specifies that property taxes imposed after being approved by the voters in a referendum shall not be considered for purposes of calculating the limits to property tax liability under these provisions. Provides that in the case of a county for which the general assembly determines in 2008 that limits to property tax liability are expected to reduce in 2010 the aggregate property tax revenue that would otherwise be collected by all units and school corporations in the county by at least 20%, the general assembly may provide that property taxes imposed in the county to pay debt service or make lease payments for bonds or leases issued or entered into before July 1, 2008, shall not be considered for purposes of calculating the limits to property tax liability. Specifies that such a law may not apply after December 31, 2019. Permits the general assembly to exempt a mobile home used as a homestead to the same extent as real property. Specifies that an exemption may be granted in the form of a deduction or credit. Specifies that the general assembly may impose reasonable filing requirements to obtain an exemption, deduction, or credit. This proposed amendment has not been previously agreed to by a general assembly.

Date	Action
01/05/2010	H: Author Added Brian Bosma
01/05/2010	H: Co Author Added Mark Messmer
01/05/2010	H: Co Author Added Jeffrey K. Espich
01/05/2010	H: Co Author Added Ed Clere
01/05/2010	H: 1st Reading Assigned Rules and Legislative Procedures

SB0023 *Unemployment contribution rates.* ([Kenley](#), [Kruse](#), [Hershman](#))

Digest

Delays from January 1, 2010, to January 1, 2011, changes in the taxable wage base and employer contribution rates for the unemployment compensation system.

Date	Action
11/17/2009	S: Author Added Brandt Hershman
11/17/2009	S: Author Added Howard "Luke" Kenley
11/17/2009	S: Author Added Dennis K. Kruse
11/17/2009	S: Co Author Added Edward E. Charbonneau
11/17/2009	S: 1st Reading Assigned Tax and Fiscal Policy
12/01/2009	S: Committee Sched 9:00 AM Room 431 Tax and Fiscal Policy
12/08/2009	S: Committee Action Pass(10-1) Tax and Fiscal Policy
12/08/2009	S: Committee Sched 1:00 PM Room 431 Tax and Fiscal Policy
01/05/2010	S: Committee Report do pass, adopted

01/05/2010 **S: Co Author** Added [Karen Tallian](#)
01/06/2010 **S: Committee Report** do pass, adopted

[SB0054](#) *Real property reassessment.* ([Boots](#))

Digest

Requires the county assessor of each county to prepare and submit to the department of local government finance (DLGF) a reassessment plan for the county. Specifies that the reassessment plan is subject to approval by the DLGF. Provides that the reassessment plan must divide all parcels of real property in the county into different groups of parcels. Requires that each group of parcels must contain at least 25% of the parcels within each class of real property in the county. Provides that the reassessment of the first group of parcels under a county's reassessment plan must begin on July 1, 2011, and must be completed on or before March 1, 2012. Provides that a petition for reassessment of a group of parcels must be signed by not less than 100 real property owners of parcels in the group or 5% of real property owners of parcels in the group and must be filed with the DLGF not later than 45 days after notice of assessment is provided. Provides that the county assessor determines the values of all classes of land in the county. Provides that a petition for the review of the land values determined by the county assessor may be filed with the DLGF. Requires the petition to be signed by at least the lesser of: (1) 100 property owners in the county; or (2) 5% of the property owners in the county. Repeals the statute requiring a general reassessment of real property to begin in 2010.

Date	Action
01/05/2010 S: Author	Added David C. Long
01/05/2010 S: 1st Reading	Assigned Rules and Legislative Procedure
01/05/2010 S: Committee Report	amended, reassigned Local Government
01/05/2010 S: Author	Removed David C. Long
01/05/2010 S: Author	Added Phil Boots

[SB0057](#) *Local public question on county zoning.* ([Steele](#))

Digest

Allows a county legislative body that has not adopted a comprehensive plan or zoning ordinance to adopt a resolution to place a local public question on the ballot concerning whether the county should exercise planning and zoning. Requires the legislative body to specify in the resolution whether the results of the public question will be binding on the legislative body. Provides that only a registered voter who resides in an unincorporated area of the county may vote on the local public question. Provides that if a majority of the votes cast on a binding local public question is in favor of exercising planning and zoning, the legislative body must adopt a comprehensive plan and zoning ordinance not later than two years after the date of the election. Provides that if a majority of the votes cast on a binding local public question is not in favor of exercising planning and zoning, the legislative body may not adopt a comprehensive plan or zoning ordinance for two years after the date of the election. Requires the legislative body to adopt a resolution to place a local public question on the ballot if at least the number of registered voters of the unincorporated areas of the county equal to 10% of the total votes cast in the unincorporated areas of the county at the last election for secretary of state sign a petition requesting the county legislative body to adopt the resolution. Requires the petition to specify whether the local public question will be binding or not binding on the legislative body. Provides that if a majority of the voters vote "no" on the public question, another public question may not be conducted for four years after the date of the vote.

Date	Action
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01/05/2010 **S: Author** Added [Brent Steele](#)
01/05/2010 **S: 1st Reading** Assigned [Local Government](#)

[SB0058](#) *Tax liens.* ([Steele](#))

Digest

Provides that the department of state revenue may not initiate a proceeding to foreclose on a lien arising from a judgment on a tax warrant more than ten years after the judgment creating the lien is filed. Specifies that if the department does not initiate proceedings to foreclose on such a lien within ten years after the date the judgment is filed, the lien shall be released.

Date	Action
01/05/2010	S: Author Added Brent Steele
01/05/2010	S: 1st Reading Assigned Judiciary

[SB0069](#) *Low carbon and noncarbon dioxide emitting plants.* ([Boots](#))

Digest

Provides that: (1) low carbon dioxide emitting or noncarbon dioxide emitting energy production or generating facilities; and (2) purchases of energy produced by such facilities; qualify for the financial incentives available for clean energy projects. Provides that a combined heat and power facility qualifies as a renewable energy resource for purposes of the statute that provides financial incentives for clean energy projects. Provides that an eligible business may recover qualified utility system expenses, which include specified preconstruction costs, associated with a: (1) new energy production or generating facility; or (2) low carbon dioxide emitting or noncarbon dioxide emitting energy production or generating facility. Changes the term "clean coal and energy projects" to "clean energy projects" to allow the term to include low carbon dioxide emitting or noncarbon dioxide emitting energy production or generating facilities. Makes other technical changes.

Date	Action
01/05/2010	S: Author Added Phil Boots
01/05/2010	S: 1st Reading Assigned Utilities & Technology

[SB0092](#) *Land surveyors.* ([Boots](#))

Digest

Allows a licensed land surveyor to enter any land or property within Indiana to conduct a survey. Provides procedures for: (1) notifying a landowner; and (2) compensating a landowner for any damage.

Date	Action
01/05/2010	S: Author Added Phil Boots
01/05/2010	S: 1st Reading Assigned Local Government

[SB0114](#) *Government ethics.* ([Miller](#), [Sipes](#))

Digest

Provides that legislative and executive branch statements of economic interests are not required to report gifts. Provides that legislative branch statements of economic interests are not required to report purchases by a lobbyist from the filer's business. Requires legislative branch lobbyists to report such expenses to the lobby registration commission, the applicable member of the general assembly, and the clerk of the house or the

secretary of the senate. Requires the lobby registration commission to compile these purchases and gifts and provide them to the legislator or candidate. Requires executive branch lobbyists to report these expenses to the state ethics commission. Provides that a lobbyist may not make an expenditure with respect to an applicable individual unless the lobbyist receives the approval of the applicable individual before making the expenditure. Provides that an executive branch lobbyist may not make a gift with respect to an applicable individual unless the lobbyist receives the approval of the applicable individual before making the gift. Requires an executive branch lobbyist to report such gifts to the state ethics commission and the applicable individual. Provides that the definition of "lobbying" the general assembly includes communication with a state executive branch officer to influence legislative action. Provides that the definition of a legislative branch "lobbyist" does not include a national organization established for the education and support of legislators, legislative staff, or related government employees. Removes the inclusion of officials and employees of state educational institutions from the definitions of "public official" and "public employee" for purposes of the lobbyist registration statute. Requires the clerk of the house and the secretary of the senate to make legislative branch statements of economic interests available on the Internet. Reduces the amount of a single expenditure that must be reported by a lobbyist from \$100 to \$50. Reduces the calendar year threshold of expenses that must be reported from \$500 to \$250. Requires that a lobbyist's expenditure report must include expenses for a function or activity to which all members of the general assembly are invited, all members of a standing or other committee established by the rules of the house of representative or senate are invited, or all members of a study committee are invited. Provides that such expenses may not be allocated and reported with respect to a particular applicable individual. Provides that if more than one lobbyist contributes to an expenditure, each lobbyist is required to report the actual amount the lobbyist contributed to the expenditure. Provides that a lobbyist must report actual expenditures with respect to an applicable individual and may not allocate to the particular applicable individual a prorated amount derived from an expense made with respect to several applicable individuals. Provides that a lobbyist may not report an expenditure relating to property or services received by an applicable individual if the applicable individual paid for the property or services what would be charged to any purchaser of the property or services in the ordinary course of business. Increases the daily penalty for failure to file lobbyist registration statements and activity reports from \$10 per day to \$100 per day. Increases the maximum penalty for failure to file lobbyist registration statements and activity reports from \$100 to \$18,000. Requires the lobby registration commission to make available on the Internet all reports, statements, and documents filed with the commission and all manuals, indices, summaries, and other documents the commission is required to compile, publish, or maintain. Provides that a member of the general assembly may not be registered as a lobbyist for 365 days after ceasing to be a member of the general assembly. Provides that a state officer (the governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, or superintendent of public instruction) may not use the state officer's name or likeness in an audio or video publication paid for entirely or in part with appropriations made by the general assembly. Provides that this prohibition does not apply to a communication made by the governor concerning the public health or safety. Provides that a state officer may use the title of the office the state officer holds in such a communication. Provides for criminal and civil penalties for violations. Requires the election division to develop, and the election commission to approve, electronic filing standards for campaign finance reports. Eliminates a requirement that a candidate for legislative office and the candidate's committee file with the county election board of the county in which the candidate resides a duplicate copy of each required report filed with the election division. Establishes a local office large expenditure candidate's committee designation for certain local office candidate committees that receive more than \$25,000 in contributions or make more than \$25,000 in expenditures during a reporting period. Requires a local office large expenditure candidate's committee to file reports, notices, and other instruments electronically with the election division (instead of with a county election board). Reduces from \$50,000 to \$25,000 the contribution threshold for a political action committee to file campaign finance reports electronically. Requires a political action committee to file reports

electronically with the election division if the committee makes more than \$25,000 in expenditures in a reporting period. Makes conforming changes to recognize other forms of electronic filing in addition to electronic mail. Requires the election division to provide an electronic receipt for electronic filings. Makes technical changes. Repeals superseded statutes.

Date	Action
01/05/2010	S: Author Added Patricia L. Miller
01/05/2010	S: 1st Reading Assigned Rules and Legislative Procedure
01/05/2010	S: 2nd Author Added Edward E. Charbonneau
01/05/2010	S: Author Added Connie W. Sipes
01/05/2010	S: Co Author Added James W. Merritt, Jr.
01/05/2010	S: Co Author Added Gary Dillon
01/05/2010	S: Co Author Added Mike Delph
01/05/2010	S: Co Author Added Phil Boots
01/05/2010	S: Co Author Added Beverly J. Gard
01/11/2010	S: Committee Sched Upon Adjournment Room 431 Rules and Legislative Procedure

SB0177 *Indianapolis historic preservation commission.* ([Miller](#))

Digest

Provides that a member of the Indianapolis historic preservation commission (commission) serves at the pleasure of the appointing authority and may be removed for any reason. Provides that a member appointed before July 1, 2010, continues to serve as a member of the commission after June 30, 2010, until the member's term expires or the executive removes the member for any reason. Provides that if the executive removes the member for any reason, the executive appoints a successor to serve for the remainder of the vacated term. Provides that a determination of the commission regarding an application for certificate of appropriateness is subject to review by petition to the city county council. Provides that the city county council shall prescribe the appeal time limits and form by rule. Provides that a decision of the city county council is subject to review by certiorari upon petition to the circuit or superior court of the county. Provides that any appeal of a: (1) pending commission determination on an application for a certificate of appropriateness; or (2) commission determination on an application for a certificate of appropriateness for which a petition for certiorari has not been filed; that is taken after the close of business on June 30, 2010, must be filed with the legislative body of the county. Provides that the legislative body of a municipality or county (excluding Marion County or a municipality in Marion County) may require that a determination of the unit's historic preservation commission upon an application for a certificate of appropriateness must be reviewed by the municipal or county legislative body.

Date	Action
01/05/2010	S: Author Added Patricia L. Miller
01/05/2010	S: 1st Reading Assigned Local Government

SB0188 *Qualification of public works professionals.* ([Boots](#))

Digest

Requires state agencies and a political subdivision to comply with certain procedures when acquiring the services of architects, engineers, and land surveyors. (Under current law, the procedures are not mandatory and do not apply to a state agency.)

Date	Action
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01/05/2010 **S: Author** Added [Phil Boots](#)
01/05/2010 **S: 1st Reading** Assigned [Local Government](#)

[SB0207](#) *False statements to state agencies.* ([Mrvan](#))

Digest

Provides that an employee who knowingly or intentionally makes a false statement of independent contractor status to the department of state revenue commits a Class D felony. Provides that an employer or employee shall not classify an employee as an independent contractor for the sole or primary purpose of avoiding the worker's compensation law, and that a violation is a Class A infraction. Provides that a person who makes a false representation that an employee is an independent contractor for the purpose of avoiding the unemployment compensation law commits a Class C misdemeanor. Makes technical corrections. Makes conforming amendments.

<u>Date</u>	<u>Action</u>
01/05/2010	S: Author Added Frank Mrvan, Jr.
01/05/2010	S: 1st Reading Assigned Pensions and Labor

[SB0212](#) *Public library matters.* ([Gard](#))

Digest

Provides that in the case of a public library that: (1) is outside Marion County; (2) has assessed valuation inside and outside a city or town but was originally established by the city or town; and (3) has a nonelected board; any required approval of the public library's budget, property tax levy, or bond issues must be made by the county council (rather than the city or town that originally established the public library, as required under current law) if more than 50% of the parcels of real property within the jurisdiction of the public library are located outside the city or town. Provides that an appointee to a Class 1 public library board who serves four consecutive terms may be reappointed to the board at least four years after the date the appointee's most recent term ended. Provides that an appointee to a Class 2 library board: (1) may not serve more than four consecutive terms on the library board; and (2) who has served four consecutive terms may be reappointed to the board at least four years after the date the appointee's most recent term ended. Allows a Class 1 or Class 2 public library board to issue local library cards without charge to a nonresident of the library district who is: (1) a library employee of the district; or (2) a teacher employed by a school corporation or nonpublic school located in the district; if the library board adopts a resolution that is approved by an affirmative vote of a majority of the members appointed to the library board. Allows a Class 1 or Class 2 public library board to designate a third party to collect money for the library regardless of the amount of money owed. (Current law allows a Class 1 library board to designate a third party to collect amounts over ten dollars.) Allows a Class 1 or Class 2 library district to dissolve if identical resolutions are adopted by a majority of the appointed members of the: (1) legislative bodies of the municipalities, townships, and counties that are a part of the district; and (2) the library board. Requires that copies of the resolutions must be filed not later than ten days after the resolution is adopted with the state library and the county recorder of each county in which the library district is located. Provides that a dissolution is not effective until: (1) all legal and fiscal obligations of the library district have been satisfied; (2) the assets of the district have been distributed; and (3) a notice is filed with the county recorder and the state library that the dissolution is final. Allows a Class 1 or Class 2 public library to pay claims by electronic funds transfer if the library board authorizes the payment method by adopting a resolution.

<u>Date</u>	<u>Action</u>
01/05/2010	S: Author Added Beverly J. Gard

01/05/2010 **S: 1st Reading** Assigned [Local Government](#)

[SB0217](#) *Accrual accounting for political subdivisions.* ([Delph](#))

Digest

Requires local units of government to use a full accrual method of budgeting, accounting, and financial reporting.

Date	Action
01/05/2010	S: Author Added Mike Delph
01/05/2010	S: 1st Reading Assigned Appropriations

[SJR0001](#) *Circuit breakers and other property tax matters.* ([Kenley](#))

Digest

Requires, for property taxes first due and payable in 2012 and thereafter, the general assembly to limit a taxpayer's property tax liability as follows: (1) A taxpayer's property tax liability on homestead property may not exceed 1% of the gross assessed value of the homestead property. (2) A taxpayer's property tax liability on other residential property may not exceed 2% of the gross assessed value of the other residential property. (3) A taxpayer's property tax liability on agricultural land may not exceed 2% of the gross assessed value of the property that is the basis for the determination of the agricultural land. (4) A taxpayer's property tax liability on other real property may not exceed 3% of the gross assessed value of the other real property. (5) A taxpayer's property tax liability on personal property may not exceed 3% of the gross assessed value of the taxpayer's personal property that is the basis for the determination of property taxes within a particular taxing district. Specifies that property taxes imposed after being approved by the voters in a referendum shall not be considered for purposes of calculating the limits to property tax liability under these provisions. Provides that in the case of a county for which the general assembly determines in 2008 that limits to property tax liability are expected to reduce in 2010 the aggregate property tax revenue that would otherwise be collected by all units and school corporations in the county by at least 20%, the general assembly may provide that property taxes imposed in the county to pay debt service or make lease payments for bonds or leases issued or entered into before July 1, 2008, shall not be considered for purposes of calculating the limits to property tax.

Date	Action
11/17/2009	S: Author Added Howard "Luke" Kenley
11/17/2009	S: 1st Reading Assigned Tax and Fiscal Policy
12/01/2009	S: Committee Sched 9:00 AM Room 431 Tax and Fiscal Policy
12/08/2009	S: Committee Sched 1:00 PM Room 431 Tax and Fiscal Policy
12/08/2009	S: Committee Action Pass(9-3) Tax and Fiscal Policy
01/05/2010	S: Committee Report do pass, adopted
01/05/2010	S: 2nd Author Added Patricia L. Miller
01/05/2010	S: Co Author Added Brandt Hershman
01/06/2010	S: Committee Report do pass, adopted

[SJR0010](#) *Property tax.* ([M. Young](#))

Digest

Exempts homesteads from property taxation. This proposed amendment has not been previously agreed to by a general assembly.

Date	Action
01/05/2010	S: Author Added R. Michael Young
01/05/2010	S: 1st Reading Assigned Tax and Fiscal Policy