

## LEGISLATIVE COUNCIL RESOLUTION 18-02

(As Adopted May 15, 2018)

A RESOLUTION assigning topics to be studied and other responsibilities to legislative study committees.

*Be it Resolved by the Indiana Legislative Council:*

SECTION 1. For the purposes of this resolution, "study committee" means a committee or commission, by whatever name denominated, which has been established by the Legislative Council or statute and:

- (1) is required by law to be staffed by the Legislative Services Agency or to operate under procedures or policies established by the Legislative Council;
- (2) whose chair by law must be selected by the Chair of the Legislative Council, the Speaker of the House, or the President Pro Tempore of the Senate; or
- (3) has members of the General Assembly serving as at least one-half of its voting membership.

SECTION 2. **LIMITATION ON STUDY TOPICS; APPLICATION.** (a) A study committee may not study a topic or take testimony on a topic, including topics described by statute, unless the topic is assigned by the Legislative Council or the topic is approved in writing by the Personnel Subcommittee of the Legislative Council.

(b) A report, by whatever name denominated, that is required by law to be distributed to members of the General Assembly, the Legislative Council, a study committee, one (1) or more members of a study committee, or another appointed or elected official or agency is not a topic assigned for study by a study committee, unless the topic is assigned by the Legislative Council in this Resolution or the topic is approved in writing by the Personnel Subcommittee of the Legislative Council.

(c) To request the approval of the Personnel Subcommittee of the Legislative Council under subsection (a) or (b), the chair of the study committee shall submit a signed, written request to the chair of the Legislative Council or Executive Director of the Legislative Services Agency describing the topic to be studied, stating the reasons supporting the need to study the topic, and estimating what additional meetings or study committee budget amounts, if any, are needed to study the proposed additional study topic.

(d) In the event of a conflict between a statute governing a study committee and a provision of this Resolution, the statute shall be treated as a non-binding directive and this Resolution prevails. If the statute in question is silent with regard to a provision of this Resolution, this Resolution prevails. If the conflict is only between IC 2-5-1.2 or IC 2-5-1.3 and another statute, IC 2-5-1.2 and IC 2-5-1.3 prevail, and if there is a conflict between IC 2-5-1.2 and IC 2-5-1.3, IC 2-5-1.3 prevails.

SECTION 3. **STATUTORY STUDY COMMITTEES NOT ASSIGNED TOPIC.** No topics are assigned in this Resolution to any of the following study committees established by IC

2-5-1.3-4 and IC 2-5-1.3-12:

- (1) Interim Study Committee on Elections.
- (2) Interim Study Committee on Employment and Labor.
- (3) Interim Study Committee on Environmental Affairs.
- (4) Interim Study Committee on Financial Institutions and Insurance.
- (5) Probate Study Subcommittee of the Interim Study Committee on Courts and the Judiciary.

**SECTION 4. TOPICS ASSIGNED TO STUDY COMMITTEES BY LEGISLATIVE COUNCIL.** The following study committees established by IC 2-5-1.3-4 shall study and make findings and recommendations concerning the following topics assigned to them:

**(1) INTERIM STUDY COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) Regulation of industrial hemp, industrial hemp products, and the manufacture of low THC hemp extract; excluding issues related to medical marijuana (Source: SEA 52-2018.)

**(2) INTERIM STUDY COMMITTEE ON COMMERCE AND ECONOMIC DEVELOPMENT**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) Maximizing the underutilized economic resources of Gary, Indiana (Source: Senate Resolution 24.).

**(3) INTERIM STUDY COMMITTEE ON CORRECTIONS AND CRIMINAL CODE**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) A multi-year review of current trends with respect to criminal behavior, sentencing, incarceration, and treatment and particular needs of the criminal justice system. (SEA 4-2018.)
- (B) The following:
  - (i) Creating a single point of contact for law enforcement during an investigation when there is a potential human trafficking victim involved.
  - (ii) Determining whether a state agency should provide oversight and administer programs to stop human trafficking in Indiana.
  - (iii) Establishing a program for helping adult victims of human trafficking in Indiana, similar to how the Department of Child Services handles child victims of human trafficking.

(iv) Review of the penalties for human trafficking crimes in the Indiana criminal code.

(Source: HEA 1270-2018; Letter from Rep. Siegrist.)

(C) Bias motivated crimes (Source: SR 60; HCR 70.)

**(4) INTERIM STUDY COMMITTEE ON COURTS AND THE JUDICIARY**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

(A) All requests for new courts or changes in jurisdiction of existing courts. (Source: Personnel Subcommittee of the Legislative Council.)

(B) The following:

(i) The adequacy of the statewide computer system used by the Department of Child Services to monitor receipt and disbursement of child support payments.

(ii) The estimated cost to update or replace the statewide computer system.

(Source: HEA 1406-2018.)

(C) Issues related to the Department of Child Services (Source: SR 14.)

**(5) INTERIM STUDY COMMITTEE ON EDUCATION**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

(A) Autism and public education (Source: SR 21.)

(B) The following issues relating to career counseling in elementary and high schools during the 2018 through 2020 interims:

(i) The adequacy of current state and local funding for a school corporation's career counseling of students.

(ii) The current workload of a school corporation's career counselors.

(iii) The impact of having multiple graduation pathways on a school corporation's career counselor's workload.

(iv) The fiscal impact of having multiple graduation pathways on a school corporation's ability to provide adequate career counseling to students.

(Source: HEA 1426-2018.)

**(6) INTERIM STUDY COMMITTEE ON ENERGY, UTILITIES, AND TELECOMMUNICATIONS**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

(A) The following:

(i) The enforcement of the Indiana Telephone Solicitation Act (IC

24-4.7-4).

(ii) The regulation of automatic dialing machines (IC 24-5-14).

(iii) The continuing changes in technology relating to robocalls, telephone solicitation, and cyber-security.

(Source: HB 1102-2018, as introduced.)

**(7) INTERIM STUDY COMMITTEE ON FISCAL POLICY**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

(A) Allocation of local income tax revenue when taxing units reorganize (Source: EHB 1104-2018, as reprinted February 28, 2018.)

(B) The following:

(i) The impact to other units of government in Lake County of Lake County's allocation decision under IC 6-3.6-11-3(b)(1) to allocate the local income tax property tax credits uniformly for all taxpayers and to distribute the revenue only to the county unit.

(ii) The impact to Lake County and St. Joseph County units of government when property taxes on debt incurred before July 1, 2008, are included in the calculation of property tax circuit breaker credits after December 31, 2019, and the actions that those units have taken to prepare for the fiscal consequences that will result from the inclusion of those property taxes in calculation of property tax circuit breaker credits.

(iii) The issue of whether property taxes imposed due to a referendum should be eligible for local income tax property tax relief credits.

(Source: EHB 1104-2018, as reprinted February 28, 2018.)

(C) The fiscal, economic, and workforce development impact of Indiana smoking rates (Source: HR 57.)

(D) The following:

(i) The issue of which entities are required to collect sales tax on short term rentals.

(ii) The issue of whether local units can impose a local innkeeper's tax on short term rentals.

(Source: SEA 349-2018.)

(E) Collecting and remitting state taxes regarding activity related to the peer-to-peer sharing economy (Source: SEA 349-2018.)

(F) The following:

(i) Establishment of a regional development tax credit.

(ii) Inclusion of property assessed as residential in a property tax allocation area.

(Source: SEA 353-2018.)

- (G) Issues related to college choice 529 savings plans (Source: EHB 1039-2018, as printed February 28, 2018.)
- (H) Whether enhanced funding for Level 6 felons in county jails would assist in regional jail financing (Source: HEA 1263-2018.)
- (I) A multi-year review, analysis, and evaluation of all tax incentives (Source: IC 2-5-3.2-1.)
- (J) Biennial review of tax expenditures (Source: 2-5-3.2-2.)
- (K) A multi-year review, analysis, and evaluation of the efficiency and effectiveness of workforce related programs (IC 2-5-42.4-6; HEA 1002-2018.)
- (L) Alcoholic beverage excise tax collections by industry sector (e.g., out-of-state shippers, wholesale, retail, craft distilleries, breweries, etc.) and the use of technology to improve revenue compliance and reporting processes (Source: Personnel Subcommittee of the Legislative Council.)

**(8) INTERIM STUDY COMMITTEE ON GOVERNMENT**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Whether the costs and benefits of annual publication under IC 5-3:
  - (i) by the fiscal officer of each city and town in Indiana; and
  - (ii) of the city's or town's receipts and expenditures during the preceding calendar year;
 make legal requirements for the publication reasonable (Source: HEA 1004-2018.)
- (B) Consolidate and revise statutes governing state and local governmental public works projects (Source: Recommendation in Final Report of the Interim Study Committee on Government (9/20/2016)).

**(9) INTERIM STUDY COMMITTEE ON PENSION MANAGEMENT OVERSIGHT**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) The following:
  - (i) An increase in the monthly benefit paid to a surviving spouse of a 1977 fund member who dies other than in the line of duty.
  - (ii) The process by which a 1977 fund member is determined to be entitled to receive a disability benefit, including the advisability of using a single independent review board or panel of medical experts to increase the consistency of disability determinations.
 (Source: SB 195-2018, as printed January 26, 2018.)

(B) All requests for changes in a public pension programs. (Source: Personnel Subcommittee of the Legislative Council.)

**(10) INTERIM STUDY COMMITTEE ON PUBLIC HEALTH, BEHAVIORAL HEALTH, AND HUMAN SERVICES**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

(A) Issues related to use of medical marijuana (Source: HR 2.)

(B) The impact that opioid treatment programs have on the neighborhoods and communities in the immediate area of the opioid treatment programs, including the following:

(i) Consider the effect on the neighborhoods and communities in the immediate area that the opioid treatment programs have on the following:

(a) Criminal activity, including violent crimes, property crimes, and drug related crimes.

(b) Emergency medical services, including the number of calls for assistance, runs provided, and cases of overdoses.

(c) The effect on the local economy, including the area property values.

(d) The effect on the residents' quality of life, including any additional traffic and excessive noises.

(e) Any other direct impacts that opioid treatment programs have on the surrounding area.

(ii) Study other states' and localities' best practices to monitor and regulate opioid treatment programs to reduce negative impacts to the neighborhoods and communities in the immediate area of the opioid treatment programs.

(Source: HEA 1007-2018.)

(C) The impact that joining the nurse licensure compact would have on the delivery of nursing services to residents of Indiana, including the following:

(i) Recent changes made to the nurse licensure compact, including benefits other states have realized from joining the nurse licensure compact.

(ii) The likely changes to access to nursing services in Indiana as a result of adopting the nurse licensure compact, including access to nurses in border areas of the state and in underserved areas.

(iii) Increased employment opportunities that may be gained by Indiana nurses if Indiana enters in to the nurse licensure compact.

(iv) Issues concerning the oversight and enforcement of standards of practice of nurses by the Indiana state board of nursing and the interstate commission of nurse licensure compact administrators.

(Source: HEA 1317-2018.)

(D) Imposing:

(i) the following as conditions to receive benefits from the federal

Supplemental Nutrition Assistance Program:

- (a) eligibility verification and monitoring;
- (b) identity authentication;
- (c) prohibition of waivers of work requirements; and
- (d) cooperation with child support enforcement activities; and
- (ii) the following as conditions to receive benefits from Medicaid:
  - (a) eligibility verification and monitoring;
  - (b) identity authentication; and
  - (v) prohibition of waivers of work requirements.

(Source: HEA 1285-2018.)

**(11) INTERIM STUDY COMMITTEE ON PUBLIC POLICY**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Whether an operator of or a worker at a charity gaming event (other than a full-time employee of the qualified organization conducting the event) may receive remuneration or a meal for conducting or assisting in conducting the event (Source: SEA 134-2018.)
- (B) Potential fiscal impact to governmental entities and the existing gaming industry that sports wagering might have in Indiana and its potential impact on professional and collegiate sports (Source: Personnel Subcommittee of the Legislative Council.)

**(12) INTERIM STUDY COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Licensure policies, practices, administrative rules, and state laws that affect professional licensing for transitioning military persons and their spouses, which includes:
  - (i) How military education, experience, and training are used in determining whether an individual has the required credentials for obtaining a professional license in Indiana.
  - (ii) Expediting the issuance or renewal of a license, certificate, registration, or permit of transitioning military persons and their spouses.(Source: HB 1211 (introduced version.)
- (B) The construction of an injured public safety officer monument (Source: HEA 1193-2018.)
- (C) The feasibility of establishing and administering an electronic system to provide the Indiana Department of Veterans' Affairs, in collaboration with the national guard (as defined in IC 10-16-1-13), with criminal case information, including the following:

- (i) A procedure to electronically receive criminal case information maintained in the court case management system to cross reference the names obtained with the names of individuals in the:
  - (a) United States Department of Defense data base of individuals whose military service qualifies the individuals for veterans benefits; and
  - (b) national guard registries.
- (ii) Protocols for sharing information with county prosecutors and a veterans' court to help address the needs of veterans in the court system.
- (iii) Ways to coordinate substance abuse rehabilitation professionals, local social programs, and intensive judicial monitoring.
- (iv) Linking veterans to programs and services.

(Source: HEA 1402-2018.)

**(13) INTERIM STUDY COMMITTEE ON ROADS AND TRANSPORTATION**

THE COMMITTEE IS CHARGED WITH THE FOLLOWING RESPONSIBILITIES:

- (A) Studying vehicle right of use subscription programs (Source: HEA 1195-2018.)
- (B) Advising the Bureau of Motor Vehicles regarding the suitability of a special groups to have a special group recognition license plate. (Source: IC 2-5-1.3-13; IC 9-18.5-12.)

SECTION 5. A subcommittee of the Legislative Council shall carry out the responsibilities assigned to the Subcommittee by law, the Chair and Vice-Chair of the Legislative Council, or this Resolution including the following:

**(1) AUDIT AND FINANCIAL REPORTING SUBCOMMITTEE OF THE LEGISLATIVE COUNCIL**

THE SUBCOMMITTEE IS CHARGED WITH THE FOLLOWING RESPONSIBILITIES (Source: IC 2-5-1.1-6.3; IC 5-11-1-25; IC 5-11-1-27; IC 5-11-1-28; IC 5-11-5-1; IC 5-11-5-1.5):

- (A) Review and monitor the independence and objectivity of the state board of accounts and the effectiveness of the examination process, taking into consideration relevant professional and regulatory requirements
- (B) Evaluate findings of peer reviews of State Board of Accounts (SBA).
- (C) Receive and review reports of SBA examinations.
- (D) Monitor actions of examined entities to implement SBA recommendations.
- (E) Review nonaudit services provided by SBA.
- (F) Provide guidance to SBA as requested or as required by law.
- (G) Receive internal audit reports from certain agencies, as required by law.

**(2) PERSONNEL SUBCOMMITTEE OF THE LEGISLATIVE COUNCIL**

THE SUBCOMMITTEE IS CHARGED WITH THE FOLLOWING RESPONSIBILITY:

- (A) Prepare recommended sexual harassment prevention policies to govern the conduct of members of the General Assembly and submit the recommended policies to the Legislative Council for review and approval (Source: HEA 1309-2018.)

SECTION 6. The following study committees established by law shall carry out the following responsibilities:

**(1) CODE REVISION COMMISSION (IC 2-5-1.1-10)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) Preparation of one or more technical corrections bills to resolve technical conflicts and correct technical errors in statutes and other responsibilities under IC 2-5-1.1-10. (Source: IC 2-5-1.1-10.)
- (B) Other issues assigned to the Commission by law. (Source: IC 2-5-1.1-10.)

**(2) WATER INFRASTRUCTURE TASK FORCE (IC 2-5-44-2)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Standards and funding for drinking water, wastewater management, and storm water management systems and potential for regionalizing systems (Source: HEA 1267-2018.)
- (B) Research and outreach efforts to reduce non-point source impacts on water quality, as conducted through government supported programs and by universities, including programs related to the following:
  - (i) nutrient management and soil health; and
  - (ii) drainage water management.(Source: HEA 1233-2018; HEA 1267-2018.)
- (C) Potential funding mechanisms to assist local units of government to address the following:
  - (A) sewer and water projects, including storm water management projects;
  - (B) improving storm water drainage systems; and
  - (C) helping to upgrade deteriorating wastewater and storm water infrastructure.(Source: EHB 1374-2018, as reprinted March 6, 2018.)

SECTION 7. (a) As used in this SECTION, "commission" refers to the Title 7.1 Alcohol Code Revision Commission established by Legislative Council Resolution 17-01, SECTION 9(b).

(b) The Commission is continued and shall complete its study of revisions to Title 7.1 of the Indiana Code before November 1, 2018 and focus solely on the following studies:

- (1) Examination of ways to reduce complexity and improve consistency in Indiana's alcohol licensing system better reflect the various establishments that want to serve or sell alcohol, or both.
- (2) Evaluation of the current quota structure for providing alcohol licenses.
- (3) Study of over consumption at retail outlets, hours of sale and the impact on driving under the influence (DUI) rates, sexual assaults, and public safety and the use of technology to minimize over-consumption and sale. minimize over-consumption and sale.

SECTION 8. The Interim Study Committee on Executive Officers Compensation established by LCR 17-01, SECTION 10 is terminated. No study topics are assigned to the Executive Officers Compensation Advisory Commission established by SEA 60-2017, SECTION 1 and it is not required to meet in calendar year 2018.