

FAEGRE DRINKER

2022 Indiana Legislative Update #9

BOMA Indianapolis



March 4, 2022

This week the Governor signed into law legislation to end Indiana's public health emergency and limit employer vaccine mandates. Next week, as told, will be the end of this year's legislative session. The legislators are working to "sine die" on Wednesday of next week. There are many issues that still need to be resolved. They have resurrected the "open carry" gun bill. They are still seeking ways to revive HB 1134 that deals with CRT and SEL. There are also wind/solar issues yet to be determined along with tax bills, eminent domain and a host of others. We will continue to keep our ears to the ground and cover all conference committees to keep a watchful eye on all moving parts!

TAXES

HB1002 VARIOUS TAX MATTERS. (BROWN T) Removes a provision that requires taxpayers to have adjusted gross income tax liability in order to qualify for an automatic taxpayer refund. Makes clarifying changes. Provides that before the state lottery commission may implement an expansion of gaming either by adopting rules, entering into contracts, or any other action, the rule, contract, or action must be authorized by the general assembly. Defines "expansion of gaming" for purposes of the requirement. Requires each local unit that imposes an innkeeper's tax or food and beverage tax to annually report information concerning distributions and expenditures of amounts received from the innkeeper's tax or food and beverage tax. Extends the Nashville food and beverage tax expiration date from July 1, 2023, to July 1, 2043. Provides that food and beverage taxes currently authorized under IC 6-9 and that do not otherwise contain an expiration date (other than the stadium and convention building authority food and beverage tax and the historic hotels food and beverage tax) shall expire on the later of: (1) January 1, 2042 (or in the case of Monroe County, January 1, 2044); or (2) the date on which all bonds or lease agreements outstanding on March 15, 2022, are completely paid. Requires each local unit that imposes a food and beverage tax that is subject to the expiration provision to provide to the department of local government finance (department) a list of each bond or lease agreement outstanding on March 15, 2022, and the date on which each will be completely paid. Requires the department to publish the information on the gateway Internet web site.

Current Status: 3/7/2022 - , (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 404

All Bill Status: 3/3/2022 - Advisor Added Senator Gaskill
3/2/2022 - Senate Advisors appointed Holdman, Qaddoura and Garten
3/2/2022 - Senate Conferees appointed Mishler and Lanane
3/2/2022 - House Advisors appointed Cherry, Judy, Huston, Hamilton and Pryor
3/2/2022 - House Conferees appointed Brown T and Porter
3/2/2022 - House dissented from Senate Amendments
3/2/2022 - Returned to the House with amendments
3/2/2022 - Motion to dissent filed

3/1/2022 - Third reading passed; Roll Call 277: yeas 49, nays 1
 3/1/2022 - House Bills on Third Reading
 2/28/2022 - added as cosponsor Senator Randolph
 2/28/2022 - House Bills on Third Reading
 2/24/2022 - Second reading ordered engrossed
 2/24/2022 - House Bills on Second Reading
 2/22/2022 - Committee Report amend do pass, adopted
 2/22/2022 - Senate Committee recommends passage, as amended
 Yeas: 12; Nays: 1;
 2/22/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for
 Hearing); **Time & Location:** 9:30 AM, Rm. 431
 2/15/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for
 Hearing); **Time & Location:** 9:00 AM, Rm. 431
 2/14/2022 - added as second sponsor Senator Holdman
 2/1/2022 - Referred to Senate Tax and Fiscal Policy
 2/1/2022 - First Reading
 1/20/2022 - Senate sponsor: Senator Mishler
 1/20/2022 - Rule 105.2 suspended
 1/20/2022 - Third reading passed; Roll Call 39: yeas 68, nays 25
 1/20/2022 - House Bills on Third Reading
 1/18/2022 - Amendment #15 (Campbell) failed; Roll Call 36: yeas 25,
 nays 57
 1/18/2022 - Amendment #18 (Porter) failed; Roll Call 32: yeas 26,
 nays 60
 1/18/2022 - Second reading ordered engrossed
 1/18/2022 - Amendment #10 (Campbell) failed; Roll Call 35: yeas 25,
 nays 59
 1/18/2022 - Amendment #22 (Klinker) failed; Roll Call 34: yeas 26,
 nays 58
 1/18/2022 - Amendment #19 (Porter) failed; Roll Call 33: yeas 26,
 nays 59
 1/18/2022 - Amendment #12 (Porter) failed; Roll Call 31: yeas 26,
 nays 60
 1/18/2022 - Amendment #12 (Porter) failed;
 1/18/2022 - Amendment #11 (Pryor) failed; Roll Call 30: yeas 26,
 nays 58
 1/18/2022 - Amendment #9 (Pryor) failed; Roll Call 29: yeas 25, nays
 59
 1/18/2022 - Amendment #3 (DeLaney) failed; Roll Call 28: yeas 26,
 nays 60
 1/18/2022 - Amendment #4 (DeLaney) failed; Roll Call 27: yeas 27,
 nays 59
 1/18/2022 - Amendment #2 (Hamilton) failed; Roll Call 26: yeas 30,
 nays 57
 1/18/2022 - Amendment #1 (Hamilton) failed; voice vote
 1/18/2022 - Amendment #8 (Porter) failed; Roll Call 25: yeas 27,
 nays 56
 1/18/2022 - Amendment #7 (Porter) failed; Roll Call 24: yeas 27,
 nays 56
 1/18/2022 - House Bills on Second Reading
 1/13/2022 - Committee Report amend do pass, adopted
 1/12/2022 - House Committee recommends passage, as amended
 Yeas: 15; Nays: 7;

1/12/2022 - added as coauthor Representative Judy
1/12/2022 - House Ways and Means, (Bill Scheduled for
Hearing); **Time & Location:** 3:30 PM, Rm. 404
1/11/2022 - added as coauthor Representative O'Brien T
1/4/2022 - Referred to House Ways and Means
1/4/2022 - First Reading
1/4/2022 - Coauthored by Representative Leonard
1/4/2022 - Authored By Timothy Brown

State Bill Page: [HB1002](#)

HB1034 TAX INCREMENT FINANCING. (TORR J) Provides that a lien resulting from an agreement between a redevelopment commission (commission) and a taxpayer in an allocation area takes priority over any existing or subsequent mortgage, other lien, or other encumbrance on the property, and must have parity with a state property tax lien under IC 6-1.1-22-13. Provides that a lien resulting from a taxpayer agreement will have the priority of real property taxes and may be enforced and collected in all respects as real property taxes. Provides that a commission, or two or more commissions acting jointly, may contract for marketing and advertising of land located in an allocation area. Imposes a limitation on the amount available to be spent on the marketing and advertising of land in an allocation area.

Current Status: 3/1/2022 - House Concurred in Senate Amendments ; Roll Call 306:
yeas 92, nays 1

All Bill Status: 3/1/2022 - Concurrences Eligible for Action
2/28/2022 - Motion to concur filed
2/22/2022 - Third reading passed; Roll Call 229: yeas 49, nays 0
2/22/2022 - House Bills on Third Reading
2/21/2022 - Second reading ordered engrossed
2/21/2022 - House Bills on Second Reading
2/17/2022 - House Bills on Second Reading
2/15/2022 - Committee Report amend do pass, adopted
2/15/2022 - Senate Committee recommends passage, as amended
Yeas: 8; Nays: 0;
2/15/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for
Hearing); **Time & Location:** 9:00 AM, Rm. 431
2/1/2022 - Referred to Senate Tax and Fiscal Policy
2/1/2022 - First Reading
1/25/2022 - Referred to Senate
1/24/2022 - Senate sponsors: Senators Holdman and Mishler
1/24/2022 - Third reading passed; Roll Call 56: yeas 92, nays 2
1/24/2022 - House Bills on Third Reading
1/20/2022 - Second reading ordered engrossed
1/20/2022 - House Bills on Second Reading
1/18/2022 - Committee Report amend do pass, adopted
1/13/2022 - House Ways and Means, (Bill Scheduled for
Hearing); **Time & Location:** 10:00 AM, Rm. 404
1/6/2022 - House Ways and Means, (Bill Scheduled for
Hearing); **Time & Location:** 1:00 PM, Rm. 404
1/4/2022 - Referred to House Ways and Means
1/4/2022 - First Reading
1/4/2022 - Authored By Jerry Torr

State Bill Page: [HB1034](#)

SB145 PROPERTY TAX MATTERS. (BUCHANAN B) Provides that the true tax value of commercial real property commercial property with a structure, or a portion thereof, that: (1) is at least 100,000 square feet in area; (2) is used for retail purposes; and (3) is occupied by a single retailer; shall be determined by application of the cost approach. Provides that the application of the cost approach requirement is not applicable if the property was: (1) vacated by the original occupant for which the property was constructed; (2) constructed more than five years prior to the assessment date; or (3) substantially and adversely impacted by a change in a roadway or traffic pattern. Provides that estimates of depreciation and obsolescence shall not be based on data derived from the sales comparison or income capitalization approaches. Requires the department of local government finance (department) to establish a standard construction cost per square foot for the purpose of applying the cost approach. Requires the department to update the standard construction cost per square foot annually. Provides that when requesting a review, a taxpayer may present an appraisal based on the cost approach as evidence that the actual construction cost was lower than the department's determined standard construction cost per square foot that was used to assess the property. Provides that the parties to any appeal may enter into a written agreement to stipulate to the true tax value of the property. Provides that the fiscal officer of the county may establish a separate account for the tax receipts that are attributable to the property tax assessment that is the subject of review.

Current Status: 3/2/2022 - Senate Concurred in House Amendments ; Roll Call 318: yeas 47, nays 0

All Bill Status: 3/2/2022 - Concurrences Eligible for Action
 3/1/2022 - Concurrences Eligible for Action
 2/28/2022 - Concurrences Eligible for Action
 2/24/2022 - Concurrences Eligible for Action
 2/23/2022 - Motion to concur filed
 2/23/2022 - Returned to the Senate with amendments
 2/22/2022 - Third reading passed; Roll Call 233: yeas 92, nays 0
 2/22/2022 - Senate Bills on Third Reading
 2/21/2022 - Second reading ordered engrossed
 2/21/2022 - Senate Bills on Second Reading
 2/17/2022 - Committee Report amend do pass, adopted
 2/16/2022 - House Committee recommends passage, as amended
 Yeas: 23; Nays: 0;
 2/16/2022 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 404
 2/7/2022 - Referred to House Ways and Means
 2/7/2022 - First Reading
 2/1/2022 - Referred to House
 2/1/2022 - added as coauthors Senators Ford J.D. and Melton
 1/31/2022 - Cosponsors: Representatives Schaibley and Thompson
 1/31/2022 - House sponsor: Representative Brown T
 1/31/2022 - Third reading passed; Roll Call 107: yeas 49, nays 0
 1/31/2022 - added as coauthor Senator Raatz
 1/31/2022 - added as coauthors Senators Qaddoura and Niemeyer
 1/31/2022 - Senate Bills on Third Reading
 1/27/2022 - Second reading ordered engrossed
 1/27/2022 - Senate Bills on Second Reading
 1/25/2022 - added as coauthor Senator Randolph
 1/25/2022 - Committee Report amend do pass, adopted
 1/25/2022 - Senate Committee recommends passage, as amended
 Yeas: 12; Nays: 0;

1/25/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 431
1/4/2022 - Referred to Senate Tax and Fiscal Policy
1/4/2022 - First Reading
1/4/2022 - Coauthored by Senators Boots and Baldwin
1/4/2022 - Authored By Brian Buchanan

State Bill Page: [SB145](#)

SB166 PUBLIC-PRIVATE AGREEMENTS. (WALKER K) Provides that a governmental body may enter into a public-private agreement with respect to a transportation project. Provides that any public-private agreement with respect to a transportation project may use availability payments to finance all or a portion of the project. Provides that a governmental body may also enter into a development agreement with a private party for the development, construction, and financing of a privately owned and operated transportation or infrastructure project if the development agreement meets certain conditions. Specifies the contents of public-private agreements for transportation facilities or transportation projects and establishes requirements for the operator of the transportation facility or transportation project. Provides for a property tax exemption and a sales tax exemption. Defines terms.

Current Status: 3/1/2022 - Signed by the President Pro Tempore

All Bill Status: 2/24/2022 - Senate Concurred in House Amendments ; Roll Call 265: yeas 47, nays 0

2/24/2022 - Concurrences Eligible for Action

2/23/2022 - Motion to concur filed

2/23/2022 - Returned to the Senate with amendments

2/22/2022 - Third reading passed; Roll Call 255: yeas 85, nays 8

2/22/2022 - added as cosponsor Representative Johnson

2/22/2022 - Senate Bills on Third Reading

2/21/2022 - Second reading ordered engrossed

2/21/2022 - Senate Bills on Second Reading

2/17/2022 - Committee Report amend do pass, adopted

2/16/2022 - House Committee recommends passage, as amended
Yeas: 19; Nays: 4;

2/16/2022 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 404

2/10/2022 - Referred to House Ways and Means

2/10/2022 - Committee Report amend do pass, adopted

2/9/2022 - House Committee recommends passage, as amended
Yeas: 11; Nays: 0

2/9/2022 - House Roads and Transportation, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 156-B

2/7/2022 - Referred to House Roads and Transportation

2/7/2022 - First Reading

2/2/2022 - Referred to House

2/1/2022 - House sponsor: Representative Pressel

2/1/2022 - Third reading passed; Roll Call 153: yeas 49, nays 0

2/1/2022 - added as coauthor Senator Buck

2/1/2022 - Senate Bills on Third Reading

1/31/2022 - Amendment #2 (Walker K) prevailed; Roll Call 100: yeas 38, nays 10

1/31/2022 - Second reading amended, ordered engrossed

1/31/2022 - Amendment #2 (Walker K) prevailed;

1/31/2022 - added as second author Senator Holdman

1/31/2022 - Senate Bills on Second Reading
 1/27/2022 - Senate Bills on Second Reading
 1/25/2022 - added as coauthor Senator Ford Jon
 1/25/2022 - Committee Report amend do pass, adopted
 1/25/2022 - Senate Committee recommends passage, as amended
 Yeas: 13; Nays: 0;
 1/25/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 431
 1/18/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing); **Time & Location:** 9:30 AM, Rm. 431
 1/4/2022 - Referred to Senate Tax and Fiscal Policy
 1/4/2022 - First Reading
 1/4/2022 - Authored By Kyle Walker

State Bill Page: [SB166](#)

SB361 ECONOMIC DEVELOPMENT. (MISHLER R) Makes certain amendments to the hoosier business investment tax credit, the economic development for a growing economy tax credit, the headquarters relocation tax credit, and the redevelopment tax credit. Adds veteran owned businesses to the list of businesses that would qualify for an enhanced venture capital tax credit. Limits the total amount of credits that the Indiana economic development corporation (IEDC) may award for a calendar year for all taxpayers for all applicable tax credits to \$300,000,000. Specifies the procedure by which the IEDC may designate an area as an innovation development district (district). Provides that an innovation development district board (board) must be established to govern each innovation development district. Requires the IEDC to enter into a final agreement with the board establishing the terms and conditions governing a district. Requires the board to establish a local innovation development district fund for a district. Provides for the uses of money in a local innovation development district fund. Provides that money in a local innovation development district fund is continuously appropriated for the uses of the fund. Authorizes a county, city, or town to establish a workforce retention and recruitment program and fund (fund) for the purposes of recruiting and retaining individuals who will satisfy the current and future workforce needs of the unit's employers or provide substantial economic impact to the unit, including providing incentives in the form of grants or loans to qualified workers. Authorizes the unit to transfer money into the fund from other sources. Provides that the executive of the unit shall administer the fund in coordination with a workforce fund board of managers appointed by the executive of the unit. Provides that the IEDC may award a tax credit for media production expenses for certain media productions in Indiana beginning July 1, 2023. Provides for the augmentation of the amount appropriated to the IEDC in an amount not to exceed \$300,000,000 for the purposes of business promotion and innovation. Specifies that funds appropriated to the IEDC for the purposes of business promotion and innovation do not revert to the state general fund. Requires the IEDC to identify state laws and regulations that burden existing businesses or inhibit creation of new businesses and provide a report with recommendations to the general assembly and budget committee. Makes conforming changes.

Current Status: 3/3/2022 - Advisor Added Senator Niezgodski

All Bill Status: 3/3/2022 - Conferee Added Senator Melton
 3/3/2022 - Conferee Dropped Senator Niezgodski
 3/3/2022 - Advisor Dropped Senator Melton
 3/3/2022 - , (Bill Scheduled for Hearing); **Time & Location:** 11:00 AM, Rm. 431
 3/2/2022 - Senate Advisors appointed Holdman and Melton
 3/2/2022 - Senate Conferees appointed Mishler and Niezgodski
 3/2/2022 - House Advisors appointed Rowray, Jordan, Aylesworth, Cherry, Thompson, Snow and Porter

3/2/2022 - House Conferees appointed Brown T and Hamilton
 3/1/2022 - Senate dissented from House Amendments
 3/1/2022 - Motion to dissent filed
 3/1/2022 - Returned to the Senate with amendments
 2/28/2022 - Third reading passed; Roll Call 300: yeas 69, nays 27
 2/28/2022 - Senate Bills on Third Reading
 2/24/2022 - Appeal the ruling of the chair (Hamilton); ruling of the chair sustained. Roll Call 278: yeas 64, nays 28
 2/24/2022 - Amendment #5 (DeLaney) failed; Roll Call 281: yeas 24, nays 64
 2/24/2022 - Amendment #3 (Porter) failed; Roll Call 280: yeas 27, nays 64
 2/24/2022 - Second reading amended, ordered engrossed
 2/24/2022 - Amendment #5 (DeLaney) failed;
 2/24/2022 - Amendment #3 (Porter) failed;
 2/24/2022 - Amendment #2 (Porter) failed; Roll Call 279: yeas 24, nays 67
 2/24/2022 - Amendment #13 (Judy) prevailed; voice vote
 2/24/2022 - Amendment #12 (Thompson) prevailed; voice vote
 2/24/2022 - Amendment #6 (Hamilton) ruled out of order
 2/24/2022 - Amendment #9 (Heine) prevailed; voice vote
 2/24/2022 - Amendment #10 (Brown T) prevailed; voice vote
 2/24/2022 - Senate Bills on Second Reading
 2/22/2022 - Committee Report amend do pass, adopted
 2/22/2022 - House Committee recommends passage, as amended
 Yeas: 14; Nays: 8;
 2/22/2022 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 9:00 AM, Rm. 404
 2/10/2022 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 404
 2/8/2022 - added as cosponsor Representative Hamilton
 2/8/2022 - Referred to House Ways and Means
 2/8/2022 - First Reading
 2/2/2022 - Referred to House
 2/1/2022 - Cosponsors: Representatives Snow C and Jordan
 2/1/2022 - House sponsor: Representative Brown T
 2/1/2022 - Third reading passed; Roll Call 182: yeas 48, nays 1
 2/1/2022 - added as coauthors Senators Buck, Gaskill, Alting
 2/1/2022 - added as third author Senator Niezgodski
 2/1/2022 - Senate Bills on Third Reading
 1/31/2022 - Second reading amended, ordered engrossed
 1/31/2022 - Amendment #1 (Mishler) prevailed; voice vote
 1/31/2022 - added as coauthor Senator Busch
 1/31/2022 - Senate Bills on Second Reading
 1/27/2022 - Committee Report amend do pass, adopted
 1/27/2022 - Senate Committee recommends passage, as amended
 Yeas: 11; Nays: 1
 1/27/2022 - Senate Appropriations, (Bill Scheduled for Hearing); **Time & Location:** 9:00 AM, Rm. 431
 1/24/2022 - added as coauthor Senator Ford Jon
 1/24/2022 - added as second author Senator Holdman
 1/20/2022 - Senate Appropriations, (Bill Scheduled for Hearing); **Time & Location:** 9:00 AM, Rm. 431

1/11/2022 - Referred to Senate Appropriations

1/11/2022 - First Reading

1/11/2022 - Authored By Ryan Mishler

State Bill Page: [SB361](#)

SB382 VARIOUS TAX MATTERS. (HOLDMAN T) Allows certain corporations to make an election to determine the corporation's state adjusted gross income tax under specified provisions. Requires all wagering taxes to be reported and remitted electronically through the department of state revenue (department) online tax filing program. Amends the distribution date for certain alcoholic beverage tax revenue and wagering tax and fee revenue. Clarifies provisions regarding application of the sales tax to transactions in which a person acquires an aircraft for rental or leasing in the ordinary course of the person's business. Reorganizes and revises provisions that apply to the sales tax exemption for nonprofit organizations. Reorganizes and revises provisions regarding sales tax exemptions for utilities. Provides required report filing deadlines for exempt transactions for certain retail merchants. Provides that if an amount would have been excludible under Section 108(f)(5) of the Internal Revenue Code as in effect on January 1, 2020, the amount is not required to be added back under the Indiana adjusted gross income provisions. Adds the term "alternative nicotine products" to various provisions. Requires certain state or local government employees to submit to criminal history background checks at least once every five years (as opposed to 10 years under current law). Allows certain small businesses to deduct amounts paid for health insurance premiums from Indiana adjusted gross income. Provides that the true tax value of a self-service storage facility must be determined based solely on the land and the improvements, less normal depreciation and normal obsolescence, and must exclude business intangible value. Amends sales tax provisions that apply to wholesale sales. Clarifies that a marketplace facilitator is considered the retail merchant for transactions it facilitates on its marketplace regardless as to whether the marketplace facilitator has a contractual relationship with the seller. Allows nonresident shareholders and partners of a partnership to make an election to opt out of withholding tax requirements in certain specified circumstances. Clarifies the reporting process used for distribution of local income tax revenue to conform to current practice. Amends due date provisions for returns, refunds, assessments, or other submissions under the state income tax and financial institutions tax. Provides that an election by a corporation to make a consolidated return continues to apply following a corporate reorganization or sale. Makes technical and clarifying changes to the procedures for reporting federal partnership audit adjustments. Increases the number of years a local income tax (LIT) expenditure tax rate for correctional facilities and rehabilitation facilities may be imposed from 22 to 25 years in the case of a tax rate adopted after June 30, 2022. Adds procedures to allow the department to offset LIT distributions to local units when an over distribution has been made either in error or because a taxpayer refund is approved after the distribution. Makes a technical correction to tax penalty provisions that apply to pass through entities. Reduces the tax rate imposed on the distribution of closed system cartridges beginning July 1, 2022, from 25% to 15% of the wholesale price. Requires remote sellers to collect the tobacco product tax on taxable products. Provides a more specific definition of "tobacco products" for purposes of the tobacco products tax. Imposes a tax on the distribution of alternative nicotine products in Indiana based on a rate of \$0.40 per ounce of the product weight as listed by the manufacturer. Defines "alternative nicotine products" for purposes of the tax. Clarifies that, in the case of distributor to distributor transactions, the tobacco products tax is imposed at the time a distributor first receives the tobacco products in Indiana. Amends provisions that apply to a refund of a tobacco products license fee when a license is surrendered to the department before its expiration. Imposes a penalty on retailers who purchase tobacco products or cigarettes from a distributor who has not obtained a registration certificate from the department (or whose registration certification is revoked or suspended). Authorizes the department to revoke or suspend a registration certificate for failure to comply with certain reporting requirements. Provides the

basis upon which the department may refuse to issue or renew a registration certificate. Provides that the department may require reporting of any information reasonably necessary to determine alcoholic beverage excise tax liability. Clarifies provisions that specify the effective date of an innkeeper's tax ordinance and the subsequent tax collection duties of the department. Adds similar provisions under the food and beverage tax. Requires the budget agency to transfer \$7,100,000 from the state general fund to the Indiana geographic information office (office) to be used for the purposes of funding the office and the implementation of the geographic information system (GIS) for the department of revenue local income tax purposes. Requires the budget agency to augment the amount of money appropriated to the department of state revenue in 2021 for purposes of funding the geographic information office. Requires the budget agency to create a report on the current GIS related contract costs for all state agencies that could be eliminated in order to offset the required future state appropriations needed to fund the office and submit the report to the interim study committee on fiscal policy before November 1, 2022. Makes conforming changes. Changes population parameters to reflect the population count determined under the 2020 decennial census. Provides that revenue received from the Nashville food and beverage tax may be used for grants to local businesses to make building improvements. Removes an outdated reference in the Indiana administrative code regarding a property tax exemption for public airports.

Current Status: 3/3/2022 - , (Bill Scheduled for Hearing); **Time & Location:** 2:30 PM, Rm. 431

All Bill Status: 3/3/2022 - Senate Advisors appointed Buchanan and Lanane
3/3/2022 - Senate Conferees appointed Holdman and Niezgodski
3/2/2022 - House Advisors appointed Clere, Thompson, Heine, DeLaney, Errington and Pryor
3/2/2022 - House Conferees appointed Brown T and Porter
3/2/2022 - Senate dissented from House Amendments
3/2/2022 - Motion to dissent filed
3/1/2022 - Returned to the Senate with amendments
2/28/2022 - Third reading passed; Roll Call 299: yeas 60, nays 37
2/28/2022 - Senate Bills on Third Reading
2/24/2022 - Senate Bills on Third Reading
2/23/2022 - Second reading ordered engrossed
2/23/2022 - Amendment #1 (Errington) failed; voice vote
2/23/2022 - Senate Bills on Second Reading
2/21/2022 - Committee Report amend do pass, adopted
2/17/2022 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 404
2/10/2022 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 404
2/8/2022 - Referred to House Ways and Means
2/8/2022 - First Reading
2/2/2022 - Referred to House
2/1/2022 - House sponsor: Representative Brown T
2/1/2022 - Third reading passed; Roll Call 129: yeas 37, nays 12
2/1/2022 - Senate Bills on Third Reading
1/31/2022 - Senate Bills on Third Reading
1/27/2022 - added as second author Senator Buchanan
1/27/2022 - Second reading ordered engrossed
1/27/2022 - Senate Bills on Second Reading
1/25/2022 - Committee Report amend do pass, adopted
1/25/2022 - Senate Committee recommends passage, as amended
Yeas: 8; Nays: 2

1/25/2022 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 431
1/11/2022 - Referred to Senate Tax and Fiscal Policy
1/11/2022 - First Reading
1/11/2022 - Authored By Travis Holdman

State Bill Page: [SB382](#)

PLANNING & ZONING

HB1106 EMINENT DOMAIN. (GOODRICH C) Makes changes to condemnation proceedings in which appraisers are appointed after December 31, 2022. Requires a city or town to obtain the county executive's approval of a condemnation of property within the unincorporated area of the county, unless the county executive waives review of the condemnation.

Current Status: 3/3/2022 - , (Bill Scheduled for Hearing); **Time & Location:** 3:45 PM, Rm. 404

All Bill Status: 3/2/2022 - Senate Advisors appointed Doriot and Pol
3/2/2022 - Senate Conferees appointed Buck and Griffin
3/2/2022 - House dissented from Senate Amendments
3/2/2022 - Advisor Added Representative Johnson
3/2/2022 - Conferee Added Representative Moed
3/2/2022 - Conferee Dropped Representative Johnson
3/2/2022 - Advisor Dropped Representative Moed
3/2/2022 - House Advisors appointed Soliday, Pressel, Gore and Moed
3/2/2022 - House Conferees appointed Goodrich and Johnson
3/2/2022 - Returned to the House with amendments
3/1/2022 - Motion to dissent filed
3/1/2022 - Third reading passed; Roll Call 285: yeas 26, nays 24
3/1/2022 - House Bills on Third Reading
2/28/2022 - Second reading amended, ordered engrossed
2/28/2022 - Amendment #1 (Pol) failed; voice vote
2/28/2022 - Amendment #2 (Boehnlein) prevailed; voice vote
2/28/2022 - Amendment #6 (Niemeyer) prevailed; voice vote
2/28/2022 - House Bills on Second Reading
2/24/2022 - Committee Report amend do pass, adopted
2/24/2022 - Senate Committee recommends passage, as amended
Yeas: 6; Nays: 4;
2/24/2022 - Senate Local Government, (Bill Scheduled for Hearing); **Time & Location:** 9:00 AM, Rm. 233
2/17/2022 - Senate Local Government, (Bill Scheduled for Hearing); **Time & Location:** 9:00 AM, Rm. 233
2/2/2022 - Referred to Senate Local Government
2/2/2022 - First Reading
1/26/2022 - Referred to Senate
1/25/2022 - Senate sponsors: Senators Buck and Doriot
1/25/2022 - Third reading passed; Roll Call 97: yeas 66, nays 24
1/25/2022 - House Bills on Third Reading
1/24/2022 - added as coauthor Representative Moed
1/24/2022 - Second reading ordered engrossed
1/24/2022 - House Bills on Second Reading

1/20/2022 - Committee Report amend do pass, adopted
1/19/2022 - House Committee recommends passage, as amended
Yeas: 8; Nays: 3
1/19/2022 - House Local Government, (Bill Scheduled for
Hearing); **Time & Location:** 10:30 AM, Rm. 156-B
1/4/2022 - Referred to House Local Government
1/4/2022 - First Reading
1/4/2022 - Coauthored by Representatives Hostettler and Prescott
1/4/2022 - Authored By Chuck Goodrich

State Bill Page: [HB1106](#)

HB1260 DEPARTMENT OF LOCAL GOVERNMENT FINANCE. (LEONARD D) Specifies provisions for federal economic stimulus funds. Provides that certain churches and religious societies are not required to file a personal property tax return. Provides that a county assessor shall provide electronic access to property record cards on the county's official Internet web site. Repeals the mortgage deduction for assessments beginning January 1, 2023. Increases the homestead deduction from \$45,000 to \$48,000 for assessments beginning January 1, 2023. Required a local assessor to notify the department of local government finance (DLGF) of all new fixed property owned or used by a public utility company that the local assessor will begin assessing and the date on which the assessments will begin. Requires the DLGF to notify a company if any of the company's property that was previously assessed by the DLGF will instead be assessed by the township assessor, or the county assessor if there is not a township assessor for the township. Provides that the county assessor may exempt designated infrastructure development zone broadband assets, including assets located in a designated infrastructure development zone of a centrally assessed telephone company or cable company. Provides that the authority of a property tax assessment board of appeals (county board) is not limited to review the ongoing eligibility of a property for an exemption. Provides timing clarifications for property tax deductions for taxpayers who are over age 65 or who are disabled veterans, and for the over age 65 circuit breaker credit. Provides that the assessor shall provide a report to the county auditor describing any physical improvements to the property. Increases the maximum assessed value of the real property for an individual at least 65 years of age to be eligible for a deduction from \$200,000 to \$240,000. Defines the term "taxpayer" for purposes of the procedures for review and appeal of assessments and corrections of errors. Modifies the burden of proof standard in an appeal to provide that an assessment as last determined by an assessing official or the county board is presumed to equal a property's true tax value until rebutted by evidence presented by the parties, unless the property's assessment increased by more than 5%, in which case the assessor has the burden of proof. Provides that a county auditor shall submit a certified statement to the DLGF not later than September 1 in a manner prescribed by the DLGF. Provides for maximum property tax levy increases for Otter Creek Township in Vigo County and Sugar Creek Township Fire Protection District in Vigo County. Provides for a one-time maximum property tax levy increase for Howard County. Specifies certain dates with regard to the adjustment of maximum tax rates after a reassessment or annual adjustment. For reports filed by county boards with the DLGF, changes the requirement for the total number of "notices" to be filed to the total number of "appeals" to be filed. Requires additional information to be filed in such reports. Provides that the term "tax representative" does not include an attorney who is a member in good standing of the Indiana bar or any person who is a member in good standing of any other state bar and who has been granted temporary admission to the Indiana bar in order to represent a party before the property tax assessment board of appeals or the DLGF. Provides that the DLGF may not review certain written complaints if such a complaint is related to a matter that is under appeal. Repeals a provision in current law that provides that a taxpayer that owns an industrial plant located in Jasper County is ineligible for a local property tax replacement credit against the

property taxes due on the industrial plant if the assessed value of the industrial plant as of March 1, 2006, exceeds 20% of the total assessed value of all taxable property in the county on that date. Provides that for certain airport development zones and allocation areas established after June 30, 2024, "residential property" refers to the assessed value of property that is allocated to the 1% homestead land and improvement categories in the county tax and billing software system, along with the residential assessed value as defined for purposes of calculating the rate for the local income tax property tax relief credit designated for residential property. Provides formulas for school corporations that propose to impose property taxes under a referendum tax levy. Provides that the property tax rate imposed under the provision for the public safety officers survivors' health coverage cumulative fund is exempt from the adjustment of maximum tax rates after reassessment or annual adjustment. Changes the sunset provision for pro bono legal service fees from July 1, 2022, to July 1, 2025. Allows a county surveyor to send relocation requirements for a proposed regulated drain by either registered mail or certified mail (current law requires the relocation requirements be sent by registered mail). Repeals various property tax provisions. Makes conforming changes.

Current Status: 3/2/2022 - Senate Advisors appointed Holdman, Pol and Buchanan

All Bill Status: 3/2/2022 - Senate Conferees appointed Bassler and Griffin

3/2/2022 - House Advisors appointed Slager, Heine, Torr and Pfaff

3/2/2022 - House Conferees appointed Leonard and Pryor

3/2/2022 - House dissented from Senate Amendments

3/2/2022 - Returned to the House with amendments

3/2/2022 - Motion to dissent filed

3/1/2022 - Third reading passed; Roll Call 275: yeas 49, nays 1

3/1/2022 - House Bills on Third Reading

2/28/2022 - added as cosponsor Senator Randolph

2/28/2022 - Second reading amended, ordered engrossed

2/28/2022 - Amendment #3 (Bassler) prevailed; voice vote

2/28/2022 - House Bills on Second Reading

2/24/2022 - House Bills on Second Reading

2/22/2022 - House Bills on Second Reading

2/21/2022 - House Bills on Second Reading

2/17/2022 - Committee Report amend do pass, adopted

2/17/2022 - Senate Committee recommends passage, as amended

Yeas: 9; Nays: 0;

2/17/2022 - Senate Appropriations, (Bill Scheduled for Hearing); **Time**

& Location: 9:00 AM, Rm. 431

2/2/2022 - Referred to Senate Appropriations

2/2/2022 - First Reading

1/27/2022 - Senate sponsors: Senators Bassler, Holdman, Buchanan

1/27/2022 - Third reading passed; Roll Call 126: yeas 92, nays 3

1/27/2022 - House Bills on Third Reading

1/26/2022 - Amendment #2 (Porter) ruled out of order

1/26/2022 - Second reading amended, ordered engrossed

1/26/2022 - Amendment #2 (Porter) ruled out of order voice vote

1/26/2022 - Amendment #5 (Pryor) failed; voice vote

1/26/2022 - Amendment #4 (Porter) failed; voice vote

1/26/2022 - Amendment #1 (Thompson) prevailed; voice vote

1/26/2022 - House Bills on Second Reading

1/24/2022 - Committee Report amend do pass, adopted

1/20/2022 - Senate Committee recommends passage, as amended

Yeas: 19; Nays: 0;

1/20/2022 - House Ways and Means, (Bill Scheduled for

Hearing); **Time & Location:** 10:00 AM, Rm. 404
1/20/2022 - House Ways and Means, (Bill Scheduled for
Hearing); **Time & Location:** 10:00 AM, Rm. 404
1/13/2022 - added as coauthor Representative Heine
1/13/2022 - House Ways and Means, (Bill Scheduled for
Hearing); **Time & Location:** 10:00 AM, Rm. 404
1/10/2022 - Referred to House Ways and Means
1/10/2022 - First Reading
1/10/2022 - Authored By Daniel Leonard

State Bill Page: [HB1260](#)

HB1262 OUTDOOR ADVERTISING SIGNS. (CHERRY R) Establishes procedures for the valuation of an outdoor advertising sign (sign) that cannot be elevated or relocated to a conforming location within the market area due to a change along the interstate and primary system or any other highway. Requires the Indiana department of transportation to provide written notice to the representative of a sign owner that a project has been planned that may impact the sign at least 12 months prior to the filing of an eminent domain action for the sign. Provides that an owner is entitled to full and just compensation for the taking of a sign in the amount of the fair market value of the interests associated with the sign. In Marion County, allows the: (1) board of directors (board) of an agricultural fair society, association, or corporation; or (2) the county legislative body; that owns or operates a county fairgrounds to place one digital billboard at a location on the county fairgrounds selected by the board.

Current Status: 3/2/2022 - House Concurred in Senate Amendments ; Roll Call 329: yeas 66, nays 24

All Bill Status: 3/2/2022 - Returned to the House with amendments
3/2/2022 - Concurrences Eligible for Action
3/2/2022 - Motion to concur filed
3/1/2022 - Third reading passed; Roll Call 303: yeas 37, nays 11
3/1/2022 - House Bills on Third Reading
2/28/2022 - Second reading amended, ordered engrossed
2/28/2022 - Amendment #2 (Freeman) prevailed; voice vote
2/28/2022 - Amendment #3 (Crider) prevailed; voice vote
2/28/2022 - House Bills on Second Reading
2/24/2022 - added as cosponsor Senator Randolph
2/24/2022 - Committee Report do pass, adopted
2/23/2022 - Senate Committee recommends passage Yeas: 8; Nays: 0;
2/23/2022 - Senate Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 130
2/16/2022 - Senate Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, 1:30 PM
2/2/2022 - Referred to Senate Judiciary
2/2/2022 - First Reading
1/26/2022 - Referred to Senate
1/25/2022 - Senate sponsors: Senators Crider and Boots
1/25/2022 - Third reading passed; Roll Call 82: yeas 85, nays 4
1/25/2022 - House Bills on Third Reading
1/24/2022 - Second reading ordered engrossed
1/24/2022 - House Bills on Second Reading
1/20/2022 - Committee Report amend do pass, adopted
1/20/2022 - added as coauthor Representative Morris
1/19/2022 - House Committee recommends passage, as amended

Yeas: 12; Nays: 0

1/19/2022 - House Commerce, Small Business and Economic Development, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 156-C

1/13/2022 - added as coauthors Representatives Pressel and Austin

1/13/2022 - removed as coauthor Representative Austin

1/12/2022 - House Commerce, Small Business and Economic Development, (Bill Scheduled for Hearing); **Time & Location:** 2:30 PM, Rm. 156-C

1/10/2022 - Referred to House Commerce, Small Business and Economic Development

1/10/2022 - First Reading

1/10/2022 - Coauthored by Representative Austin

1/10/2022 - Authored By Robert Cherry

State Bill Page: [HB1262](#)

SB157 DISPOSITION OF REAL PROPERTY BY INDOT. (CRIDER M) Provides that an agency real estate professional may determine the fair market value of real property the department of transportation (INDOT) owns and is seeking to sell under certain conditions. Makes conforming changes. Provides that real property shall be appraised prior to acquisition by INDOT, except under certain conditions concerning donation and valuation of the real property. Requires INDOT to prepare a waiver valuation if an appraisal is unnecessary. Suspends certain rules for persons preparing or reviewing a waiver valuation. Provides that INDOT may sell real property without advertising or competitive bids under certain circumstances. Extends the sunset of certain public-private agreement provisions from June 30, 2023, to June 30, 2031.

Current Status: 2/24/2022 - Signed by the Speaker

All Bill Status: 2/21/2022 - Signed by the President Pro Tempore

2/15/2022 - Third reading passed; Roll Call 188: yeas 79, nays 11

2/15/2022 - Senate Bills on Third Reading

2/14/2022 - Second reading ordered engrossed

2/14/2022 - Senate Bills on Second Reading

2/10/2022 - Committee Report do pass, adopted

2/9/2022 - House Committee recommends passage Yeas: 10; Nays: 0

2/9/2022 - House Roads and Transportation, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 156-B

1/31/2022 - Referred to House Roads and Transportation

1/31/2022 - First Reading

1/18/2022 - House sponsor: Representative Pressel

1/18/2022 - Third reading passed; Roll Call 19: yeas 47, nays 0

1/18/2022 - Senate Bills on Third Reading

1/13/2022 - added as second author Senator Doriot

1/13/2022 - Second reading ordered engrossed

1/13/2022 - Senate Bills on Second Reading

1/11/2022 - Committee Report do pass, adopted

1/11/2022 - Senate Committee recommends passage Yeas: 6; Nays: 1;

1/11/2022 - Senate Homeland Security and Transportation, (Bill Scheduled for Hearing); **Time & Location:** 9:30 AM, Rm. 233

1/4/2022 - Referred to Senate Homeland Security and Transportation

1/4/2022 - First Reading

1/4/2022 - Authored By Michael Crider

State Bill Page: [SB157](#)

BUILDING REQUIREMENTS

SB139 MANUFACTURED HOUSING IN MOBILE HOME COMMUNITY. (DORIOT B) Prohibits a governmental body from regulating or restricting the installation of a mobile home, manufactured home, or industrialized residential structure within a mobile home community based on the age or size of the mobile home, manufactured home, or industrialized residential structure, regardless of whether: (1) the mobile home, manufactured home, or industrialized residential structure; or (2) the lot on which, or the mobile home community in which, it is or will be located or installed; constitutes a conforming structure or use, or a legal, nonconforming structure or use. Provides that after March 14, 2022: (1) a unit may not adopt, impose, amend, or enforce a regulation, or a provision in a regulation, that violates this prohibition, regardless of when the regulation or provision was originally adopted or imposed; and (2) any provision that: (A) is included in a regulation adopted or imposed by a unit; and (B) violates this prohibition; is void and unenforceable regardless of when the regulation or provision was originally adopted or imposed. Prohibits a unit from adopting, imposing, or enforcing a regulation that mandates size requirements for, or that is based on the age of, a mobile home, a manufactured home, or an industrialized residential structure that will be installed in a mobile home community, regardless of whether the mobile home community, or any part of the mobile home community, constitutes: (1) a conforming structure or use; or (2) a legal, nonconforming structure or use. Provides that after March 14, 2022: (1) a unit may not adopt, impose, amend, or enforce a regulation, or a provision in a regulation, that violates this prohibition, regardless of when the regulation or provision was originally adopted or imposed; and (2) any provision that: (A) is included in a regulation adopted or imposed by a unit; and (B) violates this prohibition; is void and unenforceable regardless of when the regulation or provision was originally adopted or imposed. Provides that a mobile home community operator who attempts to exclude an owner with the intent to evade the requirement that the operator provide notice not less than 180 days before the date of an intended closure commits a deceptive act that is actionable by the attorney general. Amends the statute concerning the reconstruction of nonconforming structures to provide that whenever a legal, nonconforming structure, including: (1) a mobile home; (2) a manufactured home; or (3) an industrialized residential structure; on a parcel of real property used for residential purposes in a mobile home community is removed, the owner of the parcel shall be permitted to replace the structure without losing the status of the structure or parcel as a legal, nonconforming structure or use if the replacement meets the existing statutory requirements. Provides that these provisions concerning the continuing status of the structure or parcel in a mobile home community as a legal, nonconforming structure or use apply after March 14, 2022, regardless of whether: (1) the structure or parcel is conferred status as a legal, nonconforming structure or use; or (2) the legal nonconforming structure is: (A) damaged, destroyed, or removed; or (B) reconstructed, renovated, repaired, or replaced; before or after March 15, 2022.

Current Status: 3/2/2022 - Senate Concurred in House Amendments ; Roll Call 317: yeas 35, nays 11

All Bill Status: 3/2/2022 - Concurrences Eligible for Action
3/1/2022 - Motion to concur filed
2/24/2022 - Returned to the Senate with amendments
2/23/2022 - Third reading passed; Roll Call 260: yeas 82, nays 3
2/23/2022 - Senate Bills on Third Reading
2/22/2022 - Second reading amended, ordered engrossed
2/22/2022 - Amendment #1 (Miller D) prevailed; voice vote
2/22/2022 - Senate Bills on Second Reading
2/21/2022 - Senate Bills on Second Reading
2/17/2022 - Committee Report amend do pass, adopted

2/16/2022 - House Committee recommends passage, as amended
Yeas: 12; Nays: 0
2/16/2022 - House Local Government, (Bill Scheduled for
Hearing); **Time & Location:** 10:30 AM, Rm. 156-B
2/7/2022 - Referred to House Local Government
2/7/2022 - First Reading
2/1/2022 - Referred to House
1/31/2022 - Cosponsors: Representatives King J and Bartels
1/31/2022 - House sponsor: Representative Miller D
1/31/2022 - Third reading passed; Roll Call 105: yeas 36, nays 13
1/31/2022 - Senate Bills on Third Reading
1/27/2022 - Second reading ordered engrossed
1/27/2022 - Senate Bills on Second Reading
1/24/2022 - Committee Report amend do pass, adopted
1/20/2022 - Senate Committee recommends passage, as amended
Yeas: 7; Nays: 2;
1/20/2022 - Senate Local Government, (Bill Scheduled for
Hearing); **Time & Location:** 10:00 AM, Rm. 233
1/11/2022 - added as second author Senator Rogers
1/4/2022 - Referred to Senate Local Government
1/4/2022 - First Reading
1/4/2022 - Authored By Blake Doriot

State Bill Page: [SB139](#)

LANDLORD-TENANT

HB1196 HOMEOWNERS ASSOCIATIONS AND SOLAR POWER. (SPEEDY M) Provides that: (1) a homeowners association may require certain screening and preapproval procedures before an owner of a dwelling unit may install a solar energy system; and (2) a homeowners association may prohibit the installation, use, or removal of a solar energy system under certain circumstances.

Current Status: 3/1/2022 - House Concurred in Senate Amendments ; Roll Call 313:
yeas 84, nays 7

All Bill Status: 3/1/2022 - Concurrences Eligible for Action
2/28/2022 - Motion to concur filed
2/24/2022 - Third reading passed; Roll Call 254: yeas 40, nays 8
2/24/2022 - House Bills on Third Reading
2/22/2022 - Second reading ordered engrossed
2/22/2022 - House Bills on Second Reading
2/21/2022 - House Bills on Second Reading
2/17/2022 - House Bills on Second Reading
2/15/2022 - House Bills on Second Reading
2/14/2022 - House Bills on Second Reading
2/10/2022 - Committee Report amend do pass, adopted
2/9/2022 - Senate Committee recommends passage, as amended
Yeas: 7; Nays: 4;
2/9/2022 - Senate Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 130
2/1/2022 - Referred to Senate Judiciary

2/1/2022 - First Reading
1/25/2022 - Referred to Senate
1/24/2022 - Senate sponsors: Senators Rogers and Freeman
1/24/2022 - Third reading passed; Roll Call 64: yeas 82, nays 11
1/24/2022 - House Bills on Third Reading
1/20/2022 - Second reading ordered engrossed
1/20/2022 - House Bills on Second Reading
1/18/2022 - House Bills on Second Reading
1/13/2022 - added as coauthor Representative Hamilton
1/13/2022 - Committee Report amend do pass, adopted
1/12/2022 - House Committee recommends passage, as amended
Yeas: 10; Nays: 0
1/12/2022 - added as coauthor Representative Payne Z
1/12/2022 - House Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 156-B
1/6/2022 - Referred to House Judiciary
1/6/2022 - First Reading
1/6/2022 - Coauthored by Representative Torr
1/6/2022 - Authored By Mike Speedy

State Bill Page: [HB1196](#)

HB1214 RESIDENTIAL EVICTION ACTIONS. (MANNING E) Requires the plaintiff in a residential eviction action to file a motion to dismiss the action if the case is resolved between the parties at any time before final adjudication, unless the plaintiff is seeking damages. Provides that if, at any time after an eviction action is filed, no action has been taken by the plaintiff to further prosecute the case for a period of at least 180 days, the court shall send to the parties written notice: (1) stating the date of the most recent action taken by the plaintiff in the case; and (2) directing the plaintiff to take action to either: (A) further prosecute the case; or (B) dismiss the case; not later than 10 business days after the date of the notice. Provides that if the plaintiff fails to take any action within the prescribed time: (1) the defendant may petition the court to dismiss the case; or (2) the court on its own motion may dismiss the case. Provides that a residential eviction diversion program may not be offered or operated on a statewide or local basis unless participation in the program is voluntary for all parties. Requires: (1) the Indiana housing and community development authority; and (2) any political subdivision that distributes rental assistance funds made available by the federal government in response to the COVID-19 pandemic; to create a designated landlord application process, in addition to the tenant application process, not later than August 31, 2022. Requires, upon motion of the tenant, the court in which an eviction action is filed to order the clerk of the court and the operator of any state, regional, or local case management system not to disclose or permit disclosure of any records in the case, subject to certain exceptions, if any of the following occur: (1) The action is dismissed. (2) A judgment in favor of the tenant is entered. (3) A judgment against the tenant is later overturned or vacated on appeal. Provides that if: (1) an eviction action, regardless of when it was filed, results in one of the specified outcomes allowing for the nondisclosure of records in the action; and (2) the court does not issue an order prohibiting the disclosure of any records in the action; the tenant in the action may petition the court in which the eviction action was filed to issue an order prohibiting the disclosure of any records in the action in accordance with the bill's provisions. Provides that upon the filing of such a petition, the court may: (1) issue an order prohibiting the disclosure of any records in the action; or (2) set the matter for a hearing. Provides that the petitioner bears the burden of proof in any hearing set by the court. Requires the clerk of court or other court administrator to: (1) track all eviction actions with respect to which a nondisclosure order is issued by the court; and (2) furnish the data compiled in the statutorily required statistical data

provided to the office of judicial administration (office), as prescribed by the office. Requires the office to include the data provided by the courts in the Indiana Judicial Report.

Current Status: 3/1/2022 - House Concurred in Senate Amendments ; Roll Call 314: yeas 91, nays 0

All Bill Status: 3/1/2022 - Concurrences Eligible for Action
2/28/2022 - Motion to concur filed
2/22/2022 - added as cosponsors Senators Niemeyer, Boehnlein, Kruse
2/22/2022 - added as cosponsor Senator Messmer
2/22/2022 - added as cosponsors Senators Freeman, Bohacek, Sandlin, Baldwin
2/22/2022 - added as cosponsor Senator Doriot
2/22/2022 - added as cosponsors Senators Boots and Crider
2/22/2022 - added as cosponsors Senators Rogers, Raatz, Alting, Crane, Walker K, Walker G, Perfect, Zay, Busch, Donato, Garten, Buchanan
2/22/2022 - added as second sponsor Senator Gaskill
2/22/2022 - Third reading passed; Roll Call 234: yeas 49, nays 0
2/22/2022 - House Bills on Third Reading
2/21/2022 - added as cosponsor Senator Yoder
2/21/2022 - Second reading ordered engrossed
2/21/2022 - House Bills on Second Reading
2/17/2022 - added as cosponsor Senator Taylor G
2/17/2022 - Committee Report amend do pass, adopted
2/16/2022 - Senate Committee recommends passage, as amended
Yeas: 8; Nays: 1;
2/16/2022 - Senate Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, 1:30 PM
2/14/2022 - added as cosponsor Senator Randolph
2/14/2022 - added as cosponsors Senators Pol and Lanane
2/14/2022 - added as cosponsor Senator Buck
2/9/2022 - Senate Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 130
2/2/2022 - Referred to Senate Judiciary
2/2/2022 - First Reading
1/26/2022 - Referred to Senate
1/25/2022 - added as coauthors Representatives Clere and Smith, V
1/25/2022 - Senate sponsor: Senator Koch
1/25/2022 - Third reading passed; Roll Call 78: yeas 89, nays 0
1/25/2022 - House Bills on Third Reading
1/24/2022 - Second reading ordered engrossed
1/24/2022 - House Bills on Second Reading
1/20/2022 - Committee Report amend do pass, adopted
1/19/2022 - House Committee recommends passage, as amended
Yeas: 11; Nays: 0
1/19/2022 - House Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 156-B
1/6/2022 - Referred to House Judiciary
1/6/2022 - First Reading
1/6/2022 - Coauthored by Representative Jeter
1/6/2022 - Authored By Ethan Manning

State Bill Page: [HB1214](#)

HB1221 ELECTRIC VEHICLES AND ELECTRICITY PRICING. (SOLIDAY E) Provides that a person that: (1) owns, operates, or leases electric vehicle (EV) supply equipment; and (2) makes the EV supply equipment available for use by the public for compensation; may charge the public for such use based in whole or in part on the kilowatt hours of electricity sold. Specifies that a person that makes EV supply equipment available for use by the public for compensation, regardless of whether the person charges the public for such use based on: (1) the kilowatt hours of electricity sold; (2) the amount of time spent by an EV at a designated charging space; or (3) a combination of both; is not a public utility solely by reason of engaging in this activity. Authorizes the utility regulatory commission (IURC) to approve: (1) time-varying price structures and tariffs; or (2) other alternative pricing structures and tariffs; for retail energy service. Defines a "public use electric vehicle" (public use EV) as any of the following electric vehicles that is used primarily to serve the public: (1) An electric school bus. (2) An electric transit bus. (3) An electric vehicle used by a public or private commercial enterprise primarily to deliver goods or services to the public. Authorizes an electric utility (defined as a public utility that is subject to the jurisdiction of the IURC) to request approval from the IURC to implement a public use EV pilot program (pilot program) to do any of the following: (1) Install, own, or operate charging infrastructure or make-ready infrastructure to support public use EVs. (2) Provide incentives or rebates to customers to encourage customer investment in public use EVs and in associated EV supply equipment. Sets forth certain required information that an electric utility's request for approval of a pilot program must include. Provides that an electric utility's request for approval of a pilot program may include a request for: (1) assurance of cost recovery for pilot program capital costs, up to the amount of an approved cost estimate; and (2) deferral of pilot program capital costs. Sets forth the processes by which an electric utility may request the IURC's approval of a pilot program. Provides that the IURC shall approve an electric utility's request for approval of a pilot program if the IURC determines that the proposed pilot program is reasonable, just, and in the public interest. Sets forth certain factors that the IURC must consider in making this determination. Specifies that an electric utility is not prohibited from: (1) installing, owning, or operating charging infrastructure or make-ready infrastructure for electric vehicles; and (2) seeking to include the associated capital costs in the electric utility's basic rates and charges by initiating a proceeding before the IURC. Provides that in such a case, the IURC shall approve the inclusion of the capital costs in the electric utility's basic rates and charges if the IURC finds that the capital costs incurred are reasonable, just, and in the public interest. Requires the IURC to adopt rules to implement these provisions.

Current Status: 3/2/2022 - House Concurred in Senate Amendments ; Roll Call 326: yeas 66, nays 25

All Bill Status: 3/2/2022 - Concurrences Eligible for Action
3/1/2022 - Concurrences Eligible for Action
2/28/2022 - Motion to concur filed
2/28/2022 - removed as coauthor Representative Hamilton
2/22/2022 - Returned to the House with amendments
2/21/2022 - added as cosponsor Senator Brown L
2/21/2022 - added as third sponsor Senator Doriot
2/21/2022 - added as second sponsor Senator Donato
2/21/2022 - removed as cosponsor Senator Ford J.D
2/21/2022 - Third reading passed; Roll Call 221: yeas 33, nays 13
2/21/2022 - House Bills on Third Reading
2/17/2022 - added as cosponsor Senator Ford J.D
2/17/2022 - Second reading amended, ordered engrossed
2/17/2022 - Amendment #1 (Koch) prevailed; voice vote

2/17/2022 - House Bills on Second Reading
2/14/2022 - added as cosponsor Senator Randolph
2/14/2022 - Committee Report amend do pass, adopted
2/10/2022 - Senate Committee recommends passage, as amended
Yeas: 10; Nays: 0;
2/10/2022 - Senate Utilities, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 130
2/1/2022 - Referred to Senate Utilities
2/1/2022 - First Reading
1/25/2022 - Referred to Senate
1/24/2022 - Senate sponsor: Senator Koch
1/24/2022 - Third reading passed; Roll Call 59: yeas 94, nays 0
1/24/2022 - House Bills on Third Reading
1/20/2022 - Second reading amended, ordered engrossed
1/20/2022 - Amendment #1 (Pryor) prevailed; voice vote
1/20/2022 - House Bills on Second Reading
1/18/2022 - Committee Report amend do pass, adopted
1/18/2022 - House Committee recommends passage, as amended
Yeas: 13; Nays: 0
1/18/2022 - House Utilities, Energy and Telecommunications, (Bill Scheduled for Hearing); **Time & Location:** 10:30 AM, House Chamber
1/12/2022 - added as coauthors Representatives Negele and Hamilton
1/11/2022 - House Utilities, Energy and Telecommunications, (Bill Scheduled for Hearing); **Time & Location:** 10:30 AM, House Chamber
1/6/2022 - Referred to House Utilities, Energy and Telecommunications
1/6/2022 - First Reading
1/6/2022 - Coauthored by Representative Manning
1/6/2022 - Authored By Edmond Soliday

State Bill Page: [HB1221](#)