



# PROPOSED AMENDMENT

## HB 1001 # 3

### DIGEST

PROPOSED COMMITTEE AMENDMENT TO HB 1001. Appropriates money for capital expenditures, the operation of the state, the delivery of Medicaid and other services, and various other distributions and purposes. Abolishes the select joint commission on Medicaid oversight, and transfers its duties to the health finance commission. Abolishes the health finance advisory committee and the health policy advisory committee within the health finance commission. Provides that the office of management and budget may not consider a balance in the state tuition reserve fund when calculating the amount of state reserves at the end of a state fiscal year. Requires the budget committee to submit the budget report and budget bill or bills to the governor before the third Monday of January, if the budget report and budget bill or bills are prepared in the same calendar year that a gubernatorial election is held. Provides for revenue sharing from part of the slot machine revenue currently used to support the horse racing industry. Includes transfers to the twenty-first century research and technology fund and the training 2000 fund in the revenue sharing. Reduces the amount of slot machine revenue required for the support of the horse racing industry to \$10,000,000 per racino. Makes conforming changes, and repeals obsolete provisions in the riverboat law. Repeals the Indiana estate tax and the Indiana generation skipping transfer tax. Removes the requirement that one-half of the amount appropriated for the state police department be deducted from the motor vehicle highway account fund before the statutory allocation to cities, towns, counties, and the department of transportation is made. Provides that 4% of cigarette tax revenue must be deposited in the state retiree health benefit trust fund. (Current law requires the deposit of 5.74% of the revenue in the state retiree health benefit trust fund after June 30, 2013.) Provides for the deposit of an additional 1.74% of cigarette tax revenue in the state general fund. Removes the expiration date on a statute specifying the amount that the department of correction will reimburse certain health care providers. Provides that certain rules of the FSSA remain in effect until December 31, 2013. Doubles the amounts that FSSA may pay for the funeral and cemetery expenses of recipients of temporary assistance for needy families or supplemental assistance for the aged, blind, or disabled. Requires the office of Medicaid policy and planning to: (1) develop a plan that would require the Medicaid aged, blind, and disabled population as well as a Medicaid recipient who receives long term care services to enroll in the risk-based managed care program; (2) submit the plan to the budget committee not later than December 31, 2013; and (3) seek federal approval. Requires the office to implement the plan not later than July 1, 2014, if certain conditions are met. Extends the hospital assessment fee. (Under current law, the fee expires on June 30, 2013.) Extends the health facility quality assessment fee. (Under current law, the fee expires on June 30, 2014.) Repeals a provision that provides for the expiration of the health facility quality assessment fee. Updates statutory references to the hospital assessment fee. Establishes the science, technology, engineering, and mathematics teacher recruitment fund. Requires the education roundtable to establish a grant program. Extends a public-private partnership program to include facilities used to house students in connection with a hospitality or food management facility. Repeals certain scholarship programs. Establishes student teaching stipends. Extends indefinitely the ability of the department of workforce development to spend money received from the federal government in 2002. Allocates amounts recovered in certain enforcement proceedings between the securities division enforcement account and the state general fund. Specifies that certain reports of known or suspected child abuse or neglect require the department of child services to initiate a child protection assessment and that other reports require the department to forward the report to a local office for a

determination whether the department shall initiate an assessment. Requires the auditor of state to transfer \$150,000,000 from the state general fund to the state tuition reserve fund on July 1, 2013, and July 1, 2014. Appropriates money to defease bonds on the state museum and forensics and health sciences lab. Repeals obsolete study committees. Converts the school funding formula from a calendar year formula to a state fiscal year formula. Provides that: (1) an average daily membership (ADM) count of students enrolled in a public school in grades K-12 must be taken during the school year in September and February; and (2) state tuition support must be distributed based on the latest count of students. Requires state tuition support distributions to be made every month rather than every 40 days. Makes related changes in various calculations to reflect the change in counting procedure. Provides for basic tuition support payments to charter school corporations in the first six months of initial operation. Defines the terms "enrolled" and "attending" for purposes of the tuition support formula. Repeals the charter school startup grant and operating advances programs. Specifies that, before February 1 of each calendar year, the department of education must determine the result of: (1) the total amount of the special education grants that would have been received by a school corporation during the months of July, August, September, October, November, and December of the preceding calendar year and January of the current calendar year if the grants had been based on the count of students with disabilities that was made on the immediately preceding December 1; minus (2) the total amount of the special education grants received by the school corporation during the months of July, August, September, October, November, and December of the preceding calendar year and January of the current calendar year. Provides that if the result is positive, the school corporation shall receive an additional special education grant distribution. Provides that, if the result is negative, the special education grant distribution that otherwise would be received by the school corporation shall be proportionately reduced. Provides that the career and technical education grant and other tuition support grants apply to virtual charter schools. Provides for complexity grants and full-day kindergarten grants. Makes technical corrections. Repeals the primetime grant.

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Delete everything after the enacting clause and insert:

**1 SECTION 1. [EFFECTIVE JULY 1, 2013]**

**2**

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

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

**7 (2) "Biennium" means the period beginning July 1, 2013, and ending June 30, 2015.**  
**8 Appropriations appearing in the biennial column for construction or other permanent**  
**9 improvements do not revert under IC 4-13-2-19 and may be allotted.**

**10 (3) "Deficiency appropriation" or "special claim" means an appropriation available**  
**11 during the 2012-2013 fiscal year.**

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

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

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

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

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

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

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

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

16 (11) "State agency" means:

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

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

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

22 (D) the legislative department of the state.

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

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

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

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

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

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

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

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

10  
11 **SECTION 2. [EFFECTIVE JULY 1, 2013]**

12  
13 For the conduct of state government, its offices, funds, boards, commissions, departments,  
14 societies, associations, services, agencies, and undertakings, and for other appropriations  
15 not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are  
16 appropriated for the periods of time designated from the general fund of the state of  
17 Indiana or other specifically designated funds.

18  
19 In this act, whenever there is no specific fund or account designated, the appropriation  
20 is from the general fund.

21  
22 **SECTION 3. [EFFECTIVE JULY 1, 2013]**

23  
24 **GENERAL GOVERNMENT**

25  
26 **A. LEGISLATIVE**

27  
28 **FOR THE GENERAL ASSEMBLY**

29	<b>LEGISLATORS' SALARIES - HOUSE</b>		
30	Total Operating Expense	6,179,501	6,405,001
31	<b>HOUSE EXPENSES</b>		
32	Total Operating Expense	11,594,570	11,844,570
33	<b>LEGISLATORS' SALARIES - SENATE</b>		
34	Total Operating Expense	2,055,318	2,055,318
35	<b>SENATE EXPENSES</b>		
36	Total Operating Expense	11,692,594	11,692,594

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

47  
48 Each member of the general assembly is entitled, when authorized by the speaker of the  
49 house or the president pro tempore of the senate, to the legislative business per diem

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

2  
3 The legislative business per diem allowance that each member of the general assembly  
4 is entitled to receive equals the maximum daily amount allowable to employees of the  
5 executive branch of the federal government for subsistence expenses while away from  
6 home in travel status in the Indianapolis area. The legislative business per diem changes  
7 each time there is a change in that maximum daily amount.

8  
9 In addition to the legislative business per diem allowance, each member of the general  
10 assembly shall receive the mileage allowance in an amount equal to the standard mileage  
11 rates for personally owned transportation equipment established by the federal Internal  
12 Revenue Service for each mile necessarily traveled from the member's usual place  
13 of residence to the state capitol. However, if the member traveled by a means other  
14 than by motor vehicle, and the member's usual place of residence is more than one  
15 hundred (100) miles from the state capitol, the member is entitled to reimbursement  
16 in an amount equal to the lowest air travel cost incurred in traveling from the usual  
17 place of residence to the state capitol. During the period the general assembly is  
18 convened in regular or special session, the mileage allowance shall be limited to  
19 one (1) round trip each week per member.

20  
21 Any member of the general assembly who is appointed by the governor, speaker of  
22 the house, president or president pro tempore of the senate, house or senate minority  
23 floor leader, or Indiana legislative council to serve on any research, study, or survey  
24 committee or commission, or who attends any meetings authorized or convened under  
25 the auspices of the Indiana legislative council, including pre-session conferences and  
26 federal-state relations conferences, is entitled, when authorized by the legislative  
27 council, to receive the legislative business per diem allowance for each day the  
28 member is in actual attendance and is also entitled to a mileage allowance, at the  
29 rate specified above, for each mile necessarily traveled from the member's usual  
30 place of residence to the state capitol, or other in-state site of the committee,  
31 commission, or conference. The per diem allowance and the mileage allowance  
32 permitted under this paragraph shall be paid from the legislative council appropriation  
33 for legislator and lay member travel unless the member is attending an out-of-state  
34 meeting, as authorized by the speaker of the house of representatives or the president  
35 pro tempore of the senate, in which case the member is entitled to receive:  
36 (1) the legislative business per diem allowance for each day the member is engaged  
37 in approved out-of-state travel; and  
38 (2) reimbursement for traveling expenses actually incurred in connection with the  
39 member's duties, as provided in the state travel policies and procedures established  
40 by the legislative council.

41  
42 Notwithstanding the provisions of this or any other statute, the legislative council  
43 may adopt, by resolution, travel policies and procedures that apply only to members  
44 of the general assembly or to the staffs of the house of representatives, senate, and  
45 legislative services agency, or both members and staffs. The legislative council may  
46 apply these travel policies and procedures to lay members serving on research, study,  
47 or survey committees or commissions that are under the jurisdiction of the legislative  
48 council. Notwithstanding any other law, rule, or policy, the state travel policies and  
49 procedures established by the Indiana department of administration and approved

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

22

23 <b>LEGISLATORS' SUBSISTENCE</b>		
24 <b>LEGISLATORS' EXPENSES - HOUSE</b>		
25           Total Operating Expense	2,524,980	2,620,929
26 <b>LEGISLATORS' EXPENSES - SENATE</b>		
27           Total Operating Expense	1,015,872	1,015,872

28

29 Each member of the general assembly is entitled to a subsistence allowance of forty  
 30 percent (40%) of the maximum daily amount allowable to employees of the executive  
 31 branch of the federal government for subsistence expenses while away from home in  
 32 travel status in the Indianapolis area for:

- 33 (1) each day that the general assembly is not convened in regular or special session;  
 34 and  
 35 (2) each day after the first session day held in November and before the first session  
 36 day held in January.

37

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

42

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

44

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

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

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

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

11  
12     **If the funds appropriated for legislators' subsistence are insufficient to pay all the**  
13     **subsistence incurred, there are hereby appropriated such further sums as may be**  
14     **necessary to pay such subsistence.**

15  
16     **FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY**

17             **Total Operating Expense**                     **15,344,725**                     **14,876,325**

18             **LEGISLATOR AND LAY MEMBER TRAVEL**

19             **Total Operating Expense**                     **775,000**                     **775,000**

20  
21     **Included in the above appropriations for the legislative council and legislative services**  
22     **agency expenses are funds for usual and customary expenses associated with legislative**  
23     **services.**

24  
25     **If the funds above appropriated for the legislative council and the legislative services**  
26     **agency and for legislator and lay member travel are insufficient to pay all the necessary**  
27     **expenses incurred, there are hereby appropriated such further sums as may be necessary**  
28     **to pay those expenses.**

29  
30     **Any person other than a member of the general assembly who is appointed by the governor,**  
31     **speaker of the house, president or president pro tempore of the senate, house or senate**  
32     **minority floor leader, or legislative council to serve on any research, study, or survey**  
33     **committee or commission is entitled, when authorized by the legislative council, to a**  
34     **per diem instead of subsistence of \$75 per day during the 2013-2015 biennium. In**  
35     **addition to the per diem, such a person is entitled to mileage reimbursement, at the**  
36     **rate specified for members of the general assembly, for each mile necessarily traveled**  
37     **from the person's usual place of residence to the state capitol or other in-state site**  
38     **of the committee, commission, or conference. However, reimbursement for any out-of-state**  
39     **travel expenses claimed by lay members serving on research, study, or survey committees**  
40     **or commissions under the jurisdiction of the legislative council shall be based**  
41     **on SECTION 14 of this act, until the legislative council applies those travel policies**  
42     **and procedures that govern legislators and their staffs to such lay members as authorized**  
43     **elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph**  
44     **shall be paid from the legislative council appropriations for legislative and lay member**  
45     **travel unless otherwise provided for by a specific appropriation.**

46  
47     **Included in the above appropriations for the legislative council and legislative**  
48     **services agency are funds for the printing and distribution of documents**  
49     **published by the legislative council. These documents include journals, bills,**



1 resolutions, enrolled documents, the acts of the first and second regular sessions  
 2 of the 118th general assembly, the supplements to the Indiana Code for fiscal years  
 3 2013-2014 and 2014-2015, and the publication of the Indiana Administrative Code  
 4 and the Indiana Register. Upon completion of the distribution of the Acts and the  
 5 supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may  
 6 be sold at a price or prices periodically determined by the legislative council. If  
 7 the above appropriations for the printing and distribution of documents published  
 8 by the legislative council are insufficient to pay all of the necessary expenses  
 9 incurred, there are hereby appropriated such sums as may be necessary to pay such  
 10 expenses.

11 **LEGISLATIVE COUNCIL CONTINGENCY FUND**

12 **Total Operating Expense**

226,125

13  
 14  
 15 Disbursements from the fund may be made only for purposes approved by  
 16 the chairman and vice chairman of the legislative council.

17  
 18 The legislative services agency shall charge the following fees, unless the  
 19 legislative council sets these or other fees at different rates:

20  
 21 Annual subscription to the session document service for sessions ending in  
 22 odd-numbered years: \$900

23  
 24 Annual subscription to the session document service for sessions ending in  
 25 even-numbered years: \$500

26  
 27 Per page charge for copies of legislative documents: \$0.15

28  
 29 Annual charge for interim calendar: \$10

30  
 31 Daily charge for the journal of either house: \$2

32  
 33 **COUNCIL OF STATE GOVERNMENTS ANNUAL DUES**

Other Operating Expense	167,863	174,578
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34  
 35 **NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES**

Other Operating Expense	209,737	209,737
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36  
 37 **NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES**

Other Operating Expense	10,000	10,000
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38  
 39  
 40 **FOR THE INDIANA LOBBY REGISTRATION COMMISSION**

Total Operating Expense	285,300	296,000
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41  
 42  
 43 **FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**

44 **LEGISLATORS' RETIREMENT FUND**

Other Operating Expense	138,300	130,900
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45  
 46  
 47 **B. JUDICIAL**

48  
 49 **FOR THE SUPREME COURT**

1	<b>Personal Services</b>	<b>8,576,563</b>	<b>8,751,256</b>
2	<b>Other Operating Expense</b>	<b>2,047,014</b>	<b>2,047,014</b>

3  
4 **The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8.**

6  
7 **LOCAL JUDGES' SALARIES**

8	<b>Personal Services</b>	<b>60,802,108</b>	<b>62,261,495</b>
9	<b>Other Operating Expense</b>	<b>235,333</b>	<b>235,333</b>

10 **CHIEF PROBATION OFFICERS' SALARIES**

11	<b>Personal Services</b>	<b>0</b>	<b>5,244,000</b>
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12 **COUNTY PROSECUTORS' SALARIES**

13	<b>Personal Services</b>	<b>28,643,667</b>	<b>29,299,933</b>
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14  
15 **The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5 and that are to be paid from the state general fund.**

16  
17  
18 **In addition to the appropriations for local judges' salaries, chief probation officers' salaries, and for county prosecutors' salaries, there are hereby appropriated for personal services the amounts that the state is required to pay for salary changes or for additional courts created by the 117th general assembly. The above appropriation for chief probation officers' salaries may be used to pay the minimum salary of no more than one chief probation officer per county.**

24  
25 **TRIAL COURT OPERATIONS**

26	<b>Total Operating Expense</b>	<b>596,075</b>	<b>596,075</b>
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27 **INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY**

28	<b>Total Operating Expense</b>	<b>778,750</b>	<b>778,750</b>
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29  
30 **The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-13-7.**

31  
32  
33 **PUBLIC DEFENDER COMMISSION**

34	<b>Total Operating Expense</b>	<b>14,850,000</b>	<b>14,850,000</b>
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35  
36 **The above appropriation is made in addition to the distribution authorized by IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.**

43  
44 **GUARDIAN AD LITEM**

45	<b>Total Operating Expense</b>	<b>2,970,248</b>	<b>2,970,248</b>
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46  
47 **The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement,**

1 in courts with juvenile jurisdiction, a guardian ad litem and court appointed special  
 2 advocate program for children who are alleged to be victims of child abuse or neglect  
 3 under IC 31-33 and to administer the program. A county may use these matching funds  
 4 to supplement amounts collected as fees under IC 31-40-3 to be used for the operation  
 5 of guardian ad litem and court appointed special advocate programs. The county fiscal  
 6 body shall appropriate adequate funds for the county to be eligible for these matching  
 7 funds. In each fiscal year, the office of guardian ad litem shall set aside at least  
 8 thirty thousand dollars (\$30,000) from the foregoing appropriation to provide older  
 9 youth foster care.

10  
 11 **ADULT GUARDIANSHIP**

12 <b>Total Operating Expense</b>	13 <b>750,000</b>	14 <b>750,000</b>
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15 The above appropriation shall be used to provide matching funds to counties that  
 16 implement in courts with probate jurisdiction a volunteer advocate program for seniors  
 17 and incapacitated adults who are appointed a guardian under IC 29. The above appropriation  
 18 also includes funds to develop and maintain an adult guardianship registry to serve as  
 19 a data repository for adult guardianship cases and guardians appointed by the courts.

20 **CIVIL LEGAL AID**

21 <b>Total Operating Expense</b>	22 <b>1,500,000</b>	23 <b>1,500,000</b>
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24 The above funds include the appropriation provided in IC 33-24-12-7.

25 **SPECIAL JUDGES - COUNTY COURTS**

26 <b>Total Operating Expense</b>	27 <b>149,000</b>	28 <b>149,000</b>
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29 If the funds appropriated above for special judges of county courts are insufficient  
 30 to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4,  
 31 there are hereby appropriated such further sums as may be necessary to pay these  
 32 expenses.

33 **COMMISSION ON RACE AND GENDER FAIRNESS**

34 <b>Total Operating Expense</b>	35 <b>380,996</b>	36 <b>380,996</b>
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37 **FOR THE COURT OF APPEALS**

38 <b>Personal Services</b>	39 <b>9,544,709</b>	40 <b>9,730,409</b>
41 <b>Other Operating Expense</b>	42 <b>1,037,184</b>	43 <b>1,137,184</b>

44 The above appropriations for the court of appeals personal services include the  
 45 subsistence allowance provided by IC 33-38-5-8.

46 **FOR THE TAX COURT**

47 <b>Personal Services</b>	48 <b>567,568</b>	49 <b>577,201</b>
50 <b>Other Operating Expense</b>	51 <b>130,732</b>	52 <b>130,732</b>

53 **FOR THE JUDICIAL CENTER**

54 <b>Personal Services</b>	55 <b>1,929,641</b>	56 <b>1,977,144</b>
57 <b>Other Operating Expense</b>	58 <b>1,030,670</b>	59 <b>1,030,670</b>

The above appropriations for the judicial center include the appropriations for the judicial conference.

**DRUG AND ALCOHOL PROGRAMS FUND**

Total Operating Expense	100,000	100,000
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The above funds are appropriated notwithstanding the distribution under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if additional funds are needed to carry out the purpose of the program, existing revenues in the fund may be allotted.

**INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION**

Total Operating Expense	229,863	233,300
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**FOR THE PUBLIC DEFENDER**

Personal Services	5,949,575	6,103,391
Other Operating Expense	973,837	973,837

**FOR THE PUBLIC DEFENDER COUNCIL**

Personal Services	928,440	929,036
Other Operating Expense	455,536	455,536

**FOR THE PROSECUTING ATTORNEYS' COUNCIL**

Personal Services	623,536	623,536
Other Operating Expense	591,740	591,740

**DRUG PROSECUTION**

Drug Prosecution Fund (IC 33-39-8-6)

Total Operating Expense	128,176	128,176
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Augmentation allowed.

**FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**

**JUDGES' RETIREMENT FUND**

Other Operating Expense	13,742,116	13,867,416
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**PROSECUTORS' RETIREMENT FUND**

Other Operating Expense	1,173,800	1,062,800
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**C. EXECUTIVE**

**FOR THE GOVERNOR'S OFFICE**

Personal Services	1,845,816	1,845,816
Other Operating Expense	80,781	80,781

**GOVERNOR'S RESIDENCE**

Total Operating Expense	114,575	114,575
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**GOVERNOR'S CONTINGENCY FUND**

Total Operating Expense		10,524
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Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

1			
2	<b>GOVERNOR'S FELLOWSHIP PROGRAM</b>		
3	<b>Total Operating Expense</b>	<b>106,335</b>	<b>106,335</b>
4			
5	<b>FOR THE WASHINGTON LIAISON OFFICE</b>		
6	<b>Total Operating Expense</b>	<b>55,198</b>	<b>55,198</b>
7			
8	<b>FOR THE LIEUTENANT GOVERNOR</b>		
9	<b>Personal Services</b>	<b>1,445,551</b>	<b>1,445,551</b>
10	<b>Other Operating Expense</b>	<b>1,128,903</b>	<b>1,180,985</b>
11	<b>CONTINGENCY FUND</b>		
12	<b>Total Operating Expense</b>		<b>10,214</b>
13			
14	<b>Direct disbursements from the above contingency fund are not subject to the provisions</b>		
15	<b>of IC 5-22.</b>		
16			
17	<b>FOR THE SECRETARY OF STATE</b>		
18	<b>ADMINISTRATION</b>		
19	<b>Personal Services</b>	<b>3,524,359</b>	<b>3,524,359</b>
20	<b>Other Operating Expense</b>	<b>1,140,522</b>	<b>1,140,522</b>
21			
22	<b>FOR THE ATTORNEY GENERAL</b>		
23	<b>ATTORNEY GENERAL</b>		
24	<b>From the General Fund</b>		
25	13,520,645	13,520,645	
26	<b>From the Homeowner Protection Unit (IC 4-6-12-9)</b>		
27	435,018	435,018	
28	<b>Augmentation allowed.</b>		
29	<b>From the Medicaid Fraud Control Unit Fund (IC 4-6-10)</b>		
30	670,325	670,325	
31	<b>Augmentation allowed.</b>		
32	<b>From the Unclaimed Property Litigation</b>		
33	116,000	116,000	
34	<b>Augmentation allowed.</b>		
35	<b>From the Consumer Fees and Settlements Fund</b>		
36	1,396,934	1,396,934	
37	<b>Augmentation allowed.</b>		
38	<b>From the Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)</b>		
39	148,044	148,044	
40	<b>Augmentation allowed.</b>		
41	<b>From the Telephone Solicitation Fund (IC 24-4.7-3-6)</b>		
42	107,250	107,250	
43	<b>Augmentation allowed.</b>		
44	<b>From the Non-Consumer Settlements Fund</b>		
45	628,015	628,015	
46	<b>Augmentation allowed.</b>		
47	<b>From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
48	728,769	728,769	
49	<b>Augmentation allowed.</b>		

1	<b>From the Abandoned Property Fund (IC 32-34-1-33)</b>		
2	390,662	390,662	
3	<b>Augmentation allowed.</b>		
4			
5	<b>The amounts specified from the general fund, homeowner protection unit, Medicaid</b>		
6	<b>fraud control unit fund, unclaimed property litigation, consumer fees and settlements</b>		
7	<b>fund, real estate appraiser investigative fund, telephone solicitation fund, non-consumer</b>		
8	<b>settlements fund, tobacco master settlement agreement fund, and abandoned property</b>		
9	<b>fund are for the following purposes:</b>		
10			
11	Personal Services	16,854,503	16,854,503
12	Other Operating Expense	1,287,159	1,287,159
13			
14	<b>HOMEOWNER PROTECTION UNIT</b>		
15	<b>Homeowner Protection Unit Account (IC 4-6-12-9)</b>		
16	Total Operating Expense	2,187,094	2,187,094
17	<b>MEDICAID FRAUD UNIT</b>		
18	Total Operating Expense	829,789	829,789
19			
20	<b>The above appropriations to the Medicaid fraud unit are the state's matching share</b>		
21	<b>of funding for the state Medicaid fraud control unit under IC 4-6-10 as prescribed</b>		
22	<b>by 42 U.S.C. 1396b(q). Augmentation allowed from collections.</b>		
23			
24	<b>UNCLAIMED PROPERTY</b>		
25	<b>Abandoned Property Fund (IC 32-34-1-33)</b>		
26	Personal Services	1,254,247	1,254,247
27	Other Operating Expense	3,828,922	3,828,922
28	<b>Augmentation allowed.</b>		
29			
30	<b>D. FINANCIAL MANAGEMENT</b>		
31			
32	<b>FOR THE AUDITOR OF STATE</b>		
33	Personal Services	4,127,418	4,127,418
34	Other Operating Expense	1,107,319	1,134,919
35	<b>GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS</b>		
36	Total Operating Expense	161,948	161,948
37			
38	<b>The above appropriations for governors' and governors' surviving spouses' pensions</b>		
39	<b>are made under IC 4-3-3.</b>		
40			
41	<b>FOR THE STATE BOARD OF ACCOUNTS</b>		
42	Personal Services	19,118,941	19,118,941
43	Other Operating Expense	353,348	353,348
44			
45	<b>FOR THE STATE BUDGET COMMITTEE</b>		
46	Total Operating Expense	46,000	46,000
47			
48	<b>Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of</b>		
49	<b>the budget committee is an amount equal to one hundred fifty percent (150%) of the</b>		

1 legislative business per diem allowance. If the above appropriations are insufficient  
 2 to carry out the necessary operations of the budget committee, there are hereby  
 3 appropriated such further sums as may be necessary.

4  
 5 **FOR THE OFFICE OF MANAGEMENT AND BUDGET**

6 Personal Services	795,059	795,059
7 Other Operating Expense	155,855	155,855

8  
 9 **FOR THE STATE BUDGET AGENCY**

10 Personal Services	2,529,200	2,529,200
11 Other Operating Expense	247,828	247,828

12  
 13 **DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND**

14 Total Operating Expense	2,000,000
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15  
 16 The foregoing departmental and institutional emergency contingency fund appropriation  
 17 is subject to allotment to departments, institutions, and all state agencies by the budget  
 18 agency with the approval of the governor. These allocations may be made upon written  
 19 request of proper officials, showing that contingencies exist that require additional  
 20 funds for meeting necessary expenses. The budget committee shall be advised of each  
 21 transfer request and allotment.

22  
 23 **AFFORDABLE CARE ACT CONTINGENCY**

24 Total Operating Expense	10,000,000
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25  
 26 The above appropriation is for the purpose of paying nonbudgeted costs incurred  
 27 by the state in order to comply with the federal Affordable Care Act. The budget  
 28 agency may allot to the Family and Social Services Administration up to \$1,000,000  
 29 per state fiscal year to support pilot projects for youth counseling services and  
 30 drug rehabilitation programs. Funds may be allocated by the budget agency with the  
 31 approval of the governor upon written request of proper officials showing that contingencies  
 32 exist that require additional funds for meeting federally mandated expenses. The  
 33 budget committee shall be advised of each allocation request and allotment.

34  
 35 **OUTSIDE BILL CONTINGENCY**

36 Total Operating Expense	2
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37  
 38 **PERSONAL SERVICES/FRINGE BENEFITS CONTINGENCY FUND**

39 Total Operating Expense	89,000,000
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40  
 41 The foregoing personal services/fringe benefits contingency fund appropriation is  
 42 subject to allotment to departments, institutions, and all state agencies by the budget  
 43 agency with the approval of the governor.

44  
 45 The foregoing personal services/fringe benefits contingency fund appropriation may  
 46 be used only for salary increases, fringe benefit increases, an employee leave conversion  
 47 program, or a state retiree health program for state employees and may not be used for  
 48 any other purpose.

1     **The foregoing personal services/fringe benefits contingency fund appropriation does**  
2     **not revert at the end of the biennium but remains in the personal services/fringe**  
3     **benefits contingency fund.**

4  
5     **RETIREE HEALTH BENEFIT TRUST FUND**

6 <b>Retiree Health Benefit Trust Fund (IC 5-10-8-8.5)</b>		
7 <b>Total Operating Expense</b>		<b>48,720,750</b>
8 <b>Augmentation Allowed.</b>		

9  
10    **The foregoing appropriation for the retiree health plan:**  
11    **(1) is to fund employer contributions and benefits provided under IC 5-10-8.5;**  
12    **(2) does not revert at the end of any state fiscal year but remains available for**  
13    **the purposes of the appropriation in subsequent state fiscal years; and**  
14    **(3) is not subject to transfer to any other fund or to transfer, assignment,**  
15    **or reassignment for any other use or purpose by the state board of finance**  
16    **notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency**  
17    **notwithstanding IC 4-12-1-12 or any other law.**

18  
19    **The budget agency may transfer appropriations from federal or dedicated funds to**  
20    **the trust fund to accrue funds to pay benefits to employees that are not paid from the**  
21    **general fund.**

22 23 <b>COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE</b>		
24 <b>Total Operating Expense</b>		<b>57,750,000</b>
25 <b>Augmentation Allowed.</b>		

26 27 <b>SCHOOL AND LIBRARY INTERNET CONNECTION (IC 4-34-3-2)</b>		
28 <b>Build Indiana Fund (IC 4-30-17)</b>		
29 <b>Total Operating Expense</b>	<b>2,625,000</b>	<b>2,625,000</b>

30  
31    **Of the foregoing appropriations, \$1,800,000 each year shall be used for schools under**  
32    **IC 4-34-3-4, and \$825,000 each year shall be used for libraries under IC 4-34-3-2.**

33 34 <b>INSPIRE (IC 4-34-3-2)</b>		
35 <b>Build Indiana Fund (IC 4-30-17)</b>		
36 <b>Other Operating Expense</b>		<b>2,764,500</b>

37 <b>TEACHING AND TRAUMA HOSPITAL FEASIBILITY STUDY</b>		
38 <b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
39 <b>Other Operating Expense</b>		<b>250,000</b>

40  
41    **The above appropriation shall be used to conduct a study of the feasibility of establishing**  
42    **a teaching and trauma hospital in Northwest Indiana. The budget agency shall report**  
43    **the findings of the study to the budget committee.**

44 45 <b>FOR THE INDIANA PUBLIC RETIREMENT SYSTEM</b>		
46 <b>PUBLIC SAFETY PENSION</b>		
47 <b>Total Operating Expense</b>	<b>145,000,000</b>	<b>175,000,000</b>
48 <b>Augmentation Allowed.</b>		

49



1 **FOR THE TREASURER OF STATE**

2 <b>Personal Services</b>	<b>806,962</b>	<b>806,962</b>	
3 <b>Other Operating Expense</b>	<b>31,133</b>	<b>31,133</b>	

4  
5 **The treasurer of state, the board for depositories, the Indiana commission for higher**  
6 **education, and the commission for higher education shall cooperate and provide**  
7 **to the Indiana education savings authority the following:**

- 8 **(1) Clerical and professional staff and related support.**  
9 **(2) Office space and services.**  
10 **(3) Reasonable financial support for the development of rules, policies,**  
11 **programs, and guidelines, including authority operations and travel.**

12  
13 **E. TAX ADMINISTRATION**

14  
15 **FOR THE DEPARTMENT OF REVENUE**  
16 **COLLECTION AND ADMINISTRATION**

17 <b>From the General Fund</b>			
	18 <b>55,271,373</b>	<b>53,501,963</b>	
19 <b>From the Motor Carrier Regulation Fund (IC 8-2.1-23)</b>			
	20 <b>752,284</b>	<b>752,284</b>	
21 <b>Augmentation allowed from the Motor Carrier Regulation Fund.</b>			

22  
23 **The amounts specified from the General Fund and the Motor Carrier Regulation Fund**  
24 **are for the following purposes:**

26 <b>Personal Services</b>	<b>39,657,137</b>	<b>39,657,137</b>	
27 <b>Other Operating Expense</b>	<b>16,366,520</b>	<b>14,597,110</b>	

28  
29 **With the approval of the governor and the budget agency, the department shall annually**  
30 **reimburse the state general fund for expenses incurred in support of the collection of**  
31 **dedicated fund revenue according to the department's cost allocation plan.**

32  
33 **With the approval of the governor and the budget agency, the foregoing sums for the**  
34 **department of state revenue may be augmented to an amount not exceeding in total,**  
35 **together with the above specific amounts, one and one-tenth percent (1.1%) of the**  
36 **amount of money collected by the department of state revenue from taxes and fees.**

37  
38 **OUTSIDE COLLECTIONS**

39 <b>Total Operating Expense</b>	<b>5,200,000</b>	<b>5,200,000</b>	
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40  
41 **With the approval of the governor and the budget agency, the foregoing sums for the**  
42 **department of state revenue's outside collections may be augmented to an amount not**  
43 **exceeding in total, together with the above specific amounts, one and one-tenth percent**  
44 **(1.1%) of the amount of money collected by the department from taxes and fees.**

45  
46 **MOTOR CARRIER REGULATION**

47 <b>Motor Carrier Regulation Fund (IC 8-2.1-23)</b>			
48 <b>Personal Services</b>	<b>1,914,852</b>	<b>1,914,852</b>	
49 <b>Other Operating Expense</b>	<b>2,296,443</b>	<b>2,296,443</b>	

1           **Augmentation allowed from the Motor Carrier Regulation Fund.**  
2

3           **MOTOR FUEL TAX DIVISION**

4 <b>Personal Services</b>	7,181,428	7,181,428
5 <b>Other Operating Expense</b>	1,029,675	1,029,675

6  
7           **In addition to the foregoing appropriations, there is hereby appropriated to the**  
8           **department of revenue motor fuel tax division an amount sufficient to pay claims**  
9           **for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums**  
10          **above appropriated for the operation of the motor fuel tax division, together with**  
11          **all refunds for license-fee-exempt motor vehicle fuel, shall be paid from the receipts**  
12          **of those license fees before they are distributed as provided by IC 6-6-1.1.**  
13

14          **FOR THE INDIANA GAMING COMMISSION**

15 <b>From the State Gaming Fund (IC 4-33-13-3)</b>		
	2,770,402	2,770,402

17 <b>From the Gaming Investigations Fund</b>		
	600,000	600,000

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

23 <b>Personal Services</b>	2,939,399	2,939,399
24 <b>Other Operating Expense</b>	431,003	431,003

25  
26          **The foregoing appropriations to the Indiana gaming commission are made from revenues**  
27          **accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made**  
28          **under IC 4-33-13-5.**

29          **Augmentation allowed.**

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

33  
34          **FOR THE INDIANA HORSE RACING COMMISSION**

35 <b>Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)</b>		
36 <b>Personal Services</b>	1,661,508	1,661,508
37 <b>Other Operating Expense</b>	282,499	282,499

38  
39          **The foregoing appropriations to the Indiana horse racing commission are made from**  
40          **revenues accruing to the Indiana horse racing commission before any distribution**  
41          **is made under IC 4-31-9.**

42          **Augmentation allowed.**

43  
44          **STANDARD BRED ADVISORY BOARD**

45 <b>Standardbred Horse Fund (IC 15-19-2-10)</b>		
46 <b>Total Operating Expense</b>	193,500	193,500

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

1	is made under IC 4-31-9.		
2	Augmentation allowed.		
3			
4	<b>STANDARD BRED BREED DEVELOPMENT</b>		
5	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
6	Total Operating Expense	3,962,000	3,962,000
7	Augmentation allowed.		
8	<b>THOROUGHBRED BREED DEVELOPMENT</b>		
9	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
10	Total Operating Expense	3,569,600	3,569,600
11	Augmentation allowed.		
12	<b>QUARTER HORSE BREED DEVELOPMENT</b>		
13	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
14	Total Operating Expense	465,600	465,600
15	Augmentation allowed.		
16	<b>FINGERPRINT FEES</b>		
17	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
18	Total Operating Expense	20,000	20,000
19	Augmentation allowed.		
20	<b>GAMING INTEGRITY FUND - IHRC</b>		
21	Gaming Integrity Fund - IHRC (IC 4-35-8.7-3)		
22	Total Operating Expense	1,000,000	1,000,000
23	Augmentation allowed.		
24			
25	<b>FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE</b>		
26	Personal Services	3,242,000	3,242,000
27	Other Operating Expense	503,505	503,505
28			
29	<b>FOR THE INDIANA BOARD OF TAX REVIEW</b>		
30	Personal Services	1,086,678	1,086,678
31	Other Operating Expense	69,700	69,700
32			
33	<b>F. ADMINISTRATION</b>		
34			
35	<b>FOR THE DEPARTMENT OF ADMINISTRATION</b>		
36	Personal Services	8,650,620	8,650,620
37	Other Operating Expense	15,403,847	15,403,847
38	<b>BICENTENNIAL COMMISSION</b>		
39	Total Operating Expense	242,450	242,450
40			
41	<b>FOR THE STATE PERSONNEL DEPARTMENT</b>		
42	Personal Services	2,876,769	2,876,769
43	Other Operating Expense	195,224	195,224
44			
45	<b>FOR THE STATE EMPLOYEES' APPEALS COMMISSION</b>		
46	Personal Services	120,885	120,885
47	Other Operating Expense	19,135	19,135
48			
49	<b>FOR THE OFFICE OF TECHNOLOGY</b>		

1	<b>Pay Phone Fund</b>		
2	<b>Total Operating Expense</b>	<b>1,600,000</b>	<b>1,600,000</b>
3	<b>Augmentation allowed.</b>		

4

5   **The pay phone fund is established for the procurement of hardware, software, and**  
6   **related equipment and services needed to expand and enhance the state campus backbone**  
7   **and other central information technology initiatives. Such procurements may include,**  
8   **but are not limited to, wiring and rewiring of state offices, Internet services, video**  
9   **conferencing, telecommunications, application software, and related services.**  
10   **Notwithstanding IC 5-22-23-5, the fund consists of the net proceeds received from**  
11   **contracts with companies providing phone services at state institutions and other**  
12   **state properties. The fund shall be administered by the budget agency. Money in**  
13   **the fund may be spent by the office in compliance with a plan approved by the budget**  
14   **agency. Any money remaining in the fund at the end of any fiscal year does not revert**  
15   **to the general fund or any other fund but remains in the pay phone fund.**

16			
17	<b>FOR THE COMMISSION ON PUBLIC RECORDS</b>		
18	<b>Personal Services</b>	<b>1,433,464</b>	<b>1,433,464</b>
19	<b>Other Operating Expense</b>	<b>94,941</b>	<b>94,941</b>

20			
21	<b>FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR</b>		
22	<b>Personal Services</b>	<b>123,079</b>	<b>123,079</b>
23	<b>Other Operating Expense</b>	<b>11,353</b>	<b>11,353</b>

24			
25	<b>FOR THE OFFICE OF STATE-BASED INITIATIVES</b>		
26	<b>Total Operating Expense</b>	<b>88,984</b>	<b>88,984</b>

27

28   **G. OTHER**

29			
30	<b>FOR THE COMMISSION ON UNIFORM STATE LAWS</b>		
31	<b>Total Operating Expense</b>	<b>74,276</b>	<b>74,276</b>

32			
33	<b>FOR THE OFFICE OF INSPECTOR GENERAL</b>		
34	<b>Personal Services</b>	<b>1,079,259</b>	<b>1,079,259</b>
35	<b>Other Operating Expense</b>	<b>110,096</b>	<b>110,096</b>

36	<b>STATE ETHICS COMMISSION</b>		
37	<b>Other Operating Expense</b>	<b>6,111</b>	<b>6,111</b>

38			
39	<b>FOR THE SECRETARY OF STATE</b>		
40	<b>ELECTION DIVISION</b>		
41	<b>Personal Services</b>	<b>770,126</b>	<b>770,126</b>
42	<b>Other Operating Expense</b>	<b>127,625</b>	<b>127,625</b>

43	<b>VOTER LIST MAINTENANCE</b>		
44	<b>Total Operating Expense</b>	<b>1,500,000</b>	<b>0</b>

45	<b>VOTER REGISTRATION SYSTEM</b>		
46	<b>Total Operating Expense</b>	<b>2,500,000</b>	<b>2,500,000</b>

47	<b>VOTER OUTREACH AND EDUCATION</b>		
48	<b>Total Operating Expense</b>	<b>750,000</b>	<b>750,000</b>

49   **VOTER SYSTEM TECHNICAL OUTREACH PROGRAM**

1	<b>Total Operating Expense</b>	<b>500,000</b>	<b>0</b>
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2

3 **The above appropriations include state HAVA matching funds.**

4

5 **H. COMMUNITY SERVICES**

6

7 **FOR THE GOVERNOR'S OFFICE OF FAITH BASED AND COMMUNITY INITIATIVES**

8	Personal Services	209,042	209,042
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9	Other Operating Expense	37,927	37,927
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10

11 **SECTION 4. [EFFECTIVE JULY 1, 2013]**

12

13 **PUBLIC SAFETY**

14

15 **A. CORRECTION**

16

17 **FOR THE DEPARTMENT OF CORRECTION**

18

19 **CENTRAL OFFICE**

19	Personal Services	9,264,440	9,264,440
----	-------------------	-----------	-----------

20	Other Operating Expense	9,410,000	9,410,000
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21

22 **ESCAPEE COUNSEL AND TRIAL EXPENSE**

22	Other Operating Expense	284,489	284,489
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23

24 **COUNTY JAIL MISDEMEANANT HOUSING**

24	Total Operating Expense	4,281,071	4,281,071
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25

26 **ADULT CONTRACT BEDS**

26	Total Operating Expense	5,567,488	5,567,488
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27

28 **STAFF DEVELOPMENT AND TRAINING**

28	Personal Services	1,052,385	1,052,385
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29	Other Operating Expense	76,000	76,000
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30

31 **PAROLE DIVISION**

31	Personal Services	8,743,725	8,743,725
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32	Other Operating Expense	758,799	758,799
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33

34 **PAROLE BOARD**

34	Personal Services	745,531	745,531
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35	Other Operating Expense	6,675	6,675
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36

37 **INFORMATION MANAGEMENT SERVICES**

37	Personal Services	823,624	823,624
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38	Other Operating Expense	285,302	285,302
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39

40 **JUVENILE TRANSITION**

40	Personal Services	473,973	473,973
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41	Other Operating Expense	4,356,291	5,356,291
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42

43 **COMMUNITY CORRECTIONS PROGRAMS**

43	Total Operating Expense	43,262,752	43,262,752
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44

45 **The above appropriation for community corrections programs is not subject to transfer**

46 **to any other fund or to transfer, assignment, or reassignment for any other use or**

47 **purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23**

48 **or by the budget agency notwithstanding IC 4-12-1-12 or any other law.**

49

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

5

6                    **DRUG PREVENTION AND OFFENDER TRANSITION**

7 <b>Total Operating Expense</b>	<b>116,594</b>	<b>116,594</b>
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8

9      **The above appropriation shall be used for minimum security release programs, transition**  
10     **programs, mentoring programs, and supervision of and assistance to adult and juvenile**  
11     **offenders to promote the successful integration of the offender into the community.**

12

13                    **YOUTH SERVICES TRANSITIONAL PROGRAM**

14 <b>Youth Services Transitional Services Fund (IC 11-10-2-11)</b>		
15 <b>Total Operating Expense</b>	<b>1</b>	<b>1</b>

16                    **Augmentation allowed.**

17                    **CENTRAL EMERGENCY RESPONSE**

18 <b>Personal Services</b>	<b>696,560</b>	<b>696,560</b>
19 <b>Other Operating Expense</b>	<b>123,700</b>	<b>123,700</b>

20                    **MEDICAL SERVICES**

21 <b>Other Operating Expense</b>	<b>71,341,280</b>	<b>75,432,096</b>
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22

23      **The above appropriations for medical services shall be used only for services that**  
24      **are determined to be medically necessary.**

25

26                    **DRUG ABUSE PREVENTION**

27 <b>Drug Abuse Fund (IC 11-8-2-11)</b>		
28 <b>Total Operating Expense</b>	<b>150,000</b>	<b>150,000</b>

29                    **Augmentation allowed.**

30                    **COUNTY JAIL MAINTENANCE CONTINGENCY FUND**

31 <b>Other Operating Expense</b>	<b>18,448,831</b>	<b>18,448,831</b>
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32

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

48

49                    **Augmentation allowed.**

1			
2	<b>FOOD SERVICES</b>		
3	<b>Total Operating Expense</b>	<b>36,519,291</b>	<b>37,851,221</b>
4	<b>EDUCATIONAL SERVICES</b>		
5	<b>Other Operating Expense</b>	<b>8,919,470</b>	<b>8,919,470</b>
6			
7	<b>FOR THE STATE BUDGET AGENCY</b>		
8	<b>MEDICAL SERVICE PAYMENTS</b>		
9	<b>Total Operating Expense</b>	<b>25,000,000</b>	<b>25,000,000</b>
10			
11	These appropriations for medical service payments are made to pay for services		
12	determined to be medically necessary for committed individuals, patients and		
13	students of institutions under the jurisdiction of the department of correction,		
14	the state department of health, the division of mental health and addiction, the		
15	school for the blind and visually impaired, the school for the deaf, the division		
16	of disability and rehabilitative services, or the division of aging if the services		
17	are provided outside these institutions. These appropriations may not be used for		
18	payments for medical services that are covered by IC 12-16 unless these services		
19	have been approved under IC 12-16. These appropriations shall not be used for		
20	payment for medical services which are payable from an appropriation in this act		
21	for the state department of health, the division of mental health and addiction, the		
22	school for the blind and visually impaired, the school for the deaf, the division of		
23	disability and rehabilitative services, the division of aging, or the department		
24	of correction, or that are reimbursable from funds for medical assistance under		
25	IC 12-15. If these appropriations are insufficient to make these medical service		
26	payments, there is hereby appropriated such further sums as may be necessary.		
27			
28	Direct disbursements from the above contingency fund are not subject to the		
29	provisions of IC 4-13-2.		
30			
31	<b>FOR THE DEPARTMENT OF ADMINISTRATION</b>		
32	<b>DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU</b>		
33	<b>Personal Services</b>	<b>147,753</b>	<b>147,753</b>
34	<b>Other Operating Expense</b>	<b>3,426</b>	<b>3,426</b>
35			
36	<b>FOR THE DEPARTMENT OF CORRECTION</b>		
37	<b>INDIANA STATE PRISON</b>		
38	<b>Personal Services</b>	<b>28,767,225</b>	<b>28,767,225</b>
39	<b>Other Operating Expense</b>	<b>5,921,045</b>	<b>5,921,045</b>
40	<b>PENDLETON CORRECTIONAL FACILITY</b>		
41	<b>Personal Services</b>	<b>24,049,338</b>	<b>24,049,338</b>
42	<b>Other Operating Expense</b>	<b>5,956,771</b>	<b>5,956,771</b>
43	<b>CORRECTIONAL INDUSTRIAL FACILITY</b>		
44	<b>Personal Services</b>	<b>18,207,281</b>	<b>18,207,281</b>
45	<b>Other Operating Expense</b>	<b>1,167,305</b>	<b>1,167,305</b>
46	<b>INDIANA WOMEN'S PRISON</b>		
47	<b>Personal Services</b>	<b>10,437,508</b>	<b>10,437,508</b>
48	<b>Other Operating Expense</b>	<b>1,069,346</b>	<b>1,069,346</b>
49	<b>PUTNAMVILLE CORRECTIONAL FACILITY</b>		

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	26,650,856	26,650,856	
2	Other Operating Expense	3,461,082	3,461,082	
3	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>			
4	Personal Services	33,709,785	33,709,785	
5	Other Operating Expense	4,445,352	4,445,352	
6	<b>INDIANAPOLIS RE-ENTRY EDUCATION FACILITY</b>			
7	Personal Services	6,590,847	6,590,847	
8	Other Operating Expense	856,709	856,709	
9	<b>BRANCHVILLE CORRECTIONAL FACILITY</b>			
10	Personal Services	15,688,713	15,688,713	
11	Other Operating Expense	3,200,161	3,200,161	
12	<b>WESTVILLE CORRECTIONAL FACILITY</b>			
13	Personal Services	40,863,989	40,863,989	
14	Other Operating Expense	5,942,312	5,942,312	
15	<b>ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN</b>			
16	Personal Services	12,773,916	12,773,916	
17	Other Operating Expense	1,802,976	1,802,976	
18	<b>PLAINFIELD CORRECTIONAL FACILITY</b>			
19	Personal Services	19,734,010	19,734,010	
20	Other Operating Expense	3,357,476	3,357,476	
21	<b>PLAINFIELD STOP (SHORT TERM OFFENDER PLACEMENT)</b>			
22	Personal Services	1,048,655	1,048,655	
23	Other Operating Expense	8,047,716	8,047,716	
24	<b>RECEPTION AND DIAGNOSTIC CENTER</b>			
25	Personal Services	11,868,483	11,868,483	
26	Other Operating Expense	1,377,148	1,377,148	
27	<b>MIAMI CORRECTIONAL FACILITY</b>			
28	Personal Services	27,287,195	27,287,195	
29	Other Operating Expense	5,022,599	5,022,599	
30	<b>NEW CASTLE CORRECTIONAL FACILITY</b>			
31	Other Operating Expense	38,285,030	39,064,507	
32	<b>TITLE XX WORK RELEASE - SOUTH BEND WORK RELEASE CENTER</b>			
33	General Fund			
34	Total Operating Expense	1,732,641	1,732,641	
35	Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)			
36	Total Operating Expense	350,000	350,000	
37	Augmentation allowed from Work Release - Study Release Special Revenue Fund.			
38	<b>HENRYVILLE CORRECTIONAL FACILITY</b>			
39	Personal Services	2,260,260	2,260,260	
40	Other Operating Expense	265,079	265,079	
41	<b>CHAIN O' LAKES CORRECTIONAL FACILITY</b>			
42	Personal Services	1,631,600	1,631,600	
43	Other Operating Expense	241,707	241,707	
44	<b>MADISON CORRECTIONAL FACILITY</b>			
45	Personal Services	6,393,657	6,393,657	
46	Other Operating Expense	1,312,981	1,312,981	
47	<b>EDINBURGH CORRECTIONAL FACILITY</b>			
48	Personal Services	3,091,443	3,091,443	
49	Other Operating Expense	333,575	333,575	



1	<b>NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY</b>		
2	Personal Services	10,010,438	10,010,438
3	Other Operating Expense	886,769	886,769
4	<b>CAMP SUMMIT</b>		
5	Personal Services	3,544,995	3,544,995
6	Other Operating Expense	192,489	192,489
7	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>		
8	Personal Services	15,063,598	15,063,598
9	Other Operating Expense	1,319,530	1,319,530
10	<b>MADISON JUVENILE CORRECTIONAL FACILITY</b>		
11	Personal Services	4,526,784	4,526,784
12	Other Operating Expense	1,103,480	1,103,480
13			
14	<b>B. LAW ENFORCEMENT</b>		
15			
16	<b>FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION</b>		
17	From the General Fund		
18		120,660,465	120,660,465
19	From the Motor Carrier Regulation Fund (IC 8-2.1-23)		
20		4,246,537	4,246,537
21	Augmentation allowed from the general fund and the motor carrier regulation fund.		
22			
23	The amounts specified from the General Fund and the Motor Carrier Regulation Fund		
24	are for the following purposes:		
25			
26	Personal Services	105,651,160	105,651,160
27	Other Operating Expense	19,255,842	19,255,842
28			
29	The above appropriations for personal services and other operating expense include		
30	funds to continue the state police minority recruiting program.		
31			
32	The foregoing appropriations for the Indiana state police and motor carrier inspection		
33	include funds for the police security detail to be provided to the Indiana state fair		
34	board. However, amounts actually expended to provide security for the Indiana state		
35	fair board as determined by the budget agency shall be reimbursed by the Indiana		
36	state fair board to the state general fund.		
37			
38	<b>ISP OPEB CONTRIBUTION</b>		
39	Total Operating Expense	12,712,746	11,290,241
40	<b>INDIANA INTELLIGENCE FUSION CENTER</b>		
41	Total Operating Expense	799,145	799,145
42	<b>ODOMETER FRAUD INVESTIGATION</b>		
43	Motor Vehicle Odometer Fund (IC 9-29-1-5)		
44	Total Operating Expense	97,113	97,113
45	Augmentation allowed.		
46			
47	<b>STATE POLICE TRAINING</b>		
48	State Police Training Fund (IC 5-2-8-5)		
49	Total Operating Expense	491,600	491,600

1           **Augmentation allowed.**

2

3           **FORENSIC AND HEALTH SCIENCES LABORATORIES**

4           **From the General Fund**

5                               **9,820,346      9,820,346**

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

7                               **345,641      345,641**

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

9

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

12

Personal Services	<b>9,878,300</b>	<b>9,878,300</b>
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Other Operating Expense	<b>287,687</b>	<b>287,687</b>
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15

16          **ENFORCEMENT AID**

Total Operating Expense	<b>74,761</b>	<b>74,761</b>
-------------------------	---------------	---------------

18

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

22

23          **PENSION FUND**

Total Operating Expense	<b>10,608,000</b>	<b>10,218,000</b>
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25

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

29

30          **BENEFIT FUND**

Total Operating Expense	<b>4,580,000</b>	<b>4,680,000</b>
-------------------------	------------------	------------------

32          **Augmentation allowed.**

33

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

37

38          **SUPPLEMENTAL PENSION**

Total Operating Expense	<b>2,982,000</b>	<b>2,882,000</b>
-------------------------	------------------	------------------

40          **Augmentation allowed.**

41

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

48

49          **ACCIDENT REPORTING**

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Accident Report Account (IC 9-29-11-1)</b>		
2			
3			
4	<b>DRUG INTERDICTION</b>		
5	<b>Drug Interdiction Fund (IC 10-11-7)</b>		
6			
7			
8	<b>DNA SAMPLE PROCESSING FUND</b>		
9	<b>DNA Sample Processing Fund (IC 10-13-6-9.5)</b>		
10			
11			
12	<b>FOR THE INTEGRATED PUBLIC SAFETY COMMISSION</b>		
13	<b>PROJECT SAFE-T</b>		
14	<b>Integrated Public Safety Communications Fund (IC 5-26-4-1)</b>		
15			
16			
17			
18	<b>FOR THE ADJUTANT GENERAL</b>		
19			
20			
21			
22	<b>CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS</b>		
23			
24			
25	<b>DISABLED SOLDIERS' PENSION</b>		
26			
27			
28	<b>MUTC - MUSCATATUCK URBAN TRAINING CENTER</b>		
29			
30	<b>HOOSIER YOUTH CHALLENGE ACADEMY</b>		
31	<b>General Fund</b>		
32			
33			
34			
35			
36	<b>GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND</b>		
37			
38			
39	<b>The above appropriations for the governor's civil and military contingency fund are</b>		
40	<b>made under IC 10-16-11-1.</b>		
41	<b>FOR THE CRIMINAL JUSTICE INSTITUTE</b>		
42	<b>ADMIN. MATCH</b>		
43			
44			
45	<b>DRUG ENFORCEMENT MATCH</b>		
46			
47			
48	<b>To facilitate the duties of the Indiana criminal justice institute as outlined in</b>		
49	<b>IC 5-2-6-3, the above appropriation is not subject to the provisions of IC 4-9.1-1-7</b>		

1 when used to support other state agencies through the awarding of state match dollars.

2  
3 **VICTIM AND WITNESS ASSISTANCE FUND**

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

5 **Total Operating Expense** 745,989 745,989

6 **Augmentation allowed.**

7 **ALCOHOL AND DRUG COUNTERMEASURES**

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

9 **Total Operating Expense** 348,211 348,211

10 **Augmentation allowed.**

11 **STATE DRUG FREE COMMUNITIES FUND**

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

13 **Total Operating Expense** 578,000 578,000

14 **Augmentation allowed.**

15 **INDIANA SAFE SCHOOLS**

16 **General Fund**

17 **Total Operating Expense** 1,095,340 1,095,340

18 **Indiana Safe Schools Fund (IC 5-2-10.1-2)**

19 **Total Operating Expense** 400,053 400,053

20 **Augmentation allowed from Indiana Safe Schools Fund.**

21  
22 **Of the above appropriations for the Indiana safe schools program, \$1,071,316 is**  
23 **appropriated annually to provide grants to school corporations for school safe haven**  
24 **programs, emergency preparedness programs, and school safety programs, and**  
25 **\$750,000 is appropriated annually for use in providing training to school safety**  
26 **specialists.**

27  
28 **CHILD RESTRAINT SYSTEM FUND**

29 **Child Restraint System Account (IC 9-19-11-9)**

30 **Total Operating Expense** 150,000 150,000

31 **HIGHWAY PASSENGER & COMMERCIAL VEHICLE GRANT**

32 **Office of Traffic Safety**

33 **Total Operating Expense** 523,333 523,333

34 **Augmentation allowed.**

35  
36 **The above appropriation for the office of traffic safety is from the motor vehicle**  
37 **highway account and may be used to cover the state match requirement for this**  
38 **program according to the current highway safety plan approved by the governor**  
39 **and the budget agency.**

40  
41 **SEXUAL ASSAULT VICTIMS' ASSISTANCE**

42 **Sexual Assault Victims' Assistance Account (IC 5-2-6-23(h))**

43 **Total Operating Expense** 25,000 25,000

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

48  
49 **VICTIMS OF VIOLENT CRIME ADMINISTRATION**

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Social Services Block Grant</b>		
2		<b>636,763</b>	<b>636,763</b>
3	<b>Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)</b>		
4		<b>178,825</b>	<b>178,825</b>
5		<b>2,383,175</b>	<b>2,383,175</b>
6	Augmentation allowed.		
7	<b>DOMESTIC VIOLENCE PREVENTION AND TREATMENT</b>		
8	<b>General Fund</b>		
9		<b>1,724,906</b>	<b>1,724,906</b>
10	<b>Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)</b>		
11		<b>1,064,334</b>	<b>1,064,334</b>
12	Augmentation allowed.		
13			
14	<b>FOR THE DEPARTMENT OF TOXICOLOGY</b>		
15		<b>2,031,056</b>	<b>2,031,056</b>
16			
17	<b>FOR THE CORONERS TRAINING BOARD</b>		
18	<b>Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)</b>		
19		<b>400,000</b>	<b>400,000</b>
20	Augmentation allowed.		
21			
22	<b>FOR THE LAW ENFORCEMENT TRAINING ACADEMY</b>		
23	<b>From the General Fund</b>		
24	<b>1,987,206</b>	<b>1,987,206</b>	
25	<b>From the Law Enforcement Training Fund (IC 5-2-1-13(b))</b>		
26	<b>2,191,286</b>	<b>2,191,286</b>	
27	Augmentation allowed from the Law Enforcement Training Fund.		
28			
29	The amounts specified from the General Fund and the Law Enforcement Training Fund		
30	are for the following purposes:		
31			
32		<b>3,243,807</b>	<b>3,243,807</b>
33		<b>934,685</b>	<b>934,685</b>
34			
35	<b>C. REGULATORY AND LICENSING</b>		
36			
37	<b>FOR THE BUREAU OF MOTOR VEHICLES</b>		
38		<b>15,227,588</b>	<b>15,227,588</b>
39		<b>13,583,633</b>	<b>13,583,633</b>
40	Augmentation allowed.		
41	<b>LICENSE PLATES</b>		
42		<b>15,021,750</b>	<b>11,758,250</b>
43	Augmentation allowed.		
44	<b>COMMERCIAL DRIVER TRAINING SCHOOLS</b>		
45		<b>63,675</b>	<b>63,675</b>
46	Augmentation allowed.		
47	<b>FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION</b>		
48	<b>Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)</b>		
49		<b>6,374,774</b>	<b>6,374,774</b>

1	Augmentation allowed.		
2	<b>STATE MOTOR VEHICLE TECHNOLOGY</b>		
3	State Motor Vehicle Technology Fund (IC 9-29-16-1)		
4	Total Operating Expense	5,103,841	5,103,841
5	Augmentation allowed.		
6	<b>MOTORCYCLE OPERATOR SAFETY</b>		
7	Motorcycle Operator Safety Education Fund (IC 9-27-7-7)		
8	Total Operating Expense	1,113,661	1,113,661
9	Augmentation allowed.		
10			
11	<b>FOR THE DEPARTMENT OF LABOR</b>		
12	Personal Services	760,173	760,173
13	Other Operating Expense	72,241	72,241
14	<b>BUREAU OF MINES AND MINING</b>		
15	Personal Services	169,689	169,689
16	Other Operating Expense	24,541	24,541
17	<b>QUALITY, METRICS, AND STATISTICS (MIS)</b>		
18	Other Operating Expense	124,530	124,530
19	<b>OCCUPATIONAL SAFETY AND HEALTH</b>		
20	Other Operating Expense	2,021,475	2,021,475
21			
22	The above appropriations for occupational safety and health and M.I.S. research and		
23	statistics reflect only the general fund portion of the total program costs of the		
24	Indiana occupational safety and health plan as approved by the U.S. department of		
25	labor. It is the intention of the general assembly that the Indiana department of		
26	labor make application to the federal government for the federal share of the total		
27	program costs.		
28			
29	<b>EMPLOYMENT OF YOUTH</b>		
30	Employment of Youth Fund (IC 20-33-3-42)		
31	Total Operating Expense	167,826	167,826
32	Augmentation allowed.		
33	<b>INSAFE</b>		
34	Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)		
35	Other Operating Expense	182,206	182,206
36	Augmentation allowed.		
37			
38	<b>FOR THE DEPARTMENT OF INSURANCE</b>		
39	Department of Insurance Fund (IC 27-1-3-28)		
40	Personal Services	5,193,033	5,193,033
41	Other Operating Expense	853,438	853,438
42	Augmentation allowed.		
43	<b>BAIL BOND DIVISION</b>		
44	Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)		
45	Personal Services	199,489	199,489
46	Other Operating Expense	8,120	8,120
47	Augmentation allowed.		
48	<b>PATIENT'S COMPENSATION AUTHORITY</b>		
49	Patient's Compensation Fund (IC 34-18-6-1)		

		<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	608,374	608,374	
2	Other Operating Expense	941,152	941,152	
3	Augmentation allowed.			
4	<b>POLITICAL SUBDIVISION RISK MANAGEMENT</b>			
5	Political Subdivision Risk Management Fund (IC 27-1-29-10)			
6	Other Operating Expense	66,940	66,940	
7	Augmentation allowed.			
8	<b>MINE SUBSIDENCE INSURANCE</b>			
9	Mine Subsidence Insurance Fund (IC 27-7-9-7)			
10	Personal Services	57,035	57,035	
11	Other Operating Expense	600,447	600,447	
12	Augmentation allowed.			
13	<b>TITLE INSURANCE ENFORCEMENT OPERATING</b>			
14	Title Insurance Enforcement Fund (IC 27-7-3.6-1)			
15	Personal Services	312,263	312,263	
16	Other Operating Expense	69,255	69,255	
17	Augmentation allowed.			
18				
19	<b>FOR THE ALCOHOL AND TOBACCO COMMISSION</b>			
20	Enforcement and Administration Fund (IC 7.1-4-10-1)			
21	Personal Services	8,157,675	8,157,675	
22	Other Operating Expense	1,875,548	1,839,996	
23	Augmentation allowed.			
24				
25	<b>YOUTH TOBACCO EDUCATION AND ENFORCEMENT</b>			
26	Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)			
27	Total Operating Expense	170,000	170,000	
28	Augmentation allowed.			
29				
30	<b>FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS</b>			
31	Financial Institutions Fund (IC 28-11-2-9)			
32	Personal Services	6,136,668	6,136,668	
33	Other Operating Expense	1,314,823	1,314,823	
34	Augmentation allowed.			
35				
36	<b>FOR THE PROFESSIONAL LICENSING AGENCY</b>			
37	Personal Services	4,512,866	4,512,866	
38	Other Operating Expense	420,282	420,282	
39	<b>INSPECT PROGRAM</b>			
40	Controlled Substances Data Fund (IC 35-48-7-13.1)			
41	Total Operating Expense	1,000,000	1,000,000	
42	Augmentation allowed.			
43				
44	<b>PRENEED CONSUMER PROTECTION</b>			
45	Preneed Consumer Protection Fund (IC 30-2-13-28)			
46	Total Operating Expense	50,000	50,000	
47	Augmentation allowed.			
48	<b>BOARD OF FUNERAL AND CEMETERY SERVICE</b>			
49	Funeral Service Education Fund (IC 25-15-9-13)			

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>250</b>	<b>250</b>
2	Augmentation allowed.		
3	<b>DENTAL PROFESSION INVESTIGATION</b>		
4	Dental Compliance Fund (IC 25-14-1-3.7)		
5	<b>Total Operating Expense</b>	<b>1</b>	<b>1</b>
6	Augmentation allowed.		
7	<b>PHYSICIAN INVESTIGATION</b>		
8	Physician Compliance Fund (IC 25-22.5-2-8)		
9	<b>Total Operating Expense</b>	<b>1</b>	<b>1</b>
10	Augmentation allowed.		
11			
12	<b>FOR THE CIVIL RIGHTS COMMISSION</b>		
13	Personal Services	<b>1,715,970</b>	<b>1,715,970</b>
14	Other Operating Expense	<b>115,850</b>	<b>115,850</b>
15			
16	The above appropriation for the Indiana civil rights commission reflects only the		
17	general fund portion of the total program costs for the processing of employment		
18	and housing discrimination complaints. It is the intention of the general assembly		
19	that the commission make application to the federal government for funding based		
20	upon the processing of employment and housing discrimination complaints.		
21			
22	<b>WOMEN'S COMMISSION</b>		
23	<b>Total Operating Expense</b>	<b>98,115</b>	<b>98,115</b>
24	<b>COMMISSION ON THE SOCIAL STATUS OF BLACK MALES</b>		
25	<b>Total Operating Expense</b>	<b>135,431</b>	<b>135,431</b>
26	<b>NATIVE AMERICAN INDIAN AFFAIRS COMMISSION</b>		
27	<b>Total Operating Expense</b>	<b>74,379</b>	<b>74,379</b>
28	<b>COMMISSION ON HISPANIC/LATINO AFFAIRS</b>		
29	<b>Total Operating Expense</b>	<b>102,432</b>	<b>102,432</b>
30	<b>MARTIN LUTHER KING JR. HOLIDAY COMMISSION</b>		
31	<b>Total Operating Expense</b>	<b>19,400</b>	<b>19,400</b>
32			
33	<b>FOR THE UTILITY CONSUMER COUNSELOR</b>		
34	Public Utility Fund (IC 8-1-6-1)		
35	Personal Services	<b>4,984,090</b>	<b>4,984,090</b>
36	Other Operating Expense	<b>643,884</b>	<b>650,600</b>
37	Augmentation allowed.		
38			
39	<b>EXPERT WITNESS FEES AND AUDIT</b>		
40	Public Utility Fund (IC 8-1-6-1)		
41	<b>Total Operating Expense</b>		<b>1,704,000</b>
42	Augmentation allowed.		
43			
44	<b>FOR THE UTILITY REGULATORY COMMISSION</b>		
45	Public Utility Fund (IC 8-1-6-1)		
46	Personal Services	<b>6,870,908</b>	<b>6,870,908</b>
47	Other Operating Expense	<b>1,870,630</b>	<b>1,870,630</b>
48	Augmentation allowed.		
49			



1 **FOR THE WORKER'S COMPENSATION BOARD**  
2 **From the General Fund**  
3                               1,769,110     1,769,110  
4 **From the Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)**  
5                               145,007     145,007  
6 **Augmentation allowed.**

7  
8 **The amounts specified from the general fund and the worker's compensation supplemental**  
9 **administrative fund are for the following purposes:**

11	Personal Services	1,805,237	1,805,237
12	Other Operating Expense	108,880	108,880

14 **FOR THE STATE BOARD OF ANIMAL HEALTH**

15	Personal Services	3,886,640	3,886,640
16	Other Operating Expense	654,744	654,744

17 **INDEMNITY FUND**

18	Total Operating Expense		2
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19 **Augmentation allowed.**

20 **MEAT & POULTRY INSPECTION**

21	Total Operating Expense	1,465,000	1,465,000
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22 **PUBLIC HEALTH DATA COMM. INFRASTRUCTURE SYSTEM**

23	Total Operating Expense	7,963	7,963
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25 **FOR THE DEPARTMENT OF HOMELAND SECURITY**

26 **FIRE AND BUILDING SERVICES**

27 **Fire and Building Services Fund (IC 22-12-6-1)**

28	Personal Services	11,823,964	11,823,964
29	Other Operating Expense	1,643,101	1,643,101

30 **Augmentation allowed.**

31 **REGIONAL PUBLIC SAFETY TRAINING**

32 **Regional Public Safety Training Fund (IC 10-15-3-12)**

33	Total Operating Expense	2,000,000	2,000,000
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34 **Augmentation allowed.**

35  
36 **The above appropriations for Regional Public Safety Training includes \$431,244 annually**  
37 **that can only be used for the study and development of a statewide fire training academy.**  
38

39 **RADIOLOGICAL HEALTH**

40	Total Operating Expense	77,273	77,273
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41 **EMERGENCY MANAGEMENT CONTINGENCY FUND**

42	Total Operating Expense	117,996	117,996
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44 **The above appropriations for the emergency management contingency fund are made**  
45 **under IC 10-14-3-28.**

47 **PUBLIC ASSISTANCE**

48	Total Operating Expense	1	1
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49 **Augmentation allowed.**

1	<b>HOMELAND SECURITY FUND - FOUNDATION</b>		
2	<b>Building Services Fund (IC 10-15-3-1)</b>		
3	Total Operating Expense	141,200	141,200
4	Augmentation allowed.		
5	<b>INDIANA EMERGENCY RESPONSE COMMISSION</b>		
6	<b>Emergency Planning and Right to Know Fund (IC 6-6-10-5)</b>		
7	Total Operating Expense	73,615	73,615
8	Augmentation allowed.		
9	<b>STATE DISASTER RELIEF FUND</b>		
10	<b>State Disaster Relief Fund (IC 10-14-4-5)</b>		
11	Total Operating Expense	500,000	500,000
12	Augmentation allowed, not to exceed revenues collected from the public safety		
13	fee imposed by IC 22-11-14-12.		
14			
15	Augmentation allowed from the general fund to match federal disaster relief funds.		
16			
17	<b>REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES FUND</b>		
18	<b>Reduced Ignition Propensity Stds.-Cig. Fund (IC 22-14-7-22(a))</b>		
19	Total Operating Expense	1,475	1,475
20	Augmentation allowed.		
21	<b>STATEWIDE FIRE AND BUILDING SAFETY EDUCATION FUND</b>		
22	<b>Statewide Fire &amp; Building Safety Educ. Fund (IC 22-12-6-3)</b>		
23	Total Operating Expense	101,123	101,123
24	Augmentation allowed.		
25	<b>SCHOOL SECURITY STUDY</b>		
26	Total Operating Expense		250,000
27			
28	The above appropriation shall be used to assess and understand the risks and needs		
29	of schools as it pertains to security; to assess and understand the various types		
30	of hazards (natural, man-made, etc) facing schools; to study best-practices for mitigating,		
31	planning, preventing and responding to any threat (perceived or real) to schools;		
32	and to develop plans, guides, policies and procedures, training, and evaluation		
33	for school security prevention and response.		
34			
35	<b>SECTION 5. [EFFECTIVE JULY 1, 2013]</b>		
36			
37	<b>CONSERVATION AND ENVIRONMENT</b>		
38			
39	<b>A. NATURAL RESOURCES</b>		
40			
41	<b>FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION</b>		
42	Personal Services	7,169,894	7,169,894
43	Other Operating Expense	2,369,779	2,369,779
44	<b>DNR OPEB CONTRIBUTION</b>		
45	Total Operating Expense	909,982	786,235
46	<b>ENTOMOLOGY AND PLANT PATHOLOGY DIVISION</b>		
47	Personal Services	407,059	407,059
48	Other Operating Expense	83,645	83,645
49	<b>ENTOMOLOGY AND PLANT PATHOLOGY FUND</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Entomology and Plant Pathology Fund (IC 14-24-10-3)</b>		
2			772,648
3	Total Operating Expense		
3	Augmentation allowed.		
4	<b>DNR ENGINEERING DIVISION</b>		
5	1,731,284	1,731,284	
6	70,711	70,711	
7	<b>HISTORIC PRESERVATION DIVISION</b>		
8	322,844	322,844	
9	321,137	321,137	
10	<b>DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY DEDICATED</b>		
11	26,845	26,845	
12	<b>LINCOLN PRODUCTION</b>		
13	213,400	213,400	
14	<b>WABASH RIVER HERITAGE CORRIDOR</b>		
15	Wabash River Heritage Corridor Fund (IC 14-13-6-23)		
16	193,000	193,000	
17	<b>OUTDOOR RECREATION DIVISION</b>		
18	494,645	494,645	
19	56,078	56,078	
20	<b>NATURE PRESERVES DIVISION</b>		
21	836,193	836,193	
22	137,704	137,704	
23	<b>WATER DIVISION</b>		
24	4,176,425	4,176,425	
25	625,001	625,001	
26			
27	All revenues accruing from state and local units of government and from private		
28	utilities and industrial concerns as a result of water resources study projects,		
29	and as a result of topographic and other mapping projects, shall be deposited into		
30	the state general fund, and such receipts are hereby appropriated, in addition to		
31	the foregoing amounts, for water resources studies.		
32			
33	<b>DEER RESEARCH AND MANAGEMENT</b>		
34	Deer Research and Management Fund (IC 14-22-5-2)		
35	138,283	138,283	
36	Augmentation allowed.		
37	<b>OIL AND GAS DIVISION</b>		
38	Oil and Gas Fund (IC 6-8-1-27)		
39	1,220,747	1,220,747	
40	369,692	369,692	
41	Augmentation allowed.		
42	<b>DEPT. OF NATURAL RESOURCES - USEPA</b>		
43	Oil and Gas Fund (IC 6-8-1-27)		
44	55,000	55,000	
45	Augmentation allowed.		
46	<b>STATE PARKS AND RESERVOIRS</b>		
47	From the General Fund		
48	9,197,431	9,197,431	
49	From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)		

1                                   24,575,124   24,575,124  
 2           **Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.**  
 3

4   **The amounts specified from the General Fund and the State Parks and Reservoirs**  
 5   **Special Revenue Fund are for the following purposes:**  
 6

7 <b>Personal Services</b>	24,688,900	24,688,900
8 <b>Other Operating Expense</b>	9,083,655	9,083,655

9  
 10   **OFF-ROAD VEHICLE AND SNOWMOBILE FUND**  
 11    **Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)**

12 <b>Total Operating Expense</b>	270,048	270,048
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13    **Augmentation allowed.**  
 14    **DNR LAW ENFORCEMENT DIVISION**  
 15    **From the General Fund**

16                                   8,390,747	8,390,747	
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17    **From the Fish and Wildlife Fund (IC 14-22-3-2)**  
 18                                   12,713,124   12,713,124

19    **Augmentation allowed from the Fish and Wildlife Fund.**  
 20

21   **The amounts specified from the General Fund and the Fish and Wildlife Fund are for**  
 22   **the following purposes:**  
 23

24 <b>Personal Services</b>	18,393,437	18,393,437
25 <b>Other Operating Expense</b>	2,710,434	2,710,434

26  
 27    **FISH AND WILDLIFE DIVISION**  
 28    **Fish and Wildlife Fund (IC 14-22-3-2)**

29 <b>Personal Services</b>	3,776,377	3,776,377
30 <b>Other Operating Expense</b>	6,000,120	6,000,120

31    **Augmentation allowed.**  
 32    **IND. DEPT. OF NATURAL RESOURCES - FISH & WILDLIFE/U.S. DEPT. OF THE INTERIOR**

33    **Deer Research and Management Fund (IC 14-22-5-2)**  
 34           **Total Operating Expense**

	33,282	33,282
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35    **Fish and Wildlife Fund (IC 14-22-3-2)**  
 36           **Total Operating Expense**

	2,436,565	2,436,565
--	-----------	-----------

37    **Augmentation allowed.**  
 38    **FORESTRY DIVISION**  
 39    **From the General Fund**

40                                   4,091,210	3,841,210	
--	-----------	--

41    **From the State Forestry Fund (IC 14-23-3-2)**  
 42                                   5,363,104   5,363,104

43    **Augmentation allowed from the State Forestry Fund.**  
 44

45   **The amounts specified from the General Fund and the State Forestry Fund are for**  
 46   **the following purposes:**  
 47

48 <b>Personal Services</b>	6,600,089	6,600,089
49 <b>Other Operating Expense</b>	2,854,225	2,604,225

1  
2 **In addition to any of the foregoing appropriations for the department of natural**  
3 **resources, any federal funds received by the state of Indiana for support of approved**  
4 **outdoor recreation projects for planning, acquisition, and development under the**  
5 **provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are**  
6 **appropriated for the uses and purposes for which the funds were paid to the state,**  
7 **and shall be distributed by the department of natural resources to state agencies**  
8 **and other governmental units in accordance with the provisions under which the**  
9 **funds were received.**

10  
11 **DNR DEPARTMENT OF COMMERCE, LAKE MICHIGAN COASTAL**

12 **Cigarette Tax Fund (IC 6-7-1-29.1)**

Total Operating Expense	120,941	120,941
-------------------------	---------	---------

14 **Augmentation allowed.**

15 **LAKE AND RIVER ENHANCEMENT**

16 **Lake and River Enhancement Fund (IC 6-6-11-12.5)**

Total Operating Expense		4,285,130
-------------------------	--	-----------

18 **Augmentation allowed.**

19 **HERITAGE TRUST**

20 **General Fund**

Total Operating Expense	97,000	97,000
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22 **Indiana Heritage Trust Fund (IC 14-12-2-25)**

Total Operating Expense	1,200,000	1,200,000
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24 **Augmentation allowed.**

25 **INSTITUTIONAL ROAD CONSTRUCTION**

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

Total Operating Expense	2,500,000	2,500,000
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28  
29 **The above appropriation for institutional road construction may be used for road**  
30 **and bridge construction, relocation, and other related improvement projects at state-owned**  
31 **properties managed by the department of natural resources.**

32  
33 **B. OTHER NATURAL RESOURCES**

34  
35 **FOR THE INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION**

36 **General Fund**

Total Operating Expense	7,603,276	7,603,276
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38 **Indiana State Museum and Historic Sites Corp.**

Total Operating Expense	2,221,529	2,221,529
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40  
41 **The above appropriation includes \$75,000 each state fiscal year for the Grissom**  
42 **Air Museum.**

43  
44 **FOR THE WORLD WAR MEMORIAL COMMISSION**

Personal Services	572,012	572,012
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Other Operating Expense	283,669	283,669
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47  
48 **All revenues received as rent for space in the buildings located at 777 North Meridian**  
49 **Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the**

1 costs of operation and maintenance of the space rented, shall be paid into the general  
 2 fund. The American Legion shall provide for the complete maintenance of the interior  
 3 of these buildings.

4  
 5 **FOR THE WHITE RIVER STATE PARK DEVELOPMENT COMMISSION**  
 6       **Total Operating Expense**                               **790,012**                               **790,012**

7  
 8 **FOR THE MAUMEE RIVER BASIN COMMISSION**  
 9       **Total Operating Expense**                               **55,784**                               **55,784**

10  
 11 **FOR THE ST. JOSEPH RIVER BASIN COMMISSION**  
 12       **Total Operating Expense**                               **55,784**                               **55,784**

13  
 14 **FOR THE KANKAKEE RIVER BASIN COMMISSION**  
 15       **Total Operating Expense**                               **55,784**                               **55,784**

16  
 17 **C. ENVIRONMENTAL MANAGEMENT**

18  
 19 **FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**  
 20 **ADMINISTRATION**

21       **From the General Fund**  
 22   **2,778,607**       **2,778,607**  
 23       **From the State Solid Waste Management Fund (IC 13-20-22-2)**  
 24   **541,828**       **541,828**  
 25       **From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)**  
 26   **541,827**       **541,827**  
 27       **From the Waste Tire Management Fund (IC 13-20-13-8)**  
 28   **302,175**       **302,175**  
 29       **From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**  
 30   **958,620**       **958,620**  
 31       **From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**  
 32   **41,680**       **41,680**  
 33       **From the Environmental Management Special Fund (IC 13-14-12-1)**  
 34   **41,676**       **41,676**  
 35       **From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**  
 36   **41,680**       **41,680**  
 37       **From the Electronic Waste Fund (IC 13-20.5-2-3)**  
 38   **10,421**       **10,421**  
 39       **From the Asbestos Trust Fund (IC 13-17-6-3)**  
 40   **20,840**       **20,840**  
 41       **From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**  
 42   **83,358**       **83,358**  
 43       **From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)**  
 44   **1,583,807**       **1,583,807**

45       **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
 46       **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V**  
 47       **Operating Permit Program Trust Fund, Environmental Management Permit**  
 48       **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
 49       **Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank**

1           **Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust**  
2           **Fund.**

3  
4           **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
5           **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
6           **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
7           **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
8           **Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank**  
9           **Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund**  
10          **are for the following purposes:**

11			
12	Personal Services	5,175,569	5,175,569
13	Other Operating Expense	1,770,950	1,770,950

14  
15          **IDEM LABORATORY CONTRACTS**

16	Environmental Management Special Fund (IC 13-14-12-1)		
17	Total Operating Expense	169,209	169,209
18	Augmentation allowed.		

19  
20          **OFFICE OF WATER QUALITY LABORATORY CONTRACTS**

21	Environmental Management Special Fund (IC 13-14-12-1)		
22	Total Operating Expense	935,725	935,725
23	Augmentation allowed.		

24  
25          **NORTHWEST REGIONAL OFFICE**

26	From the General Fund		
27		197,404	197,404
28	From the State Solid Waste Management Fund (IC 13-20-22-2)		
29		38,494	38,494
30	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
31		38,490	38,490
32	From the Waste Tire Management Fund (IC 13-20-13-8)		
33		21,470	21,470
34	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
35		68,105	68,105
36	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
37		2,962	2,962
38	From the Environmental Management Special Fund (IC 13-14-12-1)		
39		2,962	2,962
40	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
41		2,962	2,962
42	From the Electronic Waste Fund (IC 13-20.5-2-3)		
43		739	739
44	From the Asbestos Trust Fund (IC 13-17-6-3)		
45		1,480	1,480
46	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
47		5,923	5,923
48	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
49		112,520	112,520

1            **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
 2            **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V**  
 3            **Operating Permit Program Trust Fund, Environmental Management Permit**  
 4            **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
 5            **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
 6            **Tank Trust Fund.**

7  
 8            **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
 9            **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
 10           **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
 11           **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
 12           **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank**  
 13           **Trust Fund are for the following purposes:**

15 <b>Personal Services</b>	292,261	292,261
16 <b>Other Operating Expense</b>	201,250	201,250

17  
 18            **NORTHERN REGIONAL OFFICE**

19 <b>From the General Fund</b>		
	157,096	157,096
20 <b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>		
	30,635	30,635
21 <b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
	30,634	30,634
22 <b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
	17,084	17,084
23 <b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
	54,199	54,199
24 <b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
	2,356	2,356
25 <b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
	2,356	2,356
26 <b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
	2,357	2,357
27 <b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		
	590	590
28 <b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>		
	1,178	1,178
29 <b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
	4,712	4,712
30 <b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
	89,544	89,544

31            **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
 32            **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title**  
 33            **V Operating Permit Program Trust Fund, Environmental Management Permit**  
 34            **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
 35            **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
 36            **Tank Trust Fund.**

37



1     **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
2     **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
3     **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
4     **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
5     **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
6     **Tank Trust Fund are for the following purposes:**

Personal Services	233,521	233,521
Other Operating Expense	159,220	159,220

10     **SOUTHEAST REGIONAL OFFICE**

11     **From the General Fund**

12                             127,364     127,364

13     **From the State Solid Waste Management Fund (IC 13-20-22-2)**

14                             24,835     24,835

15     **From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)**

16                             24,842     24,842

17     **From the Waste Tire Management Fund (IC 13-20-13-8)**

18                             13,851     13,851

19     **From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**

20                             43,941     43,941

21     **From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**

22                             1,909     1,909

23     **From the Environmental Management Special Fund (IC 13-14-12-1)**

24                             1,909     1,909

25     **From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

26                             1,909     1,909

27     **From the Electronic Waste Fund (IC 13-20.5-2-3)**

28                             477       477

29     **From the Asbestos Trust Fund (IC 13-17-6-3)**

30                             956       956

31     **From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**

32                             3,821     3,821

33     **From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)**

34                             72,597     72,597

35     **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
36     **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title**  
37     **V Operating Permit Program Trust Fund, Environmental Management Permit**  
38     **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
39     **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
40     **Tank Trust Fund.**

41  
42  
43     **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
44     **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
45     **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
46     **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
47     **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
48     **Tank Trust Fund are for the following purposes:**

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	233,261	233,261	
2	Other Operating Expense	85,150	85,150	
3				
4	<b>SOUTHWEST REGIONAL OFFICE</b>			
5	From the General Fund			
6		119,092	119,092	
7	From the State Solid Waste Management Fund (IC 13-20-22-2)			
8		23,223	23,223	
9	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)			
10		23,217	23,217	
11	From the Waste Tire Management Fund (IC 13-20-13-8)			
12		12,952	12,952	
13	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)			
14		41,087	41,087	
15	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)			
16		1,787	1,787	
17	From the Environmental Management Special Fund (IC 13-14-12-1)			
18		1,787	1,787	
19	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
20		1,787	1,787	
21	From the Electronic Waste Fund (IC 13-20.5-2-3)			
22		447	447	
23	From the Asbestos Trust Fund (IC 13-17-6-3)			
24		895	895	
25	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)			
26		3,573	3,573	
27	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
28		67,882	67,882	
29	Augmentation allowed from the State Solid Waste Management Fund, Indiana			
30	Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title			
31	V Operating Permit Program Trust Fund, Environmental Management Permit			
32	Operation Fund, Environmental Management Special Fund, Hazardous Substances			
33	Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage			
34	Tank Trust Fund.			
35				
36	The amounts specified from the General Fund, State Solid Waste Management Fund,			
37	Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,			
38	Title V Operating Permit Program Trust Fund, Environmental Management Permit			
39	Operation Fund, Environmental Management Special Fund, Hazardous Substances			
40	Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage			
41	Tank Trust Fund are for the following purposes:			
42				
43	Personal Services	212,629	212,629	
44	Other Operating Expense	85,100	85,100	
45				
46	<b>IDEM LEGAL AFFAIRS</b>			
47	From the General Fund			
48		590,934	590,934	
49	From the State Solid Waste Management Fund (IC 13-20-22-2)			

1	125,341	125,341	
2	<b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
3	125,336	125,336	
4	<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
5	69,901	69,901	
6	<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
7	221,756	221,756	
8	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
9	9,643	9,643	
10	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
11	9,643	9,643	
12	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
13	9,642	9,642	
14	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		
15	2,411	2,411	
16	<b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>		
17	4,822	4,822	
18	<b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
19	19,283	19,283	
20	<b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
21	366,381	366,381	
22	<b>Augmentation allowed from the Waste Tire Management Fund, Title V Operating</b>		
23	<b>Permit Program Trust Fund, Environmental Management Permit Operation Fund,</b>		
24	<b>Environmental Management Special Fund, Hazardous Substances Response Trust</b>		
25	<b>Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund,</b>		
26	<b>and Underground Petroleum Storage Tank Excess Liability Trust Fund.</b>		
27			
28	<b>The amounts specified from the General Fund, Waste Tire Management Fund, Title V</b>		
29	<b>Operating Permit Program Trust Fund, Environmental Management Permit Operation</b>		
30	<b>Fund, Environmental Management Special Fund, Hazardous Substances Response Trust</b>		
31	<b>Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and</b>		
32	<b>Underground Petroleum Storage Tank Excess Liability Trust Fund are for the</b>		
33	<b>following purposes:</b>		
34			
35	Personal Services	1,231,793	1,231,793
36	Other Operating Expense	323,300	323,300
37			
38	<b>IDEM INVESTIGATIONS</b>		
39	<b>From the General Fund</b>		
40	137,470	137,470	
41	<b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>		
42	23,691	23,691	
43	<b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
44	23,685	23,685	
45	<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
46	13,212	13,212	
47	<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
48	41,913	41,913	
49	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		

1	1,821	1,821
2	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>	
3	1,821	1,821
4	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>	
5	1,821	1,821
6	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>	
7	457	457
8	<b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>	
9	912	912
10	<b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>	
11	3,645	3,645
12	<b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>	
13	69,248	69,248
14	<b>Augmentation allowed from the State Solid Waste Management Fund, Indiana</b>	
15	<b>Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V</b>	
16	<b>Operating Permit Program Trust Fund, Environmental Management Permit</b>	
17	<b>Operation Fund, Environmental Management Special Fund, Hazardous Substances</b>	
18	<b>Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage</b>	
19	<b>Tank Trust Fund.</b>	

20  
21 **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
22 **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
23 **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
24 **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
25 **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
26 **Tank Trust Fund are for the following purposes:**

27			
28	Personal Services	276,750	276,750
29	Other Operating Expense	42,946	42,946

30  
31 **IDEM MEDIA AND COMMUNICATIONS**

32	<b>From the General Fund</b>		
33	443,307	443,307	
34	<b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>		
35	86,445	86,445	
36	<b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
37	86,437	86,437	
38	<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
39	48,213	48,213	
40	<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
41	152,942	152,942	
42	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
43	6,650	6,650	
44	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
45	6,650	6,650	
46	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
47	6,650	6,650	
48	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		
49	1,664	1,664	

1	From the Asbestos Trust Fund (IC 13-17-6-3)		
2	3,326	3,326	
3	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
4	13,299	13,299	
5	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
6	252,686	252,686	
7	Augmentation allowed from the State Solid Waste Management Fund, Indiana		
8	Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V		
9	Operating Permit Program Trust Fund, Environmental Management Permit Operation		
10	Fund, Environmental Management Special Fund, Hazardous Substances Response		
11	Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust		
12	Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.		
13			

14 The amounts specified from the General Fund, State Solid Waste Management Fund,  
15 Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,  
16 Title V Operating Permit Program Trust Fund, Environmental Management Permit  
17 Operation Fund, Environmental Management Special Fund, Hazardous Substances  
18 Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank  
19 Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund,  
20 are for the following purposes:

21			
22	Personal Services	988,984	988,984
23	Other Operating Expense	119,285	119,285
24			

25 **IDEM PLANNING AND ASSESSMENT**

26	From the General Fund		
27	416,314	416,314	
28	From the State Solid Waste Management Fund (IC 13-20-22-2)		
29	162,363	162,363	
30	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
31	162,356	162,356	
32	From the Waste Tire Management Fund (IC 13-20-13-8)		
33	90,549	90,549	
34	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
35	287,258	287,258	
36	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
37	12,490	12,490	
38	From the Environmental Management Special Fund (IC 13-14-12-1)		
39	12,490	12,490	
40	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
41	12,490	12,490	
42	From the Electronic Waste Fund (IC 13-20.5-2-3)		
43	3,123	3,123	
44	From the Asbestos Trust Fund (IC 13-17-6-3)		
45	6,245	6,245	
46	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
47	24,980	24,980	
48	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
49	474,600	474,600	

1           **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
2           **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V**  
3           **Operating Permit Program Trust Fund, Environmental Management Permit Operation**  
4           **Fund, Environmental Management Special Fund, Hazardous Substances Response**  
5           **Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust**  
6           **Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.**  
7

8           **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
9           **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
10          **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
11          **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
12          **Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank**  
13          **Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund**  
14          **are for the following purposes:**

15			
16	Personal Services	1,561,958	1,561,958
17	Other Operating Expense	103,300	103,300
18			

19	<b>OHIO RIVER VALLEY WATER SANITATION COMMISSION</b>		
20	Environmental Management Special Fund (IC 13-14-12-1)		
21	Total Operating Expense	270,200	270,200
22	Augmentation allowed.		

23	<b>OFFICE OF ENVIRONMENTAL RESPONSE</b>		
24	Personal Services	2,329,953	2,329,953
25	Other Operating Expense	410,726	410,726

26	<b>POLLUTION PREVENTION AND TECHNICAL ASSISTANCE</b>		
27	Personal Services	890,786	890,786
28	Other Operating Expense	142,035	142,035

29	<b>PPG PCB INSPECTION</b>		
30	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
31	Total Operating Expense	20,000	20,000
32	Augmentation allowed.		

33	<b>U.S. GEOLOGICAL SURVEY CONTRACTS</b>		
34	Environmental Management Special Fund (IC 13-14-12-1)		
35	Total Operating Expense	53,096	53,096
36	Augmentation allowed.		

37	<b>STATE SOLID WASTE GRANTS MANAGEMENT</b>		
38	State Solid Waste Management Fund (IC 13-20-22-2)		
39	Personal Services	129,714	129,714
40	Other Operating Expense	222,546	222,546
41	Augmentation allowed.		

42	<b>RECYCLING OPERATING</b>		
43	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
44	Personal Services	163,889	163,889
45	Other Operating Expense	283,259	283,259
46	Augmentation allowed.		

47	<b>RECYCLING PROMOTION AND ASSISTANCE PROGRAM</b>		
48	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
49	Total Operating Expense	508,280	508,280

1	<b>Augmentation allowed.</b>		
2	<b>VOLUNTARY CLEAN-UP PROGRAM</b>		
3	<b>Voluntary Remediation Fund (IC 13-25-5-21)</b>		
4	Personal Services	698,186	698,186
5	Other Operating Expense	277,385	277,385
6	<b>Augmentation allowed.</b>		
7	<b>TITLE V AIR PERMIT PROGRAM</b>		
8	<b>Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
9	Personal Services	10,283,934	10,283,934
10	Other Operating Expense	1,667,789	1,667,789
11	<b>Augmentation allowed.</b>		
12	<b>WATER MANAGEMENT PERMITTING</b>		
13	<b>From the General Fund</b>		
14		1,588,844	1,588,844
15	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
16		5,633,173	5,633,173
17	<b>Augmentation allowed from the Environmental Management Permit Operation Fund.</b>		
18			
19	<b>The amounts specified from the General Fund and the Environmental Management Permit</b>		
20	<b>Operation Fund are for the following purposes:</b>		
21			
22	Personal Services	6,607,354	6,607,354
23	Other Operating Expense	614,663	614,663
24			
25	<b>SOLID WASTE MANAGEMENT PERMITTING</b>		
26	<b>From the General Fund</b>		
27		1,652,203	1,652,203
28	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
29		3,510,933	3,510,933
30	<b>Augmentation allowed from the Environmental Management Permit Operation</b>		
31	<b>Fund.</b>		
32			
33	<b>The amounts specified from the General Fund and the Environmental Management</b>		
34	<b>Permit Operation Fund are for the following purposes:</b>		
35			
36	Personal Services	4,586,742	4,586,742
37	Other Operating Expense	576,394	576,394
38			
39	<b>CFO/CAFO INSPECTIONS</b>		
40	Total Operating Expense	286,494	286,494
41	<b>HAZARDOUS WASTE MANAGEMENT PERMITTING - FEDERAL</b>		
42	Total Operating Expense	1,411,816	1,411,816
43	<b>HAZARDOUS WASTE MANAGEMENT PERMITTING</b>		
44	<b>Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
45	Personal Services	3,378,693	3,378,693
46	Other Operating Expense	386,382	386,382
47	<b>Augmentation allowed.</b>		
48	<b>ELECTRONIC WASTE</b>		
49	<b>Electronic Waste Fund (IC 13-20.5-2-3)</b>		

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>127,377</b>	<b>127,377</b>
2	<b>SAFE DRINKING WATER PROGRAM</b>		
3	<b>Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
4	<b>Personal Services</b>	<b>2,273,126</b>	<b>2,273,126</b>
5	<b>Other Operating Expense</b>	<b>669,453</b>	<b>669,453</b>
6	<b>CLEAN VESSEL PUMPOUT</b>		
7	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
8	<b>Total Operating Expense</b>	<b>31,547</b>	<b>31,547</b>
9	<b>Augmentation allowed.</b>		
10	<b>GROUNDWATER PROGRAM</b>		
11	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
12	<b>Total Operating Expense</b>	<b>342,491</b>	<b>342,491</b>
13	<b>Augmentation allowed.</b>		
14	<b>UNDERGROUND STORAGE TANK PROGRAM</b>		
15	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
16	<b>Total Operating Expense</b>	<b>321,396</b>	<b>321,396</b>
17	<b>Augmentation allowed.</b>		
18	<b>AIR MANAGEMENT OPERATING</b>		
19	<b>From the General Fund</b>		
20	<b>391,495</b>	<b>391,495</b>	
21	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
22	<b>649,708</b>	<b>649,708</b>	
23	<b>Augmentation allowed from the Environmental Management Special Fund.</b>		
24			
25	<b>The amounts specified from the General Fund and the Environmental Management</b>		
26	<b>Special Fund are for the following purposes:</b>		
27			
28	<b>Personal Services</b>	<b>723,853</b>	<b>723,853</b>
29	<b>Other Operating Expense</b>	<b>317,350</b>	<b>317,350</b>
30			
31	<b>WATER MANAGEMENT NONPERMITTING</b>		
32	<b>Personal Services</b>	<b>3,160,045</b>	<b>3,160,045</b>
33	<b>Other Operating Expense</b>	<b>932,436</b>	<b>932,436</b>
34	<b>LEAKING UNDERGROUND STORAGE TANKS</b>		
35	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
36	<b>Personal Services</b>	<b>172,263</b>	<b>172,263</b>
37	<b>Other Operating Expense</b>	<b>22,811</b>	<b>22,811</b>
38	<b>Augmentation allowed.</b>		
39	<b>AUTO EMISSIONS TESTING PROGRAM</b>		
40	<b>Personal Services</b>	<b>74,523</b>	<b>74,523</b>
41	<b>Other Operating Expense</b>	<b>5,369,499</b>	<b>5,369,499</b>
42			
43	<b>The above appropriations for auto emissions testing are the maximum amounts available</b>		
44	<b>for this purpose. If it becomes necessary to conduct additional tests in other locations,</b>		
45	<b>the above appropriations shall be prorated among all locations.</b>		
46			
47	<b>HAZARDOUS WASTE SITES - STATE CLEAN-UP</b>		
48	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
49	<b>Personal Services</b>	<b>1,829,426</b>	<b>1,829,426</b>



	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Other Operating Expense</b>	<b>246,824</b>	<b>246,824</b>
2	Augmentation allowed.		
3	<b>HAZARDOUS WASTE - NATURAL RESOURCE DAMAGES</b>		
4	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
5	Personal Services	176,555	176,555
6	Other Operating Expense	171,192	171,192
7	Augmentation allowed.		
8	<b>SUPERFUND MATCH</b>		
9	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
10	Total Operating Expense	987,706	987,706
11	Augmentation allowed.		
12	<b>HOUSEHOLD HAZARDOUS WASTE</b>		
13	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
14	Other Operating Expense	37,144	37,144
15	Augmentation allowed.		
16	<b>ASBESTOS TRUST - OPERATING</b>		
17	<b>Asbestos Trust Fund (IC 13-17-6-3)</b>		
18	Personal Services	457,353	457,353
19	Other Operating Expense	40,759	40,759
20	Augmentation allowed.		
21	<b>UNDERGROUND PETROLEUM STORAGE TANK - OPERATING</b>		
22	<b>Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
23	Personal Services	2,296,414	2,296,414
24	Other Operating Expense	36,670,346	36,670,346
25	Augmentation allowed.		
26	<b>WASTE TIRE MANAGEMENT</b>		
27	<b>Waste Tire Management Fund (IC 13-20-13-8)</b>		
28	Total Operating Expense	500,115	500,115
29	Augmentation allowed.		
30	<b>WASTE TIRE RE-USE</b>		
31	<b>Waste Tire Management Fund (IC 13-20-13-8)</b>		
32	Total Operating Expense	32,782	32,782
33	Augmentation allowed.		
34	<b>VOLUNTARY COMPLIANCE</b>		
35	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
36	Personal Services	661,897	661,897
37	Other Operating Expense	76,564	76,564
38	Augmentation allowed.		
39	<b>ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING</b>		
40	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
41	Total Operating Expense	641,476	641,476
42	Augmentation allowed.		
43	<b>WETLANDS PROTECTION</b>		
44	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
45	Total Operating Expense	75,384	75,384
46	Augmentation allowed.		
47	<b>PETROLEUM TRUST - OPERATING</b>		
48	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
49	Personal Services	221,693	221,693

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
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**Of the above appropriations, the office of tourism shall distribute \$500,000 each year to the Indiana sports corporation to promote the hosting of amateur sporting events in Indiana cities. Funds may be released after review by the budget committee.**

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

**OFFICE OF DEFENSE DEVELOPMENT**

<b>Total Operating Expense</b>	<b>641,470</b>	<b>647,485</b>
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**FOR THE OFFICE OF ENERGY DEVELOPMENT**

<b>Total Operating Expense</b>	<b>183,000</b>	<b>183,000</b>
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**FOR THE SECRETARY OF COMMERCE**

<b>Total Operating Expense</b>	<b>300,000</b>	<b>300,000</b>
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**INDIANA APPLIED RESEARCH ENTERPRISE**

<b>Total Operating Expense</b>	<b>1,500,000</b>	<b>1,500,000</b>
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**The above appropriation is for life science commercialization initiatives.**

**FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION  
ADMINISTRATIVE AND FINANCIAL SERVICES**

**General Fund**

<b>Total Operating Expense</b>	<b>6,423,392</b>	<b>6,423,392</b>
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**Training 2000 Fund (IC 5-28-7-5)**

<b>Total Operating Expense</b>	<b>185,630</b>	<b>185,630</b>
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**Industrial Development Grant Fund (IC 5-28-25-4)**

<b>Total Operating Expense</b>	<b>52,139</b>	<b>52,139</b>
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**The above appropriation includes funding for the development and implementation of a transparency portal.**

**IN 21ST CENTURY RESEARCH & TECHNOLOGY FUND**

**General Fund**

<b>Total Operating Expense</b>	<b>8,000,000</b>	<b>8,000,000</b>
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**Indiana Twenty-First Century Research and Technology Fund (IC 5-28-16-2)**

<b>Total Operating Expense</b>	<b>17,000,000</b>	<b>17,000,000</b>
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**Of the above appropriation, the Indiana Economic Development Corporation may allocate up to \$5,000,000 each year to support advancements in Indiana's life sciences industry.**

**The Indiana Economic Development Corporation shall collaborate with the Indiana Applied Research Enterprise in distributing funds under this allocation.**

**Of the above appropriation, the Indiana Economic Development Corporation may allocate up to \$5,000,000 each year to Indiana public research intensive campuses, as defined by IC 21-7-13-29.5, in order to support research activities that may have an economic impact to the state. The Indiana Commission for Higher Education and the Indiana**

1 **Economic Development Corporation shall jointly develop policies and procedures regarding**  
2 **the allocation of state support for research activities by Indiana public research**  
3 **intensive campuses.**

4  
5 **INTERNATIONAL TRADE**

Total Operating Expense	1,232,197	1,232,197
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7 **ENTERPRISE ZONE PROGRAM**

8 **Enterprise Zone Fund (IC 5-28-15-6)**

Total Operating Expense	82,450	82,450
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9 **Augmentation allowed.**

11 **LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/  
12 REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION  
13 (LEDO/REDO) MATCHING GRANT PROGRAM**

Total Operating Expense		582,000
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15 **SKILLS ENHANCEMENT FUND**

16 **Training 2000 Fund (IC 5-28-7-5)**

Total Operating Expense		36,000,000
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18 **BUSINESS PROMOTION PROGRAM**

Total Operating Expense		3,000,000
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20 **ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM**

Total Operating Expense		756,128
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22 **INDUSTRIAL DEVELOPMENT GRANT PROGRAM**

Total Operating Expense		5,905,330
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25 **FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY**

26 **MORTGAGE FORECLOSURE COUNSELING**

27 **Home Ownership Education Fund (IC 5-20-1-27)**

Total Operating Expense	1,700,000	1,700,000
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29 **Augmentation Allowed.**

30 **INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS**

Total Operating Expense	500,000	500,000
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33 **The housing and community development authority shall collect and report to the**  
34 **family and social services administration (FSSA) all data required for FSSA to meet**  
35 **the data collection and reporting requirements in 45 CFR Part 265.**

37 **Family and social services administration, division of family resources shall apply**  
38 **all qualifying expenditures for individual development accounts deposits toward Indiana's**  
39 **maintenance of effort under the federal Temporary Assistance for Needy Families (TANF)**  
40 **program (45 CFR 260 et seq.).**

42 **FOR THE INDIANA FINANCE AUTHORITY**

43 **ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM**

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

Total Operating Expense	1,500,000	1,500,000
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47 **C. EMPLOYMENT SERVICES**

49 **FOR THE INDIANA CAREER COUNCIL**

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1      **transportation. The department of transportation shall allocate funds based on a**  
2      **formula approved by the commissioner of the department of transportation.**

3  
4      **The department of transportation may distribute public mass transportation funds**  
5      **to an eligible grantee that provides public transportation in Indiana.**

6  
7      **The state funds can be used to match federal funds available under the Federal Transit**  
8      **Act (49 U.S.C. 1601, et seq.) or local funds from a requesting grantee.**

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

17  
18      **HIGHWAY OPERATING**

19      **State Highway Fund (IC 8-23-9-54)**

<b>Personal Services</b>	<b>208,791,284</b>	<b>204,836,050</b>
<b>Other Operating Expense</b>	<b>58,313,106</b>	<b>58,313,106</b>

22  
23      **HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT**

24      **State Highway Fund (IC 8-23-9-54)**

<b>Other Operating Expense</b>	<b>17,300,000</b>	<b>17,300,000</b>
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26  
27      **The above appropriations for highway operating and highway vehicle and road**  
28      **maintenance equipment may be used for personal services, equipment, and other**  
29      **operating expense, including the cost of transportation for the governor.**

30  
31      **HIGHWAY MAINTENANCE WORK PROGRAM**

32      **State Highway Fund (IC 8-23-9-54)**

<b>Other Operating Expense</b>	<b>78,463,374</b>	<b>80,457,354</b>
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34  
35      **The above appropriations for the highway maintenance work program may be used for:**  
36      **(1) materials for patching roadways and shoulders;**  
37      **(2) repairing and painting bridges;**  
38      **(3) installing signs and signals and painting roadways for traffic control;**  
39      **(4) mowing, herbicide application, and brush control;**  
40      **(5) drainage control;**  
41      **(6) maintenance of rest areas, public roads on properties of the department**  
42      **of natural resources, and driveways on the premises of all state facilities;**  
43      **(7) materials for snow and ice removal;**  
44      **(8) utility costs for roadway lighting; and**  
45      **(9) other special maintenance and support activities consistent with the**  
46      **highway maintenance work program.**

47  
48      **HIGHWAY CAPITAL IMPROVEMENTS**

49      **State Highway Fund (IC 8-23-9-54)**

1	<b>Right-of-Way Expense</b>	<b>7,230,000</b>	<b>4,250,000</b>
2	<b>Formal Contracts Expense</b>	<b>82,821,011</b>	<b>89,692,076</b>
3	<b>Consulting Services Expense</b>	<b>15,470,000</b>	<b>8,530,000</b>
4	<b>Institutional Road Construction</b>	<b>2,500,000</b>	<b>2,500,000</b>

5

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

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

20

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

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

35

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

40

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

46

47 **If the department of transportation finds that an emergency exists or that an**  
 48 **appropriation will be insufficient to cover expenses incurred in the normal**  
 49 **operation of the department, the budget agency may, upon request of the department,**

1 and with the approval of the governor, transfer funds from revenue sources set out  
 2 above from one (1) appropriation to the deficient appropriation. No appropriation  
 3 from the state highway fund may be used to fund any toll road or toll bridge project  
 4 except as specifically provided for under IC 8-15-2-20.

5  
 6 **HIGHWAY PLANNING AND RESEARCH PROGRAM**

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

8 Total Operating Expense	2,500,000	2,500,000
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9  
 10 **STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM**

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

12 Lease Rental Payments Expense	58,700,000	58,000,000
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13 Augmentation allowed.

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

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

27  
 28 **CROSSROADS 2000 PROGRAM**

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

30 Lease Rental Payment Expense	6,491,225	10,701,414
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31 Augmentation allowed.

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

33 Lease Rental Payment Expense	37,100,000	37,100,000
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34 Augmentation allowed.

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

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

47  
 48 **MAJOR MOVES CONSTRUCTION PROGRAM**

49 Major Moves Construction Fund (IC 8-14-14-5)



1	<b>Formal Contracts Expense</b>	<b>5,600,000</b>	<b>2,600,000</b>
2	<b>Augmentation allowed.</b>		
3	<b>FEDERAL APPORTIONMENT</b>		
4	<b>Right-of-Way Expense</b>	<b>35,280,000</b>	<b>20,750,000</b>
5	<b>Formal Contracts Expense</b>	<b>569,282,292</b>	<b>574,672,291</b>
6	<b>Consulting Engineers Expense</b>	<b>75,530,000</b>	<b>41,670,000</b>
7	<b>Highway Planning and Research</b>	<b>12,807,708</b>	<b>12,807,708</b>
8	<b>Local Government Revolving Acct.</b>	<b>227,000,000</b>	<b>216,000,000</b>
9			

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

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

19  
 20 The department shall bill, in a timely manner, the federal government for all department  
 21 payments that are eligible for total or partial reimbursement.

22  
 23 The department may let contracts and enter into agreements for construction and  
 24 preliminary engineering during each year of the 2013-2015 biennium that obligate  
 25 not more than one-third (1/3) of the amount of state funds estimated by the department  
 26 to be available for appropriation in the following year for formal contracts and consulting  
 27 engineers for the capital improvements program.

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

36  
 37 **LOCAL TECHNICAL ASSISTANCE AND RESEARCH**

38  
 39 Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount  
 40 sufficient for:

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

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

1      **technical assistance and for the program of research and extension shall be taken**  
2      **from the local share of the motor vehicle highway account.**

3  
4      **Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to**  
5      **maintain a sufficient working balance in accounts established to match federal and**  
6      **local money for highway projects. These funds are appropriated from the following**  
7      **sources in the proportion specified:**

- 8      **(1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle**  
9      **highway account under IC 8-14-1-3(7); and**  
10      **(2) for counties and for those cities and towns with a population greater than five**  
11      **thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.**

12  
13      **OHIO RIVER BRIDGE**

14      **State Highway Fund (IC 8-23-9-54)**

15      **Total Operating Expense                      63,000,000                      63,000,000**

16  
17      **SECTION 8. [EFFECTIVE JULY 1, 2013]**

18  
19      **FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS**

20  
21      **A. FAMILY AND SOCIAL SERVICES**

22  
23      **FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION**

24  
25      **INDIANA PRESCRIPTION DRUG PROGRAM**

26      **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

27      **Total Operating Expense                      1,117,830                      1,117,830**

28      **CHILDREN'S HEALTH INSURANCE PROGRAM**

29      **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

30      **Total Operating Expense                      36,984,504                      36,984,504**

31      **FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE**

32      **Total Operating Expense                      15,764,735                      15,764,735**

33      **OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION**

34      **Total Operating Expense                      100,000                      100,000**

35      **MEDICAID ADMINISTRATION**

36      **Total Operating Expense                      51,803,064                      45,303,064**

37      **MEDICAID - CURRENT OBLIGATIONS**

38      **General Fund**

39      **Total Operating Expense                      1,859,200,000                      1,997,200,000**

40  
41      **The foregoing appropriations for Medicaid current obligations and for Medicaid**  
42      **administration are for the purpose of enabling the office of Medicaid policy and**  
43      **planning to carry out all services as provided in IC 12-8-6.5. In addition to the above**  
44      **appropriations, all money received from the federal government and paid into the**  
45      **state treasury as a grant or allowance is appropriated and shall be expended by**  
46      **the office of Medicaid policy and planning for the respective purposes for which**  
47      **the money was allocated and paid to the state. Subject to the provisions of IC 12-8-1.5-11,**  
48      **if the sums herein appropriated for Medicaid current obligations and for Medicaid**  
49      **administration are insufficient to enable the office of Medicaid policy and planning**

1 to meet its obligations, then there is appropriated from the general fund such further  
 2 sums as may be necessary for that purpose, subject to the approval of the governor  
 3 and the budget agency.

4  
 5 **INDIANA CHECK-UP PLAN (EXCLUDING IMMUNIZATION)**

6 **Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-17)**

Total Operating Expense	112,654,073	112,654,073
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8 **HOSPITAL CARE FOR THE INDIGENT FUND**

Total Operating Expense	57,000,000	57,000,000
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10 **MEDICAL ASSISTANCE TO WARDS (MAW)**

Total Operating Expense	13,100,000	13,100,000
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12 **MARION COUNTY HEALTH AND HOSPITAL CORPORATION**

Total Operating Expense	38,000,000	38,000,000
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14 **MENTAL HEALTH ADMINISTRATION**

Total Operating Expense	3,159,047	3,159,047
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16  
 17 Two hundred seventy-five thousand dollars (\$275,000) of the above appropriation  
 18 for the state fiscal year beginning July 1, 2013, and ending June 30, 2014, and  
 19 two hundred seventy-five thousand dollars (\$275,000) of the above appropriation  
 20 for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, shall  
 21 be distributed in the state fiscal year to neighborhood based community service  
 22 programs.

23  
 24 **CHILD PSYCHIATRIC SERVICES FUND**

Total Operating Expense	17,623,760	17,623,760
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26  
 27 The above appropriation includes \$600,000 per state fiscal year for the Family and  
 28 Social Services Administration to develop and implement an evidence-based program  
 29 model that partners with elementary and high schools to provide social services  
 30 to children, parents, caregivers, teachers, and the community.

31  
 32 **SERIOUSLY EMOTIONALLY DISTURBED**

Total Operating Expense	15,075,408	15,075,408
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34 **SERIOUSLY MENTALLY ILL**

35 **General Fund**

Total Operating Expense	95,102,551	95,102,551
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37 **Mental Health Centers Fund (IC 6-7-1-32.1)**

Total Operating Expense	2,700,000	2,700,000
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39 **Augmentation allowed.**

40 **COMMUNITY MENTAL HEALTH CENTERS**

41 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

Total Operating Expense	7,200,000	7,200,000
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43  
 44 The above appropriation from the Tobacco Master Settlement Agreement Fund is in  
 45 addition to other funds. The above appropriations for comprehensive community mental  
 46 health services include the intragovernmental transfers necessary to provide the  
 47 nonfederal share of reimbursement under the Medicaid rehabilitation option.

48  
 49 The comprehensive community mental health centers shall submit their proposed annual

1 budgets (including income and operating statements) to the budget agency on or before  
 2 August 1 of each year. All federal funds shall be applied in augmentation of the foregoing  
 3 funds rather than in place of any part of the funds. The office of the secretary, with the  
 4 approval of the budget agency, shall determine an equitable allocation of the appropriation  
 5 among the mental health centers.

6			
7	<b>GAMBLERS' ASSISTANCE</b>		
8	Gamblers' Assistance Fund		
9	Total Operating Expense	3,041,728	3,041,728
10	<b>SUBSTANCE ABUSE TREATMENT</b>		
11	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
12	Total Operating Expense	5,355,820	5,355,820
13	<b>QUALITY ASSURANCE/RESEARCH</b>		
14	Total Operating Expense	562,860	562,860
15	<b>PREVENTION</b>		
16	Gamblers' Assistance Fund		
17	Total Operating Expense	2,572,675	2,572,675
18	Augmentation allowed.		
19	<b>METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM</b>		
20	Opioid Treatment Program Fund (IC 12-23-18-4)		
21	Total Operating Expense	380,566	380,566
22	Augmentation allowed.		
23	<b>DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM</b>		
24	DMHA Youth Tobacco Reduction Support Program		
25	Total Operating Expense	250,000	250,000
26	Augmentation allowed.		
27	<b>EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER</b>		
28	From the General Fund		
29	726,378	726,378	
30	From the Mental Health Fund (IC 12-24-14-4)		
31	2,747,484	2,747,484	
32	Augmentation allowed.		

33  
 34 The amounts specified from the general fund and the mental health fund are for the  
 35 following purposes:

36			
37	Personal Services	2,901,008	2,901,008
38	Other Operating Expense	572,854	572,854
39			

40	<b>EVANSVILLE STATE HOSPITAL</b>		
41	From the General Fund		
42	22,018,659	22,018,659	
43	From the Mental Health Fund (IC 12-24-14-4)		
44	5,180,386	5,180,386	
45	Augmentation allowed.		

46  
 47 The amounts specified from the general fund and the mental health fund are for the  
 48 following purposes:

49

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	19,055,208	19,055,208	
2	Other Operating Expense	8,143,837	8,143,837	
3				
4	<b>LARUE CARTER MEMORIAL HOSPITAL</b>			
5	From the General Fund			
6	18,500,766	18,500,766		
7	From the Mental Health Fund (IC 12-24-14-4)			
8	9,008,594	9,008,594		
9	Augmentation allowed.			
10				
11	The amounts specified from the general fund and the mental health fund are for the			
12	following purposes:			
13				
14	Personal Services	18,453,369	18,453,369	
15	Other Operating Expense	9,055,991	9,055,991	
16				
17	<b>LOGANSPORT STATE HOSPITAL</b>			
18	From the General Fund			
19	28,662,340	28,662,340		
20	From the Mental Health Fund (IC 12-24-14-4)			
21	3,668,784	3,668,784		
22	Augmentation allowed.			
23				
24	The amounts specified from the general fund and the mental health fund are for the			
25	following purposes:			
26				
27	Personal Services	24,987,677	24,987,677	
28	Other Operating Expense	7,343,447	7,343,447	
29				
30	<b>MADISON STATE HOSPITAL</b>			
31	From the General Fund			
32	23,239,646	23,239,646		
33	From the Mental Health Fund (IC 12-24-14-4)			
34	4,505,252	4,505,252		
35	Augmentation allowed.			
36				
37	The amounts specified from the general fund and the mental health fund are for the			
38	following purposes:			
39				
40	Personal Services	21,700,000	21,700,000	
41	Other Operating Expense	6,044,898	6,044,898	
42				
43	<b>RICHMOND STATE HOSPITAL</b>			
44	From the General Fund			
45	29,355,977	29,355,977		
46	From the Mental Health Fund (IC 12-24-14-4)			
47	5,576,998	5,576,998		
48	Augmentation allowed.			
49				

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

3			
4	<b>Personal Services</b>	<b>26,430,975</b>	<b>26,430,975</b>
5	<b>Other Operating Expense</b>	<b>8,502,000</b>	<b>8,502,000</b>
6			
7	<b>PATIENT PAYROLL</b>		
8	<b>Total Operating Expense</b>	<b>257,206</b>	<b>257,206</b>
9			

10    **The federal share of revenue accruing to the state mental health institutions under**  
11    **IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP),**  
12    **shall be deposited in the mental health fund established by IC 12-24-14-1, and the**  
13    **remainder shall be deposited in the general fund.**

14

15    **In addition to the above appropriations, each institution may qualify for an additional**  
16    **appropriation, or allotment, subject to approval of the governor and the budget agency,**  
17    **from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000**  
18    **in each fiscal year, of the amount by which actual net collections exceed an amount**  
19    **specified in writing by the division of mental health and addiction before July 1 of**  
20    **each year beginning July 1, 2013.**

21			
22	<b>DIVISION OF FAMILY RESOURCES ADMINISTRATION</b>		
23	<b>Personal Services</b>	<b>2,458,912</b>	<b>2,458,912</b>
24	<b>Other Operating Expense</b>	<b>536,857</b>	<b>536,857</b>
25	<b>EARLY EDUCATION SCHOLARSHIPS</b>		
26	<b>Total Operating Expense</b>	<b>7,000,000</b>	<b>7,000,000</b>
27			

28    **The above appropriation is for the Early Education Scholarship Pilot Program established**  
29    **under IC 12-17.2-3.7.**

30			
31	<b>CHILD CARE LICENSING FUND</b>		
32	<b>Child Care Fund (IC 12-17.2-2-3)</b>		
33	<b>Total Operating Expense</b>	<b>45,000</b>	<b>45,000</b>
34	<b>Augmentation allowed.</b>		
35	<b>EBT ADMINISTRATION</b>		
36	<b>Total Operating Expense</b>	<b>2,278,565</b>	<b>2,278,565</b>
37			

38    **The foregoing appropriations for the division of family resources Title IV-D of the**  
39    **federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.**

40			
41	<b>DFR - COUNTY ADMINISTRATION</b>		
42	<b>Total Operating Expense</b>	<b>90,229,853</b>	<b>90,229,853</b>
43	<b>INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)</b>		
44	<b>Total Operating Expense</b>	<b>7,292,497</b>	<b>7,292,497</b>
45	<b>IMPACT PROGRAM</b>		
46	<b>Total Operating Expense</b>	<b>3,016,665</b>	<b>3,016,665</b>
47	<b>TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)</b>		
48	<b>Total Operating Expense</b>	<b>29,276,757</b>	<b>29,276,757</b>
49	<b>IMPACT PROGRAM - SNAP ADMINISTRATION</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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49			

1 community-based services during the preceding fiscal year, including a separate  
 2 count of individuals who received no services other than case management services  
 3 (as defined in 460 IAC 1.2-4-10) during the preceding fiscal year;  
 4 (2) the total cost and per recipient cost of providing home and community-based  
 5 services during the preceding fiscal year.

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

11			
12	<b>STATE SUPPLEMENT TO SSBG - AGING</b>		
13	Total Operating Expense	687,396	687,396
14	<b>OLDER HOOSIERS ACT</b>		
15	Total Operating Expense	1,573,446	1,573,446
16	<b>ADULT PROTECTIVE SERVICES</b>		
17	General Fund		
18	Total Operating Expense	1,956,528	1,956,528
19	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
20	Total Operating Expense	495,420	495,420
21	Augmentation allowed.		
22	<b>ADULT GUARDIANSHIP SERVICES</b>		
23	Total Operating Expense	405,565	405,565
24	<b>MEDICAID WAIVER</b>		
25	Total Operating Expense	1,062,895	1,062,895
26	<b>TITLE III ADMINISTRATION GRANT</b>		
27	Total Operating Expense	310,000	310,000
28	<b>OMBUDSMAN</b>		
29	Total Operating Expense	310,124	310,124
30	<b>DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION</b>		
31	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
32	Total Operating Expense	360,764	360,764
33	<b>BUREAU OF REHABILITATIVE SERVICES</b>		
34	<b>- VOCATIONAL REHABILITATION OPERATING</b>		
35	Personal Services	15,501,710	15,501,710
36	Other Operating Expense	380,362	380,362
37	<b>AID TO INDEPENDENT LIVING</b>		
38	Total Operating Expense	46,927	46,927
39	<b>accessABILITY CENTER FOR INDEPENDENT LIVING</b>		
40	Total Operating Expense	87,665	87,665
41	<b>SOUTHERN INDIANA CENTER FOR INDEPENDENT LIVING</b>		
42	Total Operating Expense	87,665	87,665
43	<b>ATTIC, INCORPORATED</b>		
44	Total Operating Expense	87,665	87,665
45	<b>LEAGUE FOR THE BLIND AND DISABLED</b>		
46	Total Operating Expense	87,665	87,665
47	<b>FUTURE CHOICES, INC.</b>		
48	Total Operating Expense	158,113	158,113
49	<b>THE WABASH INDEPENDENT LIVING AND LEARNING CENTER, INC.</b>		



	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>158,113</b>	<b>158,113</b>
2	<b>INDEPENDENT LIVING CENTER OF EASTERN INDIANA</b>		
3	<b>Total Operating Expense</b>	<b>158,113</b>	<b>158,113</b>
4	<b>BUREAU OF REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES</b>		
5	<b>Personal Services</b>	<b>112,175</b>	<b>112,175</b>
6	<b>Other Operating Expense</b>	<b>154,599</b>	<b>154,599</b>
7	<b>BUREAU OF REHABILITATIVE SERVICES - BLIND VENDING OPERATIONS</b>		
8	<b>Total Operating Expense</b>	<b>129,905</b>	<b>129,905</b>
9	<b>BUREAU OF REHABILITATIVE SERVICES - INDEPENDENT LIVING - BLIND ELDERLY</b>		
10	<b>Total Operating Expense</b>	<b>73,378</b>	<b>73,378</b>
11	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES</b>		
12	<b>- RESIDENTIAL FACILITIES COUNCIL</b>		
13	<b>Total Operating Expense</b>	<b>5,008</b>	<b>5,008</b>
14	<b>BUREAU OF REHABILITATIVE SERVICES - EMPLOYEE TRAINING</b>		
15	<b>Total Operating Expense</b>	<b>6,112</b>	<b>6,112</b>
16	<b>BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS</b>		
17	<b>Total Operating Expense</b>	<b>2,533,633</b>	<b>2,533,633</b>
18	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES</b>		
19	<b>Other Operating Expense</b>	<b>3,159,384</b>	<b>3,159,384</b>
20	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES</b>		
21	<b>- DIAGNOSIS AND EVALUATION</b>		
22	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
23	<b>Other Operating Expense</b>	<b>400,125</b>	<b>400,125</b>
24	<b>FIRST STEPS</b>		
25	<b>Total Operating Expense</b>	<b>6,272,503</b>	<b>6,272,503</b>
26	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - EPILEPSY PROGRAM</b>		
27	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
28	<b>Other Operating Expense</b>	<b>463,758</b>	<b>463,758</b>
29	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CAREGIVER SUPPORT</b>		
30	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
31	<b>Other Operating Expense</b>	<b>509,500</b>	<b>509,500</b>
32	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - OPERATING</b>		
33	<b>General Fund</b>		
34	<b>Total Operating Expense</b>	<b>4,286,696</b>	<b>4,286,696</b>
35	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
36	<b>Total Operating Expense</b>	<b>2,458,936</b>	<b>2,458,936</b>
37	<b>Augmentation allowed.</b>		
38	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CASE MANAGEMENT - OASIS</b>		
39	<b>Total Operating Expense</b>	<b>2,516,000</b>	<b>2,516,000</b>
40	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - RESIDENTIAL SERVICES</b>		
41	<b>General Fund</b>		
42	<b>Total Operating Expense</b>	<b>88,866,771</b>	<b>88,866,771</b>
43	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
44	<b>Total Operating Expense</b>	<b>10,229,000</b>	<b>10,229,000</b>
45			
46	<b>The above appropriations for client services include the intragovernmental transfers</b>		
47	<b>necessary to provide the nonfederal share of reimbursement under the Medicaid program</b>		
48	<b>for day services provided to residents of group homes and nursing facilities.</b>		
49			

1     **In the development of new community residential settings for persons with developmental**  
2     **disabilities, the division of disability and rehabilitative services must give priority to the**  
3     **appropriate placement of such persons who are eligible for Medicaid and currently**  
4     **residing in intermediate care or skilled nursing facilities and, to the extent permitted**  
5     **by law, such persons who reside with aged parents or guardians or families in crisis.**  
6

7     **FOR THE DEPARTMENT OF CHILD SERVICES**

8	<b>CASE MANAGEMENT SERVICES</b>	
9	Other Operating Expense	1,458,136
10	<b>CASE MGMT SERVICES APPROP.</b>	<b>1,458,136</b>
11	Total Operating Expense	102,034,701
12	<b>DEPARTMENT OF CHILD SERVICES - COUNTY ADMINISTRATION</b>	
13	<b>- STATE APPROPRIATION</b>	
14	Personal Services	24,502,721
15	Other Operating Expense	21,968,596
16	<b>DCS - COUNTY ADMINISTRATION</b>	
17	Total Operating Expense	9,424,268
18	<b>DCS - STATE ADMINISTRATION</b>	
19	Other Operating Expense	9,534,489
20	<b>CHILD WELFARE ADMINISTRATION - STATE APPROPRIATION</b>	
21	Total Operating Expense	13,176,506
22	<b>CHILD WELFARE SERVICES STATE GRANTS</b>	
23	Total Operating Expense	12,108,778
24	<b>TITLE IV-D FEDERAL SS ACT</b>	
25	Total Operating Expense	7,475,179

26

27     **The foregoing appropriations for the department of child services Title IV-D of the**  
28     **federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.**  
29

30     **FAMILY AND CHILDREN FUND**

31	<b>General Fund</b>	
32	Total Operating Expense	259,561,900
33	Augmentation allowed.	
34	<b>FAMILY &amp; CHILDREN SERVICES</b>	
35	Total Operating Expense	25,357,584
36	<b>ADOPTION SERVICE GRANTS</b>	
37	Total Operating Expense	26,983,440
38	<b>IN SUPPORT ENFORCEMENT TRACK.</b>	
39	Total Operating Expense	4,806,636
40	<b>INDEPENDENT LIVING</b>	
41	Total Operating Expense	1,361,982
42	<b>YOUTH SERVICE BUREAU</b>	
43	Total Operating Expense	1,303,699
44	<b>PROJECT SAFEPLACE</b>	
45	Total Operating Expense	112,000
46	<b>HEALTHY FAMILIES INDIANA</b>	
47	Total Operating Expense	3,093,165
48	<b>CHILD WELFARE TRAINING - STATE APPROP</b>	
49	Total Operating Expense	3,679,518

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>ADOPTION ASSISTANCE</b>			
2	Other Operating Expense	921,500	921,500	
3	<b>ADOPTION SERVICES</b>			
4	Total Operating Expense	15,137,933	15,137,933	
5	<b>SPECIAL NEEDS ADOPTION II</b>			
6	Total Operating Expense	699,600	699,600	
7	<b>DCS INFO SYSTEMS TECH ST APPROP.</b>			
8	Total Operating Expense	11,082,363	11,082,363	
9	<b>STATEWIDE CHILD FATALITY COORDINATOR</b>			
10	Total Operating Expense	40,000	40,000	
11				
12	<b>FOR THE DEPARTMENT OF ADMINISTRATION</b>			
13	<b>DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU</b>			
14	Total Operating Expense	215,675	215,675	
15				
16	<b>B. PUBLIC HEALTH</b>			
17				
18	<b>FOR THE STATE DEPARTMENT OF HEALTH</b>			
19	General Fund			
20	23,608,005	23,608,005		
21	ISDH Indirect Revenue			
22	4,000,000	4,000,000		
23	Augmentation Allowed.			
24				
25	<b>The amounts specified from the General Fund and ISDH Indirect Revenue are</b>			
26	<b>for the following purposes:</b>			
27				
28	Personal Services	20,320,120	20,320,120	
29	Other Operating Expense	7,287,885	7,287,885	
30				
31	<b>All receipts to the state department of health from licenses or permit fees shall</b>			
32	<b>be deposited in the state general fund.</b>			
33				
34	<b>AREA HEALTH EDUCATION CENTERS</b>			
35	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
36	Total Operating Expense	2,300,000	2,300,000	
37	<b>CANCER REGISTRY</b>			
38	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
39	Total Operating Expense	503,479	503,479	
40	<b>MINORITY HEALTH INITIATIVE</b>			
41	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
42	Total Operating Expense	2,473,500	2,473,500	
43				
44	<b>The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition</b>			
45	<b>to work with the state department on the implementation of IC 16-46-11.</b>			
46				
47	<b>SICKLE CELL</b>			
48	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
49	Total Operating Expense	300,000	300,000	

<b>1</b>	<b>AID TO COUNTY TUBERCULOSIS HOSPITALS</b>		
<b>2</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
<b>3</b>	Total Operating Expense	79,880	79,880
<b>4</b>			

**5** These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis  
**6** patients for whom there are no other sources of reimbursement, including patient  
**7** resources, health insurance, medical assistance payments, and hospital care for the  
**8** indigent.  
**9**

<b>10</b>	<b>MEDICARE-MEDICAID CERTIFICATION</b>		
<b>11</b>	Total Operating Expense	5,169,142	5,169,142
<b>12</b>			

**13** Personal services augmentation allowed in amounts not to exceed revenue from health  
**14** facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee  
**15** increases or those adopted by the Executive Board of the Indiana State Department of  
**16** Health under IC 16-19-3.  
**17**

<b>18</b>	<b>AIDS EDUCATION</b>		
<b>19</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
<b>20</b>	Personal Services	271,105	271,105
<b>21</b>	Other Operating Expense	402,713	402,713
<b>22</b>			

<b>23</b>	<b>HIV/AIDS SERVICES</b>		
<b>24</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
	Total Operating Expense	2,054,141	2,054,141
<b>25</b>			

<b>26</b>	<b>SSBG - AIDS CARE COORDINATION</b>		
	Total Operating Expense	287,609	287,609
<b>27</b>			

<b>28</b>	<b>TEST FOR DRUG AFFLICTED BABIES</b>		
<b>29</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
	Total Operating Expense	47,921	47,921
<b>30</b>			

<b>31</b>	<b>STATE CHRONIC DISEASES</b>		
<b>32</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
	Personal Services	67,205	67,205
<b>33</b>	Other Operating Expense	821,958	821,958
<b>34</b>			

**35** At least \$82,560 of the above appropriations shall be for grants to community groups  
**36** and organizations as provided in IC 16-46-7-8.  
**37**

<b>38</b>	<b>FOOD ASSISTANCE</b>		
<b>39</b>	Total Operating Expense	108,225	108,225
<b>40</b>			

<b>41</b>	<b>WOMEN, INFANTS, AND CHILDREN SUPPLEMENT</b>		
<b>42</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
	Total Operating Expense	190,000	190,000
<b>43</b>			

<b>44</b>	<b>SSBG - MATERNAL &amp; CHILD HEALTH</b>		
	Total Operating Expense	280,671	280,671
<b>45</b>			

<b>46</b>	<b>MATERNAL AND CHILD HEALTH SUPPLEMENT</b>		
<b>47</b>	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
	Total Operating Expense	190,000	190,000
<b>48</b>			

<b>49</b>	<b>CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER</b>		
	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>71,311</b>	<b>71,311</b>
2	<b>CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER</b>		
3	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
4	<b>Total Operating Expense</b>	<b>76,679</b>	<b>76,679</b>
5	<b>ADOPTION HISTORY</b>		
6	<b>Adoption History Fund (IC 31-19-18-6)</b>		
7	<b>Total Operating Expense</b>	<b>198,212</b>	<b>198,212</b>
8	<b>Augmentation allowed.</b>		
9	<b>CHILDREN WITH SPECIAL HEALTH CARE NEEDS</b>		
10	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
11	<b>Total Operating Expense</b>	<b>10,759,276</b>	<b>10,759,276</b>
12	<b>Augmentation allowed.</b>		
13	<b>NEWBORN SCREENING PROGRAM</b>		
14	<b>Newborn Screening Fund (IC 16-41-17-11)</b>		
15	<b>Personal Services</b>	<b>671,877</b>	<b>671,877</b>
16	<b>Other Operating Expense</b>	<b>1,909,917</b>	<b>1,909,917</b>
17	<b>Augmentation allowed.</b>		
18			
19	<b>The above appropriation includes funding for pulse oximetry screening of infants.</b>		
20			
21	<b>CENTER FOR DEAF AND HARD OF HEARING EDUCATION</b>		
22	<b>Total Operating Expense</b>	<b>2,080,512</b>	<b>2,080,512</b>
23	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
24	<b>Total Operating Expense</b>	<b>670,000</b>	<b>670,000</b>
25	<b>RADON GAS TRUST FUND</b>		
26	<b>Radon Gas Trust Fund (IC 16-41-38-8)</b>		
27	<b>Total Operating Expense</b>	<b>11,000</b>	<b>11,000</b>
28	<b>Augmentation allowed.</b>		
29	<b>BIRTH PROBLEMS REGISTRY</b>		
30	<b>Birth Problems Registry Fund (IC 16-38-4-17)</b>		
31	<b>Personal Services</b>	<b>66,735</b>	<b>66,735</b>
32	<b>Other Operating Expense</b>	<b>9,056</b>	<b>9,056</b>
33	<b>Augmentation allowed.</b>		
34	<b>MOTOR FUEL INSPECTION PROGRAM</b>		
35	<b>Motor Fuel Inspection Fund (IC 16-44-3-10)</b>		
36	<b>Total Operating Expense</b>	<b>160,000</b>	<b>160,000</b>
37	<b>Augmentation allowed.</b>		
38	<b>PROJECT RESPECT</b>		
39	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
40	<b>Total Operating Expense</b>	<b>381,877</b>	<b>381,877</b>
41	<b>DONATED DENTAL SERVICES</b>		
42	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
43	<b>Total Operating Expense</b>	<b>35,397</b>	<b>35,397</b>
44			
45	<b>The above appropriation shall be used by the Indiana foundation for dentistry for</b>		
46	<b>the handicapped.</b>		
47			
48	<b>OFFICE OF WOMEN'S HEALTH</b>		
49	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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**TOBACCO USE PREVENTION AND CESSATION PROGRAM**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>5,000,000</b>	<b>5,000,000</b>
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A minimum of 90% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

**FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED**

Personal Services	9,638,808	9,638,808
Other Operating Expense	936,050	936,050

**FOR THE INDIANA SCHOOL FOR THE DEAF**

Personal Services	13,277,055	13,277,055
Other Operating Expense	2,216,939	2,137,739

**C. VETERANS' AFFAIRS**

**FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS**

Personal Services	473,845	473,845
Other Operating Expense	52,349	52,349

The above appropriations for the Department of Veterans' Affairs includes \$113,316 annually for the training and accreditation of Veteran Service Officers.

**DISABLED AMERICAN VETERANS OF WORLD WARS**

Total Operating Expense	40,000	40,000
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**AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM**

Total Operating Expense	30,000	30,000
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**VETERANS OF FOREIGN WARS**

Total Operating Expense	30,000	30,000
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**VIETNAM VETERANS OF AMERICA**

Total Operating Expense		20,000
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**MILITARY FAMILY RELIEF FUND**

Military Family Relief Fund (IC 10-17-12-8)

Total Operating Expense	450,000	450,000
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**INDIANA VETERANS' HOME**

From the General Fund

3,017,711	3,017,711
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From the Veterans' Home Comfort and Welfare Program

13,370,531	13,370,531
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From the IVH Medicaid Reimbursement Fund

7,353,100	7,353,100
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From the IVH Medicare Revenue Fund

924,658	924,658
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Augmentation allowed from the Comfort and Welfare Fund, IVH Medicaid Reimbursement Fund, and the IVH Medicare Revenue Fund.

1     **The amounts specified from the General Fund and the Veterans' Home Comfort and Welfare**  
2     **Fund are for the following purposes:**

4 <b>Personal Services</b>	17,336,495	17,336,495
5 <b>Other Operating Expense</b>	7,329,505	7,329,505

6  
7     **SECTION 9. [EFFECTIVE JULY 1, 2013]**

8  
9     **EDUCATION**

10  
11    **A. HIGHER EDUCATION**

12  
13    **FOR INDIANA UNIVERSITY**

14    **BLOOMINGTON CAMPUS**

15 <b>Total Operating Expense</b>	184,795,242	184,408,005
16 <b>Fee Replacement</b>	17,457,668	17,680,535

17  
18    **FOR INDIANA UNIVERSITY REGIONAL CAMPUSES**

19    **EAST**

20 <b>Total Operating Expense</b>	8,988,877	9,045,774
21 <b>Fee Replacement</b>	1,400,666	1,246,022

22    **KOKOMO**

23 <b>Total Operating Expense</b>	12,064,986	12,111,458
24 <b>Fee Replacement</b>	1,795,518	1,577,593

25    **NORTHWEST**

26 <b>Total Operating Expense</b>	16,720,237	16,691,304
27 <b>Fee Replacement</b>	6,587,505	7,034,200

28    **SOUTH BEND**

29 <b>Total Operating Expense</b>	22,254,859	22,200,060
30 <b>Fee Replacement</b>	4,227,071	3,863,236

31    **SOUTHEAST**

32 <b>Total Operating Expense</b>	19,093,240	18,992,450
33 <b>Fee Replacement</b>	2,969,040	2,491,336

34  
35    **TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES**  
36                            96,101,999   95,253,433

37  
38    **FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY**

39    **AT INDIANAPOLIS (IUPUI)**

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

41 <b>Total Operating Expense</b>	93,566,559	93,566,559
42 <b>Fee Replacement</b>	3,409,706	3,486,679

43  
44    **FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON**

45    **THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA**

46 <b>Total Operating Expense</b>	1,603,670	1,603,670
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47    **THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE**

48 <b>Total Operating Expense</b>	1,475,274	1,475,274
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49    **THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST**



		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Total Operating Expense</b>	<b>2,095,829</b>	<b>2,095,829</b>	
2	<b>THE CAMPUS OF PURDUE UNIVERSITY</b>			
3	<b>Total Operating Expense</b>	<b>1,870,823</b>	<b>1,870,823</b>	
4	<b>THE CAMPUS OF BALL STATE UNIVERSITY</b>			
5	<b>Total Operating Expense</b>	<b>1,682,175</b>	<b>1,682,175</b>	
6	<b>THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME</b>			
7	<b>Total Operating Expense</b>	<b>1,560,016</b>	<b>1,560,016</b>	
8	<b>THE CAMPUS OF INDIANA STATE UNIVERSITY</b>			
9	<b>Total Operating Expense</b>	<b>1,859,876</b>	<b>1,859,876</b>	
10				
11	<b>The Indiana University School of Medicine - Indianapolis shall submit to the Indiana</b>			
12	<b>commission for higher education before May 15 of each year an accountability report</b>			
13	<b>containing data on the number of medical school graduates who entered primary care</b>			
14	<b>physician residencies in Indiana from the school's most recent graduating class.</b>			
15				
16	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)</b>			
17	<b>GENERAL ACADEMIC DIVISIONS</b>			
18	<b>Total Operating Expense</b>	<b>95,960,976</b>	<b>96,366,541</b>	
19	<b>Fee Replacement</b>	<b>15,188,016</b>	<b>15,530,879</b>	
20				
21	<b>TOTAL APPROPRIATIONS - IUPUI</b>			
22		<b>220,272,920</b>	<b>221,098,321</b>	
23				
24	<b>Transfers of allocations between campuses to correct for errors in allocation among</b>			
25	<b>the campuses of Indiana University can be made by the institution with the approval of</b>			
26	<b>the commission for higher education and the budget agency. Indiana University shall</b>			
27	<b>maintain current operations at all statewide medical education sites.</b>			
28				
29	<b>FOR INDIANA UNIVERSITY</b>			
30	<b>DUAL CREDIT</b>			
31	<b>Total Operating Expense</b>	<b>1,454,500</b>	<b>1,454,500</b>	
32	<b>ABILENE NETWORK OPERATIONS CENTER</b>			
33	<b>Total Operating Expense</b>	<b>707,707</b>	<b>707,707</b>	
34	<b>SPINAL CORD AND HEAD INJURY RESEARCH CENTER</b>			
35	<b>Total Operating Expense</b>	<b>542,578</b>	<b>542,578</b>	
36	<b>MEDICAL EDUCATION CENTER EXPANSION</b>			
37	<b>Total Operating Expense</b>	<b>3,000,000</b>	<b>3,000,000</b>	
38				
39	<b>The above appropriations for medical education center expansion are intended to</b>			
40	<b>help increase medical school class size on a statewide basis. The funds shall be</b>			
41	<b>used to help increase enrollment and to provide clinical instruction. The funds</b>			
42	<b>shall be distributed to the nine (9) existing medical education centers in proportion</b>			
43	<b>to the increase in enrollment for each center.</b>			
44				
45	<b>INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES</b>			
46	<b>Total Operating Expense</b>	<b>2,105,824</b>	<b>2,105,824</b>	
47	<b>GEOLOGICAL SURVEY</b>			
48	<b>Total Operating Expense</b>	<b>2,729,199</b>	<b>2,729,199</b>	
49	<b>LOCAL GOVERNMENT ADVISORY COMMISSION</b>			

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
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	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>7,492,325</b>	<b>7,492,325</b>
2	<b>CENTER FOR PARALYSIS RESEARCH</b>		
3	<b>Total Operating Expense</b>	<b>522,558</b>	<b>522,558</b>
4	<b>UNIVERSITY-BASED BUSINESS ASSISTANCE</b>		
5	<b>Total Operating Expense</b>	<b>1,930,212</b>	<b>1,930,212</b>
6			
7	<b>FOR INDIANA STATE UNIVERSITY</b>		
8	<b>Total Operating Expense</b>	<b>67,308,231</b>	<b>66,822,736</b>
9	<b>Fee Replacement</b>	<b>8,531,280</b>	<b>8,533,541</b>
10	<b>DUAL CREDIT</b>		
11	<b>Total Operating Expense</b>	<b>83,200</b>	<b>83,200</b>
12	<b>NURSING PROGRAM</b>		
13	<b>Total Operating Expense</b>	<b>204,000</b>	<b>204,000</b>
14			
15	<b>FOR UNIVERSITY OF SOUTHERN INDIANA</b>		
16	<b>Total Operating Expense</b>	<b>42,146,854</b>	<b>42,232,387</b>
17	<b>Fee Replacement</b>	<b>11,064,580</b>	<b>10,738,142</b>
18	<b>DUAL CREDIT</b>		
19	<b>Total Operating Expense</b>	<b>274,100</b>	<b>274,100</b>
20	<b>HISTORIC NEW HARMONY</b>		
21	<b>Total Operating Expense</b>	<b>486,878</b>	<b>486,878</b>
22			
23	<b>FOR BALL STATE UNIVERSITY</b>		
24	<b>Total Operating Expense</b>	<b>117,973,175</b>	<b>117,096,289</b>
25	<b>Fee Replacement</b>	<b>15,570,428</b>	<b>14,804,007</b>
26	<b>DUAL CREDIT</b>		
27	<b>Total Operating Expense</b>	<b>99,450</b>	<b>99,450</b>
28	<b>ENTREPRENEURIAL COLLEGE</b>		
29	<b>Total Operating Expense</b>	<b>2,587,500</b>	<b>2,587,500</b>
30	<b>ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES</b>		
31	<b>Total Operating Expense</b>	<b>4,384,956</b>	<b>4,384,956</b>
32			
33	<b>FOR VINCENNES UNIVERSITY</b>		
34	<b>Total Operating Expense</b>	<b>39,026,180</b>	<b>39,077,233</b>
35	<b>Fee Replacement</b>	<b>4,786,137</b>	<b>4,789,687</b>
36	<b>DUAL CREDIT</b>		
37	<b>Total Operating Expense</b>	<b>1,474,650</b>	<b>1,474,650</b>
38			
39	<b>FOR IVY TECH COMMUNITY COLLEGE</b>		
40	<b>Total Operating Expense</b>	<b>200,314,691</b>	<b>201,450,169</b>
41	<b>Fee Replacement</b>	<b>33,874,414</b>	<b>33,409,029</b>
42	<b>DUAL CREDIT</b>		
43	<b>Total Operating Expense</b>	<b>4,125,150</b>	<b>4,125,150</b>
44	<b>VALPO NURSING PARTNERSHIP</b>		
45	<b>Total Operating Expense</b>	<b>85,411</b>	<b>85,411</b>
46	<b>FT. WAYNE PUBLIC SAFETY TRAINING CENTER</b>		
47	<b>Total Operating Expense</b>	<b>1,000,000</b>	<b>1,000,000</b>
48			
49	<b>FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM (IHETS)</b>		

<b>1</b>	<b>Build Indiana Fund (IC 4-30-17)</b>		
<b>2</b>	<b>Total Operating Expense</b>	<b>435,269</b>	<b>435,269</b>
<b>3</b>			

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

**5**

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

**13**

**14 All such income and all such fees, earnings, and receipts on hand June 30, 2013, and**  
**15 all such income and fees, earnings, and receipts accruing thereafter are hereby**  
**16 appropriated to the boards of trustees or directors of the aforementioned institutions**  
**17 and IHETS and may be expended for any necessary expenses of the respective institutions**  
**18 and IHETS, including university hospitals, schools of medicine, nurses' training**  
**19 schools, schools of dentistry, and agricultural extension and experimental stations.**  
**20 However, such income, fees, earnings, and receipts may be used for land and structures**  
**21 only if approved by the governor and the budget agency.**

**22**

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

**32**

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

**40**

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

**46**

**47 All such treasurers' reports are matters of public record and shall include without**  
**48 limitation a record of the purposes of any and all gifts and trusts with the sole**  
**49 exception of the names of those donors who request to remain anonymous.**

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

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

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

The trustees of Indiana University, the trustees of Purdue University, the trustees of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, the trustees of Ivy Tech Community College and the directors of IHETS are hereby authorized to accept federal grants, subject to IC 4-12-1.

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

**FOR THE MEDICAL EDUCATION BOARD  
FAMILY PRACTICE RESIDENCY FUND**

Total Operating Expense	1,909,998	1,909,998
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Of the foregoing appropriations for the medical education board-family practice residency fund, \$1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

**FOR THE COMMISSION FOR HIGHER EDUCATION**

Total Operating Expense	3,001,737	3,001,737
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**FREEDOM OF CHOICE GRANTS**

Total Operating Expense	47,315,346	39,954,462
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**HIGHER EDUCATION AWARD PROGRAM**

Total Operating Expense	125,273,917	105,785,538
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For the higher education awards and freedom of choice grants made for the 2013-2015 biennium, the following guidelines shall be used, notwithstanding current administrative rule or practice:

- 1      **(1) The commission shall maintain the historic levels and proportionality of award**  
2      **maxima for public, private, and proprietary institutions when setting forth amounts**  
3      **under IC 21-12-1.7.**  
4      **(2) Minimum Award: No actual award shall be less than \$600.**  
5      **(3) The commission shall reduce award amounts as necessary to stay within the appropriation.**

6			
7	<b>TUITION AND FEE EXEMPTION FOR CHILDREN OF VETERANS AND</b>		
8	<b>PUBLIC SAFETY OFFICERS (IC 21-14)</b>		
9	<b>Total Operating Expense</b>	<b>27,190,589</b>	<b>28,701,041</b>
10	<b>PART-TIME STUDENT GRANT DISTRIBUTION</b>		
11	<b>Total Operating Expense</b>	<b>7,579,858</b>	<b>7,579,858</b>

12

13      **Priority for awards made from the above appropriation shall be given first to eligible**  
14      **students meeting TANF income eligibility guidelines as determined by the family and**  
15      **social services administration and second to eligible students who received awards**  
16      **from the part-time grant fund during the school year associated with the biennial budget**  
17      **year. Funds remaining shall be distributed according to procedures established by the**  
18      **commission. The maximum grant that an applicant may receive for a particular academic**  
19      **term shall be established by the commission but shall in no case be greater than a grant**  
20      **for which an applicant would be eligible under IC 21-12-3 if the applicant were a**  
21      **full-time student. The commission shall collect and report to the family and social**  
22      **services administration (FSSA) all data required for FSSA to meet the data collection**  
23      **and reporting requirements in 45 CFR Part 265.**

24

25      **The family and social services administration, division of family resources, shall apply**  
26      **all qualifying expenditures for the part-time grant program toward Indiana's maintenance**  
27      **of effort under the federal Temporary Assistance for Needy Families (TANF) program**  
28      **(45 CFR 260 et seq.).**

29			
30	<b>HIGH NEED STUDENT TEACHING STIPEND FUND</b>		
31	<b>Total Operating Expense</b>	<b>450,000</b>	<b>450,000</b>
32	<b>MINORITY STUDENT TEACHING STIPEND FUND</b>		
33	<b>Total Operating Expense</b>	<b>450,000</b>	<b>450,000</b>
34	<b>EARN INDIANA WORK STUDY PROGRAM</b>		
35	<b>Total Operating Expense</b>	<b>606,099</b>	<b>606,099</b>
36	<b>21ST CENTURY ADMINISTRATION</b>		
37	<b>Total Operating Expense</b>	<b>1,899,858</b>	<b>1,899,858</b>
38	<b>21ST CENTURY SCHOLAR AWARDS</b>		
39	<b>Total Operating Expense</b>	<b>109,637,450</b>	<b>120,108,163</b>

40

41      **The commission shall collect and report to the family and social services administration**  
42      **(FSSA) all data required for FSSA to meet the data collection and reporting requirements**  
43      **in 45 CFR 265.**

44

45      **Family and social services administration, division of family resources, shall apply**  
46      **all qualifying expenditures for the 21st century scholars program toward Indiana's**  
47      **maintenance of effort under the federal Temporary Assistance for Needy Families**  
48      **(TANF) program (45 CFR 260 et seq.).**

49

1       **POSTSECONDARY PROPRIETARY INSTITUTION ACCREDITATION**  
2        Postsecondary Credit Bearing Proprietary Educational Institution Accreditation  
3        Fund (IC 21-18.5-5-26(b))  
4        Total Operating Expense                               **50,000**                       **50,000**  
5        Augmentation allowed.

6       **CAREER COLLEGE STUDENT ASSURANCE**  
7        Career College Student Assurance Fund (IC 21-18.5-6-6(a))  
8        Total Operating Expense                               **20,000**                       **20,000**  
9        Augmentation allowed.

10       **NATIONAL GUARD SCHOLARSHIP**  
11        Total Operating Expense                               **3,579,353**                       **3,676,240**

12  
13        The above appropriations for national guard scholarship and any program reserves  
14        existing on June 30, 2013, shall be the total allowable state expenditure for the  
15        program in the 2013-2015 biennium. If the dollar amounts of eligible awards exceed  
16        appropriations and program reserves, the commission shall develop a plan to ensure  
17        that the total dollar amount does not exceed the above appropriations and any program  
18        reserves.

19  
20        **STATEWIDE TRANSFER WEBSITE**  
21        Total Operating Expense                               **1,084,317**                       **1,084,317**

22  
23        **FOR THE DEPARTMENT OF ADMINISTRATION**  
24        **COLUMBUS LEARNING CENTER LEASE PAYMENT**  
25        Total Operating Expense                               **4,899,000**                       **4,999,000**

26  
27        **FOR THE STATE BUDGET AGENCY**  
28        **GIGAPOP PROJECT**  
29        Build Indiana Fund (IC 4-30-17)  
30        Total Operating Expense                               **656,158**                       **656,158**

31        **SOUTHERN INDIANA EDUCATIONAL ALLIANCE**  
32        Build Indiana Fund (IC 4-30-17)  
33        Total Operating Expense                               **1,090,452**                       **1,090,452**

34        **DEGREE LINK**  
35        Build Indiana Fund (IC 4-30-17)  
36        Total Operating Expense                               **460,245**                       **460,245**

37  
38        The above appropriations shall be used for the delivery of Indiana State University  
39        baccalaureate degree programs at Ivy Tech Community College and Vincennes  
40        University locations through Degree Link.

41  
42        **WORKFORCE CENTERS**  
43        Build Indiana Fund (IC 4-30-17)  
44        Total Operating Expense                               **732,794**                       **732,794**

45        **MIDWEST HIGHER EDUCATION COMPACT**  
46        Build Indiana Fund (IC 4-30-17)  
47        Total Operating Expense                               **95,000**                       **95,000**

48  
49        **B. ELEMENTARY AND SECONDARY EDUCATION**

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**FOR THE STATE BOARD OF EDUCATION**

<b>Total Operating Expense</b>	<b>2,950,716</b>	<b>2,950,716</b>
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The foregoing appropriations for the Indiana state board of education are for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects, including national and international assessments; and for state board administrative expenses.

**FOR THE INDIANA CHARTER SCHOOL BOARD**

<b>Total Operating Expense</b>	<b>750,000</b>	<b>500,000</b>
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**FOR THE EDUCATION ROUNDTABLE**

<b>Total Operating Expense</b>	<b>750,000</b>	<b>750,000</b>
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**INDIANA WORKS COUNCILS**

<b>Total Operating Expense</b>	<b>1,000,000</b>	<b>5,000,000</b>
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In the state fiscal year beginning July 1, 2013 and ending June 30, 2014, the above appropriation may be used for planning and regional assessments. In the state fiscal year beginning July 1, 2014 and ending June 30, 2015, \$500,000 may be used by the education roundtable established by IC 20-19-4-2 for related operating expenses and \$4,500,000 may be used as matching grants for private investments into the career and technical education pathways.

**DROPOUT PREVENTION**

<b>Total Operating Expense</b>	<b>6,000,000</b>	<b>6,000,000</b>
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The above appropriation shall be directed to programs that help to prevent students from dropping out of school.

**STEM TEACHER RECRUITMENT FUND**

<b>Total Operating Expense</b>	<b>5,000,000</b>	<b>5,000,000</b>
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The above appropriation may be used to provide grants to organizations that place new science, technology, engineering, and math teachers in schools located in underserved areas.

**INNOVATION FUND**

<b>Total Operating Expense</b>	<b>2,500,000</b>	<b>2,500,000</b>
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The above appropriation may be used to support programs that promote innovation in the classroom and improve school performance. The Education Roundtable may also use funds from the above appropriation to provide start-up costs for New Tech high schools in Indiana. The above appropriation includes \$60,000 each state fiscal year for the Center for Evaluation and Education Policy to study the impact that such programs have on student performance and success.



1     **FOR THE DEPARTMENT OF EDUCATION**

2

3     **SUPERINTENDENT'S OFFICE**

4         **From the General Fund**

5                     8,495,125     8,495,125

6         **From the Professional Standards Fund (IC 20-28-2-10)**

7                     395,000     395,000

8         **Augmentation allowed from the Professional Standards Fund.**

9

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

12

13             **Personal Services**                     7,696,172     7,696,172

14             **Other Operating Expense**             1,193,953     1,193,953

15

16     **The above appropriation includes funds to provide state support to educational service**  
17     **centers.**

18

19     **PUBLIC TELEVISION DISTRIBUTION**

20             **Total Operating Expense**             2,500,000     2,500,000

21

22     **The above appropriations are for grants for public television. The Indiana Public**  
23     **Broadcasting Stations, Inc., shall submit a distribution plan for the eight Indiana**  
24     **public education television stations that shall be approved by the budget agency**  
25     **after review by the budget committee. Of the above appropriations, \$357,500 each**  
26     **year shall be distributed equally among all of the public radio stations.**

27

28     **RILEY HOSPITAL**

29             **Total Operating Expense**             23,004     23,004

30     **BEST BUDDIES**

31             **Total Operating Expense**             206,125     206,125

32     **PERKINS STATE MATCH**

33             **Total Operating Expense**             494,000     494,000

34     **SCHOOL TRAFFIC SAFETY**

35             **Personal Services**                     203,109     203,109

36             **Other Operating Expense**             49,374     49,374

37             **Augmentation allowed.**

38     **EDUCATION LICENSE PLATE FEES**

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

40             **Total Operating Expense**             115,569     115,569

41     **ACCREDITATION SYSTEM**

42             **Personal Services**                     382,747     382,747

43             **Other Operating Expense**             320,117     320,117

44     **SPECIAL EDUCATION (S-5)**

45             **Total Operating Expense**             24,070,000     24,070,000

46

47     **The foregoing appropriations for special education are made under IC 20-35-6-2.**

48

49     **SPECIAL EDUCATION EXCISE**

1	<b>Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)</b>		
2	<b>Personal Services</b>	<b>259,719</b>	<b>259,719</b>
3	<b>Other Operating Expense</b>	<b>126,808</b>	<b>126,808</b>
4	Augmentation allowed.		
5	<b>CAREER AND TECHNICAL EDUCATION</b>		
6	<b>Personal Services</b>	<b>1,130,217</b>	<b>1,130,217</b>
7	<b>Other Operating Expense</b>	<b>82,686</b>	<b>82,686</b>
8			
9	<b>TRANSFER TUITION (STATE EMPLOYEES' CHILDREN AND ELIGIBLE</b>		
10	<b>CHILDREN IN MENTAL HEALTH FACILITIES)</b>		
11	<b>Total Operating Expense</b>	<b>7,000</b>	<b>7,000</b>

12  
13 The foregoing appropriations for transfer tuition (state employees' children and  
14 eligible children in mental health facilities) are made under IC 20-26-11-8 and  
15 IC 20-26-11-10.

16  
17 **TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION**

18	<b>Total Operating Expense</b>	<b>2,403,792</b>	<b>2,403,792</b>
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19  
20 The foregoing appropriations shall be distributed by the department of education on a  
21 monthly basis and in approximately equal payments to special education cooperatives,  
22 area career and technical education schools, and other governmental entities that  
23 received state teachers' Social Security distributions for certified education personnel  
24 (excluding the certified education personnel funded through federal grants) during the  
25 fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under  
26 the Indiana state teacher's retirement fund, the amount they received during the  
27 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed  
28 is greater than the total appropriation, the department of education shall reduce each  
29 entity's distribution proportionately.

30  
31 **DISTRIBUTION FOR TUITION SUPPORT**

32	<b>Total Operating Expense</b>	<b>6,629,100,000</b>	<b>6,694,300,000</b>
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33  
34 The foregoing appropriations for distribution for tuition support are to be distributed  
35 for tuition support, full-day kindergarten, special education programs, career and  
36 technical education programs, honors grants, Mitch Daniels early graduation scholarships,  
37 and the primetime program in accordance with a statute enacted for this purpose  
38 during the 2013 session of the general assembly.

39  
40 If the above appropriations for distribution for tuition support are more than are  
41 required under this SECTION, any excess shall revert to the general fund.

42  
43 The above appropriations for tuition support shall be made each fiscal year under a  
44 schedule set by the budget agency and approved by the governor. However, the schedule  
45 shall provide for at least twelve (12) payments, that one (1) payment shall be made at  
46 least every forty (40) days, and the aggregate of the payments in each fiscal year  
47 shall equal the amount required under the statute enacted for the purpose referred  
48 to above.

1      **The department shall determine the amount of savings resulting from the Choice Scholarship**  
2      **Program for each year as follows:**

3      **STEP ONE: Determine the total amount distributed in the year to all individuals**  
4      **for a scholarship under the choice scholarship program described in House Bill**  
5      **1003-2011 or a similar program for eligible students who enroll in a private**  
6      **school.**

7      **STEP TWO: Determine the total amount of state tuition support that all school**  
8      **corporations and charter schools (other than virtual charter schools) would**  
9      **have received in the year if those individuals who received a scholarship and**  
10     **who were enrolled in a public school during the preceding two (2) semesters**  
11     **before first receiving the scholarship had instead remained enrolled in public**  
12     **schools and had not enrolled in private schools.**

13     **STEP THREE: Determine the result of:**

- 14        (A) the STEP TWO result; minus
- 15        (B) the STEP ONE amount.

16     **The amount of savings calculated shall be reviewed by the state budget committee.**

17  
18     **The state board and department shall provide support to school corporations and**  
19     **charter schools in the development and implementation of child centered and learning**  
20     **focused programs using the following methods:**

21     **(1) Targeting professional development funds to provide teachers in kindergarten**  
22     **through grade 3 education in:**

- 23        (A) scientifically proven methods of teaching reading;
- 24        (B) the use of data to guide instruction; and
- 25        (C) the use of age appropriate literacy and mathematics assessments.

26     **(2) Making uniform, predictively valid, observational assessments that:**

- 27        (A) provide frequent information concerning the student's progress to
- 28        the student's teacher; and
- 29        (B) measure the student's progress in literacy;

30     **available to teachers in kindergarten through grade 3. Teachers shall monitor**  
31     **students participating in a program, and the school corporation or charter school**  
32     **shall report the results of the assessments to the parents of a child completing**  
33     **an assessment and to the department.**

34     **(3) Undertaking a longitudinal study of students in programs in Indiana to**  
35     **determine the achievement levels of the students in kindergarten and later**  
36     **grades.**

37  
38     **SCHOOL PERFORMANCE AWARDS**

Total Operating Expense	0	16,700,000
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40     **DISTRIBUTION FOR SUMMER SCHOOL**

Other Operating Expense	18,360,000	18,360,000
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43     **It is the intent of the 2013 general assembly that the above appropriations for summer**  
44     **school shall be the total allowable state expenditure for such program. Therefore, if**  
45     **the expected disbursements are anticipated to exceed the total appropriation for that**  
46     **state fiscal year, then the department of education shall reduce the distributions**  
47     **proportionately.**

48  
49     **EARLY INTERVENTION PROGRAM AND READING DIAGNOSTIC ASSESSMENT**

1	<b>Total Operating Expense</b>	<b>4,012,000</b>	<b>4,012,000</b>
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2

3 **The above appropriation for the early intervention program may be used for grants to**  
 4 **local school corporations for grant proposals for early intervention programs.**

5

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

14

15 **NATIONAL SCHOOL LUNCH PROGRAM**

16	<b>Total Operating Expense</b>	<b>5,125,000</b>	<b>5,125,000</b>
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17 **MARION COUNTY DESEGREGATION COURT ORDER**

18	<b>Total Operating Expense</b>	<b>10,000,000</b>	<b>9,000,000</b>
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19

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

25

26 **TEXTBOOK REIMBURSEMENT**

27	<b>Total Operating Expense</b>	<b>39,000,000</b>	<b>39,000,000</b>
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28

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

38

39 **The foregoing appropriations for textbook reimbursement include the appropriation**  
 40 **of the common school fund interest balance that is not appropriated for another**  
 41 **purpose. The remainder of the above appropriations are provided from the state general**  
 42 **fund.**

43

44 **TESTING AND REMEDIATION**

45	<b>Total Operating Expense</b>	<b>46,229,643</b>	<b>46,229,643</b>
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46

47 **The above appropriations for testing and remediation include funds for graduation**  
 48 **exam remediation, the advanced placement program, the College Board or ACT**  
 49 **program, and other testing designed to measure college and career readiness**

1 as selected by the department of education. The appropriations for the advanced  
 2 placement program and College Board or ACT program are to provide funding for  
 3 students of accredited public and nonpublic schools.

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

8  
 9 The above appropriation for testing and remediation shall be used by school  
 10 corporations to provide remediation programs for students who attend public and  
 11 nonpublic schools. For purposes of tuition support, these students are not to be  
 12 counted in the average daily membership.

13  
 14            **NON-ENGLISH SPEAKING PROGRAM**

15            Other Operating Expense	5,000,000	5,000,000
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16  
 17 The above appropriations for the Non-English Speaking Program are for pupils  
 18 who have a primary language other than English and limited English proficiency,  
 19 as determined by using a standard proficiency examination that has been approved  
 20 by the department of education.

21  
 22 The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the  
 23 2013 general assembly that the above appropriations for the Non-English Speaking  
 24 Program shall be the total allowable state expenditure for the program. If the expected  
 25 distributions are anticipated to exceed the total appropriations for the state fiscal  
 26 year, the department of education shall reduce each school corporation's distribution  
 27 proportionately.

28  
 29            **GIFTED AND TALENTED EDUCATION PROGRAM**

30            Personal Services	66,628	66,628
31            Other Operating Expense	12,481,468	12,481,468

32  
 33            **EXCELLENCE IN PERFORMANCE AWARDS**

34            Total Operating Expense	11,000,000	11,000,000
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35  
 36 The above appropriations may only be used to make grants to school corporations  
 37 and charter schools to be used to make cash awards to effective and highly effective  
 38 teachers. The department shall develop a program to administer the program. The  
 39 program shall include guidelines that permit all school corporations and charter  
 40 schools to apply for a grant. The guidelines must specify that in order to receive  
 41 a grant a school must have a system of performance evaluations that meets the  
 42 requirements of IC 20-28-11.5. The above funds are available for allotment by the  
 43 budget agency after approval by the state board of education and review by the state  
 44 budget committee.

45  
 46            **PRIMETIME**

47            Personal Services	103,437	103,437
48            Other Operating Expense	51,093	51,093

49            **DRUG FREE SCHOOLS**

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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49			

1 on a "pay as you go" basis plus the base benefits under the pre-1996 account of the  
2 teachers' retirement fund is:

3 (1) greater than the above appropriations for a year, after notice to the governor  
4 and the budget agency of the deficiency, the above appropriation for the year shall  
5 be augmented from the general fund. Any augmentation shall be included in the  
6 required pension stabilization calculation under IC 5-10.4; or

7 (2) less than the above appropriations for a year, the excess shall be retained in the  
8 general fund. The portion of the benefit funded by the annuity account and the  
9 actuarially funded Post Retirement Pension Increases shall not be part of this  
10 calculation.

11 **C. OTHER EDUCATION**

12 **FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD**

15 Personal Services	664,451	664,451
16 Other Operating Expense	331,925	331,925

17 **FOR THE STATE LIBRARY**

19 Personal Services	2,447,808	2,447,808
20 Other Operating Expense	388,516	388,516

21 **STATEWIDE LIBRARY SERVICES**

22 Total Operating Expense	1,313,844	1,313,844
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23  
24 The foregoing appropriations for statewide library services will be used to provide  
25 services to libraries across the state. These services may include, but will not be limited  
26 to, programs, including Wheels, I\*Ask, and professional development. The state library  
27 shall identify statewide library services that are to be provided by a vendor. Those  
28 services identified by the library shall be procured through a competitive process  
29 using one (1) or more requests for proposals covering the service.

30 **LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES**

32 Other Operating Expense	45,000	45,000
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33 **ACADEMY OF SCIENCE**

34 Total Operating Expense	7,264	7,264
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35  
36 **FOR THE ARTS COMMISSION**

37 Personal Services	455,705	455,705
38 Other Operating Expense	2,184,648	2,184,648

39  
40 The foregoing appropriation to the arts commission includes \$325,000 each year to  
41 provide grants under IC 4-23-2.5 to:

42 (1) the arts organizations that have most recently qualified for general operating  
43 support as major arts organizations as determined by the arts commission;

44 and

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

48  
49 **FOR THE HISTORICAL BUREAU**

1	Personal Services	307,613	307,613	
2	Other Operating Expense	1,799	1,799	
3	<b>HISTORICAL MARKER PROGRAM</b>			
4	Total Operating Expense			20,980

5

6 SECTION 10. [EFFECTIVE JULY 1, 2013]

7

8 DISTRIBUTIONS

9

10 FOR THE AUDITOR OF STATE

11

12 GAMING TAX

13	Total Operating Expense	110,000,000	72,600,000	
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14

15 SECTION 11. [EFFECTIVE JULY 1, 2013]

16

17 The following allocations of federal funds are available for career and technical  
 18 education under the Carl D. Perkins Career and Technical Education Act of 2006  
 19 (20 U.S.C. 2301 et seq. for Career and Technical Education). These funds shall be  
 20 received by the state board of education, and may be allocated by the budget agency  
 21 after consultation with the board of education and any other state agencies, commissions,  
 22 or organizations required by state law. Funds shall be allocated to these agencies  
 23 in accordance with the allocations specified below:

24

25 STATE PROGRAMS AND LEADERSHIP

		2,546,515	2,546,515	
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26 SECONDARY VOCATIONAL PROGRAMS

		14,341,974	14,341,974	
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28 POSTSECONDARY VOCATIONAL PROGRAMS

		8,067,360	8,067,360	
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30

31

32 SECTION 12. [EFFECTIVE JULY 1, 2013]

33

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

37

38 SECTION 13. [EFFECTIVE JULY 1, 2013]

39

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

47

48 SECTION 14. [EFFECTIVE JULY 1, 2013]

49



1 The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation  
2 with the Indiana department of administration, may fix the amount of reimbursement  
3 for traveling expenses (other than transportation) for travel within the limits of Indiana.  
4 This amount may not exceed actual lodging and miscellaneous expenses incurred. A  
5 person in travel status, as defined by the state travel policies and procedures established  
6 by the Indiana department of administration and the budget agency, is entitled to a meal  
7 allowance not to exceed during any twenty-four (24) hour period the standard meal  
8 allowances established by the federal Internal Revenue Service.  
9

10 All appropriations provided by this act or any other statute, for traveling and  
11 hotel expenses for any department, officer, agent, employee, person, trustee, or  
12 commissioner, are to be used only for travel within the state of Indiana, unless  
13 those expenses are incurred in traveling outside the state of Indiana on trips that  
14 previously have received approval as required by the state travel policies and  
15 procedures established by the Indiana department of administration and the budget  
16 agency. With the required approval, a reimbursement for out-of-state travel expenses  
17 may be granted in an amount not to exceed actual lodging and miscellaneous expenses  
18 incurred. A person in travel status is entitled to a meal allowance not to exceed during  
19 any twenty-four (24) hour period the standard meal allowances established by the  
20 federal Internal Revenue Service for properly approved travel within the continental  
21 United States and a minimum of \$50 during any twenty-four (24) hour period for  
22 properly approved travel outside the continental United States. However, while  
23 traveling in Japan, the minimum meal allowance shall not be less than \$90 for any  
24 twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum  
25 meal allowance shall not be less than \$85 for any twenty-four (24) hour period.  
26 While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and  
27 France, the minimum meal allowance shall not be less than \$65 for any twenty-four  
28 (24) hour period.  
29

30 In the case of the state supported institutions of postsecondary education, approval  
31 for out-of-state travel may be given by the chief executive officer of the institution,  
32 or the chief executive officer's authorized designee, for the chief executive officer's  
33 respective personnel.  
34

35 Before reimbursing overnight travel expenses, the auditor of state shall require  
36 documentation as prescribed in the state travel policies and procedures established  
37 by the Indiana department of administration and the budget agency. No appropriation  
38 from any fund may be construed as authorizing the payment of any sum in excess of  
39 the standard mileage rates for personally owned transportation equipment established  
40 by the federal Internal Revenue Service when used in the discharge of state business.  
41 The Indiana department of administration and the budget agency may adopt policies  
42 and procedures relative to the reimbursement of travel and moving expenses of new  
43 state employees and the reimbursement of travel expenses of prospective employees  
44 who are invited to interview with the state.  
45

46 SECTION 15. [EFFECTIVE JULY 1, 2013]  
47

48 Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions,  
49 and councils who are entitled to a salary per diem is \$50 per day. However, members of

1      **boards, commissions, or councils who receive an annual or a monthly salary paid by the**  
2      **state are not entitled to the salary per diem provided in IC 4-10-11-2.1.**

3  
4      **SECTION 16. [EFFECTIVE JULY 1, 2013]**

5  
6      **No payment for personal services shall be made by the auditor of state unless the**  
7      **payment has been approved by the budget agency or the designee of the budget agency.**

8  
9      **SECTION 17. [EFFECTIVE JULY 1, 2013]**

10  
11      **No warrant for operating expenses, capital outlay, or fixed charges shall be issued to**  
12      **any department or an institution unless the receipts of the department or institution**  
13      **have been deposited into the state treasury for the month. However, if a department or**  
14      **an institution has more than \$10,000 in daily receipts, the receipts shall be deposited**  
15      **into the state treasury daily.**

16  
17      **SECTION 18. [EFFECTIVE JULY 1, 2013]**

18  
19      **In case of loss by fire or any other cause involving any state institution or department,**  
20      **the proceeds derived from the settlement of any claim for the loss shall be deposited in**  
21      **the state treasury, and the amount deposited is hereby reappropriated to the institution**  
22      **or department for the purpose of replacing the loss. If it is determined that the loss shall**  
23      **not be replaced, any funds received from the settlement of a claim shall be deposited**  
24      **into the state general fund.**

25  
26      **SECTION 19. [EFFECTIVE JULY 1, 2013]**

27  
28      **If an agency has computer equipment in excess of the needs of that agency, then the**  
29      **excess computer equipment may be sold under the provisions of surplus property sales,**  
30      **and the proceeds of the sale or sales shall be deposited in the state treasury. The amount**  
31      **so deposited is hereby reappropriated to that agency for other operating expenses of the**  
32      **then current year, if approved by the director of the budget agency.**

33  
34      **SECTION 20. [EFFECTIVE JULY 1, 2013]**

35  
36      **If any state penal or benevolent institution other than the Indiana state prison,**  
37      **Pendleton correctional facility, or Putnamville correctional facility shall, in the**  
38      **operation of its farms, produce products or commodities in excess of the needs of**  
39      **the institution, the surplus may be sold through the division of industries and farms,**  
40      **the director of the supply division of the Indiana department of administration, or both.**  
41      **The proceeds of any such sale or sales shall be deposited in the state treasury. The**  
42      **amount deposited is hereby reappropriated to the institution for expenses of the**  
43      **then current year if approved by the director of the budget agency. The exchange**  
44      **between state penal and benevolent institutions of livestock for breeding purposes**  
45      **only is hereby authorized at valuations agreed upon between the superintendents or**  
46      **wardens of the institutions. Capital outlay expenditures may be made from the**  
47      **institutional industries and farms revolving fund if approved by the budget agency**  
48      **and the governor.**

49

1 SECTION 21. [EFFECTIVE JULY 1, 2013]  
2

3 This act does not authorize any rehabilitation and repairs to any state buildings,  
4 nor does it allow that any obligations be incurred for lands and structures, without  
5 the prior approval of the budget director or the director's designee. This SECTION  
6 does not apply to contracts for the state universities supported in whole or in part  
7 by state funds.  
8

9 SECTION 22. [EFFECTIVE JULY 1, 2013]  
10

11 If an agency has an annual appropriation fixed by law, and if the agency also receives  
12 an appropriation in this act for the same function or program, the appropriation in  
13 this act supersedes any other appropriations and is the total appropriation for the  
14 agency for that program or function.  
15

16 SECTION 23. [EFFECTIVE JULY 1, 2013]  
17

18 The balance of any appropriation or funds heretofore placed or remaining to the  
19 credit of any division of the state of Indiana, and any appropriation or funds provided  
20 in this act placed to the credit of any division of the state of Indiana, the powers,  
21 duties, and functions whereof are assigned and transferred to any department for  
22 salaries, maintenance, operation, construction, or other expenses in the exercise  
23 of such powers, duties, and functions, shall be transferred to the credit of the  
24 department to which such assignment and transfer is made, and the same shall be  
25 available for the objects and purposes for which appropriated originally.  
26

27 SECTION 24. [EFFECTIVE JULY 1, 2013]  
28

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

35 (1) In the case of an elected state officer, it shall be shown that the duties of the  
36 office require driving about the state of Indiana in the performance of official duty.

37 (2) In the case of department or commission heads, it shall be shown that the statutory  
38 duties imposed in the discharge of the office require traveling a greater distance  
39 than one thousand (1,000) miles each month or that they are subject to official duty  
40 call at all times.

41 (3) In the case of employees, it shall be shown that the major portion of the duties  
42 assigned to the employee require travel on state business in excess of one thousand  
43 (1,000) miles each month, or that the vehicle is identified by the agency as an integral  
44 part of the job assignment.  
45

46 In computing the number of miles required to be driven by a department head or an  
47 employee, the distance between the individual's home and office or designated official  
48 station is not to be considered as a part of the total. Department heads shall annually  
49 submit justification for the continued assignment of each vehicle in their department,

1 which shall be reviewed by the commissioner of the Indiana department of administration,  
2 or the commissioner's designee. There shall be an insignia permanently affixed on  
3 each side of all state owned cars, designating the cars as being state owned. However,  
4 this requirement does not apply to state owned cars driven by elected state officials  
5 or to cases where the commissioner of the Indiana department of administration or  
6 the commissioner's designee determines that affixing insignia on state owned cars  
7 would hinder or handicap the persons driving the cars in the performance of their  
8 official duties.  
9

10 SECTION 25. [EFFECTIVE JULY 1, 2013]  
11

12 When budget agency approval or review is required under this act, the budget agency  
13 may refer to the budget committee any budgetary or fiscal matter for an advisory  
14 recommendation. The budget committee may hold hearings and take any actions  
15 authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget  
16 agency.  
17

18 SECTION 26. [EFFECTIVE JULY 1, 2013]  
19

20 The governor of the state of Indiana is solely authorized to accept on behalf of the  
21 state any and all federal funds available to the state of Indiana. Federal funds  
22 received under this SECTION are appropriated for purposes specified by the federal  
23 government, subject to allotment by the budget agency. The provisions of this  
24 SECTION and all other SECTIONS concerning the acceptance, disbursement,  
25 review, and approval of any grant, loan, or gift made by the federal government  
26 or any other source to the state or its agencies and political subdivisions shall  
27 apply, notwithstanding any other law.  
28

29 SECTION 27. [EFFECTIVE JULY 1, 2013]  
30

31 Federal funds received as revenue by a state agency or department are not available  
32 to the agency or department for expenditure until allotment has been made by the  
33 budget agency under IC 4-12-1-12(d).  
34

35 SECTION 28. [EFFECTIVE JULY 1, 2013]  
36

37 A contract or an agreement for personal services or other services may not be  
38 entered into by any agency or department of state government without the approval  
39 of the budget agency or the designee of the budget director.  
40

41 SECTION 29. [EFFECTIVE JULY 1, 2013]  
42

43 Except in those cases where a specific appropriation has been made to cover the  
44 payments for any of the following, the auditor of state shall transfer, from the  
45 personal services appropriations for each of the various agencies and departments,  
46 necessary payments for Social Security, public employees' retirement, health  
47 insurance, life insurance, and any other similar payments directed by the budget  
48 agency.  
49

1    **SECTION 30. [EFFECTIVE JULY 1, 2013]**

2

3        **Subject to SECTION 25 of this act as it relates to the budget committee, the budget**  
4        **agency with the approval of the governor may withhold allotments of any or all**  
5        **appropriations contained in this act for the 2013-2015 biennium, if it is considered**  
6        **necessary to do so in order to prevent a deficit financial situation.**

7

8    **SECTION 31. [EFFECTIVE UPON PASSAGE.]**

9

10       **There is hereby appropriated from the state general fund for the Indiana charter**  
11       **school board three hundred thousand dollars (\$300,000) for the state fiscal year**  
12       **beginning July 1, 2012 and ending Jue 30, 2013 to cover operating expenses of the**  
13       **board.**

14

15    **SECTION 32. [EFFECTIVE JULY 1, 2013]**

16

17       **CONSTRUCTION**

18

19       **For the 2013-2015 biennium, the following amounts, from the funds listed as follows,**  
20       **are hereby appropriated to provide for the construction, reconstruction, rehabilitation,**  
21       **repair, purchase, rental, and sale of state properties, capital lease rentals, and the**  
22       **purchase and sale of land, including equipment for such properties and other projects**  
23       **as specified.**

24

25	State General Fund - Lease Rentals	363,907,991
26	State General Fund - Construction	351,049,472
27	State Police Building Account (IC 9-29-1-4)	5,399,998
28	Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	916,078
29	Cigarette Tax Fund (IC 6-7-1-29.1)	3,600,000
30	Veterans' Home Building Fund (IC 10-17-9-7)	9,770,579
31	Postwar Construction Fund (IC 7.1-4-8-1)	32,829,263
32	Regional Health Care Construction Account (IC 4-12-8.5)	24,204,692
33	Build Indiana Fund (IC 4-30-17)	5,800,000
34	State Highway Fund (IC 8-23-9-54)	21,240,000
35		
36	<b>TOTAL</b>	<b>818,718,073</b>

37

38       **The allocations provided under this SECTION are made from the state general fund,**  
39       **unless specifically authorized from other designated funds by this act. The budget**

40

41

42

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48

49

1 agency, with the approval of the governor, in approving the allocation of funds pursuant  
 2 to this SECTION, shall consider, as funds are available, allocations for the following  
 3 specific uses, purposes, and projects:  
 4

5 **A. GENERAL GOVERNMENT**

6  
 7 **FOR THE HOUSE OF REPRESENTATIVES**

8       **Renovation** **750,000**  
 9

10 **FOR THE STATE BUDGET AGENCY**

11       **Health and Safety Contingency Fund** **5,000,000**

12       **Aviation Technology Center** **2,656,362**

13       **Airport Facilities Lease** **41,998,409**

14       **Stadium Lease Rental** **174,538,668**

15       **Convention Center Lease Rental** **49,290,626**

16       **State Fair Lease Rental** **5,812,776**  
 17

18 **DEPARTMENT OF ADMINISTRATION**

19       **Preventive Maintenance** **8,688,334**

20       **Repair and Rehabilitation** **13,289,403**

21 **DEPARTMENT OF ADMINISTRATION - LEASES**

22       **General Fund**

23           **Lease - Wabash Valley Correctional Facility** **31,357,286**

24           **Lease - Miami Correctional Facility** **31,244,895**

25           **Lease - New Castle Correctional Facility** **26,826,969**

26       **Postwar Construction Fund (IC 7.1-4-8-1)**

27           **Lease - Westville Dormitory** **600,000**

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

29           **Lease - Evansville State Hospital** **7,973,019**

30           **Lease - Southeast Regional Treatment Center** **10,959,925**

31           **Lease - Logansport State Hospital** **5,271,748**  
 32

33 **B. PUBLIC SAFETY**

34  
 35 **(1) LAW ENFORCEMENT**

36  
 37 **INDIANA STATE POLICE**

38       **State Police Building Account (IC 9-29-1-4)**

39           **Preventive Maintenance** **1,266,998**

40           **Repair and Rehabilitation** **120,000**

41           **Vehicle Replacement** **4,013,000**

42 **FORENSIC LAB**

43       **Repair and Rehabilitation** **1,696,728**

44 **LAW ENFORCEMENT TRAINING BOARD**

45       **Law Enforcement Academy Building Fund (IC 5-2-1-13(a))**

46           **Preventive Maintenance** **346,078**

47           **Repair and Rehabilitation** **520,000**

48           **Vehicle Replacement** **50,000**  
 49

**ADJUTANT GENERAL**

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1			125,000
2			2,000,000
3			
4	<b>(2) CORRECTIONS</b>		
5			
6	<b>DEPARTMENT OF CORRECTION</b>		
7	Preventive Maintenance		100,000
8	<b>STATE PRISON</b>		
9	Preventive Maintenance		1,100,000
10	Postwar Construction Fund (IC 7.1-4-8-1)		
11	Repair and Rehabilitation		1,200,000
12	Construct Laundry Facility		3,250,000
13	Construct Security Building		2,200,000
14	<b>PENDLETON CORRECTIONAL FACILITY</b>		
15	Preventive Maintenance		1,300,000
16	Postwar Construction Fund (IC 7.1-4-8-1)		
17	Repair and Rehabilitation		3,200,000
18	<b>WOMEN'S PRISON</b>		
19	Preventive Maintenance		360,000
20	Postwar Construction Fund (IC 7.1-4-8-1)		
21	Repair and Rehabilitation		315,000
22	Install Emergency Power to Administration and Security Command Center		312,000
23	<b>NEW CASTLE CORRECTIONAL FACILITY</b>		
24	Preventive Maintenance		100,000
25	<b>PUTNAMVILLE CORRECTIONAL FACILITY</b>		
26	Preventive Maintenance		800,000
27	Postwar Construction Fund (IC 7.1-4-8-1)		
28	Repair and Rehabilitation		1,255,000
29	<b>INDIANAPOLIS RE-ENTRY EDUCATION FACILITY</b>		
30	Preventive Maintenance		360,000
31	Postwar Construction Fund (IC 7.1-4-8-1)		
32	Repair and Rehabilitation		90,000
33	<b>BRANCHVILLE CORRECTIONAL FACILITY</b>		
34	Preventive Maintenance		360,000
35	<b>WESTVILLE CORRECTIONAL FACILITY</b>		
36	Preventive Maintenance		1,040,000
37	Postwar Construction Fund (IC 7.1-4-8-1)		
38	Repair and Rehabilitation		2,212,000
39	<b>ROCKVILLE CORRECTIONAL FACILITY</b>		
40	Preventive Maintenance		500,000
41	Postwar Construction Fund (IC 7.1-4-8-1)		
42	Repair and Rehabilitation		2,736,048
43	<b>PLAINFIELD CORRECTIONAL FACILITY</b>		
44	Preventive Maintenance		950,000
45	<b>RECEPTION AND DIAGNOSTIC CENTER</b>		
46	Preventive Maintenance		210,000
47	Postwar Construction Fund (IC 7.1-4-8-1)		
48	Repair and Rehabilitation		242,000
49	<b>CORRECTIONAL INDUSTRIAL FACILITY</b>		

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	Preventive Maintenance		600,000
2	Postwar Construction Fund (IC 7.1-4-8-1)		
3	Repair and Rehabilitation		1,116,000
4	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>		
5	Preventive Maintenance		527,354
6	<b>CHAIN O' LAKES CORRECTIONAL FACILITY</b>		
7	Preventive Maintenance		90,000
8	Postwar Construction Fund (IC 7.1-4-8-1)		
9	Construct Maintenance Building		180,000
10	<b>MADISON CORRECTIONAL FACILITY</b>		
11	Preventive Maintenance		315,000
12	Postwar Construction Fund (IC 7.1-4-8-1)		
13	Install Digital HVAC Controls		375,000
14	<b>MIAMI CORRECTIONAL FACILITY</b>		
15	Preventive Maintenance		900,000
16	<b>CAMP SUMMIT CORRECTIONAL FACILITY</b>		
17	Preventive Maintenance		80,000
18	<b>EDINBURGH CORRECTIONAL FACILITY</b>		
19	Preventive Maintenance		80,000
20	<b>HENRYVILLE CORRECTIONAL FACILITY</b>		
21	Preventive Maintenance		50,000
22	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>		
23	Preventive Maintenance		300,000
24	Postwar Construction Fund (IC 7.1-4-8-1)		
25	Repair and Rehabilitation		2,156,976
26	<b>NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY</b>		
27	Preventive Maintenance		120,000
28	<b>MADISON JUVENILE CORRECTIONAL FACILITY</b>		
29	Preventive Maintenance		435,000
30	Postwar Construction Fund (IC 7.1-4-8-1)		
31	Install Digital HVAC Controls on Housing Units		375,000
32			
33	<b>C. CONSERVATION AND ENVIRONMENT</b>		
34			
35	<b>DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION</b>		
36	Preventive Maintenance		100,000
37	Repair and Rehabilitation		597,500
38	<b>FISH AND WILDLIFE</b>		
39	Preventive Maintenance		3,279,158
40	Repair and Rehabilitation		1,000,000
41	<b>FORESTRY</b>		
42	Preventive Maintenance		2,870,000
43	Repair and Rehabilitation		1,565,000
44	<b>NATURE PRESERVES</b>		
45	Preventive Maintenance		639,750
46	Repair and Rehabilitation		809,164
47	<b>OUTDOOR RECREATION</b>		
48	Preventive Maintenance		60,000
49	Repair and Rehabilitation		243,456



1	<b>STATE PARKS AND RESERVOIR MANAGEMENT</b>	
2	Preventive Maintenance	3,165,350
3	Repair and Rehabilitation	11,301,506
4	State Parks - Falls of the Ohio Lease	182,000
5	Falls of the Ohio - Exhibits	585,000
6	Goose Pond Visitor Center	2,000,000
7	Cigarette Tax Fund (IC 6-7-1-29.1)	
8	Preventive Maintenance	3,600,000
9	<b>DIVISION OF WATER</b>	
10	Preventive Maintenance	155,000
11	Repair and Rehabilitation	2,633,700
12	<b>ENFORCEMENT</b>	
13	Preventive Maintenance	589,600
14	Law Enforcement	800,000
15	Administration Building	2,000,000
16	<b>ENTOMOLOGY</b>	
17	Repair and Rehabilitation	200,000
18	<b>INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION</b>	
19	Preventive Maintenance	1,645,077
20	Repair and Rehabilitation	3,907,677
21	<b>WAR MEMORIALS COMMISSION</b>	
22	Preventive Maintenance	1,234,000
23	Repair and Rehabilitation	1,100,000
24	Civil War Battle Flags Restoration	300,000
25	<b>KANKAKEE RIVER BASIN COMMISSION</b>	
26	Build Indiana Fund (IC 4-30-17)	
27	Repair and Rehabilitation	1,000,000
28		
29	<b>D. TRANSPORTATION</b>	
30		
31	<b>DEPARTMENT OF TRANSPORTATION - BUILDINGS AND GROUNDS</b>	
32	State Highway Fund (IC 8-23-9-54)	
33	Buildings and Grounds	21,240,000
34		
35	The above appropriations for highway buildings and grounds may be used for land	
36	acquisition, site development, construction and equipping of new highway facilities	
37	and for maintenance, repair, and rehabilitation of existing state highway facilities	
38	after review by the budget committee.	
39		
40	<b>AIRPORT DEVELOPMENT</b>	
41	Build Indiana Fund (IC 4-30-17)	
42	Airport Development	4,800,000
43		
44	The foregoing allocation for the Indiana department of transportation is for airport	
45	development and shall be used for the purpose of assisting local airport authorities	
46	and local units of governments in matching available federal funds under the airport	
47	improvement program and for matching federal grants for airport planning and for	
48	the other airport studies. Matching grants of aid shall be made in accordance with	
49	the approved annual capital improvements program of the Indiana department of	

1	transportation and with the approval of the governor and the budget agency.		
2			
3	<b>E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS</b>		
4			
5	<b>(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION</b>		
6			
7	<b>FAMILY AND SOCIAL SERVICES ADMINISTRATION</b>		
8	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
9	<b>Vehicle Replacement</b>		70,000
10	<b>FSSA - BUREAU OF REHABILITATIVE SERVICES</b>		
11	<b>Hospitality Job Training Center for the Disabled</b>		5,000,000
12	<b>EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER</b>		
13	<b>Preventive Maintenance</b>		66,000
14	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
15	<b>Repair and Rehabilitation</b>		183,086
16	<b>Vehicle Replacement</b>		30,000
17	<b>EVANSVILLE STATE HOSPITAL</b>		
18	<b>Preventive Maintenance</b>		783,924
19	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
20	<b>Repair and Rehabilitation</b>		527,827
21	<b>Vehicle Replacement</b>		89,647
22	<b>MADISON STATE HOSPITAL</b>		
23	<b>Preventive Maintenance</b>		928,208
24	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
25	<b>Vehicle Replacement</b>		100,737
26	<b>LOGANSPOUR STATE HOSPITAL</b>		
27	<b>Preventive Maintenance</b>		863,144
28	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
29	<b>Repair and Rehabilitation</b>		2,986,943
30	<b>Vehicle Replacement</b>		176,760
31	<b>RICHMOND STATE HOSPITAL</b>		
32	<b>Preventive Maintenance</b>		1,100,000
33	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
34	<b>Repair and Rehabilitation</b>		450,360
35	<b>Vehicle Replacement</b>		99,000
36	<b>LARUE CARTER MEMORIAL HOSPITAL</b>		
37	<b>Preventive Maintenance</b>		1,833,118
38	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
39	<b>Repair and Rehabilitation</b>		1,080,000
40	<b>Vehicle Replacement</b>		103,032
41			
42	<b>(2) PUBLIC HEALTH</b>		
43			
44	<b>SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED</b>		
45	<b>Preventive Maintenance</b>		565,714
46	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
47	<b>Repair and Rehabilitation</b>		2,642,859
48	<b>SCHOOL FOR THE DEAF</b>		
49	<b>Preventive Maintenance</b>		565,714

1	Postwar Construction Fund (IC 7.1-4-8-1)	
2	Repair and Rehabilitation	2,473,988
3		
4	<b>(3) VETERANS' AFFAIRS</b>	
5		
6	<b>INDIANA VETERANS' HOME</b>	
7	Veterans' Home Building Fund (IC 10-17-9-7)	
8	Preventive Maintenance	1,500,000
9	Repair and Rehabilitation	8,270,579
10		
11	<b>F. EDUCATION</b>	
12		
13	<b>HIGHER EDUCATION</b>	
14		
15	<b>INDIANA UNIVERSITY - TOTAL SYSTEM</b>	
16	Repair and Rehabilitation	22,912,596
17	School of Medicine Laboratory Expansion	25,000,000
18	Regional Campus Projects	29,000,000
19	<b>PURDUE UNIVERSITY - TOTAL SYSTEM</b>	
20	Repair and Rehabilitation	18,529,948
21	PUWL Active Learning Center	50,000,000
22	IPFW South Campus Renovations	21,350,000
23	<b>INDIANA STATE UNIVERSITY</b>	
24	Repair and Rehabilitation	2,725,770
25	Normal Hall	16,000,000
26	<b>UNIVERSITY OF SOUTHERN INDIANA</b>	
27	Repair and Rehabilitation	1,367,926
28	Classroom Renovation and Expansion	18,000,000
29	Medical Education Center A&E	2,000,000
30	<b>BALL STATE UNIVERSITY</b>	
31	Repair and Rehabilitation	4,758,755
32	Geothermal Project Phase II	30,000,000
33	<b>VINCENNES UNIVERSITY</b>	
34	Repair and Rehabilitation	1,630,210
35	Aviation Technology Center Rehabilitation	6,000,000
36	<b>IVY TECH COMMUNITY COLLEGE</b>	
37	Repair and Rehabilitation	5,060,688
38		

39 **SECTION 33. [EFFECTIVE JULY 1, 2013]**

40  
41     **The budget agency may employ one (1) or more architects or engineers to inspect**  
42     **construction, rehabilitation, and repair projects covered by the appropriations in**  
43     **this act or previous acts.**

44  
45 **SECTION 34. [EFFECTIVE UPON PASSAGE]**

46  
47     **If any part of a construction or rehabilitation and repair appropriation made by this**  
48     **act or any previous acts has not been allotted or encumbered before the expiration**  
49     **of two (2) biennia, the budget agency may determine that the balance of the appropriation**

1 is not available for allotment. The appropriation may be terminated, and the balance  
2 may revert to the fund from which the original appropriation was made.

3  
4 SECTION 35. [EFFECTIVE JULY 1, 2013]

5  
6 The budget agency may retain balances in the mental health fund at the end of any  
7 fiscal year to ensure there are sufficient funds to meet the service needs of the  
8 developmentally disabled and the mentally ill in any year.

9  
10 SECTION 36. [EFFECTIVE JULY 1, 2013]

11  
12 If the budget director determines at any time during the biennium that the executive  
13 branch of state government cannot meet its statutory obligations due to insufficient  
14 funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with  
15 the approval of the governor and after review by the budget committee, may transfer  
16 from the counter-cyclical revenue and economic stabilization fund to the general  
17 fund any additional amount necessary to maintain a positive balance in the general  
18 fund.

19 SECTION 37. IC 1-1-1.1-14, AS AMENDED BY P.L.6-2012, SECTION 1, IS AMENDED TO READ  
20 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 14. Section 2 of this chapter does not repeal the  
21 following statutes concerning education finance:

- 22 (1) P.L.65-1985, SECTIONS 1, 7, and 12 (concerning school corporation general fund levies).  
23 (2) The following statutes concerning tuition support: P.L.372-1985, SECTION 3; P.L.5-1988,  
24 SECTIONS 229 and 230; P.L.59-1988, SECTIONS 13 through 16, and 18; P.L.240-1991, SECTION  
25 30; P.L.43-1992, SECTION 19; P.L.277-1993, SECTION 30; P.L.278-1993, SECTION 1;  
26 P.L.340-1995, SECTION 30; P.L.30-1996, SECTION 7; P.L.178-2002, SECTION 156;  
27 P.L.224-2003, SECTION 31; P.L.276-2003, SECTION 39; P.L.246-2005, SECTION 31;  
28 P.L.162-2006, SECTION 58; P.L.234-2007, SECTION 31; P.L.146-2008, SECTION 854.  
29 (3) P.L.85-1987, SECTION 5 (concerning school corporation cumulative building fund levies).  
30 (4) P.L.382-1987, SECTIONS 1 through 12, SECTION 18, SECTIONS 27 through 48, and  
31 SECTION 51 (concerning school finance).  
32 (5) P.L.59-1991, SECTION 4 (concerning the effect of amendments to statutes relating to education  
33 finance).  
34 (6) P.L.277-1993, SECTION 137 (concerning transfer of money from excess levy funds).  
35 (7) P.L.30-1996, SECTION 6 (concerning transfers of money between school corporation funds).  
36 ~~(8) P.L.273-1999, SECTION 159 (concerning primetime distributions).~~  
37 ~~(9)~~ (8) P.L.3-2000, SECTION 15 (concerning which vocational education formula to use in 2001).  
38 ~~(10)~~ (9) P.L.111-2002, SECTION 12 (concerning transfer tuition).  
39 ~~(11)~~ (10) P.L.146-2008, SECTION 855 (abolishing the tuition reserve account in the state general  
40 fund and transferring money to the state tuition reserve fund).

41 SECTION 38. IC 2-5-1.2-1, AS AMENDED BY P.L.133-2012, SECTION 1, IS AMENDED TO  
42 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) Except as provided in subsection  
43 (b) or otherwise in this article, this chapter applies to all committees established under this article.

44 (b) This chapter does not apply to the following:

- 45 (1) The legislative council and code revision commission (IC 2-5-1.1).

- 1 (2) The public officers compensation advisory commission (IC 2-5-1.6).
- 2 (3) The commission on interstate cooperation (IC 2-5-2).
- 3 (4) The commission on state tax and financing policy (IC 2-5-3).
- 4 (5) The natural resources study committee (IC 2-5-5).
- 5 (6) The pension management oversight commission (IC 2-5-12).
- 6 (7) The probate code study commission (IC 2-5-16).
- 7 (8) The administrative rules oversight committee (IC 2-5-18).
- 8 (9) The census data advisory committee (IC 2-5-19).
- 9 (10) The commission on military and veterans affairs (IC 2-5-20).
- 10 (11) A committee covered by IC 2-5-21.
- 11 (12) The health finance commission (IC 2-5-23).
- 12 (13) The water resources study committee (IC 2-5-25).
- 13 ~~(14) The select joint commission on Medicaid oversight (IC 2-5-26).~~
- 14 ~~(15)~~ **(14)** The commission on developmental disabilities (IC 2-5-27.2).
- 15 ~~(16)~~ **(15)** The youth advisory council (IC 2-5-29).
- 16 ~~(17)~~ **(16)** The unemployment insurance oversight committee (IC 2-5-30).
- 17 ~~(18)~~ **(17)** The criminal law and sentencing policy study committee (IC 2-5-33.4).
- 18 SECTION 39. IC 2-5-23-2 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 2: As used in this~~
- 19 ~~chapter, "committee" refers to the health finance advisory committee created under section 6 of this~~
- 20 ~~chapter.~~
- 21 SECTION 40. IC 2-5-23-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
- 22 PASSAGE]: Sec. 4. The commission may study any topic:
- 23 (1) directed by the chairman of the commission;
- 24 (2) assigned by the legislative council; or
- 25 (3) concerning issues that include:
- 26 (A) the delivery, payment, and organization of health care services;
- 27 (B) rules adopted under IC 4-22-2 that pertain to health care delivery, payment, and services that
- 28 are under the authority of any board or agency of state government; ~~and~~
- 29 (C) the implementation of IC 12-10-11.5; **and**
- 30 **(D) the state Medicaid program and the children's health insurance program established**
- 31 **under IC 12-17.6.**
- 32 SECTION 41. IC 2-5-23-6 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 6: The health~~
- 33 ~~finance advisory committee is created. At the request of the chairman, the health finance advisory~~
- 34 ~~committee shall provide information and otherwise assist the commission to perform the duties of the~~
- 35 ~~commission under this chapter. The health finance advisory committee members are ex officio and may~~
- 36 ~~not vote. Health finance advisory committee members shall be appointed from the general public, and~~
- 37 ~~must include the following:~~
- 38 ~~(1) One (1) representative from each of the following fields:~~
- 39 ~~(A) Cost accounting;~~
- 40 ~~(B) Actuarial sciences;~~
- 41 ~~(C) Medical economics;~~
- 42 ~~(2) One (1) individual who represents each of the following:~~
- 43 ~~(A) Insurance, with knowledge of:~~

- 1 (i) acute and long term care; and
- 2 (ii) reimbursement.
- 3 (B) Long term care, with knowledge of institutionalized and home based services, including
- 4 planning services.
- 5 (C) Hospitals, with knowledge of:
- 6 (i) inpatient and outpatient care; and
- 7 (ii) disproportionate share hospitals.
- 8 (D) Mental health, with knowledge of acute care, chronic care, institutional care, and community
- 9 based care.
- 10 (E) Pharmacies, with knowledge of:
- 11 (i) drug utilization;
- 12 (ii) drug research; and
- 13 (iii) access to drug services.
- 14 (F) Physicians licensed under IC 25-22.5.
- 15 (G) Nurses.
- 16 (H) Public and community health, with knowledge of:
- 17 (i) primary care health centers; and
- 18 (ii) access to care.
- 19 (I) The dean of the Medical School at Indiana University, or the dean's designee.
- 20 (J) The budget director or the director's designee.

21 (3) Two (2) individuals with expertise concerning issues under consideration by the commission.  
 22 SECTION 42. IC 2-5-23-7 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 7: (a) The president  
 23 pro tempore of the senate, with the advice of the minority leader of the senate, shall appoint the members  
 24 of the committee identified in section 6(1) and 6(2)(A) through 6(2)(C).

25 (b) The speaker of the house of representatives, with the advice of the minority leader of the house of  
 26 representatives, shall appoint the members of the committee identified in section 6(2)(D) through 6(2)(H)  
 27 of this chapter.

28 (c) The chairman of the commission, with the advice of the vice chairman of the commission, shall  
 29 appoint the members of the health finance advisory committee identified in section 6(3) of this chapter.

30 SECTION 43. IC 2-5-23-8 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 8: (a) The health  
 31 policy advisory committee is established. At the request of the chairman of the commission, the health  
 32 policy advisory committee shall provide information and otherwise assist the commission to perform the  
 33 duties of the commission under this chapter.

34 (b) The health policy advisory committee members are ex officio and may not vote.

35 (c) The health policy advisory committee members shall be appointed from the general public and  
 36 must include one (1) individual who represents each of the following:

- 37 (1) The interests of public hospitals.
- 38 (2) The interests of community mental health centers.
- 39 (3) The interests of community health centers.
- 40 (4) The interests of the long term care industry.
- 41 (5) The interests of health care professionals licensed under IC 25, but not licensed under
- 42 IC 25-22.5.
- 43 (6) The interests of rural hospitals. An individual appointed under this subdivision must be licensed

1 under IC 25-22-5.

2 (7) The interests of health maintenance organizations (as defined in IC 27-13-1-19);

3 (8) The interests of for-profit health care facilities (as defined in IC 27-8-10-1);

4 (9) A statewide consumer organization;

5 (10) A statewide senior citizen organization;

6 (11) A statewide organization representing people with disabilities;

7 (12) Organized labor;

8 (13) The interests of businesses that purchase health insurance policies;

9 (14) The interests of businesses that provide employee welfare benefit plans (as defined in 29 U.S.C.  
10 1002) that are self-funded;

11 (15) A minority community;

12 (16) The uninsured: An individual appointed under this subdivision must be and must have been  
13 chronically uninsured;

14 (17) An individual who is not associated with any organization, business, or profession represented  
15 in this subsection other than as a consumer;

16 (d) The chairman of the commission shall annually select a member of the health policy advisory  
17 committee to serve as chairperson.

18 (e) The health policy advisory committee shall meet at the call of the chairperson of the health policy  
19 advisory committee.

20 (f) The health policy advisory committee shall submit an annual report not later than September 15  
21 of each year to the commission that summarizes the committee's actions and the committee's findings and  
22 recommendations on any topic assigned to the committee. The report must be in an electronic format  
23 under IC 5-14-6.

24 SECTION 44. IC 2-5-23-9 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 9: The president  
25 pro tempore of the senate, with the advice of the minority leader of the senate, shall appoint the members  
26 of the health policy advisory committee identified in section 8(1), 8(3), 8(4), 8(6), 8(7), 8(8), 8(12), and  
27 8(13), of this chapter.

28 SECTION 45. IC 2-5-23-10 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 10: The speaker  
29 of the house of representatives, with the advice of the minority leader of the house of representatives, shall  
30 appoint the members of the health policy advisory committee identified in section 8(2), 8(5), 8(9), 8(10),  
31 8(11), 8(14), 8(15), 8(16), and 8(17) of this chapter.

32 SECTION 46. IC 2-5-23-12 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 12: A committee  
33 member as identified in section 6(3) of this chapter shall serve at the pleasure of the chairman of the  
34 commission. The member may be replaced at any time without notice, and for any reason, at the discretion  
35 of the chairman of the commission.

36 SECTION 47. IC 2-5-23-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
37 PASSAGE]: Sec. 17. Each member of the commission each member of the health finance advisory  
38 committee, and each member of the health policy advisory committee is entitled to receive the same per  
39 diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members,  
40 respectively, of interim study committees established by the legislative council.

41 SECTION 48. IC 2-5-26 IS REPEALED [EFFECTIVE UPON PASSAGE]. (Select Joint Commission  
42 on Medicaid Oversight).

43 SECTION 49. IC 4-10-18-1, AS AMENDED BY P.L.146-2008, SECTION 8, IS AMENDED TO

1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. As used in this chapter:

2 "Adjusted personal income" for a particular **calendar year reporting period** means the adjusted state  
3 personal income for that **year reporting period** as determined under section 3(b) of this chapter.

4 "Annual growth rate" for a particular **calendar year reporting period** means the percentage change  
5 in adjusted personal income for the particular **calendar year reporting period** as determined under section  
6 3(c) of this chapter.

7 "Budget director" refers to the director of the budget agency established under IC 4-12-1.

8 **"Bureau" means the Bureau of Economic Analysis of the United States Department of**  
9 **Commerce or its successor agency.**

10 "Costs" means the cost of construction, equipment, land, property rights (including leasehold interests),  
11 easements, franchises, leases, financing charges, interest costs during and for a reasonable period after  
12 construction, architectural, engineering, legal, and other consulting or advisory services, plans,  
13 specifications, surveys, cost estimates, and other costs or expenses necessary or incident to the  
14 acquisition, development, construction, financing, and operating of an economic growth initiative.

15 "Current calendar year" means a calendar year during which a transfer to or from the fund is initially  
16 determined under sections 4 and 5 of this chapter.

17 **"Current reporting period" means the most recent reporting period for which the following**  
18 **information is published by the bureau:**

19 (1) **The implicit price deflator for the gross domestic product.**

20 (2) **State personal income.**

21 "Economic growth initiative" means:

22 (1) the construction, extension, or completion of sewerlines, waterlines, streets, sidewalks, bridges,  
23 roads, highways, public ways, and any other infrastructure improvements;

24 (2) the leasing or purchase of land and any site improvements to land;

25 (3) the construction, leasing, or purchase of buildings or other structures;

26 (4) the rehabilitation, renovation, or enlargement of buildings or other structures;

27 (5) the leasing or purchase of machinery, equipment, or furnishings; or

28 (6) the training or retraining of employees whose jobs will be created or retained as a result of the  
29 initiative.

30 "Fund" means the counter-cyclical revenue and economic stabilization fund established under this  
31 chapter.

32 "General fund revenue" means all general purpose tax revenue and other unrestricted general purpose  
33 revenue of the state, including federal revenue sharing monies, credited to the state general fund and from  
34 which appropriations may be made.

35 "Implicit price deflator for the gross ~~national~~ **domestic** product" means the implicit price deflator for  
36 the gross ~~national~~ **domestic** product, or its closest equivalent, which is available from the ~~United States~~  
37 ~~Bureau of Economic Analysis~~: **bureau.**

38 "Political subdivision" has the meaning set forth in IC 36-1-2-13.

39 "Qualified economic growth initiative" means an economic growth initiative that is:

40 (1) proposed by or on behalf of a political subdivision to promote economic growth, including the  
41 creation or retention of jobs or the infrastructure necessary to create or retain jobs;

42 (2) supported by a financing plan by or on behalf of the political subdivision in an amount at least  
43 equal to the proposed amount of the grant under section 15 of this chapter; and



1 (3) estimated to cost not less than twelve million five hundred thousand dollars (\$12,500,000).

2 **"Reporting period" refers to a period of twelve (12) consecutive months.**

3 "State personal income" means state personal income as that term is defined by the bureau. of  
4 ~~Economic Analysis of the United States Department of Commerce or its successor agency.~~

5 "Total state general fund revenue" for a particular state fiscal year means the amount of that revenue  
6 for the particular state fiscal year as finally determined by the auditor of state.

7 "Transfer payments" means ~~transfer payments~~ **current personal transfer receipts** as that term is  
8 defined by the bureau. of ~~Economic Analysis of the United States Department of Commerce or its~~  
9 ~~successor agency.~~

10 SECTION 50. IC 4-10-18-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

11 Sec. 3. (a) Each year, the budget director shall determine the adjusted personal income and the annual  
12 growth rate for Indiana **using the current reporting period.**

13 (b) The budget director shall determine the adjusted personal income for a ~~particular calendar year~~ **the**  
14 **current reporting period** in the following manner:

15 STEP ONE: Calculate the average implicit price deflator for the gross ~~national domestic~~ product  
16 for the ~~state fiscal year ending in that calendar year~~ **current reporting period** by totaling the  
17 implicit price deflator for the gross ~~national domestic~~ product for each quarter of the ~~state fiscal year~~  
18 **current reporting period** and dividing that total by four (4).

19 STEP TWO: Calculate the remainder of the total state personal income for the ~~calendar year~~ **current**  
20 **reporting period** minus any transfer payments made in Indiana for the ~~calendar year~~. **current**  
21 **reporting period.**

22 STEP THREE: Calculate the quotient of the result of STEP TWO divided by the result of STEP  
23 ONE.

24 STEP FOUR: Calculate the product of one hundred (100) multiplied by the result of STEP THREE.  
25 This product is the adjusted personal income for the ~~particular calendar year~~. **current reporting**  
26 **period.**

27 (c) The annual growth rate for a particular ~~calendar year~~ **reporting period** equals the quotient of:

28 (1) the remainder of:

29 (A) the adjusted personal income for the particular ~~calendar year~~; **reporting period**; minus

30 (B) the adjusted personal income for the ~~calendar year~~ **twelve (12) month period** immediately  
31 preceding the ~~particular calendar year~~; **current reporting period**; divided by

32 (2) the adjusted personal income for the ~~calendar year~~ **twelve (12) month period** immediately  
33 preceding the ~~particular calendar year~~. **current reporting period.**

34 The annual growth rate shall be expressed as a percentage and shall be rounded to the nearest one-tenth  
35 of one percent (~~+%~~): **(0.1%)**.

36 (d) If the bureau of ~~Economic Analysis of the United States Department of Commerce~~; or its successor  
37 ~~agency~~; changes the base year on which it calculates the implicit price deflator for the gross ~~national~~  
38 **domestic** product, the budget director shall adjust the implicit price deflator for the gross ~~national~~  
39 **domestic** product used in making the calculation in subsection (b) to compensate for that change in the  
40 base year.

41 SECTION 51. IC 4-10-18-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

42 Sec. 4. (a) If the annual growth rate for the ~~calendar year~~ **preceding the current calendar year** **current**  
43 **reporting period** exceeds two percent (2%), there is appropriated to the fund from the state general fund,

1 for the state fiscal year beginning in the current calendar year, an amount equal to the product of:  
2 (1) the total state general fund revenues for the state fiscal year ending in the current calendar year;  
3 multiplied by  
4 (2) the remainder of:  
5 (A) the annual growth rate for the ~~calendar year preceding the current calendar year~~; **current**  
6 **reporting period**; minus  
7 (B) two percent (2%).  
8 (b) If the annual growth rate for the ~~calendar year immediately preceding the current calendar year~~  
9 **current reporting period** is less than a negative two percent (-2%), there is appropriated from the fund  
10 to the state general fund, for the state fiscal year beginning in the current calendar year, an amount equal  
11 to the ~~product of~~: **amount determined in STEP TWO of the following formula:**

12 **STEP ONE: Determine the product of:**

13 ~~(+)~~ (A) the total state general fund revenues for the state fiscal year ending in the current calendar  
14 year; multiplied by  
15 ~~(-)~~ (B) negative one (-1). ~~and further multiplied by~~

16 **STEP TWO: Determine the product of:**

17 (A) the **STEP ONE result**; multiplied by  
18 ~~(-)~~ (B) the remainder of:  
19 ~~(A)~~ (i) the annual growth rate for the ~~calendar year preceding the current calendar year~~;  
20 **current reporting period**; minus  
21 ~~(B)~~ (ii) negative two percent (-2%).

22 SECTION 52. IC 4-10-18-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

23 Sec. 7. If:

24 (1) the bureau of ~~Economic Analysis of the United States Department of Commerce~~ revises the state  
25 personal income figure it has previously reported for the ~~calendar year~~ **twelve (12) month period**  
26 preceding the current ~~calendar year~~ **reporting period**; and if

27 (2) the revision is made after the transfer for the state fiscal year that begins in the current calendar  
28 year has initially been determined under section 5 of this chapter;

29 then the budget director shall adjust the transfer to reflect any increase or decrease in the growth rate used  
30 in initially determining that transfer. However, the total adjustments made under this section may not  
31 increase or decrease the initially determined transfer by an amount which exceeds one percent (1%) of  
32 the total general fund revenue used in determining the transfer. In addition, the last report of state personal  
33 income that the bureau makes before April 30 of the calendar year immediately following the current  
34 calendar year determines the final adjustment that may be made under this section with respect to that  
35 transfer.

36 SECTION 53. IC 4-10-22-1, AS AMENDED BY P.L.160-2012, SECTION 2, IS AMENDED TO  
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) After the end of each odd-numbered state  
38 fiscal year, the office of management and budget shall calculate in the customary manner the total amount  
39 of state reserves as of the end of the state fiscal year. The office of management and budget shall make  
40 the calculation not later than July 31 of each odd-numbered year.

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

43 SECTION 54. IC 4-12-1-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

1 Sec. 9. (a) The budget agency shall assist the budget committee in the preparation of the budget report  
2 and the budget bill, using the recommendations and estimates prepared by the budget agency and the  
3 information obtained through investigation and presented at hearings. The budget committee shall  
4 consider the data, information, recommendations and estimates before it and, to the extent that there is  
5 agreement on items, matters and amounts between the budget agency and a majority of the members of  
6 the budget committee, the committee shall organize and assemble a budget report and a budget bill or  
7 budget bills. In the event the budget agency and a majority of the members of the budget committee shall  
8 differ upon any item, matter, or amount to be included in such report and bills, the recommendation of  
9 the budget agency shall be included in the budget bill or bills, and the particular item, matter or amount,  
10 and the extent of and reasons for the differences between the budget agency and the budget committee  
11 shall be stated fully in the budget report. ~~Before the second Monday of January, in the year immediately~~  
12 ~~after preparation, the budget report and the budget bill or bills shall be submitted to the governor by the~~  
13 ~~budget committee. The budget committee shall submit the budget report and the budget bill or bills~~  
14 ~~to the governor before:~~

15 **(1) the second Monday of January in the year immediately following the calendar year in**  
16 **which the budget report and budget bill or bills are prepared, if the budget report and budget**  
17 **bill or bills are prepared in a calendar year other than a calendar year in which a**  
18 **gubernatorial election is held; or**

19 **(2) the third Monday of January, if the budget report and budget bill or bills are prepared in**  
20 **the same calendar year that a gubernatorial election is held.**

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

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

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

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

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

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

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

3 (5) The budget bills.

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

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

9 SECTION 55. IC 4-13-1-26 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ  
10 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 26. (a) The following amounts are appropriated**  
11 **to the department for the state fiscal year ending June 30, 2013:**

12 (1) **Seventy million dollars (\$70,000,000) to defease any remaining bonds on the state museum.**

13 (2) **Fifty-eight million dollars (\$58,000,000) to defease any remaining bonds on the forensics**  
14 **and health sciences lab.**

15 **(b) Money appropriated under this section may not be used for any other purpose.**

16 SECTION 56. IC 4-31-11-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

17 Sec. 11. Each development fund consists of:

18 (1) breakage and outs paid into the fund under IC 4-31-9-10;

19 (2) appropriations by the general assembly;

20 (3) gifts;

21 (4) stakes payments;

22 (5) entry fees. and

23 (6) money paid into the fund under ~~IC 4-33-12-6~~. **IC 4-35-7-12.**

24 SECTION 57. IC 4-33-12-6, AS AMENDED BY P.L.119-2012, SECTION 9, IS AMENDED TO  
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) The department shall place in the state  
26 general fund the tax revenue collected under this chapter.

27 (b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7, the treasurer of state shall  
28 quarterly pay the following amounts:

29 (1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
30 licensed owner for each person embarking on a gambling excursion during the quarter or admitted  
31 to a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the quarter shall  
32 be paid to:

33 (A) the city in which the riverboat is docked, if the city:

34 (i) is located in a county having a population of more than one hundred eleven thousand  
35 (111,000) but less than one hundred fifteen thousand (115,000); or

36 (ii) is contiguous to the Ohio River and is the largest city in the county; and

37 (B) the county in which the riverboat is docked, if the riverboat is not docked in a city described  
38 in clause (A).

39 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
40 licensed owner for each person:

41 (A) embarking on a gambling excursion during the quarter; or

42 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
43 IC 4-33-6-21;

1 shall be paid to the county in which the riverboat is docked. In the case of a county described in  
2 subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under  
3 subdivision (1)(B).

4 (3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
5 licensed owner for each person:

6 (A) embarking on a gambling excursion during the quarter; or

7 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
8 IC 4-33-6-21;

9 shall be paid to the county convention and visitors bureau or promotion fund for the county in which  
10 the riverboat is docked.

11 (4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the  
12 licensed owner for each person:

13 (A) embarking on a gambling excursion during the quarter; or

14 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under  
15 IC 4-33-6-21;

16 shall be paid to the state fair commission, for use in any activity that the commission is authorized  
17 to carry out under IC 15-13-3.

18 (5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
19 licensed owner for each person:

20 (A) embarking on a gambling excursion during the quarter; or

21 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
22 IC 4-33-6-21;

23 shall be paid to the division of mental health and addiction. The division shall allocate at least  
24 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and  
25 treatment of compulsive gambling.

26 ~~(6) Except as provided in subsection (k) and section 7 of this chapter, Sixty-five cents (\$0.65) of the~~  
27 ~~admissions tax collected by the licensed owner for each person embarking on a gambling excursion~~  
28 ~~during the quarter or admitted to a riverboat during the quarter that has implemented flexible~~  
29 ~~scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed~~  
30 ~~as follows, in amounts determined by the Indiana horse racing commission, for the promotion and~~  
31 ~~operation of horse racing in Indiana:~~

32 ~~(A) To one (1) or more breed development funds established by the Indiana horse racing~~  
33 ~~commission under IC 4-31-11-10.~~

34 ~~(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The~~  
35 ~~commission may make a grant under this clause only for purses, promotions, and routine~~  
36 ~~operations of the racetrack. No grants shall be made for long term capital investment or~~  
37 ~~construction, and no grants shall be made before the racetrack becomes operational and is~~  
38 ~~offering a racing schedule. state general fund.~~

39 (c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the  
40 treasurer of state shall quarterly pay the following:

41 (1) With respect to admissions taxes collected for a person admitted to the riverboat before July 1,  
42 2010, the following amounts:

43 (A) Twenty-two percent (22%) of the admissions tax collected during the quarter shall be paid

1 to the county treasurer of the county in which the riverboat is located. The county treasurer shall  
2 distribute the money received under this clause as follows:

3 (i) Twenty-two and seventy-five hundredths percent (22.75%) shall be quarterly distributed to  
4 the county treasurer of a county having a population of more than forty thousand (40,000) but  
5 less than forty-two thousand (42,000) for appropriation by the county fiscal body after  
6 receiving a recommendation from the county executive. The county fiscal body for the  
7 receiving county shall provide for the distribution of the money received under this item to one  
8 (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established  
9 by the county fiscal body after receiving a recommendation from the county executive.

10 (ii) Twenty-two and seventy-five hundredths percent (22.75%) shall be quarterly distributed  
11 to the county treasurer of a county having a population of more than ten thousand seven  
12 hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal  
13 body. The county fiscal body for the receiving county shall provide for the distribution of the  
14 money received under this item to one (1) or more taxing units (as defined in IC 6-1.1-1-21)  
15 in the county under a formula established by the county fiscal body after receiving a  
16 recommendation from the county executive.

17 (iii) Fifty-four and five-tenths percent (54.5%) shall be retained by the county where the  
18 riverboat is located for appropriation by the county fiscal body after receiving a  
19 recommendation from the county executive.

20 (B) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town  
21 having a population of more than two thousand (2,000) but less than three thousand five hundred  
22 (3,500) located in a county having a population of more than nineteen thousand five hundred  
23 (19,500) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes  
24 received by a town under this clause must be transferred to the school corporation in which the  
25 town is located.

26 (C) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town  
27 having a population of more than three thousand five hundred (3,500) located in a county having  
28 a population of more than nineteen thousand five hundred (19,500) but less than twenty thousand  
29 (20,000). At least twenty percent (20%) of the taxes received by a town under this clause must  
30 be transferred to the school corporation in which the town is located.

31 (D) Twenty percent (20%) of the admissions tax collected during the quarter shall be paid in  
32 equal amounts to each town that:

33 (i) is located in the county in which the riverboat is located; and

34 (ii) contains a historic hotel.

35 At least twenty percent (20%) of the taxes received by a town under this clause must be  
36 transferred to the school corporation in which the town is located.

37 (E) Ten percent (10%) of the admissions tax collected during the quarter shall be paid to the  
38 Orange County development commission established under IC 36-7-11.5. At least one-third (1/3)  
39 of the taxes paid to the Orange County development commission under this clause must be  
40 transferred to the Orange County convention and visitors bureau.

41 (F) Thirteen percent (13%) of the admissions tax collected during the quarter shall be paid to the  
42 West Baden Springs historic hotel preservation and maintenance fund established by  
43 IC 36-7-11.5-11(b).

1 (G) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid  
2 to the Indiana economic development corporation to be used by the corporation for the  
3 development and implementation of a regional economic development strategy to assist the  
4 residents of the county in which the riverboat is located and residents of contiguous counties in  
5 improving their quality of life and to help promote successful and sustainable communities. The  
6 regional economic development strategy must include goals concerning the following issues:

7 (i) Job creation and retention.

8 (ii) Infrastructure, including water, wastewater, and storm water infrastructure needs.

9 (iii) Housing.

10 (iv) Workforce training.

11 (v) Health care.

12 (vi) Local planning.

13 (vii) Land use.

14 (viii) Assistance to regional economic development groups.

15 (ix) Other regional development issues as determined by the Indiana economic development  
16 corporation.

17 (2) With respect to admissions taxes collected for a person admitted to the riverboat after June 30,  
18 2010, the following amounts:

19 (A) Twenty-nine and thirty-three hundredths percent (29.33%) to the county treasurer of Orange  
20 County. The county treasurer shall distribute the money received under this clause as follows:

21 (i) Twenty-two and seventy-five hundredths percent (22.75%) to the county treasurer of Dubois  
22 County for distribution in the manner described in subdivision (1)(A)(i).

23 (ii) Twenty-two and seventy-five hundredths percent (22.75%) to the county treasurer of  
24 Crawford County for distribution in the manner described in subdivision (1)(A)(ii).

25 (iii) Fifty-four and five-tenths percent (54.5%) to be retained by the county treasurer of Orange  
26 County for appropriation by the county fiscal body after receiving a recommendation from the  
27 county executive.

28 (B) Six and sixty-seven hundredths percent (6.67%) to the fiscal officer of the town of Orleans.  
29 At least twenty percent (20%) of the taxes received by the town under this clause must be  
30 transferred to Orleans Community Schools.

31 (C) Six and sixty-seven hundredths percent (6.67%) to the fiscal officer of the town of Paoli. At  
32 least twenty percent (20%) of the taxes received by the town under this clause must be transferred  
33 to the Paoli Community School Corporation.

34 (D) Twenty-six and sixty-seven hundredths percent (26.67%) to be paid in equal amounts to the  
35 fiscal officers of the towns of French Lick and West Baden Springs. At least twenty percent  
36 (20%) of the taxes received by a town under this clause must be transferred to the Springs Valley  
37 Community School Corporation.

38 (E) Thirty and sixty-six hundredths percent (30.66%) to the Indiana economic development  
39 corporation to be used in the manner described in subdivision (1)(G).

40 (d) With respect to tax revenue collected from a riverboat that operates from a county having a  
41 population of more than four hundred thousand (400,000) but less than seven hundred thousand  
42 (700,000), the treasurer of state shall quarterly pay the following amounts:

43 (1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the

1 licensed owner for each person:  
2 (A) embarking on a gambling excursion during the quarter; or  
3 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
4 IC 4-33-6-21;  
5 shall be paid to the city in which the riverboat is docked.  
6 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
7 licensed owner for each person:  
8 (A) embarking on a gambling excursion during the quarter; or  
9 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
10 IC 4-33-6-21;  
11 shall be paid to the county in which the riverboat is docked.  
12 (3) Except as provided in subsection (k), nine cents (\$0.09) of the admissions tax collected by the  
13 licensed owner for each person:  
14 (A) embarking on a gambling excursion during the quarter; or  
15 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
16 IC 4-33-6-21;  
17 shall be paid to the county convention and visitors bureau or promotion fund for the county in which  
18 the riverboat is docked.  
19 (4) Except as provided in subsection (k), one cent (\$0.01) of the admissions tax collected by the  
20 licensed owner for each person:  
21 (A) embarking on a gambling excursion during the quarter; or  
22 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
23 IC 4-33-6-21;  
24 shall be paid to the northwest Indiana law enforcement training center.  
25 (5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the  
26 licensed owner for each person:  
27 (A) embarking on a gambling excursion during the quarter; or  
28 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under  
29 IC 4-33-6-21;  
30 shall be paid to the state fair commission for use in any activity that the commission is authorized  
31 to carry out under IC 15-13-3.  
32 (6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
33 licensed owner for each person:  
34 (A) embarking on a gambling excursion during the quarter; or  
35 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
36 IC 4-33-6-21;  
37 shall be paid to the division of mental health and addiction. The division shall allocate at least  
38 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and  
39 treatment of compulsive gambling.  
40 ~~(7) Except as provided in subsection (k) and section 7 of this chapter,~~ Sixty-five cents (\$0.65) of the  
41 admissions tax collected by the licensed owner for each person embarking on a gambling excursion  
42 during the quarter or admitted to a riverboat during the quarter that has implemented flexible  
43 scheduling under IC 4-33-6-21 shall be paid to the ~~Indiana horse racing commission to be distributed~~



1 as follows, in amounts determined by the Indiana horse racing commission, for the promotion and  
2 operation of horse racing in Indiana:

3 (A) To one (1) or more breed development funds established by the Indiana horse racing  
4 commission under IC 4-31-11-10.

5 (B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The  
6 commission may make a grant under this clause only for purses, promotions, and routine  
7 operations of the racetrack. No grants shall be made for long term capital investment or  
8 construction, and no grants shall be made before the racetrack becomes operational and is  
9 offering a racing schedule. **state general fund.**

10 (e) Money paid to a unit of local government under subsection (b), (c), or (d):

11 (1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or  
12 riverboat fund established under IC 36-1-8-9, or both;

13 (2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the  
14 discretion of the unit to reduce the property tax levy of the unit for a particular year;

15 (3) may be used for any legal or corporate purpose of the unit, including the pledge of money to  
16 bonds, leases, or other obligations under IC 5-1-14-4; and

17 (4) is considered miscellaneous revenue.

18 (f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

19 (1) deposited in:

20 (A) the county convention and visitor promotion fund; or

21 (B) the county's general fund if the county does not have a convention and visitor promotion  
22 fund; and

23 (2) used only for the tourism promotion, advertising, and economic development activities of the  
24 county and community.

25 (g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):

26 (1) is annually appropriated to the division of mental health and addiction;

27 (2) shall be distributed to the division of mental health and addiction at times during each state fiscal  
28 year determined by the budget agency; and

29 (3) shall be used by the division of mental health and addiction for programs and facilities for the  
30 prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the  
31 creation and maintenance of a toll free telephone line to provide the public with information about  
32 these addictions. The division shall allocate at least twenty-five percent (25%) of the money received  
33 to the prevention and treatment of compulsive gambling.

34 (h) This subsection applies to the following:

35 (1) Each entity receiving money under subsection (b).

36 (2) Each entity receiving money under subsection (d)(1) through (d)(2).

37 (3) Each entity receiving money under subsection (d)(5) through ~~(d)(7)~~: **(d)(6)**.

38 The treasurer of state shall determine the total amount of money paid by the treasurer of state to an entity  
39 subject to this subsection during the state fiscal year 2002. The amount determined under this subsection  
40 is the base year revenue for each entity subject to this subsection. The treasurer of state shall certify the  
41 base year revenue determined under this subsection to each entity subject to this subsection.

42 (i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The treasurer  
43 of state shall determine the total amount of money paid by the treasurer of state to the entity described in

1 subsection (d)(3) during state fiscal year 2002. The amount determined under this subsection multiplied  
2 by nine-tenths (0.9) is the base year revenue for the entity described in subsection (d)(3). The amount  
3 determined under this subsection multiplied by one-tenth (0.1) is the base year revenue for the entity  
4 described in subsection (d)(4). The treasurer of state shall certify the base year revenue determined under  
5 this subsection to each entity subject to this subsection.

6 (j) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal  
7 years beginning after June 30, 2002, the total amount of money distributed to an entity under this section  
8 during a state fiscal year may not exceed the entity's base year revenue as determined under subsection  
9 (h) or (i). If the treasurer of state determines that the total amount of money distributed to an entity under  
10 this section during a state fiscal year is less than the entity's base year revenue, the treasurer of state shall  
11 make a supplemental distribution to the entity under IC 4-33-13-5(g).

12 (k) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal  
13 years beginning after June 30, 2002, the treasurer of state shall pay that part of the riverboat admissions  
14 taxes that:

15 (1) exceeds a particular entity's base year revenue; and

16 (2) would otherwise be due to the entity under this section;  
17 to the state general fund instead of to the entity.

18 SECTION 58. IC 4-33-12-7 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 7. (a) The maximum~~  
19 ~~amount paid to the Indiana horse racing commission under this article in a state fiscal year may not exceed~~  
20 ~~the remainder of:~~

21 ~~(1) the Indiana horse racing commission's base year revenue as determined under section 6(h) of this~~  
22 ~~chapter; minus~~

23 ~~(2) the amount of money, if any, distributed by licensees under IC 4-35-7-12 to horsemen's~~  
24 ~~associations and for horse racing purses and breed development in the state fiscal year.~~

25 ~~(b) For each state fiscal year, the treasurer of state shall pay an amount equal to the lesser of:~~

26 ~~(1) the amount of admissions taxes specified in:~~

27 ~~(A) section 6(b)(6) of this chapter; and~~

28 ~~(B) section 6(d)(7) of this chapter; or~~

29 ~~(2) the amount of money distributed under IC 4-35-7-12 that is subtracted from the Indiana horse~~  
30 ~~racing commission's base year revenue under subsection (a);~~

31 ~~to the state general fund instead of to the Indiana horse racing commission.~~

32 SECTION 59. IC 4-33-13-5, AS AMENDED BY P.L.119-2012, SECTION 10, IS AMENDED TO  
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. (a) This subsection does not apply to tax  
34 revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are  
35 appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax  
36 revenue deposited in the state gaming fund under this chapter to the following:

37 (1) The first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter  
38 shall be set aside for revenue sharing under subsection (e).

39 (2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by  
40 each licensed owner shall be paid:

41 (A) to the city that is designated as the home dock of the riverboat from which the tax revenue  
42 was collected, in the case of:

43 (i) a city described in IC 4-33-12-6(b)(1)(A); or

1 (ii) a city located in a county having a population of more than four hundred thousand  
2 (400,000) but less than seven hundred thousand (700,000); or  
3 (B) to the county that is designated as the home dock of the riverboat from which the tax revenue  
4 was collected, in the case of a riverboat whose home dock is not in a city described in clause (A).  
5 (3) Subject to subsection (d), the remainder of the tax revenue remitted by each licensed owner shall  
6 be paid to the state general fund. In each state fiscal year, the treasurer of state shall make the  
7 transfer required by this subdivision not later than the last business day of the month in which the  
8 tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax revenue is  
9 received by the state on the last business day in a month, the treasurer of state may transfer the tax  
10 revenue to the state general fund in the immediately following month.

11 (b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat  
12 in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the  
13 treasurer of state shall distribute the tax revenue remitted by the operating agent under this chapter as  
14 follows:

15 (1) Thirty-seven and one-half percent (37.5%) shall be paid to the state general fund.  
16 (2) Nineteen percent (19%) shall be paid to the West Baden Springs historic hotel preservation and  
17 maintenance fund established by IC 36-7-11.5-11(b). However, at any time the balance in that fund  
18 exceeds twenty million dollars (\$20,000,000), the amount described in this subdivision shall be paid  
19 to the state general fund.  
20 (3) Eight percent (8%) shall be paid to the Orange County development commission established  
21 under IC 36-7-11.5.  
22 (4) Sixteen percent (16%) shall be paid in equal amounts to each town that is located in the county  
23 in which the riverboat is located and contains a historic hotel. The following apply to taxes received  
24 by a town under this subdivision:  
25 (A) At least twenty-five percent (25%) of the taxes must be transferred to the school corporation  
26 in which the town is located.  
27 (B) At least twelve and five-tenths percent (12.5%) of the taxes imposed on adjusted gross  
28 receipts received after June 30, 2010, must be transferred to the Orange County development  
29 commission established by IC 36-7-11.5-3.5.  
30 (5) Nine percent (9%) shall be paid to the county treasurer of the county in which the riverboat is  
31 located. The county treasurer shall distribute the money received under this subdivision as follows:  
32 (A) Twenty-two and twenty-five hundredths percent (22.25%) shall be quarterly distributed to  
33 the county treasurer of a county having a population of more than forty thousand (40,000) but less  
34 than forty-two thousand (42,000) for appropriation by the county fiscal body after receiving a  
35 recommendation from the county executive. The county fiscal body for the receiving county shall  
36 provide for the distribution of the money received under this clause to one (1) or more taxing  
37 units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal  
38 body after receiving a recommendation from the county executive.  
39 (B) Twenty-two and twenty-five hundredths percent (22.25%) shall be quarterly distributed to  
40 the county treasurer of a county having a population of more than ten thousand seven hundred  
41 (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body after  
42 receiving a recommendation from the county executive. The county fiscal body for the receiving  
43 county shall provide for the distribution of the money received under this clause to one (1) or

1 more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the  
2 county fiscal body after receiving a recommendation from the county executive.

3 (C) Fifty-five and five-tenths percent (55.5%) shall be retained by the county in which the  
4 riverboat is located for appropriation by the county fiscal body after receiving a recommendation  
5 from the county executive.

6 (6) Five percent (5%) shall be paid to a town having a population of more than two thousand (2,000)  
7 but less than three thousand five hundred (3,500) located in a county having a population of more  
8 than nineteen thousand five hundred (19,500) but less than twenty thousand (20,000). At least forty  
9 percent (40%) of the taxes received by a town under this subdivision must be transferred to the  
10 school corporation in which the town is located.

11 (7) Five percent (5%) shall be paid to a town having a population of more than three thousand five  
12 hundred (3,500) located in a county having a population of more than nineteen thousand five  
13 hundred (19,500) but less than twenty thousand (20,000). At least forty percent (40%) of the taxes  
14 received by a town under this subdivision must be transferred to the school corporation in which the  
15 town is located.

16 (8) Five-tenths percent (0.5%) of the taxes imposed on adjusted gross receipts received after June  
17 30, 2010, shall be paid to the Indiana economic development corporation established by IC 5-28-3-1.

18 (c) For each city and county receiving money under subsection (a)(2), the treasurer of state shall  
19 determine the total amount of money paid by the treasurer of state to the city or county during the state  
20 fiscal year 2002. The amount determined is the base year revenue for the city or county. The treasurer of  
21 state shall certify the base year revenue determined under this subsection to the city or county. The total  
22 amount of money distributed to a city or county under this section during a state fiscal year may not  
23 exceed the entity's base year revenue. For each state fiscal year, the treasurer of state shall pay that part  
24 of the riverboat wagering taxes that:

25 (1) exceeds a particular city's or county's base year revenue; and

26 (2) would otherwise be due to the city or county under this section;

27 to the state general fund instead of to the city or county.

28 (d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the state  
29 general fund under subsection (a)(3) to the build Indiana fund an amount that when added to the following  
30 may not exceed two hundred fifty million dollars (\$250,000,000):

31 (1) Surplus lottery revenues under IC 4-30-17-3.

32 (2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7.

33 (3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

34 The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the  
35 build Indiana fund. If in any state fiscal year insufficient money is transferred to the state general fund  
36 under subsection (a)(3) to comply with this subsection, the treasurer of state shall reduce the amount  
37 transferred to the build Indiana fund to the amount available in the state general fund from the transfers  
38 under subsection (a)(3) for the state fiscal year.

39 (e) Before August 15 of each year, the treasurer of state shall distribute the wagering taxes set aside  
40 for revenue sharing under subsection (a)(1) to the county treasurer of each county that does not have a  
41 riverboat according to the ratio that the county's population bears to the total population of the counties  
42 that do not have a riverboat. Except as provided in subsection (h), the county auditor shall distribute the  
43 money received by the county under this subsection as follows:

- 1 (1) To each city located in the county according to the ratio the city's population bears to the total  
2 population of the county.
- 3 (2) To each town located in the county according to the ratio the town's population bears to the total  
4 population of the county.
- 5 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be  
6 retained by the county.
- 7 (f) Money received by a city, town, or county under subsection (e) or (h) may be used for any of the  
8 following purposes:
- 9 (1) To reduce the property tax levy of the city, town, or county for a particular year (a property tax  
10 reduction under this subdivision does not reduce the maximum levy of the city, town, or county  
11 under IC 6-1.1-18.5).
- 12 (2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14,  
13 IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for debt repayment.
- 14 (3) To fund sewer and water projects, including storm water management projects.
- 15 (4) For police and fire pensions.
- 16 (5) To carry out any governmental purpose for which the money is appropriated by the fiscal body  
17 of the city, town, or county. Money used under this subdivision does not reduce the property tax levy  
18 of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or  
19 county under IC 6-1.1-18.5.
- 20 (g) This subsection does not apply to an entity receiving money under IC 4-33-12-6(c). Before  
21 September 15 of each year, the treasurer of state shall determine the total amount of money distributed  
22 to an entity under IC 4-33-12-6 during the preceding state fiscal year. If the treasurer of state determines  
23 that the total amount of money distributed to an entity under IC 4-33-12-6 during the preceding state fiscal  
24 year was less than the entity's base year revenue (as determined under IC 4-33-12-6), the treasurer of state  
25 shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited  
26 into the state general fund. ~~Except as provided in subsection (i);~~ The amount of an entity's supplemental  
27 distribution is equal to:
- 28 (1) the entity's base year revenue (as determined under IC 4-33-12-6); minus
- 29 (2) the sum of:
- 30 (A) the total amount of money distributed to the entity during the preceding state fiscal year  
31 under IC 4-33-12-6; plus
- 32 (B) any amounts deducted under IC 6-3.1-20-7.
- 33 (h) This subsection applies only to a county containing a consolidated city. The county auditor shall  
34 distribute the money received by the county under subsection (e) as follows:
- 35 (1) To each city, other than a consolidated city, located in the county according to the ratio that the  
36 city's population bears to the total population of the county.
- 37 (2) To each town located in the county according to the ratio that the town's population bears to the  
38 total population of the county.
- 39 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid  
40 in equal amounts to the consolidated city and the county.
- 41 ~~(i) This subsection applies only to the Indiana horse racing commission. For each state fiscal year the  
42 amount of the Indiana horse racing commission's supplemental distribution under subsection (g) must be  
43 reduced by the amount required to comply with IC 4-33-12-7(a).~~

1 SECTION 60. IC 4-35-7-12, AS AMENDED BY P.L.229-2011, SECTION 60, IS AMENDED TO  
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. (a) The Indiana horse racing commission  
3 shall enforce the requirements of this section.

4 (b) ~~Except as provided in subsection (j);~~ **Each fiscal year**, a licensee shall ~~before the fifteenth day of~~  
5 ~~each month~~ **distribute as revenue sharing** an amount equal to fifteen percent (15%) of the adjusted gross  
6 receipts of the slot machine wagering ~~from the previous month at the licensee's racetrack as provided in~~  
7 ~~this subsection.~~ **The Indiana horse racing commission may not use any of this money for any**  
8 **administrative purpose or other purpose of the Indiana horse racing commission; and the entire amount**  
9 **of the money shall be distributed as provided in this section. A licensee shall pay the first at each casino**  
10 **operated under this article by the licensee. The revenue sharing amount is allocated as follows:**

11 (1) One million five hundred thousand dollars (\$1,500,000) ~~distributed under this section in a state~~  
12 ~~fiscal year~~ to the treasurer of state for deposit in the Indiana tobacco master settlement agreement  
13 fund for the purposes of the tobacco use prevention and cessation program. ~~A licensee shall pay the~~  
14 ~~next~~

15 (2) Two hundred fifty thousand dollars (\$250,000) ~~distributed under this section in a state fiscal year~~  
16 to the Indiana horse racing commission for deposit in the gaming integrity fund established by  
17 IC 4-35-8.7-3.

18 (3) **Eight million five hundred thousand dollars (\$8,500,000) to the treasurer of state for**  
19 **deposit in the Indiana twenty-first century research and technology fund established by**  
20 **IC 5-28-16-2.**

21 (4) **Nine million dollars (\$9,000,000) to the treasurer of state for deposit in the training 2000**  
22 **fund established under IC 5-28-7-5.**

23 (5) **Ten million dollars (\$10,000,000) to the Indiana horse racing commission for horse racing**  
24 **purses and horsemen's associations.**

25 (6) **The amount determined under subsection (k) to the treasurer of state for deposit in the**  
26 **state general fund.**

27 **Except as provided in subsection (k), a licensee shall make the revenue sharing payments required**  
28 **by this subsection in six (6) equal installments on the fifteenth day of August, October, December,**  
29 **February, April, and June.**

30 (c) ~~After this money has been distributed to the treasurer of state and the Indiana horse racing~~  
31 ~~commission;~~ **The Indiana horse racing commission** shall distribute the ~~remaining~~ money  
32 devoted to horse racing purses and to horsemen's associations under ~~this subsection (b)(5)~~ as follows:

33 (1) Five-tenths percent (0.5%) shall be transferred to horsemen's associations for equine promotion  
34 or welfare according to the ratios specified in subsection ~~(e):~~ **(f).**

35 (2) Two and five-tenths percent (2.5%) shall be transferred to horsemen's associations for backside  
36 benevolence according to the ratios specified in subsection ~~(e):~~ **(f).**

37 (3) Ninety-seven percent (97%) shall be distributed to promote horses and horse racing as provided  
38 in subsection ~~(d):~~ **(e).**

39 ~~(e)~~ **(d)** A horsemen's association shall expend the amounts distributed to the horsemen's association  
40 under subsection ~~(b)(1) (c)(1)~~ through ~~(b)(2) (c)(2)~~ for a purpose promoting the equine industry or equine  
41 welfare or for a benevolent purpose that the horsemen's association determines is in the best interests of  
42 horse racing in Indiana for the breed represented by the horsemen's association. Expenditures under this  
43 subsection are subject to the regulatory requirements of subsection ~~(f):~~ **(g).**

1 ~~(d)~~ (e) A licensee shall distribute the amounts described in subsection ~~(b)(3)~~ (c)(3) as follows:

2 (1) Forty-six percent (46%) for thoroughbred purposes as follows:

3 (A) Sixty percent (60%) for the following purposes:

4 (i) Ninety-seven percent (97%) for thoroughbred purses.

5 (ii) Two and four-tenths percent (2.4%) to the horsemen's association representing  
6 thoroughbred owners and trainers.

7 (iii) Six-tenths percent (0.6%) to the horsemen's association representing thoroughbred owners  
8 and breeders.

9 (B) Forty percent (40%) to the breed development fund established for thoroughbreds under  
10 IC 4-31-11-10.

11 (2) Forty-six percent (46%) for standardbred purposes as follows:

12 (A) Three hundred seventy-five thousand dollars (\$375,000) to the state fair commission to be  
13 used by the state fair commission to support standardbred racing and facilities at the state  
14 fairgrounds.

15 (B) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used  
16 by the state fair commission to make grants to county fairs to support standardbred racing and  
17 facilities at county fair tracks. The state fair commission shall establish a review committee to  
18 include the standardbred association board, the Indiana horse racing commission, and the Indiana  
19 county fair association to make recommendations to the state fair commission on grants under  
20 this clause.

21 (C) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)  
22 for the following purposes:

23 (i) Ninety-six and five-tenths percent (96.5%) for standardbred purses.

24 (ii) Three and five-tenths percent (3.5%) to the horsemen's association representing  
25 standardbred owners and trainers.

26 (D) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)  
27 to the breed development fund established for standardbreds under IC 4-31-11-10.

28 (3) Eight percent (8%) for quarter horse purposes as follows:

29 (A) Seventy percent (70%) for the following purposes:

30 (i) Ninety-five percent (95%) for quarter horse purses.

31 (ii) Five percent (5%) to the horsemen's association representing quarter horse owners and  
32 trainers.

33 (B) Thirty percent (30%) to the breed development fund established for quarter horses under  
34 IC 4-31-11-10.

35 Expenditures under this subsection are subject to the regulatory requirements of subsection ~~(f)~~ (g).

36 ~~(e)~~ (f) Money distributed under subsection ~~(b)(1)~~ (c)(1) and ~~(b)(2)~~ (c)(2) shall be allocated as follows:

37 (1) Forty-six percent (46%) to the horsemen's association representing thoroughbred owners and  
38 trainers.

39 (2) Forty-six percent (46%) to the horsemen's association representing standardbred owners and  
40 trainers.

41 (3) Eight percent (8%) to the horsemen's association representing quarter horse owners and trainers.

42 ~~(f)~~ (g) Money distributed under subsection ~~(b)(1)~~, ~~(b)(2)~~, or ~~(b)(3)~~ (c) may not be expended unless the  
43 expenditure is for a purpose authorized in this section and is either for a purpose promoting the equine

1 industry or equine welfare or is for a benevolent purpose that is in the best interests of horse racing in  
2 Indiana or the necessary expenditures for the operations of the horsemen's association required to  
3 implement and fulfill the purposes of this section. The Indiana horse racing commission may review any  
4 expenditure of money distributed under subsection ~~(b)(1); (b)(2); or (b)(3)~~ (c) to ensure that the  
5 requirements of this section are satisfied. The Indiana horse racing commission shall adopt rules  
6 concerning the review and oversight of money distributed under subsection ~~(b)(1); (b)(2); or (b)(3)~~ (c)  
7 and shall adopt rules concerning the enforcement of this section. The following apply to a horsemen's  
8 association receiving a distribution of money under subsection ~~(b)(1); (b)(2); or (b)(3)~~ (c):

9 (1) The horsemen's association must annually file a report with the Indiana horse racing commission  
10 concerning the use of the money by the horsemen's association. The report must include information  
11 as required by the commission.

12 (2) The horsemen's association must register with the Indiana horse racing commission.

13 ~~(g)~~ (h) The commission shall provide the Indiana horse racing commission with the information  
14 necessary to enforce this section.

15 ~~(h)~~ (i) The Indiana horse racing commission shall investigate any complaint that a licensee has failed  
16 to comply with the horse racing purse requirements set forth in this section. If, after notice and a hearing,  
17 the Indiana horse racing commission finds that a licensee has failed to comply with the purse  
18 requirements set forth in this section, the Indiana horse racing commission may:

- 19 (1) issue a warning to the licensee;  
20 (2) impose a civil penalty that may not exceed one million dollars (\$1,000,000); or  
21 (3) suspend a meeting permit issued under IC 4-31-5 to conduct a pari-mutuel wagering horse racing  
22 meeting in Indiana.

23 ~~(i)~~ (j) A civil penalty collected under this section must be deposited in the state general fund.

24 ~~(j)~~ (k) For a state fiscal year beginning after June 30, 2011, the sum of the amount of money dedicated  
25 to the distribution to the Indiana horse racing commission for deposit in the gaming integrity fund and the  
26 amount of money dedicated to the purposes described in subsection ~~(b)(1); (b)(2); and (b)(3)~~ for a  
27 particular state fiscal year is equal to the lesser of:

- 28 (1) the result of:  
29 (A) fifteen percent (15%) of the licensee's adjusted gross receipts for the state fiscal year; minus  
30 (B) one million five hundred thousand dollars (\$1,500,000); or

- 31 (2) the result of:  
32 (A) in the state fiscal year beginning July 1, 2011, and ending June 30, 2012:  
33 (i) the sum of the amount dedicated to the distribution to the Indiana horse racing commission  
34 for deposit in the gaming integrity fund and the amount dedicated to the purposes described  
35 in subsection ~~(b)(1); (b)(2); and (b)(3)~~ in the previous state fiscal year; minus  
36 (ii) one million five hundred thousand dollars (\$1,500,000); and

- 37 (B) in a state fiscal year beginning after June 30, 2012, the sum of the amount dedicated to the  
38 distribution to the Indiana horse racing commission for deposit in the gaming integrity fund and  
39 the amount dedicated to the purposes described in subsection ~~(b)(1); (b)(2); and (b)(3)~~ in the  
40 previous state fiscal year;

41 increased by a percentage that does not exceed the percent of increase in the United States  
42 Department of Labor Consumer Price Index during the year preceding the year in which an increase  
43 is established.



1 If the amount specified in subdivision (1) for the state fiscal year exceeds the amount specified in  
2 subdivision (2); the licensee shall transfer the amount of the excess to the commission for deposit in the  
3 state general fund. The licensee shall adjust the transfers required under this section in the final month  
4 of the state fiscal year to comply with the requirements of This subsection **applies to slot machine**  
5 **wagering in a state fiscal year beginning after June 30, 2013. The amount of annual revenue sharing**  
6 **paid to the treasurer of state under subsection (b)(6) for each casino operated by a licensee under**  
7 **this article is equal to the difference between:**

8 (1) **fifteen percent (15%) of the adjusted gross receipts of the slot machine wagering at the**  
9 **particular casino in the state fiscal year; minus**

10 (2) **twenty-nine million two hundred fifty thousand dollars (\$29,250,000).**

11 **A licensee shall transfer the amount determined under this subsection to the treasurer of state**  
12 **before August 15 of the following state fiscal year.**

13 SECTION 61. IC 5-2-1-9, AS AMENDED BY P.L.1-2010, SECTION 11, IS AMENDED TO READ  
14 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. (a) The board shall adopt in accordance with  
15 IC 4-22-2 all necessary rules to carry out the provisions of this chapter. The rules, which shall be adopted  
16 only after necessary and proper investigation and inquiry by the board, shall include the establishment  
17 of the following:

18 (1) Minimum standards of physical, educational, mental, and moral fitness which shall govern the  
19 acceptance of any person for training by any law enforcement training school or academy meeting  
20 or exceeding the minimum standards established pursuant to this chapter.

21 (2) Minimum standards for law enforcement training schools administered by towns, cities, counties,  
22 law enforcement training centers, agencies, or departments of the state.

23 (3) Minimum standards for courses of study, attendance requirements, equipment, and facilities for  
24 approved town, city, county, and state law enforcement officer, police reserve officer, and  
25 conservation reserve officer training schools.

26 (4) Minimum standards for a course of study on cultural diversity awareness that must be required  
27 for each person accepted for training at a law enforcement training school or academy.

28 (5) Minimum qualifications for instructors at approved law enforcement training schools.

29 (6) Minimum basic training requirements which law enforcement officers appointed to probationary  
30 terms shall complete before being eligible for continued or permanent employment.

31 (7) Minimum basic training requirements which law enforcement officers appointed on other than  
32 a permanent basis shall complete in order to be eligible for continued employment or permanent  
33 appointment.

34 (8) Minimum basic training requirements which law enforcement officers appointed on a permanent  
35 basis shall complete in order to be eligible for continued employment.

36 (9) Minimum basic training requirements for each person accepted for training at a law enforcement  
37 training school or academy that include six (6) hours of training in interacting with:

38 (A) persons with autism, mental illness, addictive disorders, mental retardation, and  
39 developmental disabilities; and

40 (B) missing endangered adults (as defined in IC 12-7-2-131.3);

41 to be provided by persons approved by the secretary of family and social services and the board.

42 (10) Minimum standards for a course of study on human and sexual trafficking that must be required  
43 for each person accepted for training at a law enforcement training school or academy and for

1 inservice training programs for law enforcement officers. The course must cover the following  
2 topics:

- 3 (A) Examination of the human and sexual trafficking laws (IC 35-42-3.5).
- 4 (B) Identification of human and sexual trafficking.
- 5 (C) Communicating with traumatized persons.
- 6 (D) Therapeutically appropriate investigative techniques.
- 7 (E) Collaboration with federal law enforcement officials.
- 8 (F) Rights of and protections afforded to victims.
- 9 (G) Providing documentation that satisfies the Declaration of Law Enforcement Officer for  
10 Victim of Trafficking in Persons (Form I-914, Supplement B) requirements established under  
11 federal law.
- 12 (H) The availability of community resources to assist human and sexual trafficking victims.

13 (b) A law enforcement officer appointed after July 5, 1972, and before July 1, 1993, may not enforce  
14 the laws or ordinances of the state or any political subdivision unless the officer has, within one (1) year  
15 from the date of appointment, successfully completed the minimum basic training requirements  
16 established under this chapter by the board. If a person fails to successfully complete the basic training  
17 requirements within one (1) year from the date of employment, the officer may not perform any of the  
18 duties of a law enforcement officer involving control or direction of members of the public or exercising  
19 the power of arrest until the officer has successfully completed the training requirements. This subsection  
20 does not apply to any law enforcement officer appointed before July 6, 1972, or after June 30, 1993.

21 (c) Military leave or other authorized leave of absence from law enforcement duty during the first year  
22 of employment after July 6, 1972, shall toll the running of the first year, which shall be calculated by the  
23 aggregate of the time before and after the leave, for the purposes of this chapter.

24 (d) Except as provided in subsections (e), (l), (r), and (s), a law enforcement officer appointed to a law  
25 enforcement department or agency after June 30, 1993, may not:

- 26 (1) make an arrest;
- 27 (2) conduct a search or a seizure of a person or property; or
- 28 (3) carry a firearm;

29 unless the law enforcement officer successfully completes, at a board certified law enforcement academy  
30 or at a law enforcement training center under section 10.5 or 15.2 of this chapter, the basic training  
31 requirements established by the board under this chapter.

32 (e) This subsection does not apply to:

- 33 (1) a gaming agent employed as a law enforcement officer by the Indiana gaming commission; or
- 34 (2) an:
  - 35 (A) attorney; or
  - 36 (B) investigator;

37 designated by the securities commissioner as a police officer of the state under ~~IC 23-19-6-1(i)~~.  
38 **IC 23-19-6-1(k).**

39 Before a law enforcement officer appointed after June 30, 1993, completes the basic training  
40 requirements, the law enforcement officer may exercise the police powers described in subsection (d) if  
41 the officer successfully completes the pre-basic course established in subsection (f). Successful  
42 completion of the pre-basic course authorizes a law enforcement officer to exercise the police powers  
43 described in subsection (d) for one (1) year after the date the law enforcement officer is appointed.

1 (f) The board shall adopt rules under IC 4-22-2 to establish a pre-basic course for the purpose of  
2 training:

3 (1) law enforcement officers;

4 (2) police reserve officers (as described in IC 36-8-3-20); and

5 (3) conservation reserve officers (as described in IC 14-9-8-27);

6 regarding the subjects of arrest, search and seizure, the lawful use of force, interacting with individuals  
7 with autism, and the operation of an emergency vehicle. The pre-basic course must be offered on a  
8 periodic basis throughout the year at regional sites statewide. The pre-basic course must consist of at least  
9 forty (40) hours of course work. The board may prepare the classroom part of the pre-basic course using  
10 available technology in conjunction with live instruction. The board shall provide the course material, the  
11 instructors, and the facilities at the regional sites throughout the state that are used for the pre-basic  
12 course. In addition, the board may certify pre-basic courses that may be conducted by other public or  
13 private training entities, including postsecondary educational institutions.

14 (g) The board shall adopt rules under IC 4-22-2 to establish a mandatory inservice training program  
15 for police officers. After June 30, 1993, a law enforcement officer who has satisfactorily completed basic  
16 training and has been appointed to a law enforcement department or agency on either a full-time or  
17 part-time basis is not eligible for continued employment unless the officer satisfactorily completes the  
18 mandatory inservice training requirements established by rules adopted by the board. Inservice training  
19 must include training in interacting with persons with mental illness, addictive disorders, mental  
20 retardation, autism, and developmental disabilities, to be provided by persons approved by the secretary  
21 of family and social services and the board, and training concerning human and sexual trafficking. The  
22 board may approve courses offered by other public or private training entities, including postsecondary  
23 educational institutions, as necessary in order to ensure the availability of an adequate number of inservice  
24 training programs. The board may waive an officer's inservice training requirements if the board  
25 determines that the officer's reason for lacking the required amount of inservice training hours is due to  
26 either of the following:

27 (1) An emergency situation.

28 (2) The unavailability of courses.

29 (h) The board shall also adopt rules establishing a town marshal basic training program, subject to the  
30 following:

31 (1) The program must require fewer hours of instruction and class attendance and fewer courses of  
32 study than are required for the mandated basic training program.

33 (2) Certain parts of the course materials may be studied by a candidate at the candidate's home in  
34 order to fulfill requirements of the program.

35 (3) Law enforcement officers successfully completing the requirements of the program are eligible  
36 for appointment only in towns employing the town marshal system (IC 36-5-7) and having not more  
37 than one (1) marshal and two (2) deputies.

38 (4) The limitation imposed by subdivision (3) does not apply to an officer who has successfully  
39 completed the mandated basic training program.

40 (5) The time limitations imposed by subsections (b) and (c) for completing the training are also  
41 applicable to the town marshal basic training program.

42 (6) The program must require training in interacting with individuals with autism.

43 (i) The board shall adopt rules under IC 4-22-2 to establish an executive training program. The

1 executive training program must include training in the following areas:

- 2 (1) Liability.
- 3 (2) Media relations.
- 4 (3) Accounting and administration.
- 5 (4) Discipline.
- 6 (5) Department policy making.
- 7 (6) Lawful use of force.
- 8 (7) Department programs.
- 9 (8) Emergency vehicle operation.
- 10 (9) Cultural diversity.

11 (j) A police chief shall apply for admission to the executive training program within two (2) months  
12 of the date the police chief initially takes office. A police chief must successfully complete the executive  
13 training program within six (6) months of the date the police chief initially takes office. However, if space  
14 in the executive training program is not available at a time that will allow completion of the executive  
15 training program within six (6) months of the date the police chief initially takes office, the police chief  
16 must successfully complete the next available executive training program that is offered after the police  
17 chief initially takes office.

18 (k) A police chief who fails to comply with subsection (j) may not continue to serve as the police chief  
19 until completion of the executive training program. For the purposes of this subsection and subsection  
20 (j), "police chief" refers to:

- 21 (1) the police chief of any city;
- 22 (2) the police chief of any town having a metropolitan police department; and
- 23 (3) the chief of a consolidated law enforcement department established under IC 36-3-1-5.1.

24 A town marshal is not considered to be a police chief for these purposes, but a town marshal may enroll  
25 in the executive training program.

26 (l) A fire investigator in the division of fire and building safety appointed after December 31, 1993,  
27 is required to comply with the basic training standards established under this chapter.

28 (m) The board shall adopt rules under IC 4-22-2 to establish a program to certify handgun safety  
29 courses, including courses offered in the private sector, that meet standards approved by the board for  
30 training probation officers in handgun safety as required by IC 11-13-1-3.5(3).

31 (n) The board shall adopt rules under IC 4-22-2 to establish a refresher course for an officer who:

- 32 (1) is hired by an Indiana law enforcement department or agency as a law enforcement officer;
- 33 (2) has not been employed as a law enforcement officer for at least two (2) years and less than six  
34 (6) years before the officer is hired under subdivision (1) due to the officer's resignation or  
35 retirement; and
- 36 (3) completed at any time a basic training course certified by the board before the officer is hired  
37 under subdivision (1).

38 (o) The board shall adopt rules under IC 4-22-2 to establish a refresher course for an officer who:

- 39 (1) is hired by an Indiana law enforcement department or agency as a law enforcement officer;
- 40 (2) has not been employed as a law enforcement officer for at least six (6) years and less than ten  
41 (10) years before the officer is hired under subdivision (1) due to the officer's resignation or  
42 retirement;
- 43 (3) is hired under subdivision (1) in an upper level policymaking position; and

1 (4) completed at any time a basic training course certified by the board before the officer is hired  
2 under subdivision (1).

3 A refresher course established under this subsection may not exceed one hundred twenty (120) hours of  
4 course work. All credit hours received for successfully completing the police chief executive training  
5 program under subsection (i) shall be applied toward the refresher course credit hour requirements.

6 (p) Subject to subsection (q), an officer to whom subsection (n) or (o) applies must successfully  
7 complete the refresher course described in subsection (n) or (o) not later than six (6) months after the  
8 officer's date of hire, or the officer loses the officer's powers of:

- 9 (1) arrest;
- 10 (2) search; and
- 11 (3) seizure.

12 (q) A law enforcement officer who has worked as a law enforcement officer for less than twenty-five  
13 (25) years before being hired under subsection (n)(1) or (o)(1) is not eligible to attend the refresher course  
14 described in subsection (n) or (o) and must repeat the full basic training course to regain law enforcement  
15 powers. However, a law enforcement officer who has worked as a law enforcement officer for at least  
16 twenty-five (25) years before being hired under subsection (n)(1) or (o)(1) and who otherwise satisfies  
17 the requirements of subsection (n) or (o) is not required to repeat the full basic training course to regain  
18 law enforcement power but shall attend the refresher course described in subsection (n) or (o) and the  
19 pre-basic training course established under subsection (f).

20 (r) This subsection applies only to a gaming agent employed as a law enforcement officer by the  
21 Indiana gaming commission. A gaming agent appointed after June 30, 2005, may exercise the police  
22 powers described in subsection (d) if:

- 23 (1) the agent successfully completes the pre-basic course established in subsection (f); and
- 24 (2) the agent successfully completes any other training courses established by the Indiana gaming  
25 commission in conjunction with the board.

26 (s) This subsection applies only to a securities enforcement officer designated as a law enforcement  
27 officer by the securities commissioner. A securities enforcement officer may exercise the police powers  
28 described in subsection (d) if:

- 29 (1) the securities enforcement officer successfully completes the pre-basic course established in  
30 subsection (f); and
- 31 (2) the securities enforcement officer successfully completes any other training courses established  
32 by the securities commissioner in conjunction with the board.

33 (t) As used in this section, "upper level policymaking position" refers to the following:

- 34 (1) If the authorized size of the department or town marshal system is not more than ten (10)  
35 members, the term refers to the position held by the police chief or town marshal.
- 36 (2) If the authorized size of the department or town marshal system is more than ten (10) members  
37 but less than fifty-one (51) members, the term refers to:
  - 38 (A) the position held by the police chief or town marshal; and
  - 39 (B) each position held by the members of the police department or town marshal system in the  
40 next rank and pay grade immediately below the police chief or town marshal.
- 41 (3) If the authorized size of the department or town marshal system is more than fifty (50) members,  
42 the term refers to:
  - 43 (A) the position held by the police chief or town marshal; and

1 (B) each position held by the members of the police department or town marshal system in the  
2 next two (2) ranks and pay grades immediately below the police chief or town marshal.

3 (u) This subsection applies only to a correctional police officer employed by the department of  
4 correction. A correctional police officer may exercise the police powers described in subsection (d) if:

- 5 (1) the officer successfully completes the pre-basic course described in subsection (f); and
- 6 (2) the officer successfully completes any other training courses established by the department of  
7 correction in conjunction with the board.

8 SECTION 62. IC 5-2-10.1-10, AS AMENDED BY P.L.2-2006, SECTION 11, IS AMENDED TO  
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. (a) A county may establish a county school  
10 safety commission.

11 (b) The members of the commission are as follows:

- 12 (1) The school safety specialist for each school corporation located in whole or in part in the county.
- 13 (2) The judge of the court having juvenile jurisdiction in the county or the judge's designee.
- 14 (3) The sheriff of the county or the sheriff's designee.
- 15 (4) The chief officer of every other law enforcement agency in the county, or the chief officer's  
16 designee.
- 17 (5) A representative of the juvenile probation system, appointed by the judge described under  
18 subdivision (2).
- 19 (6) Representatives of community agencies that work with children within the county.
- 20 (7) A representative of the Indiana state police district that serves the county.
- 21 (8) A representative of the Prosecuting Attorneys Council of Indiana who specializes in the  
22 prosecution of juveniles.
- 23 (9) Other appropriate individuals selected by the commission.

24 (c) If a commission is established, the school safety specialist of the school corporation having the  
25 largest ADM (as defined in IC 20-18-2-2), **as determined in the fall count of ADM in the school year**  
26 **ending in the current calendar year**, in the county shall convene the initial meeting of the commission.

27 (d) The members shall annually elect a chairperson.

28 (e) A commission shall perform the following duties:

- 29 (1) Perform a cumulative analysis of school safety needs within the county.
- 30 (2) Coordinate and make recommendations for the following:
  - 31 (A) Prevention of juvenile offenses and improving the reporting of juvenile offenses within the  
32 schools.
  - 33 (B) Proposals for identifying and assessing children who are at high risk of becoming juvenile  
34 offenders.
  - 35 (C) Methods to meet the educational needs of children who have been detained as juvenile  
36 offenders.
  - 37 (D) Methods to improve communications among agencies that work with children.
  - 38 (E) Methods to improve security and emergency preparedness.
  - 39 (F) Additional equipment or personnel that are necessary to carry out safety plans.
  - 40 (G) Any other topic the commission considers necessary to improve school safety within the  
41 school corporations within the commission's jurisdiction.
- 42 (3) Provide assistance to the school safety specialists on the commission in developing and  
43 requesting grants for safety plans.

1 (4) Provide assistance to the school safety specialists on the commission and the participating school  
2 corporations in developing and requesting grants for school safe haven programs under section 7 of  
3 this chapter.

4 (5) Assist each participating school corporation in carrying out the school corporation's safety plans.

5 (f) The affirmative votes of a majority of the voting members of the commission are required for the  
6 commission to take action on a measure.

7 SECTION 63. IC 5-28-7-5, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. (a) The training 2000 fund is established within the  
9 state treasury to be used exclusively for the purposes of this chapter.

10 (b) The fund consists of:

11 (1) appropriations from the general assembly; **and**

12 (2) **money paid to the treasurer of state for deposit in the fund under IC 4-35-7-12.**

13 (c) The corporation shall administer the fund. The following may be paid from money in the fund:

14 (1) Expenses of administering the fund.

15 (2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.

16 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the  
17 obligations of the fund in the same manner as other public funds may be invested. Interest that accrues  
18 from these investments shall be deposited in the fund.

19 SECTION 64. IC 5-28-16-2, AS AMENDED BY P.L.127-2007, SECTION 1, IS AMENDED TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) The Indiana twenty-first century research  
21 and technology fund is established within the state treasury to provide grants or loans to support proposals  
22 for economic development in one (1) or more of the following areas:

23 (1) To increase the capacity of Indiana postsecondary educational institutions, Indiana businesses,  
24 and Indiana nonprofit corporations and organizations to compete successfully for federal or private  
25 research and development funding.

26 (2) To stimulate the transfer of research and technology into marketable products.

27 (3) To assist with diversifying Indiana's economy by focusing investment in biomedical research and  
28 biotechnology, information technology, development of alternative fuel technologies, development  
29 and production of fuel efficient vehicles, and other high technology industry clusters requiring high  
30 skill, high wage employees.

31 (4) To encourage an environment of innovation and cooperation among universities and businesses  
32 to promote research activity.

33 (b) The fund consists of:

34 (1) appropriations from the general assembly;

35 (2) proceeds of bonds issued by the Indiana finance authority under IC 4-4-11.4 for deposit in the  
36 fund; ~~and~~

37 (3) loan repayments; **and**

38 (4) **money paid to the treasurer of state for deposit in the fund under IC 4-35-7-12.**

39 (c) The corporation shall administer the fund. The following may be paid from money in the fund:

40 (1) Expenses of administering the fund.

41 (2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.

42 (d) Earnings from loans made under this chapter shall be deposited in the fund.

43 (e) The budget agency shall review each recommendation. The budget agency, after review by the

1 budget committee, may approve, deny, or modify grants and loans recommended by the board. Money  
2 in the fund may not be used to provide a recurring source of revenue for the normal operating  
3 expenditures of any project.

4 (f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations  
5 of the fund in the same manner as other public funds may be invested. Interest that accrues from these  
6 investments shall be deposited in the state general fund.

7 (g) The money in the fund at the end of a state fiscal year does not revert to the state general fund but  
8 remains in the fund to be used exclusively for the purposes of this chapter.

9 SECTION 65. IC 6-2.5-10-1, AS AMENDED BY P.L.229-2011, SECTION 82, IS AMENDED TO  
10 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) The department shall account for all state  
11 gross retail and use taxes that it collects.

12 (b) The department shall deposit those collections in the following manner:

13 (1) ~~Ninety-nine~~ **Ninety-eight** and **eight three** hundred forty-eight thousandths percent (~~99.848%~~)  
14 (**98.348%**) of the collections shall be paid into the state general fund.

15 **(2) One and five-tenths percent (1.5%) of the collections shall be deposited in the motor vehicle**  
16 **highway account established under IC 8-14-1.**

17 ~~(2) (3)~~ **(3)** Twenty-nine thousandths of one percent (0.029%) of the collections shall be deposited into  
18 the industrial rail service fund established under IC 8-3-1.7-2.

19 ~~(3) (4)~~ **(4)** One hundred twenty-three thousandths of one percent (0.123%) of the collections shall be  
20 deposited into the commuter rail service fund established under IC 8-3-1.5-20.5.

21 SECTION 66. IC 6-4.1-1-0.5, AS ADDED BY P.L.157-2012, SECTION 1, IS AMENDED TO READ  
22 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property interest  
23 transferred by a decedent whose death occurs after December 31, ~~2021~~. **2017.**

24 SECTION 67. IC 6-4.1-1-4 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 4: "Federal death tax~~  
25 ~~credit" means the maximum federal estate tax credit provided; with respect to estate, inheritance, legacy,~~  
26 ~~or succession taxes; under Section 2011 or Section 2102 of the Internal Revenue Code.~~

27 SECTION 68. IC 6-4.1-2-0.5, AS ADDED BY P.L.157-2012, SECTION 3, IS AMENDED TO READ  
28 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property interest  
29 transferred by a decedent whose death occurs after December 31, ~~2021~~. **2017.**

30 SECTION 69. IC 6-4.1-3-0.5, AS ADDED BY P.L.157-2012, SECTION 5, IS AMENDED TO READ  
31 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property interest  
32 transferred by a decedent whose death occurs after December 31, ~~2021~~. **2017.**

33 SECTION 70. IC 6-4.1-4-0.2, AS ADDED BY P.L.157-2012, SECTION 7, IS AMENDED TO READ  
34 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.2. This chapter does not apply to a property interest  
35 transferred by a decedent whose death occurs after December 31, ~~2021~~. **2017.**

36 SECTION 71. IC 6-4.1-5-0.5, AS ADDED BY P.L.157-2012, SECTION 8, IS AMENDED TO READ  
37 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property interest  
38 transferred by a decedent whose death occurs after December 31, ~~2021~~. **2017.**

39 SECTION 72. IC 6-4.1-5-1.1, AS ADDED BY P.L.157-2012, SECTION 9, IS AMENDED TO READ  
40 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1.1. (a) This section applies to a property interest  
41 transferred by a decedent whose death occurs after December 31, 2012, **and before January 1, 2018.**

42 (b) For purposes of determining the amount of inheritance tax imposed under this article, a credit is  
43 allowed against the tax imposed under section 1 of this chapter on a decedent's transfer of property



1 interests. The amount of the credit equals the inheritance tax imposed under section 1 of this chapter  
2 multiplied by the percentage prescribed in the following table:

3 YEAR OF	PERCENTAGE
4 INDIVIDUAL'S DEATH	OF CREDIT
5 2013	10%
6 2014	<del>20%</del> 30%
7 2015	<del>30%</del> 50%
8 2016	<del>40%</del> 70%
9 2017	<del>50%</del> 90%
10 <del>2018</del>	60%
11 <del>2019</del>	70%
12 <del>2020</del>	80%
13 <del>2021</del>	90%

14 (c) A person who is liable for inheritance tax imposed under this article may claim the credit allowed  
15 under this section at the time the person pays the tax. When the payment is made, the person collecting  
16 the tax shall reduce the inheritance tax due by the amount of the credit specified in subsection (b).

17 SECTION 73. IC 6-4.1-6-0.5, AS ADDED BY P.L.157-2012, SECTION 10, IS AMENDED TO  
18 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property  
19 interest transferred by a decedent whose death occurs after December 31, ~~2021~~: 2017.

20 SECTION 74. IC 6-4.1-7-0.5, AS ADDED BY P.L.157-2012, SECTION 11, IS AMENDED TO  
21 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property  
22 interest transferred by a decedent whose death occurs after December 31, ~~2021~~: 2017.

23 SECTION 75. IC 6-4.1-8-0.5, AS ADDED BY P.L.157-2012, SECTION 12, IS AMENDED TO  
24 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property  
25 interest transferred by a decedent whose death occurs after December 31, ~~2021~~: 2017.

26 SECTION 76. IC 6-4.1-9-0.5, AS ADDED BY P.L.157-2012, SECTION 13, IS AMENDED TO  
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. This chapter does not apply to a property  
28 interest transferred by a decedent whose death occurs after December 31, ~~2021~~: 2017.

29 SECTION 77. IC 6-4.1-10-1, AS AMENDED BY P.L.182-2009(ss), SECTION 232, IS AMENDED  
30 TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2014]: Sec. 1. (a) A person may file with the  
31 department of state revenue a claim for the refund of inheritance **tax** or Indiana estate tax (**paid before**  
32 **its repeal**) which has been erroneously or illegally collected. Except as provided in section 2 of this  
33 chapter, the person must file the claim within:

- 34 (1) three (3) years after the tax is paid; or  
35 ~~within~~ (2) one (1) year after the tax is finally determined **under IC 6-4.1-5-10, IC 6-4.1-5-15, or**  
36 **IC 6-4.1-5-16;**

37 whichever is later.

38 (b) **A person shall file a claim for a refund on a form prescribed by the department of state**  
39 **revenue that must include:**

- 40 (1) **the amount of the refund claimed; and**  
41 (2) **the reason the person is entitled to a refund.**

42 ~~(b)~~ (c) The amount of the refund that a person is entitled to receive under this chapter equals the  
43 amount of the erroneously or illegally collected tax, plus interest calculated as specified in subsection ~~(e)~~.

1 (d).

2 (e) (d) If a tax payment that has been erroneously or illegally collected is not refunded within ninety  
3 (90) days after the later of the date on which:

4 (1) the refund claim is filed with the department of state revenue; or

5 (2) **the department of state revenue receives:**

6 (A) the inheritance tax return ~~is received by the department of state revenue;~~ **and order required**  
7 **under IC 6-4.1-5-10, in the case of a resident decedent; or**

8 **(B) the inheritance tax return, in the case of a nonresident decedent;**

9 interest accrues at the rate of six percent (6%) per annum computed from the date under subdivision (1)  
10 or (2), whichever applies, until the tax payment is refunded.

11 SECTION 78. IC 6-4.1-10-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

12 Sec. 4. (a) A person who files a claim for the refund of inheritance ~~tax~~ or Indiana estate tax **(paid before**  
13 **its repeal)** may appeal any refund order which the department of state revenue enters with respect to ~~his~~  
14 **the person's** claim. To initiate the appeal, the person must, within ninety (90) days after the department  
15 enters the order, file a complaint in which the department is named as the defendant.

16 (b) The court which has jurisdiction over an appeal initiated under this section is:

17 (1) the probate court of the county in which administration of the estate is pending, if the appeal  
18 involves either a resident or a nonresident decedent's estate and administration of the estate is  
19 pending;

20 (2) the probate court of the county in which the decedent was domiciled at the time of ~~his the~~  
21 **decedent's** death, if the appeal involves a resident decedent's estate and no administration of the  
22 estate is pending in Indiana; or

23 (3) the probate court of any county in which any of the decedent's property was located at the time  
24 of ~~his the decedent's~~ death, if the appeal involves a nonresident decedent's estate and no  
25 administration of the estate is pending in Indiana.

26 SECTION 79. IC 6-4.1-11-0.1 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 0-1: The following~~  
27 ~~amendments to this chapter apply as follows:~~

28 (1) ~~The amendments made to section 2 of this chapter by P.L.78-1993 do not apply to individuals~~  
29 ~~who die before July 1, 1993:~~

30 (2) ~~The amendments made to section 3 of this chapter by P.L.252-2001 apply to the estate of an~~  
31 ~~individual who dies after June 30, 2001:~~

32 SECTION 80. IC 6-4.1-11-1 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 1: A tax to be known~~  
33 ~~as the "Indiana estate tax" is imposed upon a resident or nonresident decedent's estate:~~

34 SECTION 81. IC 6-4.1-11-2 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 2: (a) The Indiana~~  
35 ~~estate tax is the amount determined in STEP FOUR of the following formula:~~

36 ~~STEP ONE: Divide:~~

37 (A) ~~the value of the decedent's Indiana gross estate; by~~

38 (B) ~~the value of the decedent's total gross estate for federal estate tax purposes:~~

39 ~~STEP TWO: Multiply:~~

40 (A) ~~the quotient determined under STEP ONE; by~~

41 (B) ~~the federal state death tax credit allowable against the decedent's federal estate tax:~~

42 ~~The product is the Indiana portion of the federal state death tax credit.~~

43 ~~STEP THREE: Subtract:~~

1 (A) the amount of all Indiana inheritance taxes actually paid as a result of the decedent's death;  
2 from

3 (B) the product determined under STEP TWO;

4 STEP FOUR: Determine the greater of the following:

5 (A) The remainder determined under STEP THREE;

6 (B) Zero (0);

7 (b) For purposes of this section, the value of a nonresident decedent's Indiana gross estate equals the  
8 total fair market value on the appraisal date of tangible personal property and real estate which had an  
9 actual situs in Indiana at the time of the decedent's death and which is included in the decedent's gross  
10 estate for federal estate tax purposes under Sections 2031 through 2044 of the Internal Revenue Code.

11 (c) For purposes of this section, the value of a resident decedent's Indiana gross estate equals the total  
12 fair market value on the appraisal date of personal property and real estate that had an actual situs in  
13 Indiana at the time of the decedent's death and all intangible personal property wherever located that is  
14 included in the decedent's gross estate for federal estate tax purposes.

15 (d) For purposes of this section, the value of a resident or nonresident decedent's total gross estate for  
16 federal estate tax purposes equals the total fair market value on the appraisal date of the property included  
17 in the decedent's gross estate for federal estate tax purposes under Sections 2031 through 2044 of the  
18 Internal Revenue Code.

19 (e) For purposes of determining the value of a decedent's Indiana gross estate and the decedent's total  
20 gross estate, the appraisal date for each property interest is the date on which the property interest is  
21 valued for federal estate tax purposes.

22 (f) The estate tax does not apply to a property interest transfer made by a resident decedent if the  
23 interest transferred is in:

24 (1) real property located outside Indiana, regardless of whether the property is held in a trust or  
25 whether the trustee is required to distribute the property in-kind; or

26 (2) real property located in Indiana, if:

27 (A) the real property was transferred to an irrevocable trust during the decedent's lifetime;

28 (B) the transfer to the trust was not made in contemplation of the transferor's death, as determined  
29 under IC 6-4.1-2-4; and

30 (C) the decedent does not have a retained interest in the trust.

31 SECTION 82. IC 6-4.1-11-3 IS REPEALED [EFFECTIVE JULY 1, 2013]. Sec. 3: (a) The Indiana  
32 estate tax accrues at the time of the decedent's death. Except as provided in subsection (b) of this section,  
33 the Indiana estate tax is due twelve (12) months after the date of the decedent's death:

34 (b) Any Indiana estate tax that results from a final change in the amount of federal estate tax is due:

35 (1) eighteen (18) months after the date of the decedent's death; or

36 (2) one (1) month after final notice of the federal estate tax due is given to the person liable for the  
37 tax;

38 whichever is later.

39 SECTION 83. IC 6-4.1-11-4 IS REPEALED [EFFECTIVE JULY 1, 2013]. Sec. 4: If Indiana estate  
40 tax is not paid on or before the due date, the person liable for the tax shall pay interest on the delinquent  
41 portion of the tax from the due date until it is paid at the rate of six percent (6%) per year.

42 SECTION 84. IC 6-4.1-11-5 IS REPEALED [EFFECTIVE JULY 1, 2013]. Sec. 5: A person is entitled  
43 to claim the amount of Indiana estate tax paid under this chapter as a credit against inheritance tax

1 imposed under this article if:

2 (1) the inheritance tax is imposed after the Indiana estate tax is paid; and

3 (2) both taxes are imposed as a result of the same decedent's death.

4 SECTION 85. IC 6-4.1-11-6, AS AMENDED BY P.L.157-2012, SECTION 14, IS AMENDED TO  
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. ~~(a) The department of state revenue shall~~  
6 ~~collect the Indiana estate tax and the interest charges imposed under this chapter. The department shall~~  
7 ~~remit the money which it collects under this chapter to the state treasurer; and the state treasurer shall~~  
8 ~~deposit the money in the state general fund.~~

9 ~~(b) (a) Except as provided in Subject to subsection (e); (c), the treasurer of state shall annually~~  
10 ~~distribute to each county the amount determined under subsection (e) or (d) (b) for the county. The~~  
11 ~~distribution for with respect to inheritance tax collections in a particular state fiscal year must be made~~  
12 ~~before August 15 of the following state fiscal year. There is appropriated from the state general fund the~~  
13 ~~amount necessary to make the distributions under this subsection.~~

14 ~~(c) (b) For a state fiscal year ending before July 1, 2012, The department of state revenue shall~~  
15 ~~determine the inheritance tax replacement amount for each county using the following formula:~~

16 STEP ONE: Determine the amount of inheritance tax revenue retained by each county in each state  
17 fiscal year beginning with the state fiscal year that began July 1, 1990, and ending with the state  
18 fiscal year that ends June 30, 1997.

19 STEP TWO: Determine the average annual amount of inheritance tax revenue retained by each  
20 county using five (5) of the seven (7) state fiscal years described in STEP ONE after excluding the  
21 two (2) years in which each county retained its highest and lowest totals of inheritance tax revenue.

22 **STEP THREE: Multiply the STEP TWO result for each county by the following percentages:**

23 **(A) Ninety percent (90%) for distributions made in 2013.**

24 **(B) Seventy percent (70%) for distributions made in 2014.**

25 **(C) Fifty percent (50%) for distributions made in 2015.**

26 **(D) Thirty percent (30%) for distributions made in 2016.**

27 **(E) Ten percent (10%) for distributions made in 2017.**

28 ~~STEP THREE: FOUR: For each county determine the remainder of the STEP TWO THREE~~  
29 ~~amount minus the amount of inheritance taxes retained by the county during the immediately~~  
30 ~~preceding state fiscal year.~~

31 ~~(d) For a state fiscal year beginning after June 30, 2012, and ending before July 1, 2022, the~~  
32 ~~department of state revenue shall determine the inheritance tax replacement amount for each county using~~  
33 ~~the following formula:~~

34 ~~STEP ONE: Determine the inheritance tax replacement amount distributed to the county for the state~~  
35 ~~fiscal year that began on July 1, 2011.~~

36 ~~STEP TWO: Multiply the amount determined under STEP ONE by the appropriate percentage as~~  
37 ~~follows:~~

38 ~~(A) Ninety-one percent (91%) for the state fiscal year beginning July 1, 2012.~~

39 ~~(B) Eighty-two percent (82%) for the state fiscal year beginning July 1, 2013.~~

40 ~~(C) Seventy-three percent (73%) for the state fiscal year beginning July 1, 2014.~~

41 ~~(D) Sixty-four percent (64%) for the state fiscal year beginning July 1, 2015.~~

42 ~~(E) Fifty-five percent (55%) for the state fiscal year beginning July 1, 2016.~~

43 ~~(F) Forty-five percent (45%) for the state fiscal year beginning July 1, 2017.~~

- 1 (G) Thirty-six percent (36%) for the state fiscal year beginning July 1, 2018.
- 2 (H) Twenty-seven percent (27%) for the state fiscal year beginning July 1, 2019.
- 3 (I) Eighteen percent (18%) for the state fiscal year beginning July 1, 2020.
- 4 (J) Nine percent (9%) for the state fiscal year beginning July 1, 2021.

5 (e) (c) A county is not entitled to a distribution under subsection (b) for a state fiscal year beginning  
6 after June 30, 2022; **this section after December 31, 2017.**

7 SECTION 86. IC 6-4.1-11-7 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 7: A probate court's~~  
8 ~~final determination concerning the amount of Indiana estate tax owing under this chapter may be appealed~~  
9 ~~to the tax court in accordance with the rules of appellate procedure.~~

10 SECTION 87. IC 6-4.1-11.5 IS REPEALED [EFFECTIVE JULY 1, 2013]. (Indiana  
11 Generation-Skipping Transfer Tax).

12 SECTION 88. IC 6-4.1-12-0.5, AS ADDED BY P.L.157-2012, SECTION 15, IS AMENDED TO  
13 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. (a) For an individual who dies after  
14 December 31, 2021, **2017**, there is no inheritance tax imposed on the decedent's transfer of property  
15 interests.

16 (b) Sections 1 through 12 of this chapter do not apply to a property interest transferred by a decedent  
17 whose death occurs after December 31, 2021; **2017.**

18 SECTION 89. IC 6-7-1-28.1, AS AMENDED BY P.L.229-2011, SECTION 95, IS AMENDED TO  
19 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 28.1. The taxes, registration fees, fines, or  
20 penalties collected under this chapter shall be deposited in the following manner:

21 (1) Four and twenty-two hundredths percent (4.22%) of the money shall be deposited in a fund to  
22 be known as the cigarette tax fund.

23 (2) Six-tenths percent (0.6%) of the money shall be deposited in a fund to be known as the mental  
24 health centers fund.

25 (3) The following amount of the money shall be deposited in the state general fund:

26 (A) After June 30, 2011, and before July 1, 2013, sixty and twenty-four hundredths percent  
27 (60.24%).

28 (B) After June 30, 2013, ~~fifty-four and five-tenths~~ **fifty-six and twenty-four hundredths** percent  
29 ~~(54.5%)~~; **(56.24%)**.

30 (4) Five and forty-three hundredths percent (5.43%) of the money shall be deposited into the pension  
31 relief fund established in IC 5-10.3-11.

32 (5) Twenty-seven and five hundredths percent (27.05%) of the money shall be deposited in the  
33 Indiana check-up plan trust fund established by IC 12-15-44.2-17.

34 (6) Two and forty-six hundredths percent (2.46%) of the money shall be deposited in the state  
35 general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for  
36 provider reimbursements.

37 (7) The following amount of the money shall be deposited in the state retiree health benefit trust  
38 fund established by IC 5-10-8-8.5 as follows:

39 (A) Before July 1, 2011, five and seventy-four hundredths percent (5.74%).

40 (B) After June 30, 2011, and before July 1, 2013, zero percent (0%).

41 (C) After June 30, 2013, ~~five and seventy-four hundredths~~ **four** percent ~~(5.74%)~~; **(4%)**.

42 The money in the cigarette tax fund, the mental health centers fund, the Indiana check-up plan trust fund,  
43 or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However,

1 if in any fiscal year, the amount allocated to a fund under subdivision (1) or (2) is less than the amount  
2 received in fiscal year 1977, then that fund shall be credited with the difference between the amount  
3 allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund  
4 under subdivision (3) shall be reduced by the amount of that difference. Money deposited under  
5 subdivisions (6) through (7) may not be used for any purpose other than the purpose stated in the  
6 subdivision.

7 SECTION 90. IC 8-14-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

8 Sec. 2. It is hereby declared to be the policy of the state of Indiana that:

9 (1) the net amount in the motor vehicle highway account shall be budgeted for programs of traffic  
10 safety and for the construction, reconstruction, improvement, **and** maintenance **and** ~~policing~~ of the  
11 highways of the state;

12 (2) a fair distribution thereof shall be made between the department and subordinate political  
13 subdivisions having jurisdiction of highways of the state;

14 (3) the funds allotted shall be used in accordance with the policy herein declared and the provisions  
15 of this chapter; and

16 (4) the funds allocated to counties, cities, and towns from such motor vehicle highway account shall  
17 be budgeted as provided by law, and such county budgets shall be referred to the county council for  
18 approval, revision, or reduction.

19 SECTION 91. IC 8-14-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

20 Sec. 3. The money collected for the motor vehicle highway account fund and remaining after refunds and  
21 the payment of all expenses incurred in the collection thereof, and after the deduction of the amount  
22 appropriated to the department for traffic safety, **and after the deduction of one-half (1/2) of the amount**  
23 **appropriated for the state police department**, shall be allocated to and distributed among the department  
24 and subdivisions designated as follows:

25 (1) Of the net amount in the motor vehicle highway account the auditor of state shall set aside for  
26 the cities and towns of the state fifteen percent (15%) thereof. This sum shall be allocated to the  
27 cities and towns upon the basis that the population of each city and town bears to the total population  
28 of all the cities and towns and shall be used for the construction or reconstruction and maintenance  
29 of streets and alleys and shall be annually budgeted as now provided by law. However, no part of  
30 such sum shall be used for any other purpose than for the purposes defined in this chapter. If any  
31 funds allocated to any city or town shall be used by any officer or officers of such city or town for  
32 any purpose or purposes other than for the purposes as defined in this chapter, such officer or  
33 officers shall be liable upon their official bonds to such city or town in such amount so used for other  
34 purposes than for the purposes as defined in this chapter, together with the costs of said action and  
35 reasonable attorney fees, recoverable in an action or suit instituted in the name of the state of Indiana  
36 on the relation of any taxpayer or taxpayers resident of such city or town. A monthly distribution  
37 thereof of funds accumulated during the preceding month shall be made by the auditor of state.

38 (2) Of the net amount in the motor vehicle highway account, the auditor of state shall set aside for  
39 the counties of the state thirty-two percent (32%) thereof. However, as to the allocation to cities and  
40 towns under subdivision (1) and as to the allocation to counties under this subdivision, in the event  
41 that the amount in the motor vehicle highway account fund remaining after refunds and **after** the  
42 payment of all expenses incurred in the collection thereof **and after deduction of any amount**  
43 **appropriated by the general assembly for public safety and policing** shall be less than twenty-two

1 million six hundred and fifty thousand dollars (\$22,650,000) in any fiscal year, then the amount so  
2 set aside in the next calendar year for distributions to counties shall be reduced fifty-four percent  
3 (54%) of such deficit and the amount so set aside for distribution in the next calendar year to cities  
4 and towns shall be reduced thirteen percent (13%) of such deficit. Such reduced distributions shall  
5 begin with the distribution January 1 of each year.

6 (3) The amount set aside for the counties of the state under the provisions of subdivision (2) shall  
7 be allocated monthly upon the following basis:

8 (A) Five percent (5%) of the amount allocated to the counties to be divided equally among the  
9 ninety-two (92) counties.

10 (B) Sixty-five percent (65%) of the amount allocated to the counties to be divided on the basis  
11 of the ratio of the actual miles, now traveled and in use, of county roads in each county to the  
12 total mileage of county roads in the state, which shall be annually determined, accurately, by the  
13 department.

14 (C) Thirty percent (30%) of the amount allocated to the counties to be divided on the basis of the  
15 ratio of the motor vehicle registrations of each county to the total motor vehicle registration of  
16 the state.

17 All money so distributed to the several counties of the state shall constitute a special road fund for  
18 each of the respective counties and shall be under the exclusive supervision and direction of the  
19 board of county commissioners in the construction, reconstruction, maintenance, or repair of the  
20 county highways or bridges on such county highways within such county.

21 (4) Each month the remainder of the net amount in the motor vehicle highway account shall be  
22 credited to the state highway fund for the use of the department.

23 (5) Money in the fund may not be used for any toll road or toll bridge project.

24 (6) Notwithstanding any other provisions of this section, money in the motor vehicle highway  
25 account fund may be appropriated to the Indiana department of transportation from the forty-seven  
26 percent (47%) distributed to the political subdivisions of the state to pay the costs incurred by the  
27 department in providing services to those subdivisions.

28 (7) Notwithstanding any other provisions of this section or of IC 8-14-8, for the purpose of  
29 maintaining a sufficient working balance in accounts established primarily to facilitate the matching  
30 of federal and local money for highway projects, money may be appropriated to the Indiana  
31 department of transportation as follows:

32 (A) One-half (1/2) from the forty-seven percent (47%) set aside under subdivisions (1) and (2)  
33 for counties and for those cities and towns with a population greater than five thousand (5,000).

34 (B) One-half (1/2) from the distressed road fund under IC 8-14-8.

35 SECTION 92. IC 8-23-27 IS REPEALED [EFFECTIVE JULY 1, 2013]. (Illiana Expressway).

36 SECTION 93. IC 11-10-3-6, AS ADDED BY P.L.229-2011, SECTION 102, IS AMENDED TO  
37 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) This section:

38 (1) does not apply in the case of a person who is subject to lawful detention by a county sheriff and  
39 is:

40 (A) covered under private health coverage for health care services; or

41 (B) willing to pay for the person's own health care services; and

42 (2) does not affect copayments required under section 5 of this chapter.

43 (b) The following definitions apply throughout this section:

1 (1) "Charge description master" means a listing of the amount charged by a hospital for each service,  
2 item, and procedure:

- 3 (A) provided by the hospital; and
- 4 (B) for which a separate charge exists.

5 (2) "Health care service" means the following:

- 6 (A) Medical care.
- 7 (B) Dental care.
- 8 (C) Eye care.
- 9 (D) Any other health care related service.

10 The term includes health care items and procedures.

11 (c) Except as provided in subsection (d), when the department or a county is responsible for payment  
12 for health care services provided to a person who is committed to the department, the department shall  
13 reimburse:

- 14 (1) a physician licensed under IC 25-22.5;
- 15 (2) a hospital licensed under IC 16-21-2; or
- 16 (3) another health care provider;

17 for the cost of a health care service at the federal Medicare reimbursement rate for the health care service  
18 provided plus four percent (4%).

19 (d) If there is no federal Medicare reimbursement rate for a health care service described in subsection  
20 (c), the department shall do the following:

- 21 (1) If the health care service is provided by a hospital, the department shall reimburse the hospital  
22 an amount equal to sixty-five percent (65%) of the amount charged by the hospital according to the  
23 hospital's charge description master.
- 24 (2) If the health care service is provided by a physician or another health care provider, the  
25 department shall reimburse the physician or health care provider an amount equal to sixty-five  
26 percent (65%) of the amount charged by the physician or health care provider.

27 ~~(e) This section expires July 1, 2013.~~

28 SECTION 94. IC 12-8-1.5-9.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
29 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 9.5. (a) This subsection applies to an  
30 emergency rule adopted under section 9(b) of this chapter (before section 9(b) of this chapter  
31 expired on December 31, 2012). An emergency rule adopted under section 9(b) of this chapter  
32 expires December 31, 2013, regardless of any expiration date set forth in the rule.**

33 **(b) This subsection applies to a rule added or amended in LSA Document #10-792 or LSA  
34 Document #10-793 in 2011. The policies set forth in the following remain in effect through  
35 December 31, 2013, regardless of the effective date set forth in the rule:**

- 36 (1) 405 IAC 1-11.5-2(g).
- 37 (2) 405 IAC 5-30-1.5(c).

38 SECTION 95. IC 12-8-6.5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
39 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 12. (a) As used in this section,  
40 "SECTION 281" refers to P.L.229-2011, SECTION 281.**

41 **(b) Notwithstanding the expiration of SECTION 281, the office of Medicaid policy and planning  
42 may:**

- 43 (1) collect an unpaid hospital assessment fee under SECTION 281 owed by a hospital;



- 1 (2) refund a hospital assessment fee paid by the hospital under SECTION 281;
- 2 (3) make payments for programs described in subsection (f) of SECTION 281;
- 3 (4) make payments to hospitals in accordance with subsection (m) of SECTION 281; and
- 4 (5) make payments to private psychiatric institutions in accordance with subsection (o) of
- 5 SECTION 281;

6 at any time, including after the expiration of SECTION 281.

7 (c) The office of Medicaid policy and planning may:

- 8 (1) collect an unpaid hospital assessment fee under IC 16-21-10 owed by a hospital;
- 9 (2) refund a hospital assessment fee paid by a hospital under IC 16-21-10;
- 10 (3) make payments for programs described in IC 16-21-10-8(a);
- 11 (4) make payments under IC 16-21-10-11; and
- 12 (5) make payments under IC 16-21-10-13;

13 at any time, including after the hospital assessment fee ceases to be collected under IC 16-21-10.

14 SECTION 96. IC 12-10-11.5-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
15 PASSAGE]: Sec. 6. (a) The office of the secretary of family and social services shall annually determine  
16 any state savings generated by home and community based services under this chapter by reducing the  
17 use of institutional care.

18 (b) The secretary shall annually report to the governor, the budget agency, the budget committee, the  
19 ~~select joint commission on Medicaid oversight,~~ **health finance commission**, and the executive director  
20 of the legislative services agency the savings determined under subsection (a). A report under this  
21 subsection to the executive director of the legislative services agency must be in an electronic format  
22 under IC 5-14-6.

23 (c) Savings determined under subsection (a) may be used to fund the state's share of additional home  
24 and community based Medicaid waiver slots.

25 SECTION 97. IC 12-13-5-14, AS ADDED BY P.L.153-2009, SECTION 2, IS AMENDED TO READ  
26 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 14. (a) As used in this section, "commission"  
27 refers to the ~~select joint commission on Medicaid oversight (IC 2-5-26-3).~~ **health finance commission**  
28 **(IC 2-5-23).**

29 (b) A contractor for the division, office, or secretary that has responsibility for processing eligibility  
30 intake for the federal Supplemental Nutrition Assistance program (SNAP), the Temporary Assistance for  
31 Needy Families (TANF) program, and the Medicaid program shall do the following:

- 32 (1) Review the eligibility intake process for:
  - 33 (A) document management issues, including:
    - 34 (i) unattached documents;
    - 35 (ii) number of documents received by facsimile;
    - 36 (iii) number of documents received by mail;
    - 37 (iv) number of documents incorrectly classified;
    - 38 (v) number of documents that are not indexed or not correctly attached to cases;
    - 39 (vi) number of complaints from clients regarding lost documents; and
    - 40 (vii) number of complaints from clients resolved regarding lost documents;
  - 41 (B) direct client assistance at county offices, including the:
    - 42 (i) number of clients helped directly in completing eligibility application forms;
    - 43 (ii) wait times at local offices;

- 1 (iii) amount of time an applicant is given as notice before a scheduled applicant appointment;  
2 (iv) amount of time an applicant waits for a scheduled appointment; and  
3 (v) timeliness of the tasks sent by the contractor to the state for further action, as specified  
4 through contracted performance standards; and  
5 (C) call wait times and abandonment rates.
- 6 (2) Provide an update on employee training programs.  
7 (3) Provide a copy of the monthly key performance indicator report.  
8 (4) Provide information on error reports and contractor compliance with the contract.  
9 (5) Provide oral and written reports to the commission concerning matters described in subdivision  
10 (1):  
11 (A) in a manner and format to be agreed upon with the commission; and  
12 (B) whenever the commission requests.  
13 (6) Report on information concerning assistance provided by voluntary community assistance  
14 networks (V-CANs).  
15 (7) Report on the independent performance audit conducted on the contract.
- 16 (c) Solely referring an individual to a computer or telephone does not constitute the direct client  
17 assistance referred to in subsection (b)(1)(B).
- 18 SECTION 98. IC 12-14-6-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:  
19 Sec. 1. (a) This section applies upon the death of either of the following:  
20 (1) A recipient who is receiving assistance as a dependent child.  
21 (2) A parent of the recipient.  
22 (b) Unless otherwise determined by the director, the division shall pay ~~six hundred one thousand two~~  
23 **hundred** dollars (~~\$600~~) (**\$1,200**) for the funeral director's expenses of the decedent if the following  
24 conditions exist:  
25 (1) The estate of the deceased is insufficient to pay the funeral director's expenses.  
26 (2) The person legally responsible for the burial of the deceased is unable to pay the funeral  
27 director's expenses.
- 28 SECTION 99. IC 12-14-6-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:  
29 Sec. 2. Unless otherwise determined by the director, in addition to the amount paid under section 1 of this  
30 chapter, not more than ~~four~~ **eight** hundred dollars (~~\$400~~) (**\$800**) shall be paid for the cemetery's expenses  
31 for the following:  
32 (1) To cover provision of burial rights if necessary.  
33 (2) Opening and closing a burial plot and provision of an outer container.  
34 (3) Service required by the cemetery authorities.
- 35 SECTION 100. IC 12-14-17-2, AS AMENDED BY P.L.99-2007, SECTION 92, IS AMENDED TO  
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) This section applies upon the death of  
37 either of the following:  
38 (1) A recipient who is receiving supplemental assistance.  
39 (2) An individual who had a disability, was aged, or was blind who, at the time of death, was  
40 certified as eligible to receive medical assistance under Medicaid.  
41 (b) Except as provided in subsection (c), the division shall pay ~~six hundred one thousand two~~  
42 **hundred** dollars (~~\$600~~) (**\$1,200**) for the funeral director's expenses of the decedent if the following  
43 conditions exist:

- 1 (1) The estate of the deceased is insufficient to pay the funeral director's expenses.  
2 (2) The individual legally responsible for the burial of the deceased is unable to pay the funeral  
3 director's expenses.

4 (c) If the division determines that the estate of the deceased is sufficient to pay all or part of the funeral  
5 director's expenses, the division:

- 6 (1) shall pay ~~six hundred~~ **one thousand two hundred** dollars (~~\$600~~) (**\$1,200**) for expenses that the  
7 funeral director has incurred; and  
8 (2) may recover the amount paid by the division under this section as a preferred claim from the  
9 estate of the deceased.

10 SECTION 101. IC 12-14-17-3, AS AMENDED BY P.L.9-2006, SECTION 2, IS AMENDED TO  
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) Except as provided in subsection (b),  
12 in addition to money paid by the division under section 2 of this chapter and even if the deceased or  
13 person legally responsible for the deceased possesses a burial lot, the division shall pay ~~four~~ **eight**  
14 hundred dollars (~~\$400~~) (**\$800**) for the cemetery's expenses for the deceased to cover the following:

- 15 (1) The provision of burial rights if necessary.  
16 (2) The opening and closing of a burial plot and provision of an outer container.  
17 (3) The service required by the cemetery authorities.

18 (b) If the division determines that the estate of the deceased is sufficient to pay all or part of the  
19 cemetery's expenses, the division:

- 20 (1) shall pay ~~four~~ **eight** hundred dollars (~~\$400~~) (**\$800**) for expenses that the cemetery has incurred;  
21 and  
22 (2) may recover the amount paid by the division under this section as a preferred claim from the  
23 estate of the deceased.

24 SECTION 102. IC 12-15-12-14.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO  
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 14.5. (a) The office shall develop a plan to**  
26 **require a Medicaid recipient who:**

- 27 **(1) is eligible for Medicaid based on the individual's aged, blind, or disabled status; or**  
28 **(2) receives long term care services;**  
29 **to enroll in the risk-based managed care program.**

30 **(b) Before December 31, 2013, the office shall:**

- 31 **(1) submit the plan developed under subsection (a) to the budget committee for review; and**  
32 **(2) seek approval from the United States Department of Health and Human Services to**  
33 **provide services to a recipient described in subsection (a) through a risk-based managed care**  
34 **program.**

35 **(c) The office:**

- 36 **(1) if the plan receives approval from the United States Department of Health and Human**  
37 **Services; and**  
38 **(2) after the plan is reviewed by the budget committee;**

39 **shall implement the plan developed under subsection (a) not later than July 1, 2014.**

40 SECTION 103. IC 12-15-12-19, AS AMENDED BY P.L.18-2007, SECTION 1, IS AMENDED TO  
41 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 19. (a) This section applies to an individual  
42 who is a Medicaid recipient.

43 (b) Subject to subsection (c), the office shall develop the following programs regarding individuals

1 described in subsection (a):

2 (1) A disease management program for recipients with any of the following chronic diseases:

3 (A) Asthma.

4 (B) Diabetes.

5 (C) Congestive heart failure or coronary heart disease.

6 (D) Hypertension.

7 (E) Kidney disease.

8 (2) A case management program for recipients described in subsection (a) who are at high risk of  
9 chronic disease, that is based on a combination of cost measures, clinical measures, and health  
10 outcomes identified and developed by the office with input and guidance from the state department  
11 of health and other experts in health care case management or disease management programs.

12 (c) The office shall implement:

13 (1) a pilot program for at least two (2) of the diseases listed in subsection (b) not later than July 1,  
14 2003; and

15 (2) a statewide chronic disease program as soon as practicable after the office has done the  
16 following:

17 (A) Evaluated a pilot program described in subdivision (1).

18 (B) Made any necessary changes in the program based on the evaluation performed under clause

19 (A).

20 (d) The office shall develop and implement a program required under this section in cooperation with  
21 the state department of health and shall use the following persons to the extent possible:

22 (1) Community health centers.

23 (2) Federally qualified health centers (as defined in 42 U.S.C. 1396d(1)(2)(B)).

24 (3) Rural health clinics (as defined in 42 U.S.C. 1396d(1)(1)).

25 (4) Local health departments.

26 (5) Hospitals.

27 (6) Public and private third party payers.

28 (e) The office may contract with an outside vendor or vendors to assist in the development and  
29 implementation of the programs required under this section.

30 (f) The office and the state department of health shall provide the ~~select joint commission on Medicaid~~  
31 ~~oversight established by IC 2-5-26-3~~ **health finance commission established by IC 2-5-23-3** with an  
32 evaluation and recommendations on the costs, benefits, and health outcomes of the pilot programs  
33 required under this section. The evaluations required under this subsection must be provided not more  
34 than twelve (12) months after the implementation date of the pilot programs.

35 (g) The office and the state department of health shall report to the ~~select joint commission on~~  
36 ~~Medicaid oversight established by IC 2-5-26-3~~ **health finance commission established by IC 2-5-23-3**  
37 not later than November 1 of each year regarding the programs developed under this section.

38 (h) The disease management program services for a recipient diagnosed with diabetes or hypertension  
39 must include education for the recipient on kidney disease and the benefits of having evaluations and  
40 treatment for chronic kidney disease according to accepted practice guidelines.

41 SECTION 104. IC 12-15-15-1.1, AS AMENDED BY P.L.229-2011, SECTION 128, IS AMENDED  
42 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.1. (a) This section applies to a  
43 hospital that is:

1 (1) licensed under IC 16-21; and

2 (2) established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

3 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
4 ~~1001-2011~~. **IC 16-21-10.**

5 (b) For a state fiscal year ending after June 30, 2003, in addition to reimbursement received under  
6 section 1 of this chapter, a hospital is entitled to reimbursement in an amount calculated as follows:

7 STEP ONE: The office shall identify the aggregate inpatient hospital services, reimbursable under  
8 this article and under the state Medicaid plan, that were provided during the state fiscal year by  
9 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

10 STEP TWO: For the aggregate inpatient hospital services identified under STEP ONE, the office  
11 shall calculate the aggregate payments made under this article and under the state Medicaid plan to  
12 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23, excluding payments  
13 under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

14 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have been  
15 paid in the aggregate by the office for the inpatient hospital services described in STEP ONE under  
16 Medicare payment principles.

17 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
18 STEP THREE.

19 STEP FIVE: Subject to subsection (g), from the amount calculated under STEP FOUR, allocate to  
20 a hospital established and operated under IC 16-22-8 an amount not to exceed one hundred percent  
21 (100%) of the difference between:

22 (A) the total cost for the hospital's provision of inpatient services covered under this article for  
23 the hospital's fiscal year ending during the state fiscal year; and

24 (B) the total payment to the hospital for its provision of inpatient services covered under this  
25 article for the hospital's fiscal year ending during the state fiscal year, excluding payments under  
26 IC 12-15-16, IC 12-15-17, and IC 12-15-19.

27 STEP SIX: Subtract the amount calculated under STEP FIVE from the amount calculated under  
28 STEP FOUR.

29 STEP SEVEN: Distribute an amount equal to the amount calculated under STEP SIX to the eligible  
30 hospitals established and operated under IC 16-22-2 or IC 16-23 described in subsection (c) in an  
31 amount not to exceed each hospital's Medicaid shortfall as defined in subsection (f).

32 (c) Subject to subsection (e), reimbursement for a state fiscal year under this section consists of  
33 payments made after the close of each state fiscal year. A hospital is not eligible for a payment described  
34 in this subsection unless an intergovernmental transfer or certification of expenditures is made under  
35 subsection (d).

36 (d) Subject to subsection (e):

37 (1) an intergovernmental transfer may be made by or on behalf of the hospital; or

38 (2) a certification of expenditures as eligible for federal financial participation may be made;

39 after the close of each state fiscal year. An intergovernmental transfer under this subsection must be made  
40 to the Medicaid indigent care trust fund in an amount equal to a percentage, as determined by the office,  
41 of the amount to be distributed to the hospital under this section. The office shall use the  
42 intergovernmental transfer to fund payments made under this section.

43 (e) A hospital that makes a certification of expenditures or makes or has an intergovernmental transfer

1 made on the hospital's behalf under this section may appeal under IC 4-21.5 the amount determined by  
2 the office to be paid the hospital under subsection (b). The periods described in subsections (c) and (d)  
3 for the hospital or another entity to make an intergovernmental transfer or certification of expenditures  
4 are tolled pending the administrative appeal and any judicial review initiated by the hospital under  
5 IC 4-21.5. The distribution to other hospitals under subsection (b) may not be delayed due to an  
6 administrative appeal or judicial review instituted by a hospital under this subsection. If necessary, the  
7 office may make a partial distribution to the other eligible hospitals under subsection (b) pending the  
8 completion of a hospital's administrative appeal or judicial review, at which time the remaining portion  
9 of the payments due to the eligible hospitals shall be made. A partial distribution may be based upon  
10 estimates and trends calculated by the office.

11 (f) For purposes of this section:

12 (1) the Medicaid shortfall of a hospital established and operated under IC 16-22-2 or IC 16-23 is  
13 calculated as follows:

14 STEP ONE: The office shall identify the inpatient hospital services, reimbursable under this  
15 article and under the state Medicaid plan, that were provided during the state fiscal year by the  
16 hospital.

17 STEP TWO: For the inpatient hospital services identified under STEP ONE, the office shall  
18 calculate the payments made under this article and under the state Medicaid plan to the hospital,  
19 excluding payments under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

20 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have  
21 been paid by the office for the inpatient hospital services described in STEP ONE under  
22 Medicare payment principles; and

23 (2) a hospital's Medicaid shortfall is equal to the amount by which the amount calculated in STEP  
24 THREE of subdivision (1) is greater than the amount calculated in STEP TWO of subdivision (1).

25 (g) The actual distribution of the amount calculated under STEP FIVE of subsection (b) to a hospital  
26 established and operated under IC 16-22-8 shall be made under the terms and conditions provided for the  
27 hospital in the state plan for medical assistance. Payment to a hospital under STEP FIVE of subsection  
28 (b) is not a condition precedent to the tender of payments to hospitals under STEP SEVEN of subsection  
29 (b).

30 SECTION 105. IC 12-15-15-1.3, AS AMENDED BY P.L.229-2011, SECTION 129, IS AMENDED  
31 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.3. (a) This section applies to a  
32 hospital that is:

33 (1) licensed under IC 16-21; and

34 (2) established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

35 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
36 ~~1001-2011~~. **IC 16-21-10.**

37 (b) For a state fiscal year ending after June 30, 2003, in addition to reimbursement received under  
38 section 1 of this chapter, a hospital is entitled to reimbursement in an amount calculated as follows:

39 STEP ONE: The office shall identify the aggregate outpatient hospital services, reimbursable under  
40 this article and under the state Medicaid plan, that were provided during the state fiscal year by  
41 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

42 STEP TWO: For the aggregate outpatient hospital services identified under STEP ONE, the office  
43 shall calculate the aggregate payments made under this article and under the state Medicaid plan to

1 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23, excluding payments  
2 under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

3 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have been  
4 paid in the aggregate by the office under Medicare payment principles for the outpatient hospital  
5 services described in STEP ONE.

6 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
7 STEP THREE.

8 STEP FIVE: Subject to subsection (g), from the amount calculated under STEP FOUR, allocate to  
9 a hospital established and operated under IC 16-22-8 an amount not to exceed one hundred percent  
10 (100%) of the difference between:

11 (A) the total cost for the hospital's provision of outpatient services covered under this article for  
12 the hospital's fiscal year ending during the state fiscal year; and

13 (B) the total payment to the hospital for its provision of outpatient services covered under this  
14 article for the hospital's fiscal year ending during the state fiscal year, excluding payments under  
15 IC 12-15-16, IC 12-15-17, and IC 12-15-19.

16 STEP SIX: Subtract the amount calculated under STEP FIVE from the amount calculated under  
17 STEP FOUR.

18 STEP SEVEN: Distribute an amount equal to the amount calculated under STEP SIX to the eligible  
19 hospitals established and operated under IC 16-22-2 or IC 16-23 described in subsection (c) in an  
20 amount not to exceed each hospital's Medicaid shortfall as defined in subsection (f).

21 (c) A hospital is not eligible for a payment described in this section unless:

22 (1) an intergovernmental transfer is made by the hospital or on behalf of the hospital; or  
23 (2) the hospital or another entity certifies the hospital's expenditures as eligible for federal financial  
24 participation.

25 (d) Subject to subsection (e):

26 (1) an intergovernmental transfer may be made by or on behalf of the hospital; or  
27 (2) a certification of expenditures as eligible for federal financial participation may be made;  
28 after the close of each state fiscal year. An intergovernmental transfer under this subsection must be made  
29 to the Medicaid indigent care trust fund in an amount equal to a percentage, as determined by the office,  
30 of the amount to be distributed to the hospital under subsection (b). The office shall use the  
31 intergovernmental transfer to fund payments made under this section.

32 (e) A hospital that makes a certification of expenditures or makes or has an intergovernmental transfer  
33 made on the hospital's behalf under this section may appeal under IC 4-21.5 the amount determined by  
34 the office to be paid by the hospital under subsection (b). The periods described in subsections (c) and  
35 (d) for the hospital or other entity to make an intergovernmental transfer or certification of expenditures  
36 are tolled pending the administrative appeal and any judicial review initiated by the hospital under  
37 IC 4-21.5. The distribution to other hospitals under subsection (b) may not be delayed due to an  
38 administrative appeal or judicial review instituted by a hospital under this subsection. If necessary, the  
39 office may make a partial distribution to the other eligible hospitals under subsection (b) pending the  
40 completion of a hospital's administrative appeal or judicial review, at which time the remaining portion  
41 of the payments due to the eligible hospitals must be made. A partial distribution may be calculated by  
42 the office based upon estimates and trends.

43 (f) For purposes of this section:

1 (1) the Medicaid shortfall of a hospital established and operated under IC 16-22-2 or IC 16-23 is  
2 calculated as follows:

3 STEP ONE: The office shall identify the outpatient hospital services, reimbursable under this  
4 article and under the state Medicaid plan, that were provided during the state fiscal year by the  
5 hospital.

6 STEP TWO: For the outpatient hospital services identified under STEP ONE, the office shall  
7 calculate the payments made under this article and under the state Medicaid plan to the hospital,  
8 excluding payments under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

9 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have  
10 been paid by the office for the outpatient hospital services described in STEP ONE under  
11 Medicare payment principles; and

12 (2) a hospital's Medicaid shortfall is equal to the amount by which the amount calculated in STEP  
13 THREE of subdivision (1) is greater than the amount calculated in STEP TWO of subdivision (1).

14 (g) The actual distribution of the amount calculated under STEP FIVE of subsection (b) to a hospital  
15 established and operated under IC 16-22-8 shall be made under the terms and conditions provided for the  
16 hospital in the state plan for medical assistance. Payment to a hospital under STEP FIVE of subsection  
17 (b) is not a condition precedent to the tender of payments to hospitals under STEP SEVEN of subsection  
18 (b).

19 SECTION 106. IC 12-15-15-1.5, AS AMENDED BY P.L.229-2011, SECTION 130, IS AMENDED  
20 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.5. (a) This section applies to a  
21 hospital that:

22 (1) is licensed under IC 16-21;

23 (2) is not a unit of state or local government; and

24 (3) is not owned or operated by a unit of state or local government.

25 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
26 ~~1001-2011~~. **IC 16-21-10.**

27 (b) For a state fiscal year ending after June 30, 2003, and before July 1, 2007, in addition to  
28 reimbursement received under section 1 of this chapter, a hospital eligible under this section is entitled  
29 to reimbursement in an amount calculated as follows:

30 STEP ONE: The office shall identify the total inpatient hospital services and the total outpatient  
31 hospital services, reimbursable under this article and under the state Medicaid plan, that were  
32 provided during the state fiscal year by the hospitals described in subsection (a).

33 STEP TWO: For the total inpatient hospital services and the total outpatient hospital services  
34 identified under STEP ONE, the office shall calculate the aggregate payments made under this  
35 article and under the state Medicaid plan to hospitals described in subsection (a), excluding  
36 payments under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

37 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have been  
38 paid in the aggregate by the office for the inpatient hospital services and the outpatient hospital  
39 services identified in STEP ONE under Medicare payment principles.

40 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
41 STEP THREE.

42 STEP FIVE: Distribute an amount equal to the amount calculated under STEP FOUR to the eligible  
43 hospitals described in subsection (a) as follows:



1 (A) Subject to the availability of funds under IC 12-15-20-2(8)(D) to serve as the nonfederal  
2 share of such payment, the first ten million dollars (\$10,000,000) of the amount calculated under  
3 STEP FOUR for a state fiscal year shall be paid to a hospital described in subsection (a) that has  
4 more than sixty thousand (60,000) Medicaid inpatient days.

5 (B) Following the payment to the hospital under clause (A) and subject to the availability of  
6 funds under IC 12-15-20-2(8)(D) to serve as the nonfederal share of such payments, the  
7 remaining amount calculated under STEP FOUR for a state fiscal year shall be paid to all  
8 hospitals described in subsection (a). The payments shall be made on a pro rata basis based on  
9 the hospitals' Medicaid inpatient days or other payment methodology approved by the Centers  
10 for Medicare and Medicaid Services. For purposes of this clause, a hospital's Medicaid inpatient  
11 days are the hospital's in-state and paid Medicaid fee for service and managed care days for the  
12 state fiscal year for which services are identified under STEP ONE, as determined by the office.

13 (C) Subject to IC 12-15-20.7, in the event the entirety of the amount calculated under STEP  
14 FOUR is not distributed following the payments made under clauses (A) and (B), the remaining  
15 amount may be paid to hospitals described in subsection (a) that are eligible under this clause.  
16 A hospital is eligible for a payment under this clause only if the nonfederal share of the hospital's  
17 payment is provided by or on behalf of the hospital. The remaining amount shall be paid to those  
18 eligible hospitals:

19 (i) on a pro rata basis in relation to all hospitals eligible under this clause based on the  
20 hospitals' Medicaid inpatient days; or

21 (ii) other payment methodology determined by the office and approved by the Centers for  
22 Medicare and Medicaid Services.

23 (c) As used in this subsection, "Medicaid supplemental payments" means Medicaid payments for  
24 hospitals that are in addition to Medicaid fee-for-service payments, Medicaid risk-based managed care  
25 payments, and Medicaid disproportionate share payments, and that are included in the Medicaid state  
26 plan, including Medicaid safety-net payments, and payments made under this section and sections 1.1,  
27 1.3, 9, and 9.5 of this chapter. For a state fiscal year ending after June 30, 2007, in addition to the  
28 reimbursement received under section 1 of this chapter, a hospital eligible under this section is entitled  
29 to reimbursement in an amount calculated as follows:

30 STEP ONE: The office shall identify the total inpatient hospital services and the total outpatient  
31 hospital services reimbursable under this article and under the state Medicaid plan that were  
32 provided during the state fiscal year for all hospitals described in subsection (a).

33 STEP TWO: For the total inpatient hospital services and the total outpatient hospital services  
34 identified in STEP ONE, the office shall calculate the total payments made under this article and  
35 under the state Medicaid plan to all hospitals described in subsection (a). A calculation under this  
36 STEP excludes a payment made under the following:

37 (A) IC 12-15-16.

38 (B) IC 12-15-17.

39 (C) IC 12-15-19.

40 STEP THREE: The office shall calculate, under Medicare payment principles, a reasonable estimate  
41 of the total amount that would have been paid by the office for the inpatient hospital services and  
42 the outpatient hospital services identified in STEP ONE.

43 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under

1 STEP THREE.

2 STEP FIVE: Distribute an amount equal to the amount calculated under STEP FOUR to the eligible  
3 hospitals described in subsection (a) as follows:

4 (A) As used in this clause, "Medicaid inpatient days" are the hospital's in-state paid Medicaid fee  
5 for service and risk-based managed care days for the state fiscal year for which services are  
6 identified under STEP ONE, as determined by the office. Subject to the availability of funds  
7 transferred to the Medicaid indigent care trust fund under STEP FOUR of IC 12-16-7.5-4.5(c)  
8 and remaining in the Medicaid indigent care trust fund under IC 12-15-20-2(8)(G) to serve as the  
9 nonfederal share of the payments, the amount calculated under STEP FOUR for a state fiscal year  
10 shall be paid to all hospitals described in subsection (a). The payments shall be made on a pro  
11 rata basis, based on the hospitals' Medicaid inpatient days or in accordance with another payment  
12 methodology determined by the office and approved by the Centers for Medicare and Medicaid  
13 Services.

14 (B) Subject to IC 12-15-20.7, if the entire amount calculated under STEP FOUR is not distributed  
15 following the payments made under clause (A), the remaining amount shall be paid as described  
16 in clauses (C) and (D) to a hospital that is described in subsection (a) and that is described as  
17 eligible under this clause. A hospital is eligible for a payment under clause (C) only if the  
18 hospital:

19 (i) has less than sixty thousand (60,000) Medicaid inpatient days annually;

20 (ii) was eligible for Medicaid disproportionate share hospital payments in the state fiscal year  
21 ending June 30, 1998, or the hospital met the office's Medicaid disproportionate share payment  
22 criteria based upon state fiscal year 1998 data and received a Medicaid disproportionate share  
23 payment for the state fiscal year ending June 30, 2001; and

24 (iii) received a Medicaid disproportionate share payment under IC 12-15-19-2.1 for state fiscal  
25 years 2001, 2002, 2003, and 2004.

26 The payment amount under clause (C) for an eligible hospital is subject to the availability of the  
27 nonfederal share of the hospital's payment being provided by the hospital or on behalf of the  
28 hospital.

29 (C) For state fiscal years ending after June 30, 2007, but before July 1, 2009, payments to eligible  
30 hospitals described in clause (B) shall be made as follows:

31 (i) The payment to an eligible hospital that merged two (2) hospitals under a single Medicaid  
32 provider number effective January 1, 2004, shall equal one hundred percent (100%) of the  
33 hospital's hospital-specific limit for the state fiscal year ending June 30, 2005, when the  
34 payment is combined with any Medicaid disproportionate share payment made under  
35 IC 12-15-19-2.1, Medicaid, and other Medicaid supplemental payments, paid or to be paid to  
36 the hospital for a state fiscal year.

37 (ii) The payment to an eligible hospital described in clause (B) other than a hospital described  
38 in item (i) shall equal one hundred percent (100%) of the hospital's hospital specific limit for  
39 the state fiscal year ending June 30, 2004, when the payment is combined with any Medicaid  
40 disproportionate share payment made under IC 12-15-19-2.1, Medicaid, and other Medicaid  
41 supplemental payments, paid or to be paid to the hospital for a state fiscal year.

42 (D) For state fiscal years beginning after June 30, 2009, payments to an eligible hospital  
43 described in clause (B) shall be made in a manner determined by the office.

1 (E) Subject to IC 12-15-20.7, if the entire amount calculated under STEP FOUR is not distributed  
2 following the payments made under clause (A) and clauses (C) or (D), the remaining amount may  
3 be paid as described in clause (F) to a hospital described in subsection (a) that is described as  
4 eligible under this clause. A hospital is eligible for a payment for a state fiscal year under clause  
5 (F) if the hospital:

6 (i) is eligible to receive Medicaid disproportionate share payments for the state fiscal year for  
7 which the Medicaid disproportionate share payment is attributable under IC 12-15-19-2.1, for  
8 a state fiscal year ending after June 30, 2007; and

9 (ii) does not receive a payment under clauses (C) or (D) for the state fiscal year.

10 A payment to a hospital under this clause is subject to the availability of nonfederal matching  
11 funds.

12 (F) Payments to eligible hospitals described in clause (E) shall be made:

13 (i) to best use federal matching funds available for hospitals that are eligible for Medicaid  
14 disproportionate share payments under IC 12-15-19-2.1; and

15 (ii) by using a methodology that allocates available funding under this clause, Medicaid  
16 supplemental payments, and payments under IC 12-15-19-2.1, in a manner in which all  
17 hospitals eligible under clause (E) receive payments in a manner that takes into account the  
18 situation of eligible hospitals that have historically qualified for Medicaid disproportionate  
19 share payments and ensures that payments for eligible hospitals are equitable.

20 (G) If the Centers for Medicare and Medicaid Services does not approve the payment  
21 methodologies in clauses (A) through (F), the office may implement alternative payment  
22 methodologies that are eligible for federal financial participation to implement a program  
23 consistent with the payments for hospitals described in clauses (A) through (F).

24 (d) A hospital described in subsection (a) may appeal under IC 4-21.5 the amount determined by the  
25 office to be paid to the hospital under STEP FIVE of subsections (b) or (c). The distribution to other  
26 hospitals under STEP FIVE of subsection (b) or (c) may not be delayed due to an administrative appeal  
27 or judicial review instituted by a hospital under this subsection. If necessary, the office may make a partial  
28 distribution to the other eligible hospitals under STEP FIVE of subsection (b) or (c) pending the  
29 completion of a hospital's administrative appeal or judicial review, at which time the remaining portion  
30 of the payments due to the eligible hospitals shall be made. A partial distribution may be based on  
31 estimates and trends calculated by the office.

32 SECTION 107. IC 12-15-15-1.6, AS AMENDED BY P.L.229-2011, SECTION 131, IS AMENDED  
33 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.6. (a) This section applies only if the  
34 office determines, based on information received from the United States Centers for Medicare and  
35 Medicaid Services, that payments made under section 1.5(b) STEP FIVE (A), (B), or (C) of this chapter  
36 will not be approved for federal financial participation. This section does not apply during the period that  
37 the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10.**

38 (b) If the office determines that payments made under section 1.5(b) STEP FIVE (A) of this chapter  
39 will not be approved for federal financial participation, the office may make alternative payments to  
40 payments under section 1.5(b) STEP FIVE (A) of this chapter if:

41 (1) the payments for a state fiscal year are made only to a hospital that would have been eligible for  
42 a payment for that state fiscal year under section 1.5(b) STEP FIVE (A) of this chapter; and

43 (2) the payments for a state fiscal year to each hospital are an amount that is as equal as possible to

1 the amount each hospital would have received under section 1.5(b) STEP FIVE (A) of this chapter  
2 for that state fiscal year.

3 (c) If the office determines that payments made under section 1.5(b) STEP FIVE (B) of this chapter  
4 will not be approved for federal financial participation, the office may make alternative payments to  
5 payments under section 1.5(b) STEP FIVE (B) of this chapter if:

6 (1) the payments for a state fiscal year are made only to a hospital that would have been eligible for  
7 a payment for that state fiscal year under section 1.5(b) STEP FIVE (B) of this chapter; and

8 (2) the payments for a state fiscal year to each hospital are an amount that is as equal as possible to  
9 the amount each hospital would have received under section 1.5(b) STEP FIVE (B) of this chapter  
10 for that state fiscal year.

11 (d) If the office determines that payments made under section 1.5(b) STEP FIVE (C) of this chapter  
12 will not be approved for federal financial participation, the office may make alternative payments to  
13 payments under section 1.5(b) STEP FIVE (C) of this chapter if:

14 (1) the payments for a state fiscal year are made only to a hospital that would have been eligible for  
15 a payment for that state fiscal year under section 1.5(b) STEP FIVE (C) of this chapter; and

16 (2) the payments for a state fiscal year to each hospital are an amount that is as equal as possible to  
17 the amount each hospital would have received under section 1.5(b) STEP FIVE (C) of this chapter  
18 for that state fiscal year.

19 (e) If the office determines, based on information received from the United States Centers for Medicare  
20 and Medicaid Services, that payments made under subsection (b), (c), or (d) will not be approved for  
21 federal financial participation, the office shall use the funds that would have served as the nonfederal  
22 share of these payments for a state fiscal year to serve as the nonfederal share of a payment program for  
23 hospitals to be established by the office. The payment program must distribute payments to hospitals for  
24 a state fiscal year based upon a methodology determined by the office to be equitable under the  
25 circumstances.

26 SECTION 108. IC 12-15-15-9, AS AMENDED BY P.L.229-2011, SECTION 132, IS AMENDED TO  
27 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) For purposes of this section and  
28 IC 12-16-7.5-4.5, a payable claim is attributed to a county if the payable claim is submitted to the division  
29 by a hospital licensed under IC 16-21-2 for payment under IC 12-16-7.5 for care provided by the hospital  
30 to an individual who qualifies for the hospital care for the indigent program under IC 12-16-3.5-1 or  
31 IC 12-16-3.5-2 and:

32 (1) who is a resident of the county;

33 (2) who is not a resident of the county and for whom the onset of the medical condition that  
34 necessitated the care occurred in the county; or

35 (3) whose residence cannot be determined by the division and for whom the onset of the medical  
36 condition that necessitated the care occurred in the county.

37 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
38 ~~1001-2011~~. **IC 16-21-10.**

39 (b) For each state fiscal year ending after June 30, 2003, and before July 1, 2007, a hospital licensed  
40 under IC 16-21-2 that submits to the division during the state fiscal year a payable claim under  
41 IC 12-16-7.5 is entitled to a payment under subsection (c).

42 (c) Except as provided in section 9.8 of this chapter and subject to section 9.6 of this chapter, for a  
43 state fiscal year, the office shall pay to a hospital referred to in subsection (b) an amount equal to the

1 amount, based on information obtained from the division and the calculations and allocations made under  
2 IC 12-16-7.5-4.5, that the office determines for the hospital under STEP SIX of the following STEPS:  
3 STEP ONE: Identify:  
4 (A) each hospital that submitted to the division one (1) or more payable claims under  
5 IC 12-16-7.5 during the state fiscal year; and  
6 (B) the county to which each payable claim is attributed.  
7 STEP TWO: For each county identified in STEP ONE, identify:  
8 (A) each hospital that submitted to the division one (1) or more payable claims under  
9 IC 12-16-7.5 attributed to the county during the state fiscal year; and  
10 (B) the total amount of all hospital payable claims submitted to the division under IC 12-16-7.5  
11 attributed to the county during the state fiscal year.  
12 STEP THREE: For each county identified in STEP ONE, identify the amount of county funds  
13 transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5.  
14 STEP FOUR: For each hospital identified in STEP ONE, with respect to each county identified in  
15 STEP ONE, calculate the hospital's percentage share of the county's funds transferred to the  
16 Medicaid indigent care trust fund under IC 12-16-7.5-4.5. Each hospital's percentage share is based  
17 on the total amount of the hospital's payable claims submitted to the division under IC 12-16-7.5  
18 attributed to the county during the state fiscal year, calculated as a percentage of the total amount  
19 of all hospital payable claims submitted to the division under IC 12-16-7.5 attributed to the county  
20 during the state fiscal year.  
21 STEP FIVE: Subject to subsection (j), for each hospital identified in STEP ONE, with respect to  
22 each county identified in STEP ONE, multiply the hospital's percentage share calculated under STEP  
23 FOUR by the amount of the county's funds transferred to the Medicaid indigent care trust fund under  
24 IC 12-16-7.5-4.5.  
25 STEP SIX: Determine the sum of all amounts calculated under STEP FIVE for each hospital  
26 identified in STEP ONE with respect to each county identified in STEP ONE.  
27 (d) For state fiscal years beginning after June 30, 2007, a hospital that received a payment determined  
28 under STEP SIX of subsection (c) for the state fiscal year ending June 30, 2007, shall be paid in an  
29 amount equal to the amount determined for the hospital under STEP SIX of subsection (c) for the state  
30 fiscal year ending June 30, 2007.  
31 (e) A hospital's payment under subsection (c) or (d) is in the form of a Medicaid supplemental  
32 payment. The amount of a hospital's Medicaid supplemental payment is subject to the availability of  
33 funding for the non-federal share of the payment under subsection (f). The office shall make the payments  
34 under subsection (c) and (d) before December 15 that next succeeds the end of the state fiscal year.  
35 (f) The non-federal share of a payment to a hospital under subsection (c) or (d) is funded from the  
36 funds transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5.  
37 (g) The amount of a county's transferred funds available to be used to fund the non-federal share of  
38 a payment to a hospital under subsection (c) is an amount that bears the same proportion to the total  
39 amount of funds of the county transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5  
40 that the total amount of the hospital's payable claims under IC 12-16-7.5 attributed to the county  
41 submitted to the division during the state fiscal year bears to the total amount of all hospital payable  
42 claims under IC 12-16-7.5 attributed to the county submitted to the division during the state fiscal year.  
43 (h) Any county's funds identified in subsection (g) that remain after the non-federal share of a

1 hospital's payment has been funded are available to serve as the non-federal share of a payment to a  
2 hospital under section 9.5 of this chapter.

3 (i) For purposes of this section, "payable claim" has the meaning set forth in IC 12-16-7.5-2.5(b)(1).

4 (j) For purposes of subsection (c):

5 (1) the amount of a payable claim is an amount equal to the amount the hospital would have received  
6 under the state's fee-for-service Medicaid reimbursement principles for the hospital care for which  
7 the payable claim is submitted under IC 12-16-7.5 if the individual receiving the hospital care had  
8 been a Medicaid enrollee; and

9 (2) a payable hospital claim under IC 12-16-7.5 includes a payable claim under IC 12-16-7.5 for the  
10 hospital's care submitted by an individual or entity other than the hospital, to the extent permitted  
11 under the hospital care for the indigent program.

12 (k) The amount calculated under STEP FIVE of subsection (c) for a hospital with respect to a county  
13 may not exceed the total amount of the hospital's payable claims attributed to the county during the state  
14 fiscal year.

15 SECTION 109. IC 12-15-15-9.5, AS AMENDED BY P.L.229-2011, SECTION 133, IS AMENDED  
16 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9.5. (a) For purposes of this section  
17 and IC 12-16-7.5-4.5, a payable claim is attributed to a county if the payable claim is submitted to the  
18 division by a hospital licensed under IC 16-21-2 for payment under IC 12-16-7.5 for care provided by the  
19 hospital to an individual who qualifies for the hospital care for the indigent program under IC 12-16-3.5-1  
20 or IC 12-16-3.5-2 and:

21 (1) who is a resident of the county;

22 (2) who is not a resident of the county and for whom the onset of the medical condition that  
23 necessitated the care occurred in the county; or

24 (3) whose residence cannot be determined by the division and for whom the onset of the medical  
25 condition that necessitated the care occurred in the county.

26 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
27 ~~1001-2011~~. **IC 16-21-10.**

28 (b) For each state fiscal year ending after June 30, 2003, but before July 1, 2007, a hospital licensed  
29 under IC 16-21-2:

30 (1) that submits to the division during the state fiscal year a payable claim under IC 12-16-7.5; and

31 (2) whose payment under section 9(c) of this chapter was less than the total amount of the hospital's  
32 payable claims under IC 12-16-7.5 submitted by the hospital to the division during the state fiscal  
33 year;

34 is entitled to a payment under subsection (c).

35 (c) Subject to section 9.6 of this chapter, for a state fiscal year, the office shall pay to a hospital  
36 referred to in subsection (b) an amount equal to the amount, based on information obtained from the  
37 division and the calculations and allocations made under IC 12-16-7.5-4.5, that the office determines for  
38 the hospital under STEP EIGHT of the following STEPS:

39 STEP ONE: Identify each county whose transfer of funds to the Medicaid indigent care trust fund  
40 under IC 12-16-7.5-4.5 for the state fiscal year was less than the total amount of all hospital payable  
41 claims attributed to the county and submitted to the division during the state fiscal year.

42 STEP TWO: For each county identified in STEP ONE, calculate the difference between the amount  
43 of funds of the county transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5

1 and the total amount of all hospital payable claims attributed to the county and submitted to the  
2 division during the state fiscal year.

3 STEP THREE: Calculate the sum of the amounts calculated for the counties under STEP TWO.

4 STEP FOUR: Identify each hospital whose payment under section 9(c) of this chapter was less than  
5 the total amount of the hospital's payable claims under IC 12-16-7.5 submitted by the hospital to the  
6 division during the state fiscal year.

7 STEP FIVE: Calculate for each hospital identified in STEP FOUR the difference between the  
8 hospital's payment under section 9(c) of this chapter and the total amount of the hospital's payable  
9 claims under IC 12-16-7.5 submitted by the hospital to the division during the state fiscal year.

10 STEP SIX: Calculate the sum of the amounts calculated for each of the hospitals under STEP FIVE.

11 STEP SEVEN: For each hospital identified in STEP FOUR, calculate the hospital's percentage share  
12 of the amount calculated under STEP SIX. Each hospital's percentage share is based on the amount  
13 calculated for the hospital under STEP FIVE calculated as a percentage of the sum calculated under  
14 STEP SIX.

15 STEP EIGHT: For each hospital identified in STEP FOUR, multiply the hospital's percentage share  
16 calculated under STEP SEVEN by the sum calculated under STEP THREE. The amount calculated  
17 under this STEP for a hospital may not exceed the amount by which the hospital's total payable  
18 claims under IC 12-16-7.5 submitted during the state fiscal year exceeded the amount of the  
19 hospital's payment under section 9(c) of this chapter.

20 (d) For state fiscal years beginning after June 30, 2007, a hospital that received a payment determined  
21 under STEP EIGHT of subsection (c) for the state fiscal year ending June 30, 2007, shall be paid an  
22 amount equal to the amount determined for the hospital under STEP EIGHT of subsection (c) for the state  
23 fiscal year ending June 30, 2007.

24 (e) A hospital's payment under subsection (c) or (d) is in the form of a Medicaid supplemental  
25 payment. The amount of the hospital's add-on payment is subject to the availability of funding for the  
26 nonfederal share of the payment under subsection (f). The office shall make the payments under  
27 subsection (c) or (d) before December 15 that next succeeds the end of the state fiscal year.

28 (f) The nonfederal share of a payment to a hospital under subsection (c) or (d) is derived from funds  
29 transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5 and not expended under  
30 section 9 of this chapter.

31 (g) Except as provided in subsection (h), the office may not make a payment under this section until  
32 the payments due under section 9 of this chapter for the state fiscal year have been made.

33 (h) If a hospital appeals a decision by the office regarding the hospital's payment under section 9 of  
34 this chapter, the office may make payments under this section before all payments due under section 9  
35 of this chapter are made if:

36 (1) a delay in one (1) or more payments under section 9 of this chapter resulted from the appeal; and

37 (2) the office determines that making payments under this section while the appeal is pending will  
38 not unreasonably affect the interests of hospitals eligible for a payment under this section.

39 (i) Any funds transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5 remaining  
40 after payments are made under this section shall be used as provided in IC 12-15-20-2(8).

41 (j) For purposes of subsection (c):

42 (1) "payable claim" has the meaning set forth in IC 12-16-7.5-2.5(b);

43 (2) the amount of a payable claim is an amount equal to the amount the hospital would have received

1 under the state's fee-for-service Medicaid reimbursement principles for the hospital care for which  
2 the payable claim is submitted under IC 12-16-7.5 if the individual receiving the hospital care had  
3 been a Medicaid enrollee; and

4 (3) a payable hospital claim under IC 12-16-7.5 includes a payable claim under IC 12-16-7.5 for the  
5 hospital's care submitted by an individual or entity other than the hospital, to the extent permitted  
6 under the hospital care for the indigent program.

7 SECTION 110. IC 12-15-16-6, AS AMENDED BY P.L.229-2011, SECTION 134, IS AMENDED TO  
8 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) As used in this section, "low income  
9 utilization rate" refers to the low income utilization rate described in section 3 of this chapter.

10 (b) Hospitals that qualify for basic disproportionate share under section 1(a) of this chapter shall  
11 receive disproportionate share payments as follows:

12 (1) For the state fiscal year ending June 30, 1999, a pool not exceeding twenty-one million dollars  
13 (\$21,000,000) shall be distributed to all hospitals licensed under IC 16-21 that qualify under section  
14 1(a)(1) of this chapter. The funds in the pool must be distributed to qualifying hospitals in proportion  
15 to each hospital's Medicaid day utilization rate and Medicaid discharges, as determined based on  
16 data from the most recent audited cost report on file with the office. Any funds remaining in the pool  
17 referred to in this subdivision following distribution to all qualifying hospitals shall be transferred  
18 to the pool distributed under subdivision (3).

19 (2) Hospitals licensed under IC 16-21 that qualify under both section 1(a)(1) and 1(a)(2) of this  
20 chapter shall receive a disproportionate share payment in accordance with subdivision (1).

21 (3) For the state fiscal year ending June 30, 1999, a pool not exceeding five million dollars  
22 (\$5,000,000), subject to adjustment by the transfer of any funds remaining in the pool referred to in  
23 subdivision (1), following distribution to all qualifying hospitals, shall be distributed to all hospitals  
24 licensed under IC 16-21 that:

25 (A) qualify under section 1(a)(1) or 1(a)(2) of this chapter; and

26 (B) have at least twenty-five thousand (25,000) Medicaid inpatient days per year, based on data  
27 from each hospital's Medicaid cost report for the fiscal year ended during state fiscal year 1996.

28 The funds in the pool must be distributed to qualifying hospitals in proportion to each hospital's Medicaid  
29 day utilization rate and total Medicaid patient days, as determined based on data from the most recent  
30 audited cost report on file with the office. Payments under this subdivision are in place of the payments  
31 made under subdivisions (1) and (2).

32 (c) This subsection does not apply during the period that the office is assessing a hospital fee  
33 authorized by ~~HEA 1001-2011~~ **IC 16-21-10**. Other institutions that qualify as disproportionate share  
34 providers under section 1 of this chapter, in each state fiscal year, shall receive disproportionate share  
35 payments as follows:

36 (1) For each of the state fiscal years ending after June 30, 1995, a pool not exceeding two million  
37 dollars (\$2,000,000) shall be distributed to all private psychiatric institutions licensed under  
38 IC 12-25 that qualify under section 1(a)(1) or 1(a)(2) of this chapter. The funds in the pool must be  
39 distributed to the qualifying institutions in proportion to each institution's Medicaid day utilization  
40 rate as determined based on data from the most recent audited cost report on file with the office.

41 (2) A pool not exceeding one hundred ninety-one million dollars (\$191,000,000) for all state fiscal  
42 years ending after June 30, 1995, shall be distributed to all state mental health institutions under  
43 IC 12-24-1-3 that qualify under either section 1(a)(1) or 1(a)(2) of this chapter. The funds in the pool



1 must be distributed to each qualifying institution in proportion to each institution's low income  
2 utilization rate, as determined based on the most recent data on file with the office.

3 (d) This subsection does not apply during the period that the office is assessing a hospital fee  
4 authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. Disproportionate share payments described in this section  
5 shall be made on an interim basis throughout the year, as provided by the office.

6 SECTION 111. IC 12-15-17-1, AS AMENDED BY P.L.229-2011, SECTION 135, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. A disproportionate share payment shall  
8 be made to:

- 9 (1) a hospital licensed under IC 16-21;
- 10 (2) a state mental health institution under IC 12-24-1-3; and
- 11 (3) a private psychiatric institution licensed under IC 12-25;

12 that serves a disproportionate share of Medicaid recipients and other low income patients as determined  
13 under IC 12-15-16-1. However, a provider may not be defined as a disproportionate share provider under  
14 IC 12-15-16-1 unless the provider has a Medicaid inpatient utilization rate (as defined in 42 U.S.C.  
15 1396r-4(b)(2)) of at least one percent (1%). Subdivisions (2) and (3) do not apply during the period that  
16 the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**.

17 SECTION 112. IC 12-15-19-2.1, AS AMENDED BY P.L.229-2011, SECTION 136, IS AMENDED  
18 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.1. (a) This section does not apply  
19 during the period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**.  
20 For each state fiscal year ending on or after June 30, 2000, the office shall develop a disproportionate  
21 share payment methodology that ensures that each hospital qualifying for disproportionate share payments  
22 under IC 12-15-16-1(a) timely receives total disproportionate share payments that do not exceed the  
23 hospital's hospital specific limit provided under 42 U.S.C. 1396r-4(g). The payment methodology as  
24 developed by the office must:

- 25 (1) maximize disproportionate share hospital payments to qualifying hospitals to the extent  
26 practicable;
- 27 (2) take into account the situation of those qualifying hospitals that have historically qualified for  
28 Medicaid disproportionate share payments; and
- 29 (3) ensure that payments for qualifying hospitals are equitable.

30 (b) Total disproportionate share payments to a hospital under this chapter shall not exceed the hospital  
31 specific limit provided under 42 U.S.C. 1396r-4(g). The hospital specific limit for a state fiscal year shall  
32 be determined by the office taking into account data provided by each hospital that is considered reliable  
33 by the office based on a system of periodic audits, the use of trending factors, and an appropriate base year  
34 determined by the office. The office may require independent certification of data provided by a hospital  
35 to determine the hospital's hospital specific limit.

36 (c) The office shall include a provision in each amendment to the state plan regarding Medicaid  
37 disproportionate share payments that the office submits to the federal Centers for Medicare and Medicaid  
38 Services that, as provided in 42 CFR 447.297(d)(3), allows the state to make additional disproportionate  
39 share expenditures after the end of each federal fiscal year that relate back to a prior federal fiscal year.  
40 However, the total disproportionate share payments to:

- 41 (1) each individual hospital; and
  - 42 (2) all qualifying hospitals in the aggregate;
- 43 may not exceed the limits provided by federal law and regulation.

1 SECTION 113. IC 12-15-19-6, AS AMENDED BY P.L.229-2011, SECTION 137, IS AMENDED TO  
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) This section does not apply during  
3 the period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. The  
4 office is not required to make disproportionate share payments under this chapter from the Medicaid  
5 indigent care trust fund established by IC 12-15-20-1 until the fund has received sufficient deposits,  
6 including intergovernmental transfers of funds and certifications of expenditures, to permit the office to  
7 make the state's share of the required disproportionate share payments.

8 (b) For state fiscal years beginning after June 30, 2006, if:

9 (1) sufficient deposits have not been received; or

10 (2) the statewide Medicaid disproportionate share allocation is insufficient to provide federal  
11 financial participation for the entirety of all eligible disproportionate share hospitals'  
12 hospital-specific limits;

13 the office shall reduce disproportionate share payments made under IC 12-15-19-2.1 and Medicaid  
14 safety-net payments made in accordance with the Medicaid state plan to eligible institutions using an  
15 equitable methodology consistent with subsection (c).

16 (c) For state fiscal years beginning after June 30, 2006, payments reduced under this section shall, in  
17 accordance with the Medicaid state plan, be made:

18 (1) to best utilize federal matching funds available for hospitals eligible for Medicaid  
19 disproportionate share payments under IC 12-15-19-2.1; and

20 (2) by utilizing a methodology that allocates available funding under this subdivision, and Medicaid  
21 supplemental payments as defined in IC 12-15-15-1.5, in a manner that all hospitals eligible for  
22 Medicaid disproportionate share payments under IC 12-15-19-2.1 receive payments using a  
23 methodology that:

24 (A) takes into account the situation of the eligible hospitals that have historically qualified for  
25 Medicaid disproportionate share payments; and

26 (B) ensures that payments for eligible hospitals are equitable.

27 (d) The percentage reduction shall be sufficient to ensure that payments do not exceed the statewide  
28 Medicaid disproportionate share allocation or the amounts that can be financed with:

29 (1) the amount transferred from the hospital care for the indigent trust fund;

30 (2) other intergovernmental transfers;

31 (3) certifications of public expenditures; or

32 (4) any other permissible sources of non-federal match.

33 SECTION 114. IC 12-15-19-8, AS AMENDED BY P.L.229-2011, SECTION 138, IS AMENDED TO  
34 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) This section does not apply during  
35 the period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. A  
36 provider that qualifies as a municipal disproportionate share provider under IC 12-15-16-1 shall receive  
37 a disproportionate share adjustment, subject to the provider's hospital specific limits described in  
38 subsection (b), as follows:

39 (1) For each state fiscal year ending on or after June 30, 1998, an amount shall be distributed to each  
40 provider qualifying as a municipal disproportionate share provider under IC 12-15-16-1. The total  
41 amount distributed shall not exceed the sum of all hospital specific limits for all qualifying  
42 providers.

43 (2) For each municipal disproportionate share provider qualifying under IC 12-15-16-1 to receive

1 disproportionate share payments, the amount in subdivision (1) shall be reduced by the amount of  
2 disproportionate share payments received by the provider under IC 12-15-16-6 or sections 1 or 2.1  
3 of this chapter. The office shall develop a disproportionate share provider payment methodology that  
4 ensures that each municipal disproportionate share provider receives disproportionate share  
5 payments that do not exceed the provider's hospital specific limit specified in subsection (b). The  
6 methodology developed by the office shall ensure that a municipal disproportionate share provider  
7 receives, to the extent possible, disproportionate share payments that, when combined with any other  
8 disproportionate share payments owed to the provider, equals the provider's hospital specific limits.

9 (b) Total disproportionate share payments to a provider under this chapter and IC 12-15-16 shall not  
10 exceed the hospital specific limit provided under 42 U.S.C. 1396r-4(g). The hospital specific limit for  
11 state fiscal years ending on or before June 30, 1999, shall be determined by the office taking into account  
12 data provided by each hospital for the hospital's most recent fiscal year or, if a change in fiscal year causes  
13 the most recent fiscal period to be less than twelve (12) months, twelve (12) months of data compiled to  
14 the end of the provider's fiscal year that ends within the most recent state fiscal year, as certified to the  
15 office by an independent certified public accounting firm. The hospital specific limit for all state fiscal  
16 years ending on or after June 30, 2000, shall be determined by the office taking into account data provided  
17 by each hospital that is deemed reliable by the office based on a system of periodic audits, the use of  
18 trending factors, and an appropriate base year determined by the office. The office may require  
19 independent certification of data provided by a hospital to determine the hospital's hospital specific limit.

20 (c) For each of the state fiscal years:

21 (1) beginning July 1, 1998, and ending June 30, 1999; and

22 (2) beginning July 1, 1999, and ending June 30, 2000;

23 the total municipal disproportionate share payments available under this section to qualifying municipal  
24 disproportionate share providers is twenty-two million dollars (\$22,000,000).

25 SECTION 115. IC 12-15-19-10, AS AMENDED BY P.L.229-2011, SECTION 139, IS AMENDED  
26 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. This section does not apply during  
27 the period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. For state  
28 fiscal years beginning after June 30, 2000, the state shall pay providers as follows:

29 (1) The state shall make municipal disproportionate share provider payments to providers qualifying  
30 under IC 12-15-16-1(b) until the state exceeds the state disproportionate share allocation (as defined  
31 in 42 U.S.C. 1396r-4(f)(2)).

32 (2) After the state makes all payments under subdivision (1), if the state fails to exceed the state  
33 disproportionate share allocation (as defined in 42 U.S.C. 1396r-4(f)(2)), the state shall make  
34 disproportionate share provider payments to providers qualifying under IC 12-15-16-1(a).

35 (3) After the state makes all payments under subdivision (2), if the state fails to exceed the state  
36 disproportionate share allocation (as defined in 42 U.S.C. 1396r-4(f)(2)), or the state limit on  
37 disproportionate share expenditures for institutions for mental diseases (as defined in 42 U.S.C.  
38 1396r-4(h)), the state shall make community mental health center disproportionate share provider  
39 payments to providers qualifying under IC 12-15-16-1(c).

40 SECTION 116. IC 12-15-20-2, AS AMENDED BY P.L.229-2011, SECTION 140, IS AMENDED TO  
41 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. The Medicaid indigent care trust fund  
42 is established to pay the non-federal share of the following:

43 (1) Enhanced disproportionate share payments to providers under IC 12-15-19-1.

- 1 (2) Subject to subdivision (8), disproportionate share payments to providers under IC 12-15-19-2.1.  
2 (3) Medicaid payments for pregnant women described in IC 12-15-2-13 and infants and children  
3 described in IC 12-15-2-14.  
4 (4) Municipal disproportionate share payments to providers under IC 12-15-19-8.  
5 (5) Payments to hospitals under IC 12-15-15-9.  
6 (6) Payments to hospitals under IC 12-15-15-9.5.  
7 (7) Payments, funding, and transfers as otherwise provided in clauses (8)(D), (8)(F), and (8)(G).  
8 (8) Of the intergovernmental transfers deposited into the Medicaid indigent care trust fund, the  
9 following apply:

10 (A) The entirety of the intergovernmental transfers deposited into the Medicaid indigent care  
11 trust fund for state fiscal years ending on or before June 30, 2000, shall be used to fund the state's  
12 share of the disproportionate share payments to providers under IC 12-15-19-2.1.

13 (B) Of the intergovernmental transfers deposited into the Medicaid indigent care trust fund for  
14 the state fiscal year ending June 30, 2001, an amount equal to one hundred percent (100%) of the  
15 total intergovernmental transfers deposited into the Medicaid indigent care trust fund for the state  
16 fiscal year beginning July 1, 1998, and ending June 30, 1999, shall be used to fund the state's  
17 share of disproportionate share payments to providers under IC 12-15-19-2.1. The remainder of  
18 the intergovernmental transfers, if any, for the state fiscal year shall be used to fund the state's  
19 share of additional Medicaid payments to hospitals licensed under IC 16-21 pursuant to a  
20 methodology adopted by the office.

21 (C) Of the intergovernmental transfers deposited into the Medicaid indigent care trust fund, for  
22 state fiscal years beginning July 1, 2001, and July 1, 2002, an amount equal to:

23 (i) one hundred percent (100%) of the total intergovernmental transfers deposited into the  
24 Medicaid indigent care trust fund for the state fiscal year beginning July 1, 1998; minus

25 (ii) an amount equal to the amount deposited into the Medicaid indigent care trust fund under  
26 IC 12-15-15-9(d) for the state fiscal years beginning July 1, 2001, and July 1, 2002;

27 shall be used to fund the state's share of disproportionate share payments to providers under  
28 IC 12-15-19-2.1. The remainder of the intergovernmental transfers, if any, must be used to fund  
29 the state's share of additional Medicaid payments to hospitals licensed under IC 16-21 pursuant  
30 to a methodology adopted by the office.

31 (D) The intergovernmental transfers, which shall include amounts transferred under  
32 IC 12-16-7.5-4.5, deposited into the Medicaid indigent care trust fund and the certifications of  
33 public expenditures deemed to be made to the Medicaid indigent care trust fund, for the state  
34 fiscal years ending after June 30, 2005, but before July 1, 2007, shall be used, in descending  
35 order of priority, as follows:

36 (i) As provided in clause (B) of STEP THREE of IC 12-16-7.5-4.5(b)(1) and clause (B) of  
37 STEP THREE of IC 12-16-7.5-4.5(b)(2), to fund the amount to be transferred to the office.

38 (ii) As provided in clause (C) of STEP THREE of IC 12-16-7.5-4.5(b)(1) and clause (C) of  
39 STEP THREE of IC 12-16-7.5-4.5(b)(2), to fund the non-federal share of the payments made  
40 under IC 12-15-15-9 and IC 12-15-15-9.5.

41 (iii) To fund the non-federal share of the payments made under IC 12-15-15-1.1,  
42 IC 12-15-15-1.3, and IC 12-15-19-8.

43 (iv) As provided under clause (A) of STEP THREE of IC 12-16-7.5-4.5(b)(1) and clause (A)

1 of STEP THREE of IC 12-16-7.5-4.5(b)(2), for the payment to be made under clause (A) of  
2 STEP FIVE of IC 12-15-15-1.5(b).

3 (v) As provided under STEP FOUR of IC 12-16-7.5-4.5(b)(1) and STEP FOUR of  
4 IC 12-16-7.5-4.5(b)(2), to fund the payments to be made under clause (B) of STEP FIVE of  
5 IC 12-15-15-1.5(b).

6 (vi) To fund, in an order of priority determined by the office to best use the available  
7 non-federal share, the programs listed in clause (H).

8 (E) For state fiscal years ending after June 30, 2007, the total amount of intergovernmental  
9 transfers used to fund the non-federal share of payments to hospitals under IC 12-15-15-9 and  
10 IC 12-15-15-9.5 shall not exceed the amount provided in clause (G)(ii).

11 (F) As provided in clause (D), for the following:

12 (i) Each state fiscal year ending after June 30, 2003, but before July 1, 2005, an amount equal  
13 to the amount calculated under STEP THREE of the following formula shall be transferred to  
14 the office:

15 STEP ONE: Calculate the product of thirty-five million dollars (\$35,000,000) multiplied by the  
16 federal medical assistance percentage for federal fiscal year 2003.

17 STEP TWO: Calculate the sum of the amounts, if any, reasonably estimated by the office to be  
18 transferred or otherwise made available to the office for the state fiscal year, and the amounts,  
19 if any, actually transferred or otherwise made available to the office for the state fiscal year,  
20 under arrangements whereby the office and a hospital licensed under IC 16-21-2 agree that an  
21 amount transferred or otherwise made available to the office by the hospital or on behalf of the  
22 hospital shall be included in the calculation under this STEP.

23 STEP THREE: Calculate the amount by which the product calculated under STEP ONE exceeds  
24 the sum calculated under STEP TWO.

25 (ii) The state fiscal years ending after June 30, 2005, but before July 1, 2007, an amount equal  
26 to thirty million dollars (\$30,000,000) shall be transferred to the office.

27 (G) Subject to IC 12-15-20.7-2(b), for each state fiscal year ending after June 30, 2007, the total  
28 amount in the Medicaid indigent care trust fund, including the amount of intergovernmental  
29 transfers of funds transferred, and the amounts of certifications of expenditures eligible for  
30 federal financial participation deemed to be transferred, to the Medicaid indigent care trust fund,  
31 shall be used to fund the following:

32 (i) Thirty million dollars (\$30,000,000) transferred to the office for the Medicaid budget.

33 (ii) An amount not to exceed the non-federal share of payments to hospitals under  
34 IC 12-15-15-9 and IC 12-15-15-9.5.

35 (iii) An amount not to exceed the non-federal share of payments to hospitals made under  
36 IC 12-15-15-1.1 and IC 12-15-15-1.3.

37 (iv) An amount not to exceed the non-federal share of disproportionate share payments to  
38 hospitals under IC 12-15-19-8.

39 (v) An amount not to exceed the non-federal share of payments to hospitals under clause (A)  
40 of STEP FIVE of IC 12-15-15-1.5(c).

41 (vi) An amount not to exceed the non-federal share of Medicaid safety-net payments.

42 (vii) An amount not to exceed the non-federal share of payments to hospitals made under  
43 clauses (C) or (D) of STEP FIVE of IC 12-15-15-1.5(c).

- 1 (viii) An amount not to exceed the non-federal share of payments to hospitals made under  
2 clause (F) of STEP FIVE of IC 12-15-15-1.5(c).
- 3 (ix) An amount not to exceed the non-federal share of disproportionate share payments to  
4 hospitals under IC 12-15-19-2.1.
- 5 (x) If additional funds are available after making payments under items (i) through (ix), to fund  
6 other Medicaid supplemental payments for hospitals approved by the office and included in  
7 the Medicaid state plan.
- 8 Items (ii) through (x) do not apply during the period that the office is assessing a hospital fee  
9 authorized by ~~HEA 1001-2011~~. **IC 16-21-10.**
- 10 (H) This clause does not apply during the period that the office is assessing a hospital fee  
11 authorized by ~~HEA 1001-2011~~. **IC 16-21-10.** For purposes of clause (D)(vi), the office shall fund  
12 the following:
- 13 (i) An amount equal to the non-federal share of the payments to the hospital that is eligible  
14 under this item, for payments made under clause (C) of STEP FIVE of IC 12-15-15-1.5(b)  
15 under an agreement with the office, Medicaid safety-net payments and any payment made  
16 under IC 12-15-19-2.1. The amount of the payments to the hospital under this item shall be  
17 equal to one hundred percent (100%) of the hospital's hospital-specific limit for state fiscal year  
18 2005, when the payments are combined with payments made under IC 12-15-15-9,  
19 IC 12-15-15-9.5, and clause (B) of STEP FIVE of IC 12-15-15-1.5(b) for a state fiscal year. A  
20 hospital is eligible under this item if the hospital was eligible for Medicaid disproportionate  
21 share hospital payments for the state fiscal year ending June 30, 1998, the hospital received a  
22 Medicaid disproportionate share payment under IC 12-15-19-2.1 for state fiscal years 2001,  
23 2002, 2003, and 2004, and the hospital merged two (2) hospitals under a single Medicaid  
24 provider number, effective January 1, 2004.
- 25 (ii) An amount equal to the non-federal share of payments to hospitals that are eligible under  
26 this item, for payments made under clause (C) of STEP FIVE of IC 12-15-15-1.5(b) under an  
27 agreement with the office, Medicaid safety-net payments, and any payment made under  
28 IC 12-15-19-2.1. The amount of payments to each hospital under this item shall be equal to one  
29 hundred percent (100%) of the hospital's hospital-specific limit for state fiscal year 2004, when  
30 the payments are combined with payments made to the hospital under IC 12-15-15-9,  
31 IC 12-15-15-9.5, and clause (B) of STEP FIVE of IC 12-15-15-1.5(b) for a state fiscal year. A  
32 hospital is eligible under this item if the hospital did not receive a payment under item (i), the  
33 hospital has less than sixty thousand (60,000) Medicaid inpatient days annually, the hospital  
34 either was eligible for Medicaid disproportionate share hospital payments for the state fiscal  
35 year ending June 30, 1998, or the hospital met the office's Medicaid disproportionate share  
36 payment criteria based on state fiscal year 1998 data and received a Medicaid disproportionate  
37 share payment for the state fiscal year ending June 30, 2001, and the hospital received a  
38 Medicaid disproportionate share payment under IC 12-15-19-2.1 for state fiscal years 2001,  
39 2002, 2003, and 2004.
- 40 (iii) Subject to IC 12-15-19-6, an amount not less than the non-federal share of Medicaid  
41 safety-net payments in accordance with the Medicaid state plan.
- 42 (iv) An amount not less than the non-federal share of payments made under clause (C) of STEP  
43 FIVE of IC 12-15-15-1.5(b) under an agreement with the office to a hospital having sixty

1 thousand (60,000) Medicaid inpatient days annually.

2 (v) An amount not less than the non-federal share of Medicaid disproportionate share payments  
3 for hospitals eligible under this item, and made under IC 12-15-19-6 and the approved  
4 Medicaid state plan. A hospital is eligible for a payment under this item if the hospital is  
5 eligible for payments under IC 12-15-19-2.1.

6 (vi) If additional funds remain after the payments made under (i) through (v), payments  
7 approved by the office and under the Medicaid state plan, to fund the non-federal share of other  
8 Medicaid supplemental payments for hospitals.

9 SECTION 117. IC 12-15-20.7-2, AS AMENDED BY P.L.6-2012, SECTION 92, IS AMENDED TO  
10 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) This section does not apply during  
11 the period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~ **IC 16-21-10**. For each  
12 state fiscal year ending before July 1, 2005, and subject to section 3 of this chapter (repealed), the office  
13 shall make the payments identified in this section in the following order:

14 (1) First, payments under IC 12-15-15-9 and IC 12-15-15-9.5.

15 (2) Second, payments under clauses (A) and (B) of STEP FIVE of IC 12-15-15-1.5(b).

16 (3) Third, Medicaid inpatient payments for safety-net hospitals and Medicaid outpatient payments  
17 for safety-net hospitals.

18 (4) Fourth, payments under IC 12-15-15-1.1 and IC 12-15-15-1.3.

19 (5) Fifth, payments under IC 12-15-19-8 for municipal disproportionate share hospitals.

20 (6) Sixth, payments under IC 12-15-19-2.1 for disproportionate share hospitals.

21 (7) Seventh, payments under clause (C) of STEP FIVE of IC 12-15-15-1.5(b).

22 (b) For each state fiscal year ending after June 30, 2007, the office shall make the payments for the  
23 programs identified in IC 12-15-20-2(8)(G) in the order of priority that best utilizes available non-federal  
24 share, Medicaid supplemental payments, and Medicaid disproportionate share payments, and may change  
25 the order or priority at any time as necessary for the proper administration of one (1) or more of the  
26 payment programs listed in IC 12-15-20-2(8)(G).

27 SECTION 118. IC 12-15-35-28, AS AMENDED BY P.L.3-2012, SECTION 3, IS AMENDED TO  
28 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 28. (a) The board has the following duties:

29 (1) The adoption of rules to carry out this chapter, in accordance with the provisions of IC 4-22-2  
30 and subject to any office approval that is required by the federal Omnibus Budget Reconciliation Act  
31 of 1990 under Public Law 101-508 and its implementing regulations.

32 (2) The implementation of a Medicaid retrospective and prospective DUR program as outlined in  
33 this chapter, including the approval of software programs to be used by the pharmacist for  
34 prospective DUR and recommendations concerning the provisions of the contractual agreement  
35 between the state and any other entity that will be processing and reviewing Medicaid drug claims  
36 and profiles for the DUR program under this chapter.

37 (3) The development and application of the predetermined criteria and standards for appropriate  
38 prescribing to be used in retrospective and prospective DUR to ensure that such criteria and  
39 standards for appropriate prescribing are based on the compendia and developed with professional  
40 input with provisions for timely revisions and assessments as necessary.

41 (4) The development, selection, application, and assessment of interventions for physicians,  
42 pharmacists, and patients that are educational and not punitive in nature.

43 (5) The publication of an annual report that must be subject to public comment before issuance to

- 1 the federal Department of Health and Human Services and to the Indiana legislative council by  
2 December 1 of each year. The report issued to the legislative council must be in an electronic format  
3 under IC 5-14-6.
- 4 (6) The development of a working agreement for the board to clarify the areas of responsibility with  
5 related boards or agencies, including the following:
- 6 (A) The Indiana board of pharmacy.
  - 7 (B) The medical licensing board of Indiana.
  - 8 (C) The SURS staff.
- 9 (7) The establishment of a grievance and appeals process for physicians or pharmacists under this  
10 chapter.
- 11 (8) The publication and dissemination of educational information to physicians and pharmacists  
12 regarding the board and the DUR program, including information on the following:
- 13 (A) Identifying and reducing the frequency of patterns of fraud, abuse, gross overuse, or  
14 inappropriate or medically unnecessary care among physicians, pharmacists, and recipients.
  - 15 (B) Potential or actual severe or adverse reactions to drugs.
  - 16 (C) Therapeutic appropriateness.
  - 17 (D) Overutilization or underutilization.
  - 18 (E) Appropriate use of generic drugs.
  - 19 (F) Therapeutic duplication.
  - 20 (G) Drug-disease contraindications.
  - 21 (H) Drug-drug interactions.
  - 22 (I) Incorrect drug dosage and duration of drug treatment.
  - 23 (J) Drug allergy interactions.
  - 24 (K) Clinical abuse and misuse.
- 25 (9) The adoption and implementation of procedures designed to ensure the confidentiality of any  
26 information collected, stored, retrieved, assessed, or analyzed by the board, staff to the board, or  
27 contractors to the DUR program that identifies individual physicians, pharmacists, or recipients.
- 28 (10) The implementation of additional drug utilization review with respect to drugs dispensed to  
29 residents of nursing facilities shall not be required if the nursing facility is in compliance with the  
30 drug regimen procedures under 410 IAC 16.2-3.1 and 42 CFR 483.60.
- 31 (11) The research, development, and approval of a preferred drug list for:
- 32 (A) Medicaid's fee for service program;
  - 33 (B) Medicaid's primary care case management program;
  - 34 (C) Medicaid's risk based managed care program, if the office provides a prescription drug  
35 benefit and subject to IC 12-15-5; and
  - 36 (D) the children's health insurance program under IC 12-17.6;
- 37 in consultation with the therapeutics committee.
- 38 (12) The approval of the review and maintenance of the preferred drug list at least two (2) times per  
39 year.
- 40 (13) The preparation and submission of a report concerning the preferred drug list at least one (1)  
41 time per year to the ~~select joint commission on Medicaid oversight established by IC 2-5-26-3.~~  
42 **health finance commission established by IC 2-5-23-3.**
- 43 (14) The collection of data reflecting prescribing patterns related to treatment of children diagnosed



1 with attention deficit disorder or attention deficit hyperactivity disorder.

2 (15) Advising the Indiana comprehensive health insurance association established by IC 27-8-10-2.1

3 concerning implementation of chronic disease management and pharmaceutical management

4 programs under IC 27-8-10-3.5.

5 (b) The board shall use the clinical expertise of the therapeutics committee in developing a preferred

6 drug list. The board shall also consider expert testimony in the development of a preferred drug list.

7 (c) In researching and developing a preferred drug list under subsection (a)(11), the board shall do the

8 following:

9 (1) Use literature abstracting technology.

10 (2) Use commonly accepted guidance principles of disease management.

11 (3) Develop therapeutic classifications for the preferred drug list.

12 (4) Give primary consideration to the clinical efficacy or appropriateness of a particular drug in

13 treating a specific medical condition.

14 (5) Include in any cost effectiveness considerations the cost implications of other components of the

15 state's Medicaid program and other state funded programs.

16 (d) Prior authorization is required for coverage under a program described in subsection (a)(11) of a

17 drug that is not included on the preferred drug list.

18 (e) The board shall determine whether to include a single source covered outpatient drug that is newly

19 approved by the federal Food and Drug Administration on the preferred drug list not later than sixty (60)

20 days after the date on which the manufacturer notifies the board in writing of the drug's approval.

21 However, if the board determines that there is inadequate information about the drug available to the

22 board to make a determination, the board may have an additional sixty (60) days to make a determination

23 from the date that the board receives adequate information to perform the board's review. Prior

24 authorization may not be automatically required for a single source drug that is newly approved by the

25 federal Food and Drug Administration, and that is:

26 (1) in a therapeutic classification:

27 (A) that has not been reviewed by the board; and

28 (B) for which prior authorization is not required; or

29 (2) the sole drug in a new therapeutic classification that has not been reviewed by the board.

30 (f) The board may not exclude a drug from the preferred drug list based solely on price.

31 (g) The following requirements apply to a preferred drug list developed under subsection (a)(11):

32 (1) Except as provided by IC 12-15-35.5-3(b) and IC 12-15-35.5-3(c), the office or the board may

33 require prior authorization for a drug that is included on the preferred drug list under the following

34 circumstances:

35 (A) To override a prospective drug utilization review alert.

36 (B) To permit reimbursement for a medically necessary brand name drug that is subject to

37 generic substitution under IC 16-42-22-10.

38 (C) To prevent fraud, abuse, waste, overutilization, or inappropriate utilization.

39 (D) To permit implementation of a disease management program.

40 (E) To implement other initiatives permitted by state or federal law.

41 (2) All drugs described in IC 12-15-35.5-3(b) must be included on the preferred drug list.

42 (3) The office may add a drug that has been approved by the federal Food and Drug Administration

43 to the preferred drug list without prior approval from the board.

1 (4) The board may add a drug that has been approved by the federal Food and Drug Administration  
2 to the preferred drug list.

3 (h) At least one (1) time each year, the board shall provide a report to the ~~select joint commission on~~  
4 ~~Medicaid oversight established by IC 2-5-26-3; health finance commission established by IC 2-5-23-3.~~  
5 The report must contain the following information:

6 (1) The cost of administering the preferred drug list.

7 (2) Any increase in Medicaid physician, laboratory, or hospital costs or in other state funded  
8 programs as a result of the preferred drug list.

9 (3) The impact of the preferred drug list on the ability of a Medicaid recipient to obtain prescription  
10 drugs.

11 (4) The number of times prior authorization was requested, and the number of times prior  
12 authorization was:

13 (A) approved; and

14 (B) disapproved.

15 (i) The board shall provide the first report required under subsection (h) not later than six (6) months  
16 after the board submits an initial preferred drug list to the office.

17 SECTION 119. IC 12-15-35-48 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
18 PASSAGE]: Sec. 48. (a) The board shall review the prescription drug program of a managed care  
19 organization that participates in the state's risk-based managed care program at least one (1) time per year.  
20 The board's review of a prescription drug program must include the following:

21 (1) An analysis of the single source drugs requiring prior authorization, including the number of  
22 drugs requiring prior authorization in comparison to other managed care organizations' prescription  
23 drug programs that participate in the state's Medicaid program.

24 (2) A determination and analysis of the number and the type of drugs subject to a restriction.

25 (3) A review of the rationale for:

26 (A) the prior authorization of a drug described in subdivision (1); and

27 (B) a restriction on a drug.

28 (4) A review of the number of requests a managed care organization received for prior authorization,  
29 including the number of times prior authorization was approved and the number of times prior  
30 authorization was disapproved.

31 (5) A review of:

32 (A) patient and provider satisfaction survey reports; and

33 (B) pharmacy-related grievance data for a twelve (12) month period.

34 (b) A managed care organization described in subsection (a) shall provide the board with the  
35 information necessary for the board to conduct its review under subsection (a).

36 (c) The board shall report to the ~~select joint commission on Medicaid oversight established by~~  
37 ~~IC 2-5-26-3 health finance commission established by IC 2-5-23-3~~ at least one (1) time per year on the  
38 board's review under subsection (a).

39 SECTION 120. IC 12-15-35-51, AS ADDED BY P.L.36-2009, SECTION 2, IS AMENDED TO  
40 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 51. (a) As used in this section, "advisory  
41 committee" refers to the mental health Medicaid quality advisory committee established by subsection  
42 (b).

43 (b) The mental health Medicaid quality advisory committee is established. The advisory committee

1 consists of the following members:

2 (1) The director of the office or the director's designee, who shall serve as chairperson of the  
3 advisory committee.

4 (2) The director of the division of mental health and addiction or the director's designee.

5 (3) A representative of a statewide mental health advocacy organization.

6 (4) A representative of a statewide mental health provider organization.

7 (5) A representative from a managed care organization that participates in the state's Medicaid  
8 program.

9 (6) A member with expertise in psychiatric research representing an academic institution.

10 (7) A pharmacist licensed under IC 25-26.

11 (8) The commissioner of the department of correction or the commissioner's designee.

12 The governor shall make the appointments for a term of four (4) years under subdivisions (3) through (7)  
13 and fill any vacancy on the advisory committee.

14 (c) The office shall staff the advisory committee. The expenses of the advisory committee shall be paid  
15 by the office.

16 (d) Each member of the advisory committee who is not a state employee is entitled to the minimum  
17 salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for  
18 traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with  
19 the member's duties as provided in the state policies and procedures established by the Indiana department  
20 of administration and approved by the budget agency.

21 (e) Each member of the advisory committee who is a state employee is entitled to reimbursement for  
22 traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with  
23 the member's duties as provided in the state policies and procedures established by the Indiana department  
24 of administration and approved by the budget agency.

25 (f) The affirmative votes of a majority of the voting members appointed to the advisory committee are  
26 required by the advisory committee to take action on any measure.

27 (g) The advisory committee shall advise the office and make recommendations concerning the  
28 implementation of IC 12-15-35.5-7(c) and consider the following:

29 (1) Peer reviewed medical literature.

30 (2) Observational studies.

31 (3) Health economic studies.

32 (4) Input from physicians and patients.

33 (5) Any other information determined by the advisory committee to be appropriate.

34 (h) The office shall report recommendations made by the advisory committee to the drug utilization  
35 review board established by section 19 of this chapter.

36 (i) The office shall report the following information to the ~~select joint commission on Medicaid~~  
37 ~~oversight established by IC 2-5-26-3;~~ **health finance commission established by IC 2-5-23-3:**

38 (1) The advisory committee's advice and recommendations made under this section.

39 (2) The number of restrictions implemented under IC 12-15-35.5-7(c) and the outcome of each  
40 restriction.

41 (3) The transition of individuals who are aged, blind, or disabled to the risk based managed care  
42 program. ~~This information shall also be reported to the health finance commission established by~~  
43 ~~IC 2-5-23-3.~~

1 (4) Any decision by the office to change the health care delivery system in which Medicaid is  
2 provided to recipients.

3 (j) Notwithstanding subsection (b), the initial members appointed to the advisory committee under this  
4 section are appointed for the following terms:

5 (1) Individuals appointed under subsection (b)(3) and (b)(4) are appointed for a term of four (4)  
6 years.

7 (2) An individual appointed under subsection (b)(5) is appointed for a term of three (3) years.

8 (3) An individual appointed under subsection (b)(6) is appointed for a term of two (2) years.

9 (4) An individual appointed under subsection (b)(7) is appointed for a term of one (1) year.

10 This subsection expires December 31, 2013.

11 SECTION 121. IC 12-15-46-1, AS ADDED BY P.L.6-2012, SECTION 95, IS AMENDED TO READ  
12 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) As used in this section, "family planning  
13 services" does not include the performance of abortions or the use of a drug or device intended to  
14 terminate fertilization.

15 (b) As used in this section, "fertilization" means the joining of a human egg cell with a human sperm  
16 cell.

17 (c) As used in this section, "state plan amendment" refers to an amendment to Indiana's Medicaid State  
18 Plan as authorized by Section 1902(a)(10)(A)(ii)(XXI) of the federal Social Security Act (42 U.S.C.  
19 1315).

20 (d) Before January 1, 2012, the office shall do the following:

21 (1) Apply to the United States Department of Health and Human Services for approval of a state plan  
22 amendment to expand the population eligible for family planning services and supplies as permitted  
23 by Section 1902(a)(10)(A)(ii)(XXI) of the federal Social Security Act (42 U.S.C. 1315). In  
24 determining what population is eligible for this expansion, the state must incorporate the following:

25 (A) Inclusion of women and men.

26 (B) Setting income eligibility at one hundred thirty-three percent (133%) of the federal income  
27 poverty level.

28 (C) Adopting presumptive eligibility for services to this population.

29 (2) Consider the inclusion of additional:

30 (A) medical diagnosis; and

31 (B) treatment services;

32 that are provided for family planning services in a family planning setting for the population  
33 designated in subdivision (1) in the state plan amendment.

34 ~~(e) The office shall report concerning its proposed state plan amendment to the select joint commission  
35 on Medicaid oversight established by IC 2-5-26-3 during the commission's 2011 interim meetings. The  
36 select joint commission on Medicaid oversight shall review the proposed state plan amendment and may  
37 make an advisory recommendation to the office concerning the proposed state plan amendment.~~

38 ~~(f)~~ (e) The office may adopt rules under IC 4-22-2 to implement this section.

39 ~~(g)~~ (f) This section expires January 1, 2016.

40 SECTION 122. IC 12-15-46-2, AS ADDED BY P.L.6-2012, SECTION 95, IS AMENDED TO READ  
41 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) As used in this section, "commission" refers  
42 to the select joint commission on Medicaid oversight established by IC 2-5-26-3 **(before its repeal)**.

43 (b) As used in this section, "division" refers to the division of disability and rehabilitative services

1 established by IC 12-9-1-1.

2 (c) As used in this chapter, "waiver" refers to the federal Medicaid developmental disabilities home  
3 and community based services waiver program that is administered by the office and the division.

4 (d) Before July 1, 2012, the division shall report orally and in writing to the commission for review  
5 of a plan to reduce the aggregate and per capita cost of the waiver by implementing changes to the waiver,  
6 which may include the following:

7 (1) Calculating budget neutrality on an individual rather than an aggregate basis.

8 (2) Instituting a family care program to provide recipients with another option for receiving services.

9 (3) Evaluating the current system to determine whether a group home or a waiver home is the most  
10 appropriate use of resources for placement of the individual.

11 (4) Evaluating alternative placements for high cost individuals to ensure individuals are served in  
12 the most integrated setting appropriate to the individual's needs and within the resources available  
13 to the state.

14 (5) Migrating individuals from the waiver to a redesigned waiver that provides options to individuals  
15 for receiving services and supports appropriate to meet the individual's needs and that are cost  
16 effective and high quality and focus on social and health outcomes.

17 (6) Requiring cost participation by a recipient whose family income exceeds five hundred percent  
18 (500%) of the federal income poverty level, factoring in medical expenses and personal care needs  
19 expenses of the recipient.

20 (e) After the division makes the report required under subsection (d), the division may consult with  
21 the office and take any action necessary to carry out the requirements of this section, including applying  
22 to the federal Department of Health and Human Services for approval to amend the waiver.

23 SECTION 123. IC 12-17.6-2-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
24 PASSAGE]: Sec. 7. (a) The office shall contract with an independent organization to evaluate the  
25 program.

26 (b) The office shall report the results of each evaluation to the:

27 (1) children's health policy board established by IC 4-23-27-2; and

28 (2) ~~select joint commission on Medicaid oversight established by IC 2-5-26-3.~~ **health finance**  
29 **commission established by IC 2-5-23-3.**

30 (c) This section does not modify the requirements of other statutes relating to the confidentiality of  
31 medical records.

32 SECTION 124. IC 12-17.6-2-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
33 PASSAGE]: Sec. 12. Not later than April 1, the office shall provide a report describing the program's  
34 activities during the preceding calendar year to the:

35 (1) budget committee;

36 (2) legislative council;

37 (3) children's health policy board established by IC 4-23-27-2; and

38 (4) ~~select joint commission on Medicaid oversight established by IC 2-5-26-3.~~ **health finance**  
39 **commission established by IC 2-5-23-3.**

40 A report provided under this section to the legislative council must be in an electronic format under  
41 IC 5-14-6.

42 SECTION 125. IC 14-20-15 IS REPEALED [EFFECTIVE JULY 1, 2013]. (Lewis and Clark  
43 Bicentennial Commission).

1 SECTION 126. IC 16-21-10 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

3 **Chapter 10. Hospital Assessment Fee**

4 **Sec. 1. As used in this chapter, "committee" refers to the hospital assessment fee committee**  
5 **established by section 7 of this chapter.**

6 **Sec. 2. As used in this chapter, "fee" refers to the hospital assessment fee authorized by this**  
7 **chapter.**

8 **Sec. 3. As used in this chapter, "fee period" means the time period during which a fee is collected**  
9 **under this chapter.**

10 **Sec. 4. (a) As used in this chapter, "hospital" means either of the following:**

11 **(1) A hospital (as defined by IC 16-18-2-179(b)) licensed under this article.**

12 **(2) A private psychiatric hospital licensed under IC 12-25.**

13 **(b) The term does not include the following:**

14 **(1) A state mental health institution operated under IC 12-24-1-3.**

15 **(2) A hospital:**

16 **(A) designated by the Medicaid program as a long term care hospital;**

17 **(B) that has an average inpatient length of stay that is greater than twenty-five (25) days,**  
18 **as determined by the office of Medicaid policy and planning under the Medicaid program;**

19 **(C) that is a Medicare certified, freestanding rehabilitation hospital; or**

20 **(D) that is a hospital operated by the federal government.**

21 **Sec. 5. As used in this chapter, "office" refers to the office of Medicaid policy and planning**  
22 **established by IC 12-8-6.5-1.**

23 **Sec. 6. (a) Subject to subsection (b) and section 8(b) of this chapter, the office may assess a**  
24 **hospital assessment fee to hospitals during the fee period if the following conditions are met:**

25 **(1) The fee may be used only for the purposes described in the following:**

26 **(A) Section 8(c) of this chapter.**

27 **(B) Section 9 of this chapter.**

28 **(C) Section 11 of this chapter.**

29 **(D) Section 14 of this chapter.**

30 **(2) The Medicaid state plan amendments and waiver requests required for the implementation**  
31 **of this chapter are submitted by the office to the United States Department of Health and**  
32 **Human Services before October 1, 2013.**

33 **(3) The United States Department of Health and Human Services approves the Medicaid state**  
34 **plan amendments and waiver requests, or revisions of the Medicaid state plan amendments**  
35 **and waiver requests, described in subdivision (2):**

36 **(A) not later than October 1, 2014; or**

37 **(B) after October 1, 2014, if a date is established by the committee.**

38 **(4) The funds generated from the fee do not revert to the state general fund.**

39 **(b) The office shall stop collecting a fee, the programs described in section 8(a) of this chapter**  
40 **shall be reconciled and terminated subject to section 9(c) of this chapter, the operation of section**  
41 **11 of this chapter ends subject to section 9(c) of this chapter, and the program described in section**  
42 **13 of this chapter shall be reconciled and terminated, if any of the following occurs:**

43 **(1) An appellate court makes a final determination that either:**

44 **(A) the fee; or**

1           **(B) any of the programs described in section 8(a) of this chapter;**  
2           **cannot be implemented or maintained.**

3           **(2) The United States Department of Health and Human Services makes a final determination**  
4           **that the Medicaid state plan amendments or waivers submitted under this chapter are not**  
5           **approved or cannot be validly implemented.**

6           **(3) The fee is not collected because of circumstances described in section 8(d) of this chapter.**

7           **(c) The office shall keep records of the fees collected by the office and report the amount of fees**  
8           **collected under this chapter to the state budget committee.**

9           **Sec. 7. (a) The hospital assessment fee committee is established. The committee consists of the**  
10          **following four (4) voting members:**

11          **(1) The secretary of family and social services established by IC 12-8-1.5-1 or the secretary's**  
12          **designee, who shall serve as the chair of the committee.**

13          **(2) The budget director or the budget director's designee.**

14          **(3) Two (2) individuals appointed by the governor from a list of at least four (4) individuals**  
15          **submitted by the Indiana Hospital Association.**

16          **If a vacancy occurs among the members appointed under subdivision (3), the governor shall appoint**  
17          **a replacement committee member from a list of at least two (2) individuals submitted by the**  
18          **Indiana Hospital Association.**

19          **(b) The committee shall review any Medicaid state plan amendments, waiver requests, or**  
20          **revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the**  
21          **implementation of this chapter for the purpose of establishing favorable review of the amendments,**  
22          **requests, and revisions by the United States Department of Health and Human Services.**

23          **(c) The committee shall meet at the call of the chair. The members serve without compensation.**

24          **(d) A quorum consists of at least three (3) members. An affirmative vote of at least three (3)**  
25          **members of the committee is necessary to approve Medicaid state plan amendments, waiver**  
26          **requests, or revisions to the Medicaid state plan.**

27          **Sec. 8. (a) Subject to subsection (b), the office shall develop the following programs designed to**  
28          **increase, to the extent allowable under federal law, Medicaid reimbursement for inpatient and**  
29          **outpatient hospital services provided by a hospital to Medicaid recipients:**

30          **(1) A program concerning reimbursement for the Medicaid fee-for-service program that, in**  
31          **the aggregate, will result in payments equivalent to the level of payment that would be paid**  
32          **under federal Medicare payment principles.**

33          **(2) A program concerning reimbursement for the Medicaid risk based managed care program**  
34          **that, in the aggregate, will result in payments equivalent to the level of payment that would be**  
35          **paid under federal Medicare payment principles.**

36          **(b) The office shall not submit to the United States Department of Health and Human Services**  
37          **any Medicaid state plan amendments, waiver requests, or revisions to any Medicaid state plan**  
38          **amendments or waiver requests, to implement or continue the implementation of this chapter until**  
39          **the committee has reviewed and approved the amendments, waivers, or revisions described in this**  
40          **subsection and has submitted a written report to the budget committee concerning the amendments,**  
41          **waivers, or revisions described in this subsection, including the following:**

42          **(1) The methodology to be used by the office in calculating the increased Medicaid**  
43          **reimbursement under the programs described in subsection (a).**

44          **(2) The methodology to be used by the office in calculating, imposing, or collecting the fee, or**

1 any other matter relating to the fee.

2 (3) The determination of Medicaid disproportionate share allotments under section 11 of this  
3 chapter that are to be funded by the fee, including the formula for distributing the Medicaid  
4 disproportionate share allotments.

5 (4) The distribution to private psychiatric institutions under section 13 of this chapter.

6 (c) This subsection applies to the programs described in subsection (a). The state share dollars  
7 for the programs must consist of the following:

8 (1) Fees paid under this chapter.

9 (2) The hospital care for the indigent funds allocated under section 10 of this chapter.

10 (3) Other sources of state share dollars available to the office, excluding intergovernmental  
11 transfers of funds made by or on behalf of a hospital.

12 The money described in subdivisions (1) and (2) may be used only to fund the part of the payments  
13 that exceed the Medicaid reimbursement rates in effect on June 30, 2011.

14 (d) This subsection applies to the programs described in subsection (a). If the state is unable to  
15 maintain the funding under subsection (c)(3) for the payments at Medicaid reimbursement levels  
16 in effect on June 30, 2011, because of budgetary constraints, the office shall reduce inpatient and  
17 outpatient hospital Medicaid reimbursement rates under subsection (a)(1) or (a)(2) or request  
18 approval from the committee and the United States Department of Health and Human Services to  
19 increase the fee to prevent a decrease in Medicaid reimbursement for hospital services. If:

20 (1) the committee:

21 (A) does not approve a reimbursement reduction; or

22 (B) does not approve an increase in the fee; or

23 (2) the United States Department of Health and Human Services does not approve an increase  
24 in the fee;

25 the office shall cease to collect the fee and the programs described in subsection (a) are terminated.

26 Sec. 9. (a) This section is effective upon implementation of the fee. The hospital Medicaid fee  
27 fund is established for the purpose of holding fees collected under this chapter that are not  
28 necessary to match federal funds.

29 (b) The office shall administer the fund.

30 (c) Money in the fund at the end of a state fiscal year does not revert to the state general fund.  
31 However, money remaining in the fund after the cessation of the collection of the fee under section  
32 6(b) of this chapter shall be used for the payments described in sections 8(a) and 11 of this chapter.  
33 Any money not required for the payments described in sections 8(a) and 11 of this chapter after the  
34 cessation of the collection of the fee under section 6(b) of this chapter shall be distributed to the  
35 hospitals on a pro rata basis based upon the fees paid by each hospital for the state fiscal year that  
36 ended immediately before the cessation of the collection of the fee under section 6(b) of this chapter.

37 Sec. 10. This section:

38 (1) is effective upon implementation of the fee; and

39 (2) does not apply to funds under IC 12-16-17.

40 Notwithstanding any other law, the part of the amounts appropriated for or transferred to the  
41 hospital care for the indigent program for the state fiscal year beginning July 1, 2013, and each  
42 state fiscal year thereafter that are not required to be paid to the office by law shall be used  
43 exclusively as state share dollars for the payments described in sections 8(a) and 11 of this chapter.  
44 Any hospital care for the indigent funds that are not required for the payments described in



1 sections 8(a) and 11 of this chapter after the cessation of the collection of the fee under section 6(b)  
2 of this chapter shall be used for the state share dollars of the payments in IC 12-15-20-2(8)(G)(ii)  
3 through IC 12-15-20-2(8)(G)(x).

4 Sec. 11. (a) This section:

5 (1) is effective upon the implementation of the fee; and

6 (2) applies to the Medicaid disproportionate share payments for the state fiscal years  
7 beginning July 1, 2013, and each state fiscal year thereafter.

8 (b) The state share dollars used to fund disproportionate share payments to acute care hospitals  
9 licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal  
10 disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b) shall be paid with  
11 money collected through the fee and the hospital care for the indigent dollars described in section  
12 10 of this chapter.

13 (c) Subject to section 12 of this chapter and except as provided in section 12 of this chapter, the  
14 federal Medicaid disproportionate share allotments for the state fiscal years beginning July 1, 2013,  
15 and each state fiscal year thereafter shall be allocated in their entirety to acute care hospitals  
16 licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal  
17 disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b). No part of the federal  
18 disproportionate share allotments applicable for disproportionate share payments for the state  
19 fiscal years beginning July 1, 2013, and each state fiscal year thereafter may be allocated to  
20 institutions for mental disease or other mental health facilities, as defined by applicable federal law.

21 Sec. 12. For purposes of this chapter, the entire federal Medicaid disproportionate share  
22 allotment for Indiana does not include the part of allotments that are required to be diverted under  
23 the following:

24 (1) The federally approved Indiana "Special Terms and Conditions" Medicaid demonstration  
25 project (Number 11-W-00237/5).

26 (2) Any extension after December 31, 2012, of the Indiana check-up plan established under  
27 IC 12-15-44.2.

28 The office shall inform the committee and the budget committee concerning any extension of the  
29 Indiana check-up plan after December 31, 2013.

30 Sec. 13. Notwithstanding IC 12-15-16-6(c), the annual two million dollar (\$2,000,000) pool of  
31 disproportionate share dollars under IC 12-15-16-6(c) shall not be available to eligible private  
32 psychiatric institutions. The office shall annually distribute two million dollars (\$2,000,000) to  
33 eligible private psychiatric institutions that would have been eligible for payment under  
34 IC 12-15-16-6(c).

35 Sec. 14. The fees collected under this chapter may be used only as described in this chapter or  
36 to pay the state's share of the cost for Medicaid services provided under the federal Medicaid  
37 program (42 U.S.C. 1396 et seq.) as follows:

38 (1) Twenty-eight and five-tenths percent (28.5%) may be used by the office for Medicaid  
39 expenses.

40 (2) Seventy-one and five-tenths percent (71.5%) to hospitals.

41 Sec. 15. This chapter may not be construed to authorize any county, municipality, district, or  
42 authority to impose a fee, tax, or assessment on a hospital.

43 Sec. 16. Subject to section 8(b) of this chapter, the office may adopt rules, including emergency  
44 rules adopted in the manner provided under IC 4-22-2-37.1, necessary to implement this chapter.

1 Rules adopted under this section may be retroactive to the effective date of the Medicaid state plan  
2 amendments or waivers approved under this chapter.

3 Sec. 17. The office may enter into an agreement with a hospital to pay the fee in installments.

4 Sec. 18. (a) A hospital shall pay to the office interest on any fee that is paid eleven (11) or more  
5 days after the payment date. The interest must be applied at the same rate as the rate determined  
6 under IC 12-15-21-3(6)(A).

7 (b) The office shall report to the state department of health each hospital that fails to pay the fee  
8 within one hundred twenty (120) days after the payment date. The state department shall do the  
9 following concerning a hospital described in this subsection:

10 (1) Notify the hospital that the hospital's license under IC 16-21 will be revoked if the fee is not  
11 paid.

12 (2) Revoke the hospital's license under IC 16-21 if the hospital fails to pay the fee. IC 4-21.5-3-8  
13 and IC 4-21.5-4 apply to this subdivision.

14 Sec. 19. Payments for the programs described in section 8(a) of this chapter are limited to claims  
15 for dates of services provided during the fee period and that are timely filed with the office or a  
16 contractor of the office. Payments for the programs described in section 8(a) of this chapter and  
17 payments to hospitals in accordance with section 11 of this chapter may occur at any time, including  
18 after collection of the fee is stopped under section 6(b) of this chapter, to the extent the funding  
19 provided for the payments by this chapter is available under section 9(c) of this chapter. Payments  
20 for the program described in section 13 of this chapter may occur at any time, including after the  
21 collection of the fee is stopped under section 6(b) of this chapter, subject to the reconciliation and  
22 termination of the program required by section 6(b) of this chapter.

23 Sec. 20. The office may collect unpaid fees owed by a hospital under this chapter and may refund  
24 fees paid by a hospital under this chapter at any time, including after the cessation of the collection  
25 of a fee under this chapter.

26 SECTION 127. IC 16-28-15-8, AS ADDED BY P.L.229-2011, SECTION 162, IS AMENDED TO  
27 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) The money collected from the  
28 quality assessment fee during the first year following the enactment state fiscal year 2012 may be used  
29 only as follows:

30 (1) Sixty-seven and one-tenth percent (67.1%) to pay the state's share of costs for Medicaid nursing  
31 facility services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

32 (2) Twenty-three and eight-tenths percent (23.8%) to pay the state's share of costs for other Medicaid  
33 services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

34 (3) Nine and one-tenth percent (9.1%) to pay prior year state nursing facility expenditures.

35 (b) The money collected from the quality assessment fee during the second year following enactment  
36 state fiscal year 2013 may be used only as follows:

37 (1) Sixty-six and five-tenths percent (66.5%) to pay the state's share of costs for Medicaid nursing  
38 facility services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

39 (2) Twenty-nine and four-tenths percent (29.4%) to pay the state's share of costs for other Medicaid  
40 services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

41 (3) Four and one-tenth percent (4.1%) to pay prior year state nursing facility expenditures.

42 (c) The money collected from the quality assessment fee after the second year following enactment  
43 state fiscal year 2013 may be used only as follows:

1 (1) Seventy and six-tenths percent (70.6%) to pay the state's share of the costs for Medicaid nursing  
2 facility services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

3 (2) Twenty-nine and four-tenths percent (29.4%) to pay the state's share of costs for other Medicaid  
4 services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

5 (d) Any increase in reimbursement for Medicaid nursing facility services resulting from maximizing  
6 the quality assessment rate under section 6(b) of this chapter shall be directed exclusively to initiatives  
7 determined by the office to promote and enhance improvements in quality of care to nursing facility  
8 residents.

9 (e) The office may establish a method to allow a health facility to enter into an agreement to pay the  
10 quality assessment fee collected under this chapter under an installment plan.

11 SECTION 128. IC 16-28-15-13, AS ADDED BY P.L.229-2011, SECTION 162, IS AMENDED TO  
12 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. The ~~select joint commission on~~  
13 ~~Medicaid oversight established by IC 2-5-26-3~~ **health finance commission established by IC 2-5-23-3**  
14 shall review the implementation of this chapter.

15 SECTION 129. IC 16-28-15-14 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 14. This~~  
16 ~~chapter expires June 30, 2014.~~

17 SECTION 130. IC 16-29-6-8, AS ADDED BY P.L.229-2011, SECTION 164, IS AMENDED TO  
18 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. Not later than October 31, 2013, the  
19 office of the secretary of family and social services shall report to the ~~select joint commission on Medicaid~~  
20 ~~oversight~~ **health finance commission** established by ~~IC 2-5-26-3~~ **IC 2-5-23-3** with a five (5) year plan  
21 to steadily reduce the number of Medicaid certified comprehensive care beds and health facility patients.

22 SECTION 131. IC 20-18-2-2, AS AMENDED BY P.L.2-2006, SECTION 73, IS AMENDED TO  
23 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. "ADM", ~~has the meaning set forth in~~  
24 ~~IC 20-43-1-6.~~ **except as otherwise provided by law, refers to the fall count of eligible pupils under**  
25 **IC 20-43-4-3 conducted in the school year ending in the current calendar year.**

26 SECTION 132. IC 20-18-2-2.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2.7. **"Current ADM" has the meaning set**  
28 **forth in IC 20-43-1-10.**

29 SECTION 133. IC 20-18-2-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4.5. **"Fall count" has the meaning set forth**  
31 **in IC 20-43-1-12.3.**

32 SECTION 134. IC 20-18-2-18.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 18.5. **"Spring count" has the meaning set**  
34 **forth in IC 20-43-1-24.5.**

35 SECTION 135. IC 20-20-13-17, AS AMENDED BY P.L.133-2012, SECTION 190, IS AMENDED  
36 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 17. The total technology plan grant amount  
37 to a qualifying school corporation is the amount determined by the department multiplied by the school  
38 corporation's **current ADM, as determined in:**

39 (1) **a calendar year ending before January 1, 2014, in the fall count of students in the school**  
40 **year ending in the current calendar year; and**

41 (2) **a calendar year ending after December 31, 2013, in the spring count of students in the**  
42 **school year ending in the current calendar year.**

43 The amount is one hundred dollars (\$100). However, for the purposes of determining the **current ADM**

1 of a school corporation, students who are transferred under IC 20-33-4 or IC 20-26-11 shall be counted  
2 as students having legal settlement in the transferee corporation and not having legal settlement in the  
3 transferor corporation.

4 SECTION 136. IC 20-20-13-19, AS ADDED BY P.L.218-2005, SECTION 46, IS AMENDED TO  
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 19. (a) The department shall list all school  
6 corporations in Indiana according to assessed valuation for property tax purposes per student in **current**  
7 ADM, **as determined in section 17 of this chapter**, beginning with the school corporation having the  
8 lowest assessed valuation for property tax purposes per student in **current** ADM. For purposes of the list  
9 made under this section, the Indiana School for the Blind and Visually Impaired established by  
10 IC 20-21-2-1 and the Indiana School for the Deaf established by IC 20-22-2-1 shall be considered to have  
11 the lowest assessed valuation for property tax purposes per student in **current** ADM during the six (6)  
12 year period beginning July 1, 2001.

13 (b) The department must prepare a revised list under subsection (a) before a new series of grants may  
14 begin.

15 (c) The department shall determine those school corporations to be placed in a group to receive a grant  
16 in a fiscal year under sections 13 through 24 of this chapter as follows:

17 (1) Beginning with the school corporation that is first on the list developed under subsection (a), the  
18 department shall continue sequentially through the list and place school corporations that qualify  
19 for a grant under section 15 of this chapter in a group until the cumulative total **current** ADM of all  
20 school corporations in the group depletes the money that is available for grants in the fiscal year.

21 (2) Each fiscal year the department shall develop a new group by continuing sequentially through  
22 the list beginning with the first qualifying school corporation on the list that was not placed in a  
23 group in the prior fiscal year.

24 (3) If the final group developed from the list contains substantially fewer students in **current** ADM  
25 than available money, the department shall:

26 (A) prepare a revised list of school corporations under subsection (a); and

27 (B) place in the group qualifying school corporations from the top of the revised list.

28 (4) The department shall label the groups with sequential numbers beginning with "group one".

29 SECTION 137. IC 20-23-7-12, AS AMENDED BY P.L.179-2011, SECTION 15, IS AMENDED TO  
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. (a) As used in this section, "county" means  
31 the county in which the school township is located.

32 (b) As used in this section, "school township" means a school township in Indiana that:

33 (1) for the last full school semester immediately preceding:

34 (A) the adoption of a preliminary resolution by the township trustee and the township board  
35 under subsection (f); or

36 (B) the adoption of a resolution of disapproval by the township trustee and the township board  
37 under subsection (g);

38 had ~~an~~ a **current** ADM of at least six hundred (600) students in kindergarten through grade 12 in  
39 the public schools of the school township; or

40 (2) is part of a township in which there were more votes cast for township trustee outside the school  
41 township than inside the school township in the general election at which the trustee was elected and  
42 that preceded the adoption of the preliminary or disapproving resolution.

43 (c) As used in this section, "township board" means the township board of a township in which the

1 school township is located.

2 (d) As used in this section, "township trustee" means the township trustee of the township in which  
3 the school township is located.

4 (e) In a school township, a metropolitan school district may be created by complying with this section.  
5 A metropolitan school district created under this section shall have the same boundaries as the school  
6 township. After a district has been created under this section, the school township that preceded the  
7 metropolitan school district is abolished. The procedures or provisions governing the creation of a  
8 metropolitan school district under another section of this chapter do not apply to the creation of a district  
9 under this section. After a metropolitan school district is created under this section, the district shall,  
10 except as otherwise provided in this section, be governed by and operate in accordance with this chapter  
11 governing the operation of a metropolitan school district as established under section 2 of this chapter.

12 (f) Except as provided in subsection (g), a metropolitan school district provided for in subsection (e)  
13 may be created in the following manner:

14 (1) The township trustee shall call a meeting of the township board. At the meeting, the township  
15 trustee and a majority of the township board shall adopt a resolution that a metropolitan school  
16 district shall be created in the school township. The township trustee shall then give notice:

17 (A) by two (2) publications one (1) week apart in a newspaper of general circulation published  
18 in the school township; or

19 (B) if there is no newspaper as described in clause (A), in a newspaper of general circulation in  
20 the county;

21 of the adoption of the resolution setting forth the text of the resolution.

22 (2) On the thirtieth day after the date of the last publication of the notice under subdivision (1) and  
23 if a protest has not been filed, the township trustee and a majority of the township board shall  
24 confirm their preliminary resolution. If, however, on or before the twenty-ninth day after the date  
25 of the last publication of the notice, a number of registered voters of the school township, equal to  
26 five percent (5%) or more of the number of votes cast in the school township for secretary of state  
27 at the last preceding general election for that office, sign and file with the township trustee a petition  
28 requesting an election in the school township to determine whether or not a metropolitan school  
29 district must be created in the township in accordance with the preliminary resolution, then an  
30 election must be held as provided in subsection (h). The preliminary resolution and confirming  
31 resolution provided in this subsection shall both be adopted at a meeting of the township trustee and  
32 township board in which the township trustee and each member of the township board received or  
33 waived a written notice of the date, time, place, and purpose of the meeting. The resolution and the  
34 proof of service or waiver of the notice shall be made a part of the records of the township board.

35 (g) Except as provided in subsection (f), a metropolitan school district may also be created in the  
36 following manner:

37 (1) A number of registered voters of the school township, equal to five percent (5%) or more of the  
38 votes cast in the school township for secretary of state at the last general election for that office, shall  
39 sign and file with the township trustee a petition requesting the creation of a metropolitan school  
40 district under this section.

41 (2) The township trustee and a majority of the township board shall, not more than ten (10) days  
42 after the filing of a petition:

43 (A) adopt a preliminary resolution that a metropolitan school district shall be created in the

1 school township and proceed as provided in subsection (f); or  
2 (B) adopt a resolution disapproving the creation of the district.  
3 (3) If either the township trustee or a majority of township board members vote in favor of  
4 disapproving the resolution, an election must be held to determine whether or not a metropolitan  
5 school district shall be created in the school township in the same manner as is provided in  
6 subsection (f) if an election is requested by petition.  
7 (h) An election required under subsection (f) or (g) may, at the option of the township trustee, be held  
8 either as a special election or in conjunction with a primary or general election to be held not more than  
9 one hundred twenty (120) days after the filing of a petition under subsection (f) or the adoption of the  
10 disapproving resolution under subsection (g). The township trustee shall certify the question to the county  
11 election board under IC 3-10-9-3 and give notice of an election:  
12 (1) by two (2) publications one (1) week apart in a newspaper of general circulation in the school  
13 township; or  
14 (2) if a newspaper described in subdivision (1) does not exist, in a newspaper of general circulation  
15 published in the county.  
16 The notice must provide that on a day and time named in the notice, the polls shall be opened at the usual  
17 voting places in the various precincts in the school township for the purpose of taking the vote of the  
18 registered voters of the school township regarding whether a metropolitan school district shall be created  
19 in the township. The election shall be held not less than twenty (20) days and not more than thirty (30)  
20 days after the last publication of the notice unless a primary or general election will be conducted not  
21 more than six (6) months after the publication. In that case, the county election board shall place the  
22 public question on the ballot at the primary or general election. If the election is to be a special election,  
23 the township trustee shall give notice not more than thirty (30) days after the filing of the petition or the  
24 adoption of the disapproving resolution.  
25 (i) On the day and time named in the notice, the polls shall be opened and the votes of the voters shall  
26 be taken regarding whether a metropolitan school district shall be created in the school township. IC 3  
27 governs the election except as otherwise provided in this chapter. The county election board shall conduct  
28 the election. The public question shall be placed on the ballot in the form prescribed by IC 3-10-9-4 and  
29 must state, "Shall a metropolitan school district under IC 20-23-7 be formed in the \_\_\_\_\_ School  
30 Township of \_\_\_\_\_ County, Indiana?". The name of the school township shall be inserted in  
31 the blanks.  
32 (j) The votes cast in the election shall be canvassed at a place in the school township determined by  
33 the county election board. The certificate of the votes cast for and against the creation of a metropolitan  
34 school district shall be filed in the records of the township board and recorded with the county recorder.  
35 If the special election is not conducted at a primary or general election, the school township shall pay the  
36 expense of holding the election out of the school general fund that is appropriated for this purpose.  
37 (k) A metropolitan school district shall, subject to section 7 of this chapter, be created on the thirtieth  
38 day after the date of the adoption of the confirming resolution under subsection (f) or an election held  
39 under subsection (h). If a public official fails to do the official's duty within the time prescribed in this  
40 section, the failure does not invalidate the proceedings taken under this section. An action to contest the  
41 validity of the creation of a metropolitan school district under this section or to enjoin the operation of  
42 a metropolitan school district may not be instituted later than the thirtieth day following the date of the  
43 adoption of the confirming resolution under subsection (f) or of the election held under subsection (h).

1 Except as provided in this section, an election under this subsection may not be held sooner than twelve  
2 (12) months after another election held under subsection (h).

3 (l) A metropolitan school district is known as "The Metropolitan School District of \_\_\_\_\_  
4 Township, \_\_\_\_\_ County, Indiana". The first metropolitan board of education in a metropolitan  
5 school district created under this section consists of five (5) members. The township trustee and the  
6 township board members are ex officio members of the first board, subject to the laws concerning length  
7 of their respective terms of office, manner of election or appointment, and the filling of vacancies  
8 applicable to their respective offices. The ex officio members serve without compensation or  
9 reimbursement for expenses, other than that which they may receive from their respective offices. The  
10 township board shall, by a resolution recorded in its records, appoint the fifth member of the metropolitan  
11 board of education. The fifth member shall meet the qualifications of a member of a metropolitan board  
12 of education under this chapter, with the exception of the board member district requirements provided  
13 in sections 4, 5, and 8.1 of this chapter.

14 (m) A fifth board member shall be appointed not more than fifteen (15) days after the date of the  
15 adoption of the confirming resolution under subsection (f)(2) or an election held under subsection (h). The  
16 first board shall hold its first meeting not more than fifteen (15) days after the date when the fifth board  
17 member is appointed or elected, on a date established by the township board in the resolution in which  
18 it appoints the fifth board member. The first board shall serve until January 1 following the election of  
19 a metropolitan school board at the first general election held more than sixty (60) days following the  
20 creation of the metropolitan school district.

21 (n) After the creation of a metropolitan school district under this section, the president of the  
22 metropolitan school board of the district shall serve as a member of the county board of education and  
23 perform the duties on the county board of education that were previously performed by the township  
24 trustee. The metropolitan school board and superintendent of the district may call upon the assistance of  
25 and use the services provided by the county superintendent of schools. This subsection does not limit or  
26 take away the powers, rights, privileges, or duties of the metropolitan school district or the board or  
27 superintendent of the district provided in this chapter.

28 SECTION 138. IC 20-24-7-2, AS AMENDED BY P.L.146-2008, SECTION 460, IS AMENDED TO  
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) Not later than **each of the date dates**  
30 established by the department for determining ADM ~~and after May 31 each year~~, **under IC 20-43-4-3 and**  
31 **IC 20-43-4-3.5**, the organizer shall submit to the department the following information on a form  
32 prescribed by the department:

- 33 (1) The number of students enrolled in the charter school.
- 34 (2) The name and address of each student.
- 35 (3) The name of the school corporation in which the student has legal settlement.
- 36 (4) The name of the school corporation, if any, that the student attended during the immediately  
37 preceding school year.
- 38 (5) The grade level in which the student will enroll in the charter school.

39 The department shall verify the accuracy of the information reported.

40 (b) ~~This subsection applies after December 31 of the calendar year in which a charter school begins~~  
41 ~~its initial operation.~~ The department shall distribute **state tuition support distributions** to the organizer.  
42 ~~the state tuition support distribution.~~ **Subject to IC 20-43-4-9**, the department shall make a distribution  
43 under this subsection at the same time and in the same manner as the department makes a distribution of

1 state tuition support under IC 20-43-2 to other school corporations.

2 SECTION 139. IC 20-24-7-3, AS AMENDED BY P.L.146-2008, SECTION 461, IS AMENDED TO  
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) This section applies to a conversion  
4 charter school.

5 (b) Beginning not more than sixty (60) days after the department receives the information reported  
6 under section 2(a) of this chapter, the department shall distribute to the organizer:

7 ~~(1) tuition support and other state funding for any purpose for students enrolled in the conversion~~  
8 ~~charter school;~~

9 ~~(2) (1) a proportionate share of state and federal funds received:~~

10 ~~(A) for students with disabilities; or~~

11 ~~(B) for staff services for students with disabilities;~~

12 ~~enrolled in the conversion charter school; and~~

13 ~~(3) (2) a proportionate share of funds received under federal or state categorical aid programs for~~  
14 ~~students who are eligible for the federal or state categorical aid and are enrolled in the conversion~~  
15 ~~charter school;~~

16 for the second six (6) months of the calendar year in which the conversion charter school is established.  
17 The department shall make a distribution under this subsection at the same time and in the same manner  
18 as the department makes a distribution to the governing body of the school corporation in which the  
19 conversion charter school is located. A distribution to the governing body of the school corporation in  
20 which the conversion charter school is located is reduced by the amount distributed to the conversion  
21 charter school. This subsection does not apply to a conversion charter school after December 31 of the  
22 calendar year in which the conversion charter school is established.

23 ~~(c) This subsection applies during the second six (6) months of the calendar year in which a conversion~~  
24 ~~charter school is established. A conversion charter school may apply for an advance from the charter~~  
25 ~~school advancement account under IC 20-49-7 in the amount determined under STEP FOUR of the~~  
26 ~~following formula:~~

27 ~~STEP ONE: Determine the result under subsection (d) STEP ONE (A):~~

28 ~~STEP TWO: Determine the difference between:~~

29 ~~(A) the conversion charter school's current ADM minus~~

30 ~~(B) the STEP ONE amount.~~

31 ~~STEP THREE: Determine the quotient of:~~

32 ~~(A) the STEP TWO amount; divided by~~

33 ~~(B) the conversion charter school's current ADM.~~

34 ~~STEP FOUR: Determine the product of:~~

35 ~~(A) the STEP THREE amount; multiplied by~~

36 ~~(B) the quotient of:~~

37 ~~(i) the subsection (d) STEP TWO amount; divided by~~

38 ~~(ii) two (2).~~

39 SECTION 140. IC 20-24-7-4, AS AMENDED BY P.L.91-2011, SECTION 18, IS AMENDED TO  
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) Services that a school corporation  
41 provides to a charter school, including transportation, may be provided at not more than one hundred three  
42 percent (103%) of the actual cost of the services.

43 (b) This subsection applies to a sponsor that is a state educational institution described in



1 ~~IC 20-24-1-7(2)~~. **IC 20-24-1-9(2)**. In a **calendar state fiscal** year, a state educational institution may  
2 receive from the organizer of a charter school sponsored by the state educational institution an  
3 administrative fee equal to not more than three percent (3%) of the total amount the organizer receives  
4 during the **calendar state fiscal** year from basic tuition support (as defined in IC 20-43-1-8).

5 (c) This subsection applies to the executive of a consolidated city that sponsors a charter school. In a  
6 **calendar state fiscal** year, the executive may collect from the organizer of a charter school sponsored by  
7 the executive an administrative fee equal to not more than three percent (3%) of the total amount the  
8 organizer receives during the **calendar state fiscal** year for basic tuition support.

9 (d) This subsection applies to a sponsor that is a nonprofit college or university that is approved by the  
10 state board of education. In a **calendar state fiscal** year, a private college or university may collect from  
11 the organizer of a charter school sponsored by the private college or university an administrative fee equal  
12 to not more than three percent (3%) of the total amount the organizer receives during the **calendar state**  
13 **fiscal** year for basic tuition support.

14 (e) This subsection applies to the charter board. In a **calendar state fiscal** year, the charter school board  
15 may collect from the organizer of a charter school sponsored by the charter board an administrative fee  
16 equal to not more than three percent (3%) of the total amount the organizer receives during the **calendar**  
17 **state fiscal** year for basic tuition support.

18 (f) A sponsor's administrative fee may not include any costs incurred in delivering services that a  
19 charter school may purchase at its discretion from the sponsor. The sponsor shall use its funding provided  
20 under this section exclusively for the purpose of fulfilling sponsoring obligations.

21 (g) Except for oversight services, a charter school may not be required to purchase services from its  
22 sponsor as a condition of charter approval or of executing a charter contract, nor may any such condition  
23 be implied.

24 (h) A charter school may choose to purchase services from its sponsor. In that event, the charter school  
25 and sponsor shall execute an annual service contract, separate from the charter contract, stating the  
26 parties' mutual agreement concerning the services to be provided by the sponsor and any service fees to  
27 be charged to the charter school. A sponsor may not charge more than market rates for services provided  
28 to a charter school.

29 (i) Not later than ninety (90) days after the end of each fiscal year, each sponsor shall provide to each  
30 charter school it sponsors an itemized accounting of the actual costs of services purchased by the charter  
31 school from the sponsor. Any difference between the amount initially charged to the charter school and  
32 the actual cost shall be reconciled and paid to the owed party. If either party disputes the itemized  
33 accounting, any charges included in the accounting, or charges to either party, either party may request  
34 a review by the department. The requesting party shall pay the costs of the review.

35 SECTION 141. IC 20-24-7-6.5, AS ADDED BY P.L.229-2011, SECTION 170, IS AMENDED TO  
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6.5. (a) Subject to subsection (b) and with the  
37 approval of a majority of the members of the governing body, a school corporation may distribute any part  
38 of the following to a conversion school sponsored by the school corporation in the amount and under the  
39 terms and conditions adopted by a majority of the members of the governing body:

40 (1) State tuition support and other state distributions to the school corporation.

41 (2) Any other amount deposited in the school corporation's general fund.

42 (b) The total amount that may be transferred under subsection (a) in a **calendar state fiscal** year to a  
43 particular conversion charter school may not exceed the result determined under STEP FOUR of the

1 following formula:

2 STEP ONE: Determine the result of:

3 (A) the amount of state tuition support that the school corporation is eligible to receive in the  
4 **calendar state fiscal** year; divided by

5 (B) the **current fall count of** ADM of the school corporation **for conducted in the current**  
6 **calendar state fiscal** year.

7 STEP TWO: Determine the result of:

8 (A) the amount of state tuition support that the conversion charter school is eligible to receive  
9 in the **calendar state fiscal** year; divided by

10 (B) the **current fall count of** ADM of the conversion charter school **for conducted in the calendar**  
11 **state fiscal** year.

12 STEP THREE: Determine the greater of zero (0) or the result of:

13 (A) the STEP ONE amount; minus

14 (B) the STEP TWO amount.

15 STEP FOUR: Determine the result of:

16 (A) the STEP THREE amount; multiplied by

17 (B) the **current fall count of** ADM of the conversion charter school **for conducted in the calendar**  
18 **state fiscal** year.

19 SECTION 142. IC 20-24-7-9, AS AMENDED BY P.L.146-2008, SECTION 463, IS AMENDED TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. (a) This section applies if:

21 (1) a sponsor:

22 (A) revokes a charter before the end of the term for which the charter is granted; or

23 (B) does not renew a charter; or

24 (2) a charter school otherwise terminates its charter before the end of the term for which the charter  
25 is granted.

26 (b) Any state funds that remain to be distributed to the charter school in the **calendar state fiscal** year  
27 in which an event described in subsection (a) occurs shall be distributed as follows:

28 (1) First, to the common school loan fund to repay any existing obligations of the charter school  
29 under IC 20-49-7 (**repealed**).

30 (2) Second, to the entities that distributed the funds to the charter school. A distribution under this  
31 subdivision shall be on a pro rata basis.

32 (c) If the funds described in subsection (b) are insufficient to repay all existing obligations of the  
33 charter school under IC 20-49-7 (**repealed**), the state shall repay any remaining obligations of the charter  
34 school under IC 20-49-7 (**repealed**) from the amount appropriated for state tuition support distributions.

35 SECTION 143. IC 20-24-7-13, AS AMENDED BY P.L.229-2011, SECTION 171, IS AMENDED TO  
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 13. (a) As used in this section, "virtual charter  
37 school" means any charter school, including a conversion charter school, that provides for the delivery  
38 of more than fifty percent (50%) of instruction to students through:

39 (1) virtual distance learning;

40 (2) online technologies; or

41 (3) computer based instruction.

42 (b) ~~Beginning with the 2011-2012 school year,~~ A virtual charter school may apply for sponsorship with  
43 any statewide sponsor in accordance with the sponsor's guidelines.

1 (c) Before January 1, 2012, a virtual charter school is entitled to receive funding from the state in an  
2 amount equal to the sum of:

3 (†) the product of:

4 (A) the number of students included in the virtual charter school's ADM; multiplied by

5 (B) eighty percent (80%) of statewide average basic tuition support.

6 (d) (c) After December 31, 2011, For state fiscal years beginning after June 30, 2013, a virtual  
7 charter school is entitled to receive funding in a month from the state in an amount equal to the sum of:

8 (1) the product of:

9 (A) the number of students included in the virtual charter school's **current** ADM; multiplied by

10 (B) **the result of:**

11 (i) ~~eighty-seven and five-tenths~~ **ninety percent (90%)** of the school's foundation  
12 amount determined under IC 20-43-5-4; **divided by**

13 (ii) **twelve (12)**; plus

14 (2) the total of any:

15 (A) special education grants under IC 20-43-7;

16 (B) **career and technical education grants under IC 20-43-8;**

17 (C) **honor grants under IC 20-43-10;**

18 (D) **complexity grants under IC 20-43-13; and**

19 (E) **full-day kindergarten grants under IC 20-43-14;**

20 to which the virtual charter school is entitled **for the month.**

21 ~~After December 31, 2011, For state fiscal years beginning after June 30, 2013,~~ a virtual charter school  
22 is entitled to receive special education grants under IC 20-43-7 calculated in the same manner as special  
23 education grants are calculated for other school corporations.

24 (d) The department shall adopt rules under IC 4-22-2 to govern the operation of virtual charter schools.

25 (e) Beginning in 2009, the department shall before December 1 of each year submit an annual report  
26 to the budget committee concerning the program under this section.

27 (f) ~~This subsection does not apply to students who were enrolled in a virtual charter school during the~~  
28 ~~2010-2011 school year.~~ Each school year, at least sixty percent (60%) of the students who are enrolled  
29 in virtual charter schools under this section for the first time must have been included in the state's **fall**  
30 **count of ADM count for conducted in** the previous school year.

31 SECTION 144. IC 20-24-7.5 IS REPEALED [EFFECTIVE JULY 1, 2013]. (New Charter School  
32 Startup Grant).

33 SECTION 145. IC 20-24.5-2-10, AS AMENDED BY P.L.146-2008, SECTION 464, IS AMENDED  
34 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. A laboratory school that:

35 (1) is operated without an agreement; and

36 (2) has an ADM **in the fall count of a school year** of not more than seven hundred fifty (750);  
37 must be treated as a charter school for purposes of funding under IC 20-20-33 and IC 20-43.

38 SECTION 146. IC 20-24.5-2-11, AS ADDED BY P.L.2-2007, SECTION 209, IS AMENDED TO  
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11. A student who attends a laboratory school  
40 full time may not be counted in **current** ADM or ADA by any school corporation when the student's  
41 attendance is not regulated under an agreement.

42 SECTION 147. IC 20-25-12-5, AS ADDED BY P.L.1-2005, SECTION 9, IS AMENDED TO READ  
43 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. The **initial** approved general fund budget for each

1 school for a school year must be, as nearly as is reasonable and practicable, proportionate to the total  
2 general fund budget for the school city in the same ratio as the school's estimated **current ADM for the**  
3 **fall count in the school year** compares to the school city's estimated **current ADM for the fall count**  
4 **for** that school year.

5 SECTION 148. IC 20-26-5-4, AS AMENDED BY P.L.145-2012, SECTION 22, IS AMENDED TO  
6 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. In carrying out the school purposes of a  
7 school corporation, the governing body acting on the school corporation's behalf has the following  
8 specific powers:

9 (1) In the name of the school corporation, to sue and be sued and to enter into contracts in matters  
10 permitted by applicable law. However, a governing body may not use funds received from the state  
11 to bring or join in an action against the state, unless the governing body is challenging an adverse  
12 decision by a state agency, board, or commission.

13 (2) To take charge of, manage, and conduct the educational affairs of the school corporation and to  
14 establish, locate, and provide the necessary schools, school libraries, other libraries where permitted  
15 by law, other buildings, facilities, property, and equipment.

16 (3) To appropriate from the school corporation's general fund an amount, not to exceed the greater  
17 of three thousand dollars (\$3,000) per budget year or one dollar (\$1) per pupil, not to exceed twelve  
18 thousand five hundred dollars (\$12,500), based on the school corporation's **ADM of the previous**  
19 **year's ADM, year (as defined in IC 20-43-1-7)** to promote the best interests of the school  
20 corporation through:

21 (A) the purchase of meals, decorations, memorabilia, or awards;

22 (B) provision for expenses incurred in interviewing job applicants; or

23 (C) developing relations with other governmental units.

24 (4) To:

25 (A) Acquire, construct, erect, maintain, hold, and contract for construction, erection, or  
26 maintenance of real estate, real estate improvements, or an interest in real estate or real estate  
27 improvements, as the governing body considers necessary for school purposes, including  
28 buildings, parts of buildings, additions to buildings, rooms, gymnasiums, auditoriums,  
29 playgrounds, playing and athletic fields, facilities for physical training, buildings for  
30 administrative, office, warehouse, repair activities, or housing school owned buses, landscaping,  
31 walks, drives, parking areas, roadways, easements and facilities for power, sewer, water,  
32 roadway, access, storm and surface water, drinking water, gas, electricity, other utilities and  
33 similar purposes, by purchase, either outright for cash (or under conditional sales or purchase  
34 money contracts providing for a retention of a security interest by the seller until payment is  
35 made or by notes where the contract, security retention, or note is permitted by applicable law),  
36 by exchange, by gift, by devise, by eminent domain, by lease with or without option to purchase,  
37 or by lease under IC 20-47-2, IC 20-47-3, or IC 20-47-5.

38 (B) Repair, remodel, remove, or demolish, or to contract for the repair, remodeling, removal, or  
39 demolition of the real estate, real estate improvements, or interest in the real estate or real estate  
40 improvements, as the governing body considers necessary for school purposes.

41 (C) Provide for conservation measures through utility efficiency programs or under a guaranteed  
42 savings contract as described in IC 36-1-12.5.

43 (5) To acquire personal property or an interest in personal property as the governing body considers

1 necessary for school purposes, including buses, motor vehicles, equipment, apparatus, appliances,  
2 books, furniture, and supplies, either by cash purchase or under conditional sales or purchase money  
3 contracts providing for a security interest by the seller until payment is made or by notes where the  
4 contract, security, retention, or note is permitted by applicable law, by gift, by devise, by loan, or by  
5 lease with or without option to purchase and to repair, remodel, remove, relocate, and demolish the  
6 personal property. All purchases and contracts specified under the powers authorized under  
7 subdivision (4) and this subdivision are subject solely to applicable law relating to purchases and  
8 contracting by municipal corporations in general and to the supervisory control of state agencies as  
9 provided in section 6 of this chapter.

10 (6) To sell or exchange real or personal property or interest in real or personal property that, in the  
11 opinion of the governing body, is not necessary for school purposes, in accordance with IC 20-26-7,  
12 to demolish or otherwise dispose of the property if, in the opinion of the governing body, the  
13 property is not necessary for school purposes and is worthless, and to pay the expenses for the  
14 demolition or disposition.

15 (7) To lease any school property for a rental that the governing body considers reasonable or to  
16 permit the free use of school property for:

17 (A) civic or public purposes; or

18 (B) the operation of a school age child care program for children who are at least five (5) years  
19 of age and less than fifteen (15) years of age that operates before or after the school day, or both,  
20 and during periods when school is not in session;

21 if the property is not needed for school purposes. Under this subdivision, the governing body may  
22 enter into a long term lease with a nonprofit corporation, community service organization, or other  
23 governmental entity, if the corporation, organization, or other governmental entity will use the  
24 property to be leased for civic or public purposes or for a school age child care program. However,  
25 if payment for the property subject to a long term lease is made from money in the school  
26 corporation's debt service fund, all proceeds from the long term lease must be deposited in the school  
27 corporation's debt service fund so long as payment for the property has not been made. The  
28 governing body may, at the governing body's option, use the procedure specified in IC 36-1-11-10  
29 in leasing property under this subdivision.

30 (8) To:

31 (A) Employ, contract for, and discharge superintendents, supervisors, principals, teachers,  
32 librarians, athletic coaches (whether or not they are otherwise employed by the school  
33 corporation and whether or not they are licensed under IC 20-28-5), business managers,  
34 superintendents of buildings and grounds, janitors, engineers, architects, physicians, dentists,  
35 nurses, accountants, teacher aides performing noninstructional duties, educational and other  
36 professional consultants, data processing and computer service for school purposes, including  
37 the making of schedules, the keeping and analyzing of grades and other student data, the keeping  
38 and preparing of warrants, payroll, and similar data where approved by the state board of  
39 accounts as provided below, and other personnel or services as the governing body considers  
40 necessary for school purposes.

41 (B) Fix and pay the salaries and compensation of persons and services described in this  
42 subdivision that are consistent with IC 20-28-9-1.

43 (C) Classify persons or services described in this subdivision and to adopt schedules of salaries

1 or compensation that are consistent with IC 20-28-9-1.  
2 (D) Determine the number of the persons or the amount of the services employed or contracted  
3 for as provided in this subdivision.  
4 (E) Determine the nature and extent of the duties of the persons described in this subdivision.  
5 The compensation, terms of employment, and discharge of teachers are, however, subject to and  
6 governed by the laws relating to employment, contracting, compensation, and discharge of teachers.  
7 The compensation, terms of employment, and discharge of bus drivers are subject to and governed  
8 by laws relating to employment, contracting, compensation, and discharge of bus drivers. The forms  
9 and procedures relating to the use of computer and data processing equipment in handling the  
10 financial affairs of the school corporation must be submitted to the state board of accounts for  
11 approval so that the services are used by the school corporation when the governing body determines  
12 that it is in the best interest of the school corporation while at the same time providing reasonable  
13 accountability for the funds expended.  
14 (9) Notwithstanding the appropriation limitation in subdivision (3), when the governing body by  
15 resolution considers a trip by an employee of the school corporation or by a member of the  
16 governing body to be in the interest of the school corporation, including attending meetings,  
17 conferences, or examining equipment, buildings, and installation in other areas, to permit the  
18 employee to be absent in connection with the trip without any loss in pay and to reimburse the  
19 employee or the member the employee's or member's reasonable lodging and meal expenses and  
20 necessary transportation expenses. To pay teaching personnel for time spent in sponsoring and  
21 working with school related trips or activities.  
22 (10) Subject to IC 20-27-13, to transport children to and from school, when in the opinion of the  
23 governing body the transportation is necessary, including considerations for the safety of the  
24 children and without regard to the distance the children live from the school. The transportation must  
25 be otherwise in accordance with applicable law.  
26 (11) To provide a lunch program for a part or all of the students attending the schools of the school  
27 corporation, including the establishment of kitchens, kitchen facilities, kitchen equipment, lunch  
28 rooms, the hiring of the necessary personnel to operate the lunch program, and the purchase of  
29 material and supplies for the lunch program, charging students for the operational costs of the lunch  
30 program, fixing the price per meal or per food item. To operate the lunch program as an  
31 extracurricular activity, subject to the supervision of the governing body. To participate in a surplus  
32 commodity or lunch aid program.  
33 (12) To purchase textbooks, to furnish textbooks without cost or to rent textbooks to students, to  
34 participate in a textbook aid program, all in accordance with applicable law.  
35 (13) To accept students transferred from other school corporations and to transfer students to other  
36 school corporations in accordance with applicable law.  
37 (14) To make budgets, to appropriate funds, and to disburse the money of the school corporation in  
38 accordance with applicable law. To borrow money against current tax collections and otherwise to  
39 borrow money, in accordance with IC 20-48-1.  
40 (15) To purchase insurance or to establish and maintain a program of self-insurance relating to the  
41 liability of the school corporation or the school corporation's employees in connection with motor  
42 vehicles or property and for additional coverage to the extent permitted and in accordance with  
43 IC 34-13-3-20. To purchase additional insurance or to establish and maintain a program of

1 self-insurance protecting the school corporation and members of the governing body, employees,  
2 contractors, or agents of the school corporation from liability, risk, accident, or loss related to school  
3 property, school contract, school or school related activity, including the purchase of insurance or  
4 the establishment and maintenance of a self-insurance program protecting persons described in this  
5 subdivision against false imprisonment, false arrest, libel, or slander for acts committed in the course  
6 of the persons' employment, protecting the school corporation for fire and extended coverage and  
7 other casualty risks to the extent of replacement cost, loss of use, and other insurable risks relating  
8 to property owned, leased, or held by the school corporation. In accordance with IC 20-26-17, to:

9 (A) participate in a state employee health plan under IC 5-10-8-6.6 or IC 5-10-8-6.7;

10 (B) purchase insurance; or

11 (C) establish and maintain a program of self-insurance;

12 to benefit school corporation employees, including accident, sickness, health, or dental coverage,  
13 provided that a plan of self-insurance must include an aggregate stop-loss provision.

14 (16) To make all applications, to enter into all contracts, and to sign all documents necessary for the  
15 receipt of aid, money, or property from the state, the federal government, or from any other source.

16 (17) To defend a member of the governing body or any employee of the school corporation in any  
17 suit arising out of the performance of the member's or employee's duties for or employment with,  
18 the school corporation, if the governing body by resolution determined that the action was taken in  
19 good faith. To save any member or employee harmless from any liability, cost, or damage in  
20 connection with the performance, including the payment of legal fees, except where the liability,  
21 cost, or damage is predicated on or arises out of the bad faith of the member or employee, or is a  
22 claim or judgment based on the member's or employee's malfeasance in office or employment.

23 (18) To prepare, make, enforce, amend, or repeal rules, regulations, and procedures:

24 (A) for the government and management of the schools, property, facilities, and activities of the  
25 school corporation, the school corporation's agents, employees, and pupils and for the operation  
26 of the governing body; and

27 (B) that may be designated by an appropriate title such as "policy handbook", "bylaws", or "rules  
28 and regulations".

29 (19) To ratify and approve any action taken by a member of the governing body, an officer of the  
30 governing body, or an employee of the school corporation after the action is taken, if the action could  
31 have been approved in advance, and in connection with the action to pay the expense or  
32 compensation permitted under IC 20-26-1 through IC 20-26-5, IC 20-26-7, IC 20-40-12, and  
33 IC 20-48-1 or any other law.

34 (20) To exercise any other power and make any expenditure in carrying out the governing body's  
35 general powers and purposes provided in this chapter or in carrying out the powers delineated in this  
36 section which is reasonable from a business or educational standpoint in carrying out school  
37 purposes of the school corporation, including the acquisition of property or the employment or  
38 contracting for services, even though the power or expenditure is not specifically set out in this  
39 chapter. The specific powers set out in this section do not limit the general grant of powers provided  
40 in this chapter except where a limitation is set out in IC 20-26-1 through IC 20-26-5, IC 20-26-7,  
41 IC 20-40-12, and IC 20-48-1 by specific language or by reference to other law.

42 SECTION 149. IC 20-26-11-11, AS AMENDED BY P.L.159-2007, SECTION 2, IS AMENDED TO  
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11. (a) A school corporation may enter into

1 an agreement with:

2 (1) a nonprofit corporation that operates a federally approved education program; or

3 (2) a nonprofit corporation that:

4 (A) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue  
5 Code;

6 (B) for its classroom instruction, employs teachers who are certified by the department;

7 (C) employs other professionally and state licensed staff as appropriate; and

8 (D) educates children who:

9 (i) have been suspended, expelled, or excluded from a public school in that school corporation  
10 and have been found to have an emotional disturbance;

11 (ii) have been placed with the nonprofit corporation by court order;

12 (iii) have been referred by a local health department;

13 (iv) have been placed in a state licensed private or public health care or child care facility as  
14 described in section 8 of this chapter; or

15 (v) have been placed by or with the consent of the department under IC 20-35-6-2;

16 in order to provide a student with an individualized education program that is the most suitable  
17 educational program available.

18 (b) If a school corporation that is a transferee corporation enters into an agreement as described in  
19 subsection (a), the school corporation shall pay to the nonprofit corporation an amount agreed upon that  
20 may not exceed the total of:

21 (1) the transfer tuition costs for the student that otherwise would be payable to the transferee  
22 corporation; and

23 (2) a proportionate amount of any state or local distributions to the transferee corporation that are  
24 computed in any part using **current** ADM or any other student count in which the student is  
25 included, if the transferee corporation includes the student in the transferee corporation's **current**  
26 **ADM for a school year. the period in which the student is being educated by the nonprofit**  
27 **corporation.**

28 (c) If a school corporation that is a transferor corporation enters into an agreement as described in  
29 subsection (a), the school corporation shall pay to the nonprofit corporation an amount agreed upon,  
30 which may not exceed the total of:

31 (1) the transfer tuition costs that otherwise would be payable to a transferee school corporation; and

32 (2) a proportionate amount of any state or local distributions to the transferor corporation that are  
33 computed in any part using **current** ADM or any other student count in which the student is  
34 included, if the transferor corporation includes the student in the transferor corporation's ADM for  
35 **a school year. the period in which the student is being educated by the nonprofit corporation.**

36 SECTION 150. IC 20-26-11-13, AS AMENDED BY P.L.229-2011, SECTION 173, IS AMENDED  
37 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 13. (a) As used in this section, the  
38 following terms have the following meanings:

39 (1) "Class of school" refers to a classification of each school or program in the transferee corporation  
40 by the grades or special programs taught at the school. Generally, these classifications are  
41 denominated as kindergarten, elementary school, middle school or junior high school, high school,  
42 and special schools or classes, such as schools or classes for special education, career and technical  
43 education, or career education.



1 (2) "Special equipment" means equipment that during a school year:  
2 (A) is used only when a child with disabilities is attending school;  
3 (B) is not used to transport a child to or from a place where the child is attending school;  
4 (C) is necessary for the education of each child with disabilities that uses the equipment, as  
5 determined under the individualized education program for the child; and  
6 (D) is not used for or by any child who is not a child with disabilities.

7 (3) "Student enrollment" means the following:  
8 (A) The total number of students in kindergarten through grade 12 who are enrolled in a  
9 transferee school corporation on a date determined by the state board.  
10 (B) The total number of students enrolled in a class of school in a transferee school corporation  
11 on a date determined by the state board.

12 However, a kindergarten student shall be counted under clauses (A) and (B) as one-half (1/2)  
13 student. The state board may select a different date for counts under this subdivision. However, the  
14 same date shall be used for all school corporations making a count for the same class of school.

15 (b) Each transferee corporation is entitled to receive for each school year on account of each  
16 transferred student, except a student transferred under section 6 of this chapter, transfer tuition from the  
17 transferor corporation or the state as provided in this chapter. Transfer tuition equals the amount  
18 determined under STEP THREE of the following formula:

19 STEP ONE: Allocate to each transfer student the capital expenditures for any special equipment  
20 used by the transfer student and a proportionate share of the operating costs incurred by the  
21 transferee school for the class of school where the transfer student is enrolled.

22 STEP TWO: If the transferee school included the transfer student in the transferee school's **current**  
23 **ADM, for a school year**, allocate to the transfer student a proportionate share of the following  
24 general fund revenues of the transferee school: ~~for, except as provided in clause (C), the calendar~~  
25 ~~year in which the school year ends:~~

26 (A) State tuition support distributions **received during the calendar year in which the school**  
27 **year ends.**  
28 (B) Property tax levies under IC 20-45-7 and IC 20-45-8 **for the calendar year in which the**  
29 **school year ends.**  
30 (C) The sum of the following excise tax revenue received for deposit in the calendar year in  
31 which the school year begins:  
32 (i) Financial institution excise tax revenue (IC 6-5.5).  
33 (ii) Motor vehicle excise taxes (IC 6-6-5).  
34 (iii) Commercial vehicle excise taxes (IC 6-6-5.5).  
35 (iv) Boat excise tax (IC 6-6-11).  
36 (v) Aircraft license excise tax (IC 6-6-6.5).  
37 (D) Allocations to the transferee school under IC 6-3.5.

38 STEP THREE: Determine the greater of:  
39 (A) zero (0); or  
40 (B) the result of subtracting the STEP TWO amount from the STEP ONE amount.

41 If a child is placed in an institution or facility in Indiana by or with the approval of the department of child  
42 services, the institution or facility shall charge the department of child services for the use of the space  
43 within the institution or facility (commonly called capital costs) that is used to provide educational

1 services to the child based upon a prorated per student cost.

2 (c) Operating costs shall be determined for each class of school where a transfer student is enrolled.

3 The operating cost for each class of school is based on the total expenditures of the transferee corporation

4 for the class of school from its general fund expenditures as specified in the classified budget forms

5 prescribed by the state board of accounts. This calculation excludes:

6 (1) capital outlay;

7 (2) debt service;

8 (3) costs of transportation;

9 (4) salaries of board members;

10 (5) contracted service for legal expenses; and

11 (6) any expenditure that is made from extracurricular account receipts;

12 for the school year.

13 (d) The capital cost of special equipment for a school year is equal to:

14 (1) the cost of the special equipment; divided by

15 (2) the product of:

16 (A) the useful life of the special equipment, as determined under the rules adopted by the state

17 board; multiplied by

18 (B) the number of students using the special equipment during at least part of the school year.

19 (e) When an item of expense or cost described in subsection (c) cannot be allocated to a class of

20 school, it shall be prorated to all classes of schools on the basis of the student enrollment of each class

21 in the transferee corporation compared with the total student enrollment in the school corporation.

22 (f) Operating costs shall be allocated to a transfer student for each school year by dividing:

23 (1) the transferee school corporation's operating costs for the class of school in which the transfer

24 student is enrolled; by

25 (2) the student enrollment of the class of school in which the transfer student is enrolled.

26 When a transferred student is enrolled in a transferee corporation for less than the full school year of

27 student attendance, the transfer tuition shall be calculated by the part of the school year for which the

28 transferred student is enrolled. A school year of student attendance consists of the number of days school

29 is in session for student attendance. A student, regardless of the student's attendance, is enrolled in a

30 transferee school unless the student is no longer entitled to be transferred because of a change of

31 residence, the student has been excluded or expelled from school for the balance of the school year or for

32 an indefinite period, or the student has been confirmed to have withdrawn from school. The transferor and

33 the transferee corporation may enter into written agreements concerning the amount of transfer tuition

34 due in any school year. If an agreement cannot be reached, the amount shall be determined by the state

35 board, and costs may be established, when in dispute, by the state board of accounts.

36 (g) A transferee school shall allocate revenues described in subsection (b) STEP TWO to a transfer

37 student by dividing:

38 (1) the total amount of revenues received **during a period**; by

39 (2) the **current** ADM of the transferee school for the **school year that ends in the calendar year**

40 **period** in which the revenues are received.

41 However, for state tuition support distributions or any other state distribution computed using less than

42 the total **current** ADM of the transferee school, the transferee school shall allocate the revenues to the

43 transfer student by dividing the revenues that the transferee school is eligible to receive **in a calendar year**

1 **during the period** by the student count used to compute the state distribution.

2 (h) Instead of the payments provided in subsection (b), the transferor corporation or state owing  
3 transfer tuition may enter into a long term contract with the transferee corporation governing the transfer  
4 of students. The contract may:

5 (1) be entered into for a period of not more than five (5) years with an option to renew;

6 (2) specify a maximum number of students to be transferred; and

7 (3) fix a method for determining the amount of transfer tuition and the time of payment, which may  
8 be different from that provided in section 14 of this chapter.

9 (i) A school corporation may negotiate transfer tuition agreements with a neighboring school  
10 corporation that can accommodate additional students. Agreements under this section may:

11 (1) be for one (1) year or longer; and

12 (2) fix a method for determining the amount of transfer tuition or time of payment that is different  
13 from the method, amount, or time of payment that is provided in this section or section 14 of this  
14 chapter.

15 A school corporation may not transfer a student under this section without the prior approval of the child's  
16 parent.

17 SECTION 151. IC 20-26-11-22, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO  
18 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 22. (a) The transferee corporation is entitled  
19 to receive from the transferor corporation transfer tuition for each transferred student for each school year  
20 calculated in two (2) parts:

21 (1) operating cost; and

22 (2) capital cost.

23 These costs must be allocated on a per student basis separately for each class of school.

24 (b) The operating cost for each class of school must be based on the total expenditures of the transferee  
25 corporation for the class from its general fund expenditures as set out on the classified budget forms  
26 prescribed by the state board of accounts, excluding from the calculation capital outlay, debt service, costs  
27 of transportation, salaries of board members, contracted service for legal expenses, and any expenditure  
28 that is made out of the general fund from extracurricular account receipts, for the school year.

29 (c) The capital cost for each class of school must consist of the lesser of the following alternatives:

30 (1) The capital cost must be based on an amount equal to five percent (5%) of the cost of transferee  
31 corporation's physical plant, equipment, and all items connected to the physical plant or equipment,  
32 including:

33 (A) buildings, additions, and remodeling to the buildings, excluding ordinary maintenance; and

34 (B) on-site and off-site improvements such as walks, sewers, waterlines, drives, and playgrounds;  
35 that have been paid or are obligated to be paid in the future out of the general fund, capital projects  
36 fund, or debt service fund, including principal and interest, lease rental payments, and funds that  
37 were legal predecessors to these funds. If an item of the physical plant, equipment, appurtenances,  
38 or part of the item is more than twenty (20) years old at the beginning of the school year, the capital  
39 cost of the item shall be disregarded in making the capital cost computation.

40 (2) The capital cost must be based on the amount budgeted from the general fund for capital outlay  
41 for physical plant, equipment, and appurtenances and the amounts levied for the debt service fund  
42 and the capital projects fund for the calendar year in which the school year ends.

43 (d) If an item of expense or cost cannot be allocated to a class of school, the item shall be prorated to

1 all classes of schools on the basis of the ADM of each class in the transferee corporation, **as determined**  
2 **in the fall count of ADM in the school year**, compared to the total **current** ADM therein, **as**  
3 **determined in the fall count of ADM in the school year**.

4 (e) The transfer tuition for each student transferred for each school year shall be calculated by dividing  
5 the transferee school corporation's total operating costs and the total capital costs for the class of school  
6 in which the student is enrolled by the ADM of students therein, **as determined in the fall count of ADM**  
7 **in the school year**. If a transferred student is enrolled in a transferee corporation for less than the full  
8 school year, the transfer tuition shall be calculated by the proportion of such school year for which the  
9 transferred student is enrolled. A school year for this purpose consists of the number of days school is in  
10 session for student attendance. A student shall be enrolled in a transferee school, whether or not the  
11 student is in attendance, unless the:

- 12 (1) student's residence is outside the area of students transferred to the transferee corporation;
- 13 (2) student has been excluded or expelled from school; or
- 14 (3) student has been confirmed as a school dropout.

15 The transferor and transferee corporations may enter into written agreements concerning the amount of  
16 transfer tuition. If an agreement cannot be reached, the amount shall be determined by the state  
17 superintendent, with costs to be established, where in dispute, by the state board of accounts.

18 (f) The transferor corporation shall pay the transferee corporation, when billed, the amount of book  
19 rental due from transferred students who are unable to pay the book rental amount. The transferor  
20 corporation is entitled to collect the amount of the book rental from the appropriate township trustee, from  
21 its own funds, or from any other source, in the amounts and manner provided by law.

22 SECTION 152. IC 20-26-11-23, AS AMENDED BY P.L.182-2009(ss), SECTION 317, IS AMENDED  
23 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 23. (a) If a transfer is ordered to commence  
24 in a school year, where the transferor corporation has net additional costs over savings (on account of any  
25 transfer ordered) allocable to the **calendar state fiscal** year in which the school year begins, and where  
26 the transferee corporation does not have budgeted funds for the net additional costs, the net additional  
27 costs may be recovered by one (1) or more of the following methods in addition to any other methods  
28 provided by applicable law:

- 29 (1) An emergency loan made under IC 20-48-1-7 to be paid, out of the debt service levy and fund,  
30 or a loan from any state fund made available for the net additional costs.
- 31 (2) An advance in the **calendar state fiscal** year of state funds, which would otherwise become  
32 payable to the transferee corporation after such **calendar state fiscal** year under law.
- 33 (3) A grant or grants in the calendar year from any funds of the state made available for the net  
34 additional costs.

35 (b) The net additional costs must be certified by the department of local government finance.  
36 Repayment of any advance or loan from the state shall be made from state tuition support distributions  
37 or other money available to the school corporation.

38 SECTION 153. IC 20-26-11-30, AS ADDED BY P.L.133-2008, SECTION 2, IS AMENDED TO  
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 30. (a) This section applies to a student who  
40 resided in a school corporation where the student had legal settlement for at least two (2) consecutive  
41 school years immediately before moving to an adjacent school corporation.

42 (b) A school corporation in which a student had legal settlement for at least two (2) consecutive years  
43 as described in subsection (a):

1 (1) shall allow the student to attend an appropriate school within the school corporation in which the  
2 student formerly resided;

3 (2) may not request the payment of transfer tuition for the student from the school corporation in  
4 which the student currently resides and has legal settlement or from the student's parent; and

5 (3) shall include the student in the school corporation's **current** ADM;  
6 if the principal and superintendent in both school corporations jointly agree to enroll the student in the  
7 school.

8 (c) If a student enrolls under this section in a school described in subsection (b)(1), the student's parent  
9 must provide for the student's transportation to school.

10 (d) A student to whom this section applies may not enroll primarily for athletic reasons in a school in  
11 a school corporation in which the student does not have legal settlement. However, a decision to allow  
12 a student to enroll in a school corporation in which the student does not have legal settlement is not  
13 considered a determination that the student did not enroll primarily for athletic reasons.

14 SECTION 154. IC 20-27-14 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO  
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

16 **Chapter 14. Science, Technology, Engineering, and Mathematics Teacher Recruitment Fund**

17 **Sec. 1. As used in this chapter, "fund" means the science, technology, engineering, and**  
18 **mathematics teacher recruitment fund established by section 3 of this chapter.**

19 **Sec. 2. As used in this chapter, "roundtable" refers to the education roundtable established by**  
20 **IC 20-19-4-2.**

21 **Sec. 3. The science, technology, engineering, and mathematics teacher recruitment fund is**  
22 **established. The roundtable shall administer the fund.**

23 **Sec. 4. The fund consists of:**

24 (1) **appropriations made to the fund by the general assembly; and**

25 (2) **grants, gifts, and donations intended for deposit in the fund.**

26 **Sec. 5. Expenses of administering the fund must be paid from money in the fund.**

27 **Sec. 6. The treasurer of state shall invest the money in the fund not currently needed to meet the**  
28 **obligations of the fund in the same manner as other public money may be invested. Interest that**  
29 **accrues from these investments must be deposited in the fund.**

30 **Sec. 7. Money in the fund at the end of a fiscal year does not revert to the state general fund.**

31 **Sec. 8. The roundtable may use money in the fund to provide grants to Indiana organizations**  
32 **that recruit science, technology, engineering, and mathematics teachers for employment by Indiana**  
33 **school corporations.**

34 **Sec. 9. The roundtable shall establish two (2) grant programs as follows:**

35 (1) **A grant program to encourage the growth of existing organizations that recruit science,**  
36 **technology, engineering, and mathematics teachers.**

37 (2) **A grant program to support the establishment of programs that increase the pool of**  
38 **high-quality science, technology, engineering, and mathematics teachers in Indiana.**

39 **Sec. 10. The roundtable shall develop an application process for grants under this chapter that**  
40 **identifies recruiting organizations and programs:**

41 (1) **that produce high student achievement and effective and highly effective teachers; and**

42 (2) **that match science, technology, engineering, and mathematics teachers with Indiana school**  
43 **corporations that would otherwise encounter a shortage of qualified teachers in science,**

1           **technology, engineering, and mathematics.**

2           **Sec. 11. The roundtable shall develop standards for evaluating recipients of grants under this**  
3 **chapter.**

4           **Sec. 12. A recipient of a grant under this chapter shall submit to the roundtable a written report**  
5 **concerning the recipient's compliance with the evaluation standards developed under section 11 of**  
6 **this chapter on the following dates:**

7           **(1) December 1 of each year.**

8           **(2) July 1 of each year.**

9           **Sec. 13. The roundtable shall consider the information submitted under section 12 of this chapter**  
10 **when evaluating a subsequent application from a recruiting organization or program. An applicant**  
11 **may be denied a grant under this chapter based on the information submitted under section 12 of**  
12 **this chapter.**

13           SECTION 155. IC 20-29-6-12.5, AS ADDED BY P.L.229-2011, SECTION 179, IS AMENDED TO  
14 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12.5. (a) Before August 1 of the first year of  
15 the state budget biennium, the department shall provide the parties with an estimate of the general fund  
16 revenue available for bargaining in the school corporation from the school funding formula.

17           (b) Within thirty (30) days after the date of the ~~first state fall count of ADM count date~~ of the school  
18 year in the first year of the state budget biennium, the department shall provide the parties with a  
19 certification of estimated general fund revenue available for bargaining from the school funding formula.  
20 A school employer that has passed a general fund operating referendum under IC 20-46-1 must have that  
21 amount certified by the department of local government finance. The school corporation must obtain the  
22 certification before the commencement of bargaining. These certifications must be the basis for  
23 determinations throughout impasse proceedings under this chapter.

24           SECTION 156. IC 20-33-5-9.5, AS ADDED BY P.L.229-2011, SECTION 194, IS AMENDED TO  
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9.5. (a) This section applies to reimbursements  
26 made under this chapter in ~~calendar the state fiscal year 2012 and thereafter: beginning after June 30,~~  
27 **2013.**

28           (b) The amount of reimbursement that a school corporation or an accredited nonpublic school is  
29 entitled to receive under section 7 of this chapter in a ~~calendar state fiscal~~ year is equal to the amount  
30 determined in the following STEPS:

31           STEP ONE: Determine the amount appropriated to make reimbursements under this chapter for the  
32 state fiscal year. ~~ending in the calendar year:~~

33           STEP TWO: Determine the total number of eligible students for which reimbursement was  
34 requested under either section 7 or 9 of this chapter before November 1 of the previous calendar year  
35 by all school corporations and accredited nonpublic schools.

36           STEP THREE: Divide the result determined in STEP ONE by the number determined in STEP  
37 TWO.

38           STEP FOUR: Multiply:

39           (A) the STEP THREE result; by

40           (B) the number of eligible students for which reimbursement was requested under section 7 or  
41 9 of this chapter before November 1 of the ~~previous calendar state fiscal~~ year by the school  
42 corporation or the accredited nonpublic school.

43           SECTION 157. IC 20-43-1-1, AS AMENDED BY P.L.144-2012, SECTION 2, IS AMENDED TO

1 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2013]: Sec. 1. This article expires July 1, ~~2013~~ **2015**.

2 SECTION 158. IC 20-43-1-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ

3 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. "ADM" refers to average daily membership

4 determined under ~~IC 20-43-4-2~~. **IC 20-43-4**.

5 SECTION 159. IC 20-43-1-7, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ

6 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. "ADM of the previous year" means:

7 **(1) for previous state fiscal years ending before July 1, 2013, the initial computed fall count of**

8 **ADM; for the school year ending in the preceding calendar year; and**

9 **(2) for previous state fiscal years ending after June 30, 2013, the average of the previous year's**

10 **fall and spring adjusted ADM counts.**

11 SECTION 160. IC 20-43-1-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO

12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 7.5. "Attending" means physical or virtual**

13 **presence of a student with the expectation of continued services in the education programs for**

14 **which the student is registered.**

15 SECTION 161. IC 20-43-1-10, AS AMENDED BY P.L.144-2012, SECTION 3, IS AMENDED TO

16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. "Current ADM" means:

17 **(1) for distributions made under this article before July 1, 2013, the fall count of ADM for the**

18 **school year ending in the calendar year; and**

19 **(2) for distributions made under this article after June 30, 2013, the:**

20 **(A) spring count of ADM for distributions in the months of January through June of the**

21 **calendar year in which the spring count is taken; and**

22 **(B) fall count of ADM for distributions in the months of July through December of the**

23 **calendar year in which the fall count is taken.**

24 SECTION 162. IC 20-43-1-11.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO

25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 11.5. "Enrolled" means to be:**

26 **(1) registered with a school corporation to attend educational programs offered by or through**

27 **the school corporation; and**

28 **(2) attending these educational programs or receiving educational services.**

29 SECTION 163. IC 20-43-1-18 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 18. "Maximum state~~

30 ~~distribution" refers to the amount determined under IC 20-43-2-2.~~

31 SECTION 164. IC 20-43-1-21 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 21. "Primetime~~

32 ~~distribution" refers to the amount determined under IC 20-43-9-6.~~

33 SECTION 165. IC 20-43-1-25, AS AMENDED BY P.L.229-2011, SECTION 203, IS AMENDED TO

34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 25. "State tuition support" means the amount

35 of state funds to be distributed to

36 ~~(1) a school corporation other than a virtual charter school in any calendar state fiscal year under~~

37 ~~this article for all grants, distributions, and awards described in IC 20-43-2-3. and~~

38 ~~(2) a virtual charter school in any calendar year under IC 20-43-6-3.~~

39 SECTION 166. IC 20-43-2-1, AS AMENDED BY P.L.146-2008, SECTION 481, IS AMENDED TO

40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. The department shall distribute the amount

41 appropriated by the general assembly for distribution as state tuition support in accordance with this

42 article. If the appropriations for distribution as state tuition support are more than required under this

43 article, any excess shall revert to the state general fund. The appropriations for state tuition support shall

1 be made each **calendar state fiscal** year under a schedule set by the budget agency and approved by the  
2 governor. However, **notwithstanding P.L.229-2011, SECTION 9**, the schedule must provide:

- 3 (1) for at least twelve (12) payments;
- 4 (2) that one (1) payment shall be made at least ~~every forty (40) days;~~ **each month;** and
- 5 (3) the total of the payments in each **calendar state fiscal** year must equal the amount required under  
6 this article.

7 SECTION 167. IC 20-43-2-2, AS AMENDED BY P.L.229-2011, SECTION 204, IS AMENDED TO  
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. The maximum state distribution for a  
9 **calendar state fiscal** year for all school corporations for the purposes described in section 3 of this chapter  
10 is

- 11 ~~(1) six billion two hundred forty-seven million eight hundred thousand dollars (\$6,247,800,000) in~~  
12 ~~2011;~~
- 13 ~~(2) six billion two hundred seventy-seven million eight hundred thousand dollars (\$6,277,800,000)~~  
14 ~~in 2012; and~~
- 15 ~~(3) six billion three hundred thirty-nine million six hundred thousand dollars (\$6,339,600,000) in~~  
16 ~~2013. the amount appropriated by the general assembly for those purposes for that state fiscal~~  
17 ~~year.~~

18 SECTION 168. IC 20-43-2-3, AS AMENDED BY P.L.229-2011, SECTION 205, IS AMENDED TO  
19 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. If the total amount to be distributed:

- 20 (1) as basic tuition support;
- 21 (2) for honors diploma awards;
- 22 (3) for ~~primetime distributions;~~ **complexity grants;**
- 23 (4) for special education grants; ~~and~~
- 24 (5) for career and technical education grants;
- 25 **(6) for choice scholarships;**
- 26 **(7) for Mitch Daniels early graduation scholarships; and**
- 27 **(8) for full-day kindergarten grants;**

28 for a particular **state fiscal** year exceeds the ~~maximum state distribution amounts appropriated by the~~  
29 ~~general assembly for those purposes~~ for a ~~calendar~~ **the state fiscal** year, the amount to be distributed  
30 for state tuition support under this article to each school corporation during each of the last six (6) months  
31 of the **state fiscal** year shall be proportionately reduced so that the total reductions equal the amount of  
32 the excess.

33 SECTION 169. IC 20-43-2-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. **(a) Beginning July 1, 2013, distributions**  
35 **for state tuition support shall be made on a state fiscal year basis rather than a calendar year basis.**

36 **(b) The following is the intent of the general assembly:**

- 37 **(1) The distributions for state tuition support that are provided for under this article (as this**  
38 **article exists on January 1, 2013) for calendar year 2013 shall be made only during the first**  
39 **six (6) months of calendar year 2013.**
- 40 **(2) Except as otherwise provided, the distributions for state tuition support that were provided**  
41 **for under this article (as this article existed on January 1, 2013) for the last six (6) months of**  
42 **calendar year 2013 shall instead be made during the state fiscal year beginning July 1, 2013.**

43 **(c) The department shall make any adjustments required to carry out the change from**



1 **distributions made on a calendar year basis to distributions made on a state fiscal year basis.**

2 SECTION 170. IC 20-43-3-4, AS AMENDED BY P.L.229-2011, SECTION 206, IS AMENDED TO  
3 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) **This subsection applies to the**  
4 **determination of a school corporation's previous year's revenue for purposes of determining**  
5 **distributions under this article before July 1, 2013.** A school corporation's previous year revenue  
6 equals the amount determined under STEP TWO of the following formula:

7 STEP ONE: Determine the sum of the following:

8 (A) The school corporation's basic tuition support actually received for the year that precedes the  
9 current year.

10 (B) For 2012, the restoration grant (IC 20-43-12 (repealed)) actually received for 2011.

11 (C) For 2012, the small school grant (IC 20-43-12.2 (repealed)) actually received for 2011.

12 STEP TWO: Subtract from the STEP ONE result an amount equal to the reduction in the school  
13 corporation's state tuition support under any combination of subsection (b) or IC 20-30-2-4.

14 **(b) This subsection applies to the determination of a school corporation's previous year's revenue**  
15 **for purposes of determining distributions under this article after June 30, 2013, but before July 1,**  
16 **2014. A school corporation's previous year revenue equals the amount determined under STEP**  
17 **THREE of the following formula:**

18 STEP ONE: Determine the sum of the following:

19 (A) The school corporation's basic tuition support actually received for the state fiscal year  
20 that precedes the current state fiscal year.

21 (B) The primetime grant actually received for the state fiscal year that precedes the current  
22 state fiscal year under IC 20-43-9 (before the abolishment of the primetime grant).

23 STEP TWO: After making the following calculations, subtract the amount determined under  
24 clause (H) from the STEP ONE result:

25 (A) Subtract one (1) from the school corporation's 2012 complexity index.

26 (B) Multiply the clause (A) result by the school corporation's 2012 ADM.

27 (C) Multiply the clause (B) result by four thousand two hundred eighty dollars (\$4,280).

28 (D) Subtract one (1) from the school corporation's 2013 complexity index.

29 (E) Multiply the clause (D) result by the school corporation's 2013 ADM.

30 (F) Multiply the clause (E) result by four thousand four hundred five dollars (\$4,405).

31 (G) Determine the sum of the clause (C) and clause (F) results.

32 (H) Divide the clause (G) result by two (2).

33 STEP THREE: Subtract from the STEP TWO result an amount equal to the reduction in the  
34 school corporation's state tuition support under any combination of subsection (d) or  
35 IC 20-30-2-4.

36 **(c) This subsection applies to the determination of a school corporation's previous year's revenue**  
37 **for purposes of determining distributions under this article after June 30, 2014. A school**  
38 **corporation's previous year revenue equals the amount determined under STEP TWO of the**  
39 **following formula:**

40 STEP ONE: Determine the school corporation's basic tuition support actually received for the  
41 state fiscal year that immediately precedes the current state fiscal year.

42 STEP TWO: Subtract from the STEP ONE result an amount equal to the reduction in the  
43 school corporation's state tuition support under any combination of subsection (d) or

1        **IC 20-30-2-4.**

2        ~~(b)~~ **(d)** A school corporation's previous year revenue must be reduced if:

3            (1) the school corporation's state tuition support for special education or career and technical  
4            education is reduced as a result of a complaint being filed with the department after December 31,  
5            1988, because the school program overstated the number of children enrolled in special education  
6            programs or career and technical education programs; and

7            (2) the school corporation's previous year revenue has not been reduced under this subsection more  
8            than one (1) time because of a given overstatement.

9        The amount of the reduction equals the amount the school corporation would have received in state tuition  
10       support for special education and career and technical education because of the overstatement.

11       SECTION 171. IC 20-43-4-2, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ  
12       AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A school corporation's ADM is the number of  
13       eligible pupils enrolled in:

14            (1) the school corporation; or

15            (2) a transferee corporation;

16       on a day to be the days fixed annually by the state board under section 3 of this chapter, and as  
17       subsequently adjusted not later than January 30 under the rules adopted by the state board. **The state  
18       board may adjust the school's count of eligible pupils if the state board determines that the count  
19       is unrepresentative of the school corporation's enrollment.**

20       SECTION 172. IC 20-43-4-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ  
21       AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. **(a)** The state board shall monitor changes that occur  
22       after the fall count of ADM ~~count~~ in the number of students enrolled in programs for children with  
23       disabilities. The state board shall:

24            (1) before December 2 of that same year; and

25            (2) before April 2 of the following calendar year;

26       make an adjusted count of students enrolled in programs for children with disabilities The state  
27       superintendent shall certify the December adjusted count to the budget committee before February 5 of  
28       the following year and the April adjusted count not later than May 31 immediately after the date of the  
29       April adjusted count. **The state board may adjust the school's count of students enrolled in programs  
30       for children with disabilities if the state board determines that the count is unrepresentative of the  
31       school corporation's enrollment.**

32       **(b) The department shall distribute special education grants under IC 20-43-7 using only the  
33       count specified in IC 20-43-7-1.**

34       SECTION 173. IC 20-43-4-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
35       READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 4.5. IC 20-43-8-1 applies to a count of  
36       students for career and technical education grants.**

37       SECTION 174. IC 20-43-4-6, AS AMENDED BY P.L.234-2007, SECTION 239, IS AMENDED TO  
38       READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) In determining ADM, each pupil enrolled  
39       in a public school and a nonpublic school is to be counted on a full-time equivalency basis if the pupil:

40            (1) is enrolled in a public school and a nonpublic school;

41            (2) has legal settlement in a school corporation; and

42            (3) receives instructional services from the school corporation.

43       (b) For purposes of this section, full-time equivalency is calculated as follows:

- 1 STEP ONE: Determine the result of:  
 2 (A) the number of days instructional services will be provided to the pupil, not to exceed one  
 3 hundred eighty (180); divided by  
 4 (B) one hundred eighty (180).  
 5 STEP TWO: Determine the result of:  
 6 (A) the pupil's public school instructional time (as defined in IC 20-30-2-1); divided by  
 7 (B) the actual public school regular instructional day (as defined in IC 20-30-2-2).  
 8 STEP THREE: Determine the result of:  
 9 (A) the STEP ONE result; multiplied by  
 10 (B) the STEP TWO result.  
 11 STEP FOUR: Determine the lesser of one (1) or the result of:  
 12 (A) the STEP THREE result; multiplied by  
 13 (B) one and five hundredths (1.05).

14 **However, the state board may, by rules adopted under IC 4-22-2, specify an equivalent formula if**  
 15 **the state board determines that the equivalent formula would more accurately reflect the**  
 16 **instructional services provided by a school corporation during a period that a particular ADM**  
 17 **count is in effect for the school corporation.**

18 SECTION 175. IC 20-43-4-7, AS AMENDED BY P.L.229-2011, SECTION 207, IS AMENDED TO  
 19 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. ~~When calculating adjusted ADM for 2012~~  
 20 ~~distributions, this section, as effective after December 31, 2011, shall be used to calculate the adjusted~~  
 21 ~~ADM for the previous year rather than the calculation used to calculate adjusted ADM for 2011~~  
 22 ~~distributions.~~ For purposes of this article, a school corporation's "adjusted ADM" for the current year is  
 23 the school corporation's current ADM. **However, for purposes of determining the adjusted ADM for**  
 24 **distributions in the state fiscal year beginning July 1, 2013, a school corporation's adjusted ADM**  
 25 **is not less than ninety percent (90%) of the school corporation's current ADM for the previous**  
 26 **count.**

27 SECTION 176. IC 20-43-4-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
 28 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) **This subsection applies to the**  
 29 **calculation of state tuition support distributions that are:**

- 30 (1) **made before July 1, 2013; and**
- 31 (2) **based on the current ADM of a school corporation.**

32 **The fall count of ADM for the school year ending June 30, 2013, as adjusted by the state board**  
 33 **under section 2 of this chapter, shall be used to compute state tuition support distributions.**

34 (b) **Subject to subsection (c), this subsection applies to the calculation of state tuition support**  
 35 **distributions that are:**

- 36 (1) **made after June 30, 2013; and**
- 37 (2) **based on the current ADM of a school corporation.**

38 **The fall count of ADM for the school year ending in the current calendar year, as adjusted by the**  
 39 **state board under section 2 of this chapter, shall be used to compute state tuition support**  
 40 **distributions made in the first six (6) months of the current state fiscal year, and the spring count**  
 41 **of ADM for the school year ending in the current calendar year, as adjusted by the state board**  
 42 **under section 2 of this chapter, shall be used to compute state tuition support distributions made**  
 43 **in the second six (6) months of the state fiscal year.**

1 (c) If the state board adjusts a count of ADM after a distribution is made under this article, the  
2 adjusted count retroactively applies to the amount of state tuition support distributed to a school  
3 corporation affected by the adjusted count. The department shall settle any overpayment or  
4 underpayment of state tuition support resulting from an adjusted count of ADM on the schedule  
5 determined by the department.

6 SECTION 177. IC 20-43-5-1, AS AMENDED BY P.L.234-2007, SECTION 241, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. A school corporation's transition to  
8 foundation revenue per adjusted ADM for a **calendar state fiscal** year is the amount determined under  
9 section 9 of this chapter.

10 SECTION 178. IC 20-43-5-2, AS AMENDED BY P.L.234-2007, SECTION 242, IS AMENDED TO  
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. The following amounts must be determined  
12 under this chapter to calculate a school corporation's transition to foundation revenue per adjusted ADM  
13 for a **calendar state fiscal** year:

14 (1) The school corporation's complexity index for the **calendar state fiscal** year under section 3 of  
15 this chapter.

16 (2) The school corporation's foundation amount for the **calendar state fiscal** year under section 4 of  
17 this chapter.

18 (3) The school corporation's previous year revenue foundation amount for the **calendar state fiscal**  
19 year under section 5 of this chapter.

20 (4) The school corporation's transition to foundation amount for the **calendar state fiscal** year under  
21 section 6 of this chapter.

22 (5) The school corporation's transition to foundation revenue for the **calendar state fiscal** year under  
23 section 7 of this chapter.

24 SECTION 179. IC 20-43-5-4, AS AMENDED BY P.L.229-2011, SECTION 209, IS AMENDED TO  
25 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. A school corporation's foundation  
26 amount for a **calendar** year is the result determined under STEP THREE of the following formula:

27 ~~STEP ONE: The STEP ONE amount is:~~

28 ~~(A) in 2012, four thousand two hundred eighty dollars (\$4,280); and as follows:~~

29 ~~(B) (1) In the first six (6) months of 2013, four thousand four hundred five dollars (\$4,405).~~

30 ~~(2) In the state fiscal year beginning July 1, 2013, four thousand five hundred forty-four~~  
31 ~~dollars (\$4,544).~~

32 ~~(3) In the state fiscal year beginning July 1, 2014, four thousand five hundred seventy-five~~  
33 ~~dollars (\$4,575).~~

34 ~~STEP TWO: For the first six (6) months of 2013, multiply the STEP ONE amount by the school~~  
35 ~~corporation's complexity index.~~

36 ~~STEP THREE: For the first six (6) months of 2013, determine the sum of the STEP TWO amount~~  
37 ~~and the following:~~

38 ~~(A) Zero dollars (\$0), if the school corporation's current ADM is less than five hundred (500).~~

39 ~~(B) One hundred fifty dollars (\$150), if the school corporation's current ADM is at least five~~  
40 ~~hundred (500) and is not more than one thousand (1,000).~~

41 ~~(C) The result of one hundred fifty thousand dollars (\$150,000) divided by the school~~  
42 ~~corporation's current ADM, if the school corporation's current ADM is more than one thousand~~  
43 ~~(1,000).~~

1 SECTION 180. IC 20-43-5-5, AS AMENDED BY P.L.182-2009(ss), SECTION 335, IS AMENDED  
2 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. A school corporation's previous year  
3 revenue foundation amount for a **calendar state fiscal** year is equal to the result of:

- 4 (1) the school corporation's previous year revenue; divided by
- 5 (2) the school corporation's ~~adjusted~~ ADM ~~for of~~ the previous year.

6 SECTION 181. IC 20-43-5-6, AS AMENDED BY P.L.229-2011, SECTION 210, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) A school corporation's transition to  
8 foundation amount for a **calendar state fiscal** year is equal to the result determined under STEP TWO of  
9 the following formula:

10 STEP ONE: Determine the difference of:

- 11 (A) the school corporation's foundation amount; minus
- 12 (B) ~~the lesser of:~~
  - 13 (i) the school corporation's previous year revenue foundation amount. ~~or~~
  - 14 (ii) ~~the result of the school corporation's foundation amount multiplied by one and two-tenths~~
  - 15 ~~(1.2):~~

16 STEP TWO: A school corporation's STEP TWO amount is the following:

17 (A) For a charter school located outside Marion County that has previous year revenue that is not  
18 greater than zero (0), the charter school's STEP TWO amount is the quotient of:

- 19 (i) the school corporation's transition to foundation revenue for the **calendar state fiscal** year  
20 where the charter school is located; divided by
- 21 (ii) the school corporation's current ADM.

22 (B) For a charter school located in Marion County that has previous year revenue that is not  
23 greater than zero (0), the charter school's STEP TWO amount is the weighted average of the  
24 transition to foundation revenue for the school corporations where the students counted in the  
25 current ADM of the charter school have legal settlement, as determined under item (iv) of the  
26 following formula:

- 27 (i) Determine the transition to foundation revenue for each school corporation where a student  
28 counted in the current ADM of the charter school has legal settlement.
- 29 (ii) For each school corporation identified in item (i), divide the item (i) amount by the school  
30 corporation's current ADM.
- 31 (iii) For each school corporation identified in item (i), multiply the item (ii) amount by the  
32 number of students counted in the current ADM of the charter school that have legal settlement  
33 in the particular school corporation.
- 34 (iv) Determine the sum of the item (iii) amounts for the charter school.

35 (C) The STEP TWO amount for a school corporation that is not a charter school described in  
36 clause (A) or (B) is the following:

- 37 (i) The school corporation's foundation amount for the **calendar state fiscal** year if the STEP  
38 ONE amount is zero (0) or greater.
- 39 (ii) The amount determined under subsection (b), if the school corporation's STEP ONE  
40 amount is less than zero (0).

41 (b) For the purposes of STEP TWO (C)(ii) in subsection (a), determine the result of:

- 42 (1) the result determined for the school corporation under STEP ONE (B) of subsection (a); minus
- 43 (2) the result of:

1 (A) the absolute value of the STEP ONE amount; divided by

2 (B) ~~seven (7) in 2012 and six (6) in 2013~~; **the following:**

3 (i) **Five (5) in the state fiscal year beginning July 1, 2013.**

4 (ii) **Four (4) in the state fiscal year beginning July 1, 2014.**

5 SECTION 182. IC 20-43-5-7, AS AMENDED BY P.L.229-2011, SECTION 211, IS AMENDED TO  
6 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. A school corporation's transition to  
7 foundation revenue for a ~~calendar~~ **state fiscal** year is equal to the product of:

8 (1) the school corporation's transition to foundation amount for the ~~calendar~~ **state fiscal** year;  
9 multiplied by

10 (2) the school corporation's current ADM.

11 SECTION 183. IC 20-43-5-9, AS AMENDED BY P.L.234-2007, SECTION 247, IS AMENDED TO  
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. A school corporation's transition to  
13 foundation revenue per adjusted ADM for a ~~calendar~~ **state fiscal** year is the quotient of:

14 (1) the school corporation's transition to foundation revenue for the ~~calendar~~ **state fiscal** year;  
15 divided by

16 (2) the school corporation's current adjusted ADM.

17 SECTION 184. IC 20-43-6-1, AS AMENDED BY P.L.182-2009(ss), SECTION 338, IS AMENDED  
18 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. Subject to the amount appropriated by  
19 the general assembly for state tuition support and IC 20-43-2, the amount that a school corporation is  
20 entitled to receive in basic tuition support for a **state fiscal** year is the amount determined in section 3 of  
21 this chapter.

22 SECTION 185. IC 20-43-6-3, AS AMENDED BY P.L.229-2011, SECTION 212, IS AMENDED TO  
23 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A school corporation's basic tuition  
24 support for a **year month** is the amount determined under the applicable provision of this section.

25 (b) The school corporation's basic tuition support for a **year month** is equal to the **result of:**

26 (1) ~~the~~ school corporation's transition to foundation revenue; ~~for the year~~; **divided by**

27 (2) **twelve (12).**

28 (c) This subsection applies to students of a virtual charter school. A virtual charter school's basic  
29 tuition support for a **year month** for those students is the amount determined under IC 20-24-7-13.

30 SECTION 186. IC 20-43-7-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ  
31 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) In addition to the amount a school corporation  
32 is entitled to receive in basic tuition support, each school corporation is entitled to receive a grant for  
33 special education programs **for the state fiscal year. Subject to subsections (b) and (c)**, the amount of  
34 the special education grant is based on the count of eligible pupils enrolled in special education programs  
35 on December 1 of the preceding **state fiscal** year in:

36 (1) the school corporation; or

37 (2) a transferee corporation.

38 (b) **Before February 1 of each calendar year, the department shall determine the result of:**

39 (1) **the total amount of the special education grant that would have been received by the school**  
40 **corporation during the months of July, August, September, October, November, and**  
41 **December of the preceding calendar year and January of the current calendar year if the**  
42 **grant had been based on the count of students with disabilities that was made on the**  
43 **immediately preceding December 1; minus**

1 (2) the total amount of the special education grant received by the school corporation during  
2 the months of July, August, September, October, November, and December of the preceding  
3 calendar year and January of the current calendar year.

4 If the result determined under this subsection is positive, the school corporation shall receive an  
5 additional special education grant distribution in February equal to the result determined under  
6 this subsection. If the result determined under this subsection is negative, the special education  
7 grant distributions that otherwise would be received by the school corporation in February, March,  
8 April, and May shall be proportionately reduced so that the total reduction is equal to the result  
9 determined under this subsection.

10 (c) The special education grant distributions made in February, March, April, May, and June  
11 of a calendar year shall be based on the count of students with disabilities that was made on the  
12 immediately preceding December 1.

13 SECTION 187. IC 20-43-7-6, AS AMENDED BY P.L.182-2009(ss), SECTION 340, IS AMENDED  
14 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. A school corporation's special education  
15 grant for a ~~calendar~~ **state fiscal** year is equal to the sum of the following:

16 (1) The nonduplicated count of pupils in programs for severe disabilities multiplied by eight  
17 thousand three hundred fifty dollars (\$8,350).

18 (2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by  
19 two thousand two hundred sixty-five dollars (\$2,265).

20 (3) The duplicated count of pupils in programs for communication disorders multiplied by five  
21 hundred thirty-three dollars (\$533).

22 (4) The cumulative count of pupils in homebound programs multiplied by five hundred thirty-three  
23 dollars (\$533).

24 (5) The nonduplicated count of pupils in special preschool education programs multiplied by two  
25 thousand seven hundred fifty dollars (\$2,750).

26 SECTION 188. IC 20-43-8-0.5 IS REPEALED [EFFECTIVE JANUARY 1, 2014]. ~~Sec. 0.5: This~~  
27 ~~chapter does not apply to a virtual charter school.~~

28 SECTION 189. IC 20-43-8-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ  
29 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. Pupil enrollment under this chapter shall be  
30 determined at the same time that a school corporation's **fall count** of ADM is determined.

31 SECTION 190. IC 20-43-8-2, AS AMENDED BY P.L.234-2007, SECTION 137, IS AMENDED TO  
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) Before December 1 of each year, the  
33 department of workforce development shall provide the department with a report, to be used to determine  
34 career and technical education grant amounts in the ~~second~~ **calendar state fiscal** year **beginning** after the  
35 year in which the report is provided, listing whether the labor market demand for each generally  
36 recognized labor category is more than moderate, moderate, or less than moderate. In the report, the  
37 department of workforce development shall categorize each of the career and technical education  
38 programs using the following four (4) categories:

39 (1) Programs that address employment demand for individuals in labor market categories that are  
40 projected to need more than a moderate number of individuals.

41 (2) Programs that address employment demand for individuals in labor market categories that are  
42 projected to need a moderate number of individuals.

43 (3) Programs that address employment demand for individuals in labor market categories that are

1 projected to need less than a moderate number of individuals.

2 (4) All programs not covered by the employment demand categories of subdivisions (1) through (3).

3 (b) Before December 1 of each year, the department of workforce development shall provide the  
4 department with a report, to be used to determine grant amounts that will be distributed under this chapter  
5 in the **second calendar state fiscal year beginning** after the year in which the report is provided, listing  
6 whether the average wage level for each generally recognized labor category for which career and  
7 technical education programs are offered is a high wage, a moderate wage, or a less than moderate wage.

8 (c) In preparing the labor market demand report under subsection (a) and the average wage level report  
9 under subsection (b), the department of workforce development shall, if possible, list the labor market  
10 demand and the average wage level for specific regions, counties, and municipalities.

11 (d) If a new career and technical education program is created by rule of the state board, the  
12 department of workforce development shall determine the category in which the program should be  
13 included.

14 SECTION 191. IC 20-43-8-9, AS AMENDED BY P.L.234-2007, SECTION 139, IS AMENDED TO  
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. A school corporation's career and technical  
16 education grant for a **calendar state fiscal** year is the sum of the following amounts:

17 STEP ONE: For each career and technical education program provided by the school corporation:

18 (A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three (3)  
19 credits); multiplied by

20 (B) the number of students enrolled in the program; multiplied by

21 (C) the following applicable amount:

22 (i) Four hundred fifty dollars (\$450), in the case of a program described in section 5 of this  
23 chapter (more than a moderate labor market need) for which the average wage level determined  
24 under section 2(b) of this chapter is a high wage.

25 (ii) Three hundred seventy-five dollars (\$375), in the case of a program described in section  
26 5 of this chapter (more than a moderate labor market need) for which the average wage level  
27 determined under section 2(b) of this chapter is a moderate wage.

28 (iii) Three hundred dollars (\$300), in the case of a program described in section 5 of this  
29 chapter (more than a moderate labor market need) for which the average wage level determined  
30 under section 2(b) of this chapter is a less than moderate wage.

31 (iv) Three hundred seventy-five dollars (\$375), in the case of a program described in section  
32 6 of this chapter (moderate labor market need) for which the average wage level determined  
33 under section 2(b) of this chapter is a high wage.

34 (v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter  
35 (moderate labor market need) for which the average wage level determined under section 2(b)  
36 of this chapter is a moderate wage.

37 (vi) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6  
38 of this chapter (moderate labor market need) for which the average wage level determined  
39 under section 2(b) of this chapter is a less than moderate wage.

40 (vii) Three hundred dollars (\$300), in the case of a program described in section 7 of this  
41 chapter (less than a moderate labor market need) for which the average wage level determined  
42 under section 2(b) of this chapter is a high wage.

43 (viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section



1 7 of this chapter (less than a moderate labor market need) for which the average wage level  
2 determined under section 2(b) of this chapter is a moderate wage.  
3 (ix) One hundred fifty dollars (\$150), in the case of a program described in section 7 of this  
4 chapter (less than a moderate labor market need) for which the average wage level determined  
5 under section 2(b) of this chapter is a less than moderate wage.  
6 STEP TWO: The number of pupils described in section 8 of this chapter (all other programs)  
7 multiplied by two hundred fifty dollars (\$250).  
8 STEP THREE: The number of pupils participating in a career and technical education program in  
9 which pupils from multiple schools are served at a common location multiplied by one hundred fifty  
10 dollars (\$150).  
11 SECTION 192. IC 20-43-9-6 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 6. A school~~  
12 ~~corporation's primetime distribution for a calendar year under this chapter is the amount determined by~~  
13 ~~the following formula:~~  
14 ~~STEP ONE: Determine the applicable target pupil/teacher ratio for the school corporation as~~  
15 ~~follows:~~  
16 ~~(A) If the school corporation's complexity index is less than one and one-tenth (1.1); the school~~  
17 ~~corporation's target pupil/teacher ratio is eighteen to one (18:1):~~  
18 ~~(B) If the school corporation's complexity index is at least one and one-tenth (1.1) but less than~~  
19 ~~one and three-tenths (1.3); the school corporation's target pupil/teacher ratio is fifteen (15) plus~~  
20 ~~the result determined in item (iii) to one (1):~~  
21 ~~(i) Determine the result of one and three-tenths (1.3) minus the school corporation's complexity~~  
22 ~~index:~~  
23 ~~(ii) Determine the item (i) result divided by two-tenths (0.2):~~  
24 ~~(iii) Determine the item (ii) result multiplied by three (3):~~  
25 ~~(C) If the school corporation's complexity index is at least one and three-tenths (1.3); the school~~  
26 ~~corporation's target pupil/teacher ratio is fifteen to one (15:1):~~  
27 ~~STEP TWO: Determine the result of:~~  
28 ~~(A) the ADM of the school corporation in kindergarten through grade 3 for the current school~~  
29 ~~year; divided by~~  
30 ~~(B) the school corporation's applicable target pupil/teacher ratio; as determined in STEP ONE:~~  
31 ~~STEP THREE: Determine the result of:~~  
32 ~~(A) the basic tuition support for the year multiplied by seventy-five hundredths (0.75); divided~~  
33 ~~by~~  
34 ~~(B) the school corporation's ADM:~~  
35 ~~STEP FOUR: Determine the result of:~~  
36 ~~(A) the STEP THREE result; multiplied by~~  
37 ~~(B) the ADM of the school corporation in kindergarten through grade 3 for the current school~~  
38 ~~year:~~  
39 ~~STEP FIVE: Determine the result of:~~  
40 ~~(A) the STEP FOUR result; divided by~~  
41 ~~(B) the staff cost amount:~~  
42 ~~STEP SIX: Determine the greater of zero (0) or the result of:~~  
43 ~~(A) the STEP TWO amount; minus~~

1 (B) the STEP FIVE amount.

2 STEP SEVEN: Determine the result of:

3 (A) the STEP SIX amount; multiplied by

4 (B) the staff cost amount.

5 STEP EIGHT: Determine the greater of the STEP SEVEN amount or:

6 (A) for 2012; fifty percent (50%) of the school corporation's guaranteed primetime amount; or

7 (B) for 2013; zero (0).

8 STEP NINE: A school corporation's amount under this STEP is the following:

9 (A) If the amount the school corporation received under this chapter in the previous calendar year

10 is greater than zero (0); the amount under this STEP is the lesser of:

11 (i) the STEP EIGHT amount; or

12 (ii) the amount the school corporation received under this chapter for the previous calendar

13 year multiplied by one hundred seven and one-half percent (107.5%);

14 (B) If the amount the school corporation received under this chapter in the previous calendar year

15 is not greater than zero (0); the amount under this STEP is the STEP EIGHT amount.

16 SECTION 193. IC 20-43-9-12 IS REPEALED [EFFECTIVE JULY 1, 2013]. ~~Sec. 12:~~ (a) The

17 department shall adjust distributions made to a school corporation, including a charter school, after May

18 13, 2005, to eliminate the difference between the state primetime distribution that the school corporation,

19 including a charter school, received as a result of IC 21-1-30-3 (as amended by P.L.224-2003; before its

20 repeal; now codified in this chapter); and the state primetime distribution to which the school corporation,

21 including a charter school, is entitled to receive under IC 21-1-30-3 (as amended by P.L.246-2005; before

22 its repeal; now codified in this chapter):

23 (b) The adjustments required under this section shall be made on the schedule determined by the

24 department of education.

25 SECTION 194. IC 20-43-10-0.5 IS REPEALED [EFFECTIVE JANUARY 1, 2014]. ~~Sec. 0.5:~~ This

26 chapter does not apply to a virtual charter school.

27 SECTION 195. IC 20-43-10-2, AS AMENDED BY P.L.229-2011, SECTION 219, IS AMENDED TO

28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) A school corporation's honors diploma

29 award for a **calendar state fiscal** year is the amount determined under STEP FOUR of the following

30 formula:

31 STEP ONE: Determine the number of the school corporation's eligible pupils who successfully

32 completed an academic honors diploma program in the school year ending in the previous **calendar**

33 **state fiscal** year.

34 STEP TWO: Determine the result of:

35 (A) the number of the school corporation's eligible pupils who successfully completed a Core 40

36 diploma with technical honors program in the school year ending in the previous **calendar state**

37 **fiscal** year; minus

38 (B) the number of eligible pupils who would otherwise be double counted under both clause (A)

39 and STEP ONE.

40 STEP THREE: Determine the sum of the number of eligible students determined under STEP ONE

41 and the number of eligible students determined under STEP TWO.

42 STEP FOUR: Multiply the STEP THREE amount by nine hundred dollars (\$900).

43 (b) An amount received by a school corporation as an honors diploma award may be used only for:

- 1 (1) any:  
2 (A) staff training;  
3 (B) program development;  
4 (C) equipment and supply expenditures; or  
5 (D) other expenses;  
6 directly related to the school corporation's honors diploma program; and  
7 (2) the school corporation's program for high ability students.  
8 (c) A governing body that does not comply with this section for a school year is not eligible to receive  
9 an honors diploma award for the following school year.

10 SECTION 196. IC 20-43-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

12 **Chapter 13. Complexity Grants**

13 **Sec. 1. This chapter applies to all school corporations, including virtual charter schools.**

14 **Sec. 2. The total amount to be distributed to a school corporation or charter school for the state**  
15 **fiscal year beginning July 1, 2013, is the amount determined in STEP FOUR or STEP SIX**  
16 **(whichever is applicable) of the following formula:**

17 **STEP ONE: Determine the greater of zero (0) or the result determined under clause (B) after**  
18 **making the following determinations:**

19 (A) Determine the percentage of the school corporation's students who were eligible for free  
20 or reduced price lunches in the school year ending in the later of:

- 21 (i) 2013; or  
22 (ii) the first year of operation of the school corporation.

23 (B) Determine the quotient of:

- 24 (i) the percentage determined under clause (A); divided by  
25 (ii) two (2).

26 **STEP TWO: This STEP applies if the result determined under clause (B) of STEP ONE is**  
27 **greater than thirty-three hundredths (0.33). Determine the result of the following:**

28 (A) Subtract thirty-three hundredths (0.33) from the result determined under clause (B) of  
29 STEP ONE.

30 (B) Determine the sum of:

- 31 (i) the result determined under clause (B) of STEP ONE; plus  
32 (ii) the clause (A) result.

33 **STEP THREE: This STEP applies if STEP TWO applies. Determine the product of:**

- 34 (A) the STEP TWO result; multiplied by  
35 (B) four thousand five hundred forty-four dollars (\$4,544).

36 **STEP FOUR: This STEP applies if STEP TWO applies. Determine the product of:**

- 37 (A) the STEP THREE result; multiplied by  
38 (B) the school corporation's current ADM.

39 **STEP FIVE: This STEP applies if the result determined under clause (B) of STEP ONE is less**  
40 **than or equal to thirty-three hundredths (0.33). Determine the product of:**

- 41 (A) the result determined under clause (B) of STEP ONE; multiplied by  
42 (B) four thousand five hundred forty-four dollars (\$4,544).

43 **STEP SIX: This STEP applies if STEP FIVE applies. Determine the product of:**

- 1 (A) the STEP FIVE result; multiplied by
- 2 (B) the school corporation's current ADM.

3 **Sec. 3. The total amount to be distributed to a school corporation or charter school for the state**  
4 **fiscal year beginning July 1, 2014, is the amount determined in STEP FOUR or STEP SIX**  
5 **(whichever is applicable) of the following formula:**

6 **STEP ONE: Determine the greater of zero (0) or the result determined under clause (B) after**  
7 **making the following determinations:**

8 (A) Determine the percentage of the school corporation's students who were receiving  
9 financial assistance under IC 20-33-5 in the school year ending in the later of:

- 10 (i) 2013; or
- 11 (ii) the first year of operation of the school corporation.

12 (B) Determine the quotient of:

- 13 (i) the percentage determined under clause (A); divided by
- 14 (ii) two (2).

15 **STEP TWO: This STEP applies if the result determined under clause (B) of STEP ONE is**  
16 **greater than thirty-five hundredths (0.35). Determine the result of the following:**

17 (A) Subtract thirty-five hundredths (0.35) from the result determined under clause (B) of  
18 STEP ONE.

19 (B) Determine the sum of:

- 20 (i) the result determined under clause (B) of STEP ONE; plus
- 21 (ii) the clause (A) result.

22 **STEP THREE: This STEP applies if STEP TWO applies. Determine the product of:**

- 23 (A) the STEP TWO result; multiplied by
- 24 (B) four thousand five hundred seventy-five dollars (\$4,575).

25 **STEP FOUR: This STEP applies if STEP TWO applies. Determine the product of:**

- 26 (A) the STEP THREE result; multiplied by
- 27 (B) the school corporation's current ADM.

28 **STEP FIVE: This STEP applies if the result determined under clause (B) of STEP ONE is less**  
29 **than or equal to thirty-five hundredths (0.35). Determine the product of:**

- 30 (A) the result determined under clause (B) of STEP ONE; multiplied by
- 31 (B) four thousand five hundred seventy-five dollars (\$4,575).

32 **STEP SIX: This STEP applies if STEP FIVE applies. Determine the product of:**

- 33 (A) the STEP FIVE result; multiplied by
- 34 (B) the school corporation's current ADM.

35 **Sec. 4. The complexity index is:**

- 36 (1) the result determined under clause (B) of STEP ONE in section 2 of this chapter for the  
37 state fiscal year beginning July 1, 2013; and
- 38 (2) the result determined under clause (B) of STEP ONE in section 3 of this chapter for the  
39 state fiscal year beginning July 1, 2014.

40 **SECTION 197. IC 20-43-14 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO**  
41 **READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:**

42 **Chapter 14. Full-Day Kindergarten Grants**

43 **Sec. 1. This chapter applies to all school corporations, including virtual charter schools.**

44 **Sec. 2. The total amount to be distributed to a school corporation or charter school for the state**

1 fiscal year beginning July 1, 2013, equals the result of:  
2 (1) two thousand four hundred forty-eight dollars (\$2,448); multiplied by  
3 (2) the number of eligible pupils who are:  
4 (A) counted in the current ADM of the school; and  
5 (B) enrolled in and attending full-day kindergarten on the count date on which the current  
6 ADM is determined.

7 **Sec. 3. The total amount to be distributed to a school corporation or charter school for the state**  
8 **fiscal year beginning July 1, 2014, equals the result of:**

9 (1) two thousand four hundred seventy-two dollars (\$2,472); multiplied by  
10 (2) the number of eligible pupils who are:  
11 (A) counted in the current ADM of the school; and  
12 (B) enrolled in and attending full-day kindergarten on the count date on which the current  
13 ADM is determined.

14 **Sec. 4. A school corporation or charter school that receives a grant for full-day kindergarten**  
15 **may not charge a fee for enrolling in or attending full-day kindergarten in a school year:**

16 (1) beginning July 1, 2013, and ending June 30, 2014; or  
17 (2) beginning July 1, 2014, and ending June 30, 2015.

18 SECTION 198. IC 20-45-7-19, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
19 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 19. Before July 11 of each year, the state  
20 superintendent shall certify to the county auditor:

21 (1) the consolidated ADA ratio of the qualified school corporations;  
22 (2) the number of pupils in **the current** ADM of each qualified school corporation for the  
23 immediately preceding school year, **as determined:**  
24 (A) for a calendar year ending before January 1, 2013, in the fall count of ADM for the  
25 school year ending in the calendar year; and  
26 (B) for a calendar year ending after December 31, 2012, in the spring count of ADM for the  
27 school year ending in the calendar year; and  
28 (3) an estimate of these statistics for the succeeding school year.

29 SECTION 199. IC 20-45-7-26, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 26. The entitlement of each qualified school  
31 corporation from the fund for each calendar year is the greater of:

32 (1) the amount of its entitlement for calendar year 2000 from the tax levied under this chapter; or  
33 (2) an amount equal to twenty-seven dollars and fifty cents (\$27.50) times its **current** ADM **as**  
34 **determined in the fall count of ADM conducted in the school year ending in the current**  
35 **calendar year.**

36 SECTION 200. IC 20-45-8-18, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 18. (a) Before July 11 of each year, the state  
38 superintendent shall deliver to the county auditor a certified statement of:

39 (1) for a calendar year ending before January 1, 2013, the fall count of ADM in grades 1 through  
40 12 residing in each qualified school corporation for the immediately preceding school year **ending**  
41 **in the calendar year; and**  
42 (2) for a calendar year ending after December 31, 2012, the spring count of ADM in grades 1  
43 through 12 residing in each qualified school corporation for the school year ending in the

1 **calendar year.**

2 (b) Upon the receipt of the information, the county auditor shall compute the amount to be distributed  
3 to each of the qualified school corporations from the receipts of the tax levy, based on the formula set  
4 forth in this chapter.

5 (c) The county auditor shall annually issue a warrant to the county treasurer ordering the payment to  
6 the respective qualified school corporations the various amounts in the fund at each semiannual tax  
7 settlement period during the year in which the tax has been collected.

8 (d) The qualified school corporations and the proper officials and employees of the qualified school  
9 corporations shall receive the receipts distributed by the county treasurer in the same manner as other tax  
10 receipts are received.

11 SECTION 201. IC 20-45-8-22, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 22. (a) The amount to be raised by the tax shall  
13 be determined in any calendar year by the county auditor and certified to by the board of county  
14 commissioners before the time for making the county budgets in the year.

15 (b) The amount is the total of the entitlements of all qualified school corporations.

16 (c) The entitlement of each qualified school corporation calculated in a calendar year is an amount  
17 equal to the result determined under STEP TWO of the following formula:

18 STEP ONE: Calculate the quotient of:

19 (A) the total amount deposited in the fund in calendar year 1979 or the first year in which a  
20 deposit was made, whichever is later; divided by

21 (B) for:

22 (i) a calendar year ending before January 1, 2013, the total ADM of the immediately  
23 preceding school year of qualified school corporations that received money from the fund in  
24 1979, as determined in the fall count of ADM for the school year ending in the  
25 immediately preceding calendar year; and

26 (ii) a calendar year beginning after December 31, 2012, the total ADM of the immediately  
27 preceding school year of qualified school corporations that received money from the fund  
28 in 1979, as determined in the spring count of ADM for the school year ending in the  
29 immediately preceding calendar year.

30 STEP TWO: Calculate the product of:

31 (A) the STEP ONE result; multiplied by

32 (B) for:

33 (i) a calendar year ending before January 1, 2013, the ADM of the immediately preceding  
34 school year of the qualified school corporation that received money from the fund in 1979, as  
35 determined in the fall count of ADM for the school year ending in the immediately  
36 preceding calendar year; and

37 (ii) a calendar year beginning after December 31, 2012, the total ADM of the immediately  
38 preceding school year of qualified school corporations that received money from the fund  
39 in 1979, as determined in the spring count of ADM for the school year ending in the  
40 immediately preceding calendar year.

41 SECTION 202. IC 20-49-3-8, AS AMENDED BY P.L.146-2008, SECTION 529, IS AMENDED TO  
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. The fund may be used to make advances:

43 (1) to school corporations, including school townships, under IC 20-49-4 and IC 20-49-5; and

1 (2) under IC 20-49-6. ~~and~~

2 ~~(3) to charter schools under IC 20-24-7-3(c) and IC 20-49-7.~~

3 SECTION 203. IC 20-49-4-7, AS AMENDED BY P.L.113-2010, SECTION 99, IS AMENDED TO  
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. As used in this chapter, "school building  
5 construction program" means the purchase, lease, or financing of land, the construction and equipping  
6 of school buildings, and the remodeling, repairing, or improving of school buildings by a school  
7 corporation:

8 (1) that sustained a loss from a disaster;

9 (2) whose adjusted assessed valuation (as determined under IC 6-1.1-34-8) per **current** ADM is  
10 within the lowest forty percent (40%) of the assessed valuation per **current** ADM when compared  
11 with all school corporation adjusted assessed valuation (as adjusted (if applicable) under  
12 IC 6-1.1-34-8) per **current** ADM; or

13 (3) with an advance under this chapter outstanding on July 1, 1993, that bears interest of at least  
14 seven and one-half percent (7.5%).

15 The term does not include facilities used or to be used primarily for interscholastic or extracurricular  
16 activities.

17 SECTION 204. IC 20-49-7 IS REPEALED [EFFECTIVE JULY 1, 2013]. (Charter School  
18 Advancement Account).

19 SECTION 205. IC 20-51-4-5, AS AMENDED BY P.L.6-2012, SECTION 145, IS AMENDED TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. The state tuition support amount to be used  
21 in section 4(2) of this chapter for an eligible individual is the amount determined under the last STEP of  
22 the following formula:

23 STEP ONE: Determine the school corporation in which the eligible individual has legal settlement.

24 STEP TWO: Determine the amount of state tuition support that the school corporation identified  
25 under STEP ONE ~~is~~ **would be** eligible to receive under IC 20-43 for the calendar year in which the  
26 current school year begins **if**:

27 **(A) for a calendar year ending before January 1, 2013, the fall count of eligible students**  
28 **conducted in the school corporation in the school year ending in the calendar year were**  
29 **used to compute the state tuition support distribution to the school corporation for the**  
30 **entire calendar year; and**

31 **(B) for a calendar year beginning after December 31, 2012, the spring count of eligible**  
32 **students conducted in the school corporation in the school year ending in the calendar year**  
33 **were used to compute the state tuition support distribution to the school corporation for the**  
34 **entire calendar year;**

35 excluding amounts provided for special education grants under IC 20-43-7 and career and technical  
36 education grants under IC 20-43-8.

37 STEP THREE: Determine the result of:

38 (A) the STEP TWO amount; divided by

39 (B) the current ADM ~~(as defined in IC 20-43-1-10)~~ for the school corporation identified under  
40 STEP ONE for the calendar year used in STEP TWO.

41 SECTION 206. IC 21-7-13-5, AS ADDED BY P.L.2-2007, SECTION 243, IS AMENDED TO READ  
42 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. "**Current** ADM" has the meaning set forth in  
43 ~~IC 20-43-1-6.~~ **IC 20-43-1-10.**

1 SECTION 207. IC 21-9-7-2, AS AMENDED BY P.L.107-2012, SECTION 12, IS AMENDED TO  
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. The amount of money available in an  
3 account and the proposed use of money in an account on behalf of an account beneficiary may not be  
4 considered by the commission for higher education under IC 21-12-3, IC 21-12-4, IC 21-12-5, ~~or~~  
5 ~~IC 21-13-2~~ **IC 21-13-7, or IC 21-13-8** when determining award amounts under another program  
6 administered by the commission for higher education.

7 SECTION 208. IC 21-12-13-2, AS ADDED BY P.L.169-2011, SECTION 14, IS AMENDED TO  
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) This section applies to the following  
9 scholarship, **stipend**, and fee remission statutes:

- 10 (1) IC 21-12-3.
- 11 (2) IC 21-12-4.
- 12 (3) IC 21-12-6.
- 13 (4) IC 21-12-8.
- 14 (5) IC 21-12-9.
- 15 ~~(6) IC 21-13-2.~~
- 16 ~~(7) IC 21-13-3.~~
- 17 **(6) IC 21-13-7.**
- 18 **(7) IC 21-13-8.**
- 19 (8) IC 21-13-4.
- 20 (9) IC 21-14-5.
- 21 (10) IC 21-14-6-2.

22 (b) Except as provided in sections 3 and 4 of this chapter, a grant or reduction in tuition or fees,  
23 including all renewals and extensions, under any of the laws listed in subsection (a) may not exceed eight  
24 (8) full-time undergraduate semesters or its equivalent, as determined by the commission and must be  
25 used within eight (8) years after the date the individual first applies and becomes eligible for benefits  
26 under the applicable law.

27 SECTION 209. IC 21-13-1-5, AS AMENDED BY P.L.170-2009, SECTION 3, IS AMENDED TO  
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. "Fund":

- 29 ~~(1) for purposes of IC 21-13-2, refers to the minority teacher or special education services~~  
30 ~~scholarship fund established by IC 21-13-2-1;~~
- 31 ~~(2) for purposes of IC 21-13-3, refers to the nursing scholarship fund established by IC 21-13-3-1;~~
- 32 ~~(3) (1) for purposes of IC 21-13-4, refers to the National Guard tuition supplement program fund~~  
33 ~~established by IC 21-13-4-1;~~
- 34 ~~(4) (2) for purposes of IC 21-13-5, refers to the National Guard scholarship extension fund~~  
35 ~~established by IC 21-13-5-1; and~~
- 36 ~~(5) (3) for purposes of IC 21-13-6, refers to the primary care physician loan forgiveness fund~~  
37 ~~established by IC 21-13-6-3.~~

38 SECTION 210. IC 21-13-1-5.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO**  
39 **READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5.5. "High-need field" means a teaching**  
40 **specialty:**

- 41 **(1) that affects the economic vitality of Indiana; and**
- 42 **(2) in which there is a shortage of candidates.**

43 SECTION 211. IC 21-13-2 IS REPEALED [EFFECTIVE JULY 1, 2013]. (Minority Teacher



1 Scholarships; Special Education, Occupational Therapy, and Physical Therapy Scholarships).  
2 SECTION 212. IC 21-13-3 IS REPEALED [EFFECTIVE JULY 1, 2013]. (Nursing Scholarship Fund).  
3 SECTION 213. IC 21-13-7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ  
4 AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

5 **Chapter 7. Student Teaching Stipend for High-Need Fields**

6 **Sec. 1. An individual may apply for a stipend under this chapter if the individual:**

7 (1) is a student who is enrolled in a course of study that would enable the student, upon  
8 graduation, to teach in an accredited school in Indiana in:

9 (A) special education; or

10 (B) a high-need field;

11 (2) will participate in student teaching as part of the student's degree requirements;

12 (3) has earned a cumulative grade point average upon entering student teaching of at least 3.0  
13 on a 4.0 scale, or its equivalent as determined by the eligible institution; and

14 (4) meets any other minimum criteria established by the commission.

15 **Sec. 2. (a) A student who has applied for the stipend under section 1 of this chapter and has been**  
16 **approved by the commission may request payment of the stipend after demonstrating that the**  
17 **student will engage in student teaching during the upcoming academic term.**

18 **(b) The stipend may not exceed:**

19 (1) for a student with a cumulative grade point average of at least 3.5 on a 4.0 scale, or its  
20 equivalent as determined by the eligible institution, based on the most recently concluded  
21 academic term, five thousand dollars (\$5,000); or

22 (2) for a student with a cumulative grade point average of at least 3.0 and less than 3.5 on a 4.0  
23 scale, or its equivalent as determined by the eligible institution, based on the most recently  
24 concluded academic term, four thousand dollars (\$4,000).

25 **Sec. 3. (a) The amount of a stipend awarded under this chapter may not be reduced because the**  
26 **student receives other scholarships or forms of financial aid.**

27 **(b) Except as otherwise permitted by law, the amount of any other state financial aid received**  
28 **by a student may not be reduced because the student receives a stipend under this chapter.**

29 **(c) A student may concurrently receive a stipend under this chapter and a stipend under**  
30 **IC 21-13-8.**

31 **Sec. 4. The commission may adopt rules under IC 4-22-2 to administer this chapter.**

32 SECTION 214. IC 21-13-8 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ  
33 AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

34 **Chapter 8. Student Teaching Stipend for Minorities**

35 **Sec. 1. An individual may apply for a stipend under this chapter if the individual:**

36 (1) is a minority student;

37 (2) will participate in student teaching as part of the student's degree requirements;

38 (3) has earned a cumulative grade point average upon entering student teaching of at least 3.0  
39 on a 4.0 scale, or its equivalent as determined by the eligible institution; and

40 (4) meets any other minimum criteria established by the commission.

41 **Sec. 2. (a) A student who has applied for the stipend under section 1 of this chapter and has been**  
42 **approved by the commission may request payment of the stipend after demonstrating that the**  
43 **student will engage in student teaching during the upcoming academic term.**

1       **(b) The stipend may not exceed:**

2           **(1) for a student with a cumulative grade point average of at least 3.5 on a 4.0 scale, or its**  
3           **equivalent as determined by the eligible institution, based on the most recently concluded**  
4           **academic term, five thousand dollars (\$5,000); or**

5           **(2) for a student with a cumulative grade point average of at least 3.0 and less than 3.5 on a 4.0**  
6           **scale, or its equivalent as determined by the eligible institution, based on the most recently**  
7           **concluded academic term, four thousand dollars (\$4,000).**

8       **Sec. 3. (a) The amount of a stipend awarded under this chapter may not be reduced because the**  
9       **student receives other scholarships or forms of financial aid.**

10       **(b) Except as otherwise permitted by law, the amount of any other state financial aid received**  
11       **by a student may not be reduced because the student receives a stipend under this chapter.**

12       **(c) A student may concurrently receive a stipend under this chapter and a stipend under**  
13       **IC 21-13-7.**

14       **Sec. 4. The commission may adopt rules under IC 4-22-2 to administer this chapter.**

15       SECTION 215. IC 21-18.5-4-9, AS ADDED BY P.L.107-2012, SECTION 58, IS AMENDED TO  
16       READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. The commission shall adopt rules under  
17       IC 4-22-2:

18           (1) to develop standards that govern the denial of assistance to higher education award applicants  
19           and recipients under IC 21-12-3-13;

20           (2) to implement IC 21-12-6, including:

21               (A) rules regarding the establishment of appeals procedures for individuals who become  
22               disqualified from the program under IC 21-12-6-9;

23               (B) notwithstanding IC 21-12-6-5, rules that may include students who are in grades other than  
24               grade 6, 7, or 8 as eligible students; and

25               (C) rules that allow a student described in IC 21-12-6-5(b) to become an eligible student while  
26               the student is in high school, if the student agrees to comply with the requirements set forth in  
27               IC 21-12-6-5(a)(4)(B) through IC 21-12-6-5(a)(4)(D) for not less than six (6) months after  
28               graduating from high school; **and**

29           ~~(3) to implement IC 21-13-2, including rules governing the enforcement of the agreements under~~  
30           ~~IC 21-13-2-5;~~

31           ~~(4) that are necessary to carry out IC 21-13-3, including rules governing the enforcement of the~~  
32           ~~agreements made under IC 21-13-3-5; and~~

33           ~~(5) (3) to implement:~~

34               (A) IC 21-12-7; and

35               (B) IC 21-14-5.

36       SECTION 216. IC 21-35-7-2, AS ADDED BY P.L.2-2007, SECTION 276, IS AMENDED TO READ  
37       AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. This chapter applies to buildings and equipment  
38       located on or immediately adjacent to a campus of a state educational institution, the primary purpose of  
39       which is to make available or provide:

40           (1) offstreet parking;

41           (2) alternative transportation systems;

42           (3) office space;

43           (4) convenience, retail, and service establishments;

- 1 (5) bookstores;
- 2 (6) research;
- 3 (7) outpatient and extended care;
- 4 (8) food service;
- 5 (9) temporary lodging quarters or similar structures used by students, faculty, staff, patients, or
- 6 visitors; or
- 7 (10) housing used by students in connection with:
  - 8 (A) hospitals or health care units; or
  - 9 (B) a **hospitality or food management facility**.

10 The term does not include undergraduate dormitories.

11 SECTION 217. IC 21-43-5-14, AS ADDED BY P.L.234-2007, SECTION 67, IS AMENDED TO  
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 14. Ivy Tech Community College is entitled  
13 to reimbursement for the costs incurred to deliver courses under this chapter that are taken:

- 14 (1) at an Ivy Tech Community College site; and
- 15 (2) by a student for whom Ivy Tech Community College has waived tuition under this chapter or
- 16 IC 21-14-8.

17 The school corporation in which the student described in subdivision (2) resides shall pay the individual's  
18 tuition to Ivy Tech Community College for each **year month** the student is included in the school  
19 corporation's **current** ADM.

20 SECTION 218. IC 21-43-6-2, AS AMENDED BY P.L.3-2008, SECTION 148, IS AMENDED TO  
21 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) To be eligible to earn a high school  
22 diploma, an individual participating in the program established under this chapter must be either:

- 23 (1) at least nineteen (19) years of age and not enrolled in a high school; or
- 24 (2) at least seventeen (17) years of age and have consent from the high school the individual  
25 attended most recently.

26 (b) The school corporation in which an individual described in this subdivision has legal settlement  
27 shall pay the individual's costs for high school level courses taken at Ivy Tech Community College during  
28 each **year month** the individual is included in the school corporation's **current** ADM.

29 SECTION 219. IC 21-43-7-2, AS AMENDED BY P.L.3-2008, SECTION 150, IS AMENDED TO  
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) To be eligible to earn a high school  
31 diploma, an individual participating in the program established under this chapter must be either:

- 32 (1) at least nineteen (19) years of age and not enrolled in a high school; or
- 33 (2) at least seventeen (17) years of age and have consent from the high school the individual  
34 attended most recently.

35 (b) The school corporation in which an individual described in this subdivision has legal settlement  
36 shall pay the individual's tuition for high school level courses taken at Vincennes University during each  
37 **year month** the individual is included in the school corporation's **current** ADM.

38 SECTION 220. IC 21-43-8-2, AS AMENDED BY P.L.3-2008, SECTION 152, IS AMENDED TO  
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) To be eligible to earn a high school  
40 diploma, an individual participating in the program established under this chapter must be either:

- 41 (1) at least nineteen (19) years of age and not enrolled in a school corporation; or
- 42 (2) at least seventeen (17) years of age and have consent from the high school the individual  
43 attended most recently.

1 (b) The school corporation in which an individual to whom this subdivision applies resides shall pay  
2 the individual's tuition for high school level courses taken at the state educational institution during each  
3 year month the individual is included in the school corporation's current ADM.

4 SECTION 221. IC 22-4-26-5, AS AMENDED BY P.L.3-2008, SECTION 160, IS AMENDED TO  
5 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) Money credited to the account of  
6 this state in the unemployment trust fund by the Secretary of the Treasury of the United States pursuant  
7 to 42 U.S.C. 1103, as amended, may be requisitioned and used for the payment of expenses incurred for  
8 the administration of this article and public employment offices pursuant to a specific appropriation by  
9 the general assembly, provided that the expenses are incurred and the money is requisitioned after the  
10 enactment of an appropriation statute which:

11 (1) specifies the purposes for which such money is appropriated and the amounts appropriated  
12 therefor;

13 (2) except as provided in subsection (i), limits the period within which such money may be obligated  
14 to a period ending not more than two (2) years after the date of the enactment of the appropriation  
15 statute; and

16 (3) limits the total amount which may be obligated during a twelve (12) month period beginning on  
17 July 1 and ending on the next June 30 to an amount which does not exceed the amount by which:

18 (A) the aggregate of the amounts credited to the account of this state pursuant to 42 U.S.C. 1103,  
19 as amended, during such twelve (12) month period and the twenty-four (24) preceding twelve  
20 (12) month periods; exceeds

21 (B) the aggregate of the amounts obligated by this state pursuant to this section and amounts paid  
22 out for benefits and charged against the amounts credited to the account of this state during such  
23 twenty-five (25) twelve (12) month periods.

24 (b) For the purposes of this section, amounts obligated by this state during any such twelve (12) month  
25 period shall be charged against equivalent amounts which were first credited and which have not  
26 previously been so charged, except that no amount obligated for administration of this article and public  
27 employment offices during any such twelve (12) month period may be charged against any amount  
28 credited during such twelve (12) month period earlier than the fourteenth preceding such twelve (12)  
29 month period.

30 (c) Amounts credited to the account of this state pursuant to 42 U.S.C. 1103, as amended, may not be  
31 obligated except for the payment of cash benefits to individuals with respect to their unemployment and  
32 for the payment of expenses incurred for the administration of this article and public employment offices  
33 pursuant to this section.

34 (d) Money appropriated as provided in this section for the payment of expenses incurred for the  
35 administration of this article and public employment offices pursuant to this section shall be requisitioned  
36 as needed for payment of obligations incurred under such appropriation and upon requisition shall be  
37 deposited in the employment and training services administration fund but, until expended, shall remain  
38 a part of the unemployment insurance benefit fund. The commissioner shall maintain a separate record  
39 of the deposit, obligation, expenditure, and return of funds so deposited. If any money so deposited is for  
40 any reason not to be expended for the purpose for which it was appropriated, or if it remains unexpended  
41 at the end of the period specified by the statute appropriating such money, it shall be withdrawn and  
42 returned to the Secretary of the Treasury of the United States for credit to this state's account in the  
43 unemployment trust fund.

1 (e) There is appropriated out of the funds made available to Indiana under Section 903 of the Social  
2 Security Act, as amended by Section 209 of the Temporary Extended Unemployment Compensation Act  
3 of 2002 (which is Title II of the federal Jobs Creation and Worker Assistance Act of 2002,  
4 Pub.L107-147), seventy-two million two hundred thousand dollars (\$72,200,000) to the department of  
5 workforce development. ~~The appropriation made by this subsection is available for ten (10) state fiscal~~  
6 ~~years beginning with the state fiscal year beginning July 1, 2003.~~ Unencumbered money at the end of a  
7 state fiscal year does not revert to the state general fund.

8 (f) Money appropriated under subsection (e) is subject to the requirements of IC 22-4-37-1.

9 (g) Money appropriated under subsection (e) may be used only for the following purposes:

10 (1) The administration of the Unemployment Insurance (UI) program and the Wagner Peysner public  
11 employment office program.

12 (2) Acquiring land and erecting buildings for the use of the department of workforce development.

13 (3) Improvements, facilities, paving, landscaping, and equipment repair and maintenance that may  
14 be required by the department of workforce development.

15 (h) In accordance with the requirements of subsection (g), the department of workforce development  
16 may allocate up to the following amounts from the amount described in subsection (e) for the following  
17 purposes:

18 (1) Thirty-nine million two hundred thousand dollars (\$39,200,000) to be used for the modernization  
19 of the Unemployment Insurance (UI) system beginning July 1, 2003, and ending June 30, 2013.

20 (2) For:

21 (A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, five  
22 million dollars (\$5,000,000);

23 (B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, five  
24 million dollars (\$5,000,000);

25 (C) the state fiscal year beginning after June 30, 2005, and ending before July 1, 2006, five  
26 million dollars (\$5,000,000);

27 (D) the state fiscal year beginning after June 30, 2006, and ending before July 1, 2007, five  
28 million dollars (\$5,000,000);

29 (E) the state fiscal year beginning after June 30, 2007, and ending before July 1, 2008, five  
30 million dollars (\$5,000,000); and

31 (F) state fiscal years beginning after June 30, 2008, and ending before July 1, 2012, the unused  
32 part of any amount allocated in any year for any purpose under this subsection;  
33 for the JOBS proposal to meet the workforce needs of Indiana employers in high wage, high skill,  
34 high demand occupations.

35 (3) For:

36 (A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, four  
37 million dollars (\$4,000,000); and

38 (B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, four  
39 million dollars (\$4,000,000);

40 to be used by the workforce investment boards in the administration of Indiana's public employment  
41 offices.

42 (i) The amount appropriated under subsection (e) for the payment of expenses incurred in the  
43 administration of this article and public employment is not required to be obligated within the two (2) year

1 period described in subsection (a)(2).

2 SECTION 222. IC 23-19-6-1, AS AMENDED BY P.L.85-2012, SECTION 4, IS AMENDED TO  
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) This article shall be administered by a  
4 division of the office of the secretary of state. The secretary of state shall appoint a securities  
5 commissioner who shall be responsible for the direction and supervision of the division and the  
6 administration of this article under the direction and control of the secretary of state. The salary of the  
7 securities commissioner shall be paid out of the funds appropriated for the administration of this article.  
8 The commissioner shall serve at the will of the secretary of state.

9 (b) The secretary of state:

10 (1) shall employ a chief deputy, attorneys, a senior investigator, a senior accountant, and other  
11 deputies, investigators, accountants, clerks, stenographers, and other employees necessary for the  
12 administration of this article; and

13 (2) shall fix their compensation with the approval of the budget agency.

14 (c) It is unlawful for the commissioner or an officer, employee, or designee of the commissioner to use  
15 for personal benefit or the benefit of others records or other information obtained by or filed with the  
16 commissioner that are not public under section 7(b) of this chapter. This article does not authorize the  
17 commissioner or an officer, employee, or designee of the commissioner to disclose the record or  
18 information, except in accordance with section 2, 7(c), or 8 of this chapter.

19 (d) This article does not create or diminish a privilege or exemption that exists at common law, by  
20 statute or rule, or otherwise.

21 (e) Subject to IC 4-2-6-15, the commissioner may develop and implement investor education initiatives  
22 to inform the public about investing in securities, with particular emphasis on the prevention and  
23 detection of securities fraud. In developing and implementing these initiatives, the commissioner may  
24 collaborate with public and nonprofit organizations with an interest in investor education. The  
25 commissioner may accept a grant or donation from a person that is not affiliated with the securities  
26 industry or from a nonprofit organization, regardless of whether the organization is affiliated with the  
27 securities industry, to develop and implement investor education initiatives. This subsection does not  
28 authorize the commissioner to require participation or monetary contributions of a registrant in an investor  
29 education program.

30 (f) **The securities division enforcement account is established.** Fees and funds of whatever character  
31 accruing from the administration of this article shall be accounted for by the secretary of state and shall  
32 be deposited with the treasurer of state to be deposited by the treasurer of the state in either the state  
33 general fund or the **securities division** enforcement account. ~~referenced below.~~ Subject to IC 4-2-6-15,  
34 expenses incurred in the administration of this article shall be paid from the state general fund upon  
35 appropriation being made for the expenses in the manner provided by law for the making of those  
36 appropriations. ~~However, grants and donations received under subsection (e); costs of investigations~~  
37 ~~recovered under section 4(e) of this chapter, and civil penalties recovered under sections 3(b) and 4(d)~~  
38 ~~of this chapter~~ **The following** shall be deposited by the treasurer of state in a **separate account to be**  
39 **known** as the securities division enforcement account:

40 (1) **Grants and donations received under subsection (e).**

41 (2) **Costs of investigations recovered under section 4(e) of this chapter.**

42 (3) **Civil penalties recovered under sections 3(b) and 4(d) of this chapter.**

43 (4) **Fifty percent (50%) of the first five hundred thousand dollars (\$500,000):**

- 1           (A) recovered in a settlement of an action initiated to enforce this article; or  
2           (B) awarded as a judgment in an action to enforce this article.
- 3       (g) The following shall be deposited by the treasurer of state in the state general fund:  
4           (1) Fifty percent (50%) of the first five hundred thousand dollars (\$500,000):  
5               (A) recovered in a settlement of an action initiated to enforce this article; or  
6               (B) awarded as a judgment in an action to enforce this article.  
7           (2) Any amount exceeding five hundred thousand dollars (\$500,000):  
8               (A) recovered in a settlement of an action initiated to enforce this article; or  
9               (B) awarded as a judgment in an action to enforce this article.  
10          (3) Other fees and revenues that are not designated for deposit in the securities division  
11          enforcement account or the securities restitution fund.
- 12       (h) Notwithstanding IC 9-23-6-4, IC 23-2-2.5-34, IC 23-2-2.5-43, IC 23-2-5-7, IC 23-19-4-12,  
13       IC 25-11-1-15, and this chapter, five percent (5%) of funds received after June 30, 2010, for deposit in  
14       the **securities division** enforcement account shall instead be deposited in the securities restitution fund  
15       established by IC 23-20-1-25. Subject to IC 4-2-6-15, the funds deposited in the enforcement account  
16       shall be available, with the approval of the budget agency:  
17           (1) to augment and supplement the funds appropriated for the administration of this article; and  
18           (2) for grants and awards to nonprofit entities for programs and activities that will further investor  
19           education and financial literacy in the state.
- 20       The funds in the enforcement account do not revert to the state general fund at the end of any state fiscal  
21       year.
- 22       ~~(g)~~ (i) In connection with the administration and enforcement of this article, the attorney general shall  
23       render all necessary assistance to the commissioner upon the commissioner's request, and to that end, the  
24       attorney general shall employ legal and other professional services as are necessary to adequately and  
25       fully perform the service under the direction of the commissioner as the demands of the securities division  
26       shall require. Expenses incurred by the attorney general for the purposes stated in this subsection shall  
27       be chargeable against and paid out of funds appropriated to the attorney general for the administration  
28       of the attorney general's office. The attorney general may authorize the commissioner and the  
29       commissioner's designee to represent the commissioner and the securities division in any proceeding  
30       involving enforcement or defense of this article.
- 31       ~~(h)~~ (j) Neither the secretary of state, the commissioner, nor an employee of the securities division shall  
32       be liable in their individual capacity, except to the state, for an act done or omitted in connection with the  
33       performance of their respective duties under this article.
- 34       ~~(i)~~ (k) The commissioner shall take, prescribe, and file the oath of office prescribed by law. The  
35       commissioner, chief deputy commissioner, and each attorney or investigator designated by the  
36       commissioner are police officers of the state and shall have all the powers and duties of police officers  
37       in making arrests for violations of this article, or in serving any process, notice, or order connected with  
38       the enforcement of this article by whatever officer, authority, or court issued and shall comprise the  
39       enforcement department of the division and are considered a criminal justice agency for purposes of  
40       IC 5-2-4 and IC 10-13-3.
- 41       ~~(j)~~ (l) The provisions of this article delegating and granting power to the secretary of state, the  
42       securities division, and the commissioner shall be liberally construed to the end that:  
43           (1) the practice or commission of fraud may be prohibited and prevented;

1 (2) disclosure of sufficient and reliable information in order to afford reasonable opportunity for the  
2 exercise of independent judgment of the persons involved may be assured; and  
3 (3) the qualifications may be prescribed to assure availability of reliable broker-dealers, investment  
4 advisers, and agents engaged in and in connection with the issuance, barter, sale, purchase, transfer,  
5 or disposition of securities in this state.

6 It is the intent and purpose of this article to delegate and grant to and vest in the secretary of state, the  
7 securities division, and the commissioner full and complete power to carry into effect and accomplish the  
8 purpose of this article and to charge them with full and complete responsibility for its effective  
9 administration.

10 ~~(k) (m)~~ Copies of any statement and documents filed in the office of the secretary of state and of any  
11 records of the secretary of state certified by the commissioner shall be admissible in any prosecution,  
12 action, suit, or proceeding based upon, arising out of, or under this article to the same effect as the original  
13 of such statement, document, or record would be if actually produced.

14 ~~(l) (n)~~ IC 4-21.5 is not applicable to any of the proceedings under this article.

15 SECTION 223. P.L.229-2011, SECTION 282, IS AMENDED TO READ AS FOLLOWS  
16 [EFFECTIVE UPON PASSAGE]: SECTION 282. (a) The definitions of "vacation leave", "sick leave",  
17 and other types of leave used on July 1, 2010, by the department apply to this SECTION.

18 (b) As used in this SECTION, "department" refers to the state personnel department established by  
19 IC 4-15-1.8-2 **(before its repeal)**.

20 (c) As used in this SECTION, "pilot program" refers to the pilot program reestablished under  
21 subsection (d).

22 (d) The personnel committee of the legislative council for the legislative branch of state government  
23 or the Indiana supreme court for the judicial branch of state government, or both, may reestablish the pilot  
24 program established by P.L.220-2005, SECTION 8 (before its expiration), and P.L.220-2005, SECTION  
25 10 (before its expiration), including provisions adopted by:

- 26 (1) the deferred compensation committee (established by IC 5-10-1.1-4) to govern the pilot program;
- 27 (2) the department under LSA Document #06-488(E) (before its expiration), filed with the publisher  
28 of the Indiana Register on October 16, 2006, to govern the pilot program; or
- 29 (3) the auditor of state to administer the pilot program.

30 ~~(e) An individual who:~~

31 ~~(1) was employed by the legislative or judicial branch of state government during the state's 2010  
32 open enrollment period;~~

33 ~~(2) would have been eligible during the state's 2010 open enrollment period to participate in the pilot  
34 program under the provisions of the program before the program's expiration; and~~

35 ~~(3) continues to be employed by the legislative or judicial branch of state government;~~

36 ~~is entitled to elect to participate in the pilot program and to make a leave conversion not later than June  
37 30, 2011, based on the individual's leave balance on December 31, 2010. A leave conversion elected  
38 under this subsection by an eligible individual is in addition to any other leave conversion that the  
39 individual is otherwise authorized to make under the pilot program.~~

40 ~~(f) (e)~~ Subject to the Internal Revenue Code and applicable regulations, the personnel committee of  
41 the legislative council or the Indiana supreme court, or both, may adopt procedures to implement and  
42 administer the pilot program, including provisions established or reestablished under ~~subsections~~  
43 **subsection (d). and (e).**



1       ~~(g)~~ **(f)** The auditor of state shall provide for the administration of the pilot program.

2       ~~(h)~~ **(g)** This SECTION expires June 30, 2013: **2016.**

3       SECTION 224. IC 31-33-8-1, AS AMENDED BY P.L.131-2009, SECTION 43, IS AMENDED TO  
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) The department shall initiate an  
5 appropriately thorough child protection assessment of every report of known or suspected child abuse or  
6 neglect the department receives, whether in accordance with this article or otherwise.

7       **(b) If a report of known or suspected child abuse or neglect is received from a law enforcement  
8 official, prosecutor, or judge requesting the department to initiate a child protection assessment,  
9 the department shall initiate an assessment in accordance with this section.**

10       **(c) If a report of known or suspected child abuse or neglect is received from:**

11           **(1) medical personnel;**

12           **(2) school personnel;**

13           **(3) a social worker;**

14           **(4) law enforcement personnel; or**

15           **(5) judiciary personnel;**

16 **the department shall forward the report to the local office to determine if the department will  
17 initiate an assessment in accordance with this section.**

18       ~~(b)~~ **(d)** If the department believes that a child is in imminent danger of serious bodily harm, the  
19 department shall initiate an onsite assessment immediately, but not later than one (1) hour, after receiving  
20 the report.

21       ~~(c)~~ **(e)** If the report alleges a child may be a victim of child abuse, the assessment shall be initiated  
22 immediately, but not later than twenty-four (24) hours after receipt of the report.

23       ~~(d)~~ **(f)** If reports of child neglect are received, the assessment shall be initiated within a reasonably  
24 prompt time, but not later than five (5) days, with the primary consideration being the well-being of the  
25 child who is the subject of the report.

26       ~~(e)~~ **(g)** If the report alleges that a child lives with a parent, guardian, or custodian who is married to  
27 or lives with a person who:

28           (1) has been convicted of:

29               (A) neglect of a dependent under IC 35-46-1-4; or

30               (B) a battery offense under IC 35-42-4; or

31           (2) is required to register as a sex or violent offender under IC 11-8-8;

32 **the department shall initiate an assessment within a reasonably prompt time, but not later than five (5)  
33 days after the department receives the report, with the primary consideration being the well-being of the  
34 child who is the subject of the report.**

35       ~~(f)~~ **(h)** If the safety or well-being of a child appears to be endangered or the facts otherwise warrant,  
36 the assessment shall be initiated regardless of the time of day.

37       ~~(g)~~ **(i)** If a report alleges abuse or neglect and involves a child care ministry that is exempt from  
38 licensure under IC 12-17.2-6, the department and the appropriate law enforcement agency shall jointly  
39 conduct an investigation. The investigation shall be conducted under the requirements of this section and  
40 section 2(b) of this chapter.

41       SECTION 225. [EFFECTIVE JULY 1, 2013] **(a) IC 4-35-7-12, as amended by this act, applies to  
42 the adjusted gross receipts of slot machine wagering occurring after June 30, 2013.**

43       **(b) The following apply to the adjusted gross receipts of slot machine wagering occurring before**

1 **July 1, 2013:**

2 (1) Subject to subdivision (2), a licensee shall make the transfers required by IC 4-35-7-12, as  
3 in effect on January 1, 2013, with respect to the adjusted gross receipts of slot machine  
4 wagering occurring in June 2013.

5 (2) A licensee shall adjust the transfers required by subdivision (1) in accordance with  
6 IC 4-35-7-12(j), as in effect on January 1, 2013.

7 (3) A licensee shall make the transfers required by subdivision (1) before July 15, 2013.

8 (c) This SECTION expires January 1, 2014.

9 SECTION 226. [EFFECTIVE JULY 1, 2013] (a) On July 1, 2013, the auditor of state shall transfer  
10 the balance that remained on June 30, 2013, in the minority teacher or special education services  
11 scholarship fund established by IC 21-13-2-1 (before its repeal by this act) to the state general fund.

12 (b) On July 1, 2013, the auditor of state shall transfer the balance that remained on June 30,  
13 2013, in the nursing scholarship fund established by IC 21-13-3-1 (before its repeal by this act) to  
14 the state general fund.

15 (c) This SECTION expires July 1, 2014.

16 SECTION 227. [EFFECTIVE JULY 1, 2013] (a) The auditor of state shall transfer one hundred  
17 fifty million dollars (\$150,000,000) from the state general fund to the state tuition reserve fund  
18 established by IC 4-12-1-15.7 on each of the following dates:

19 (1) July 1, 2013.

20 (2) July 1, 2014.

21 (b) This SECTION expires July 1, 2015.

22 SECTION 228. P.L.273-1999, SECTION 159, IS REPEALED [EFFECTIVE JULY 1, 2013].

23 SECTION 159: (a) The primetime distribution for each local school for the period of June 30, 1999, to  
24 December 31, 1999, must equal one half ( $\frac{1}{2}$ ) of the primetime distribution before any penalty assessed  
25 under the provisions of IC 21-1-30 that the school would have received during fiscal year 1998-1999. The  
26 distribution shall be made monthly in six (6) approximately equal payments to be made before the  
27 fifteenth day of each month.

28 (b) Beginning in 2000, a school corporation's primetime distribution shall be determined on a calendar  
29 year basis. The amount of the primetime distribution for 2000 shall be determined on a calendar year basis  
30 under IC 21-1-30, as amended by this act.

31 SECTION 229. An emergency is declared for this act.