



ICHS Legislative Recap

2016 Session of the Indiana General Assembly

Below recaps bills in the priority areas of the Indiana Coalition for Human Services

Healthy Hoosiers

- [SB28](#) – MEDICAL MALPRACTICE – increases the cap to \$1.65M in 2017 and \$1.8M in 2019 and caps attorney fees at 32%
- [SB163](#)-DEPARTMENT OF HEALTH MATTERS – various ISDH matters
- [SB165](#)- HEALTHY INDIANA PLAN – codifies HIP 2.0 principles into law
- [SB186](#) – RELEASE OF MEDICAL TESTS OF PREGNANT WOMEN – prohibits practitioners from releasing to law enforcement results of drug or alcohol tests
- [SB364](#) – MEDICAID PROVIDER AUDIT GROUP – requires a group to discuss policies and procedures
- [HB1233](#) – SEXUAL ASSAULT VICTIMS ASSISTANCE FUND – defines “trauma informed sexual assault services” and provides ways to release funds
- [HB1290](#) – STATE AND LOCAL ADMINISTRATION – also provides Safety PIN infant mortality grants may be provided 60% up front
- [HB1337](#)-ABORTION – many new requirements and restrictions, including prohibiting abortions related to fetal anomaly, gender, race; requirements for disposition, cremation or burial of fetal remains due to abortion or miscarriage

Mental Health

- [SB80](#)-PHARMACISTS AND EPHEDRINE – allows pharmacist to deny sale and otherwise regulates
- [SB161](#)-PHARMACISTS, EPHEDRINE AND METHAMPHETAMINE - courts must report meth-related felonies in NPLeX
- [SB186](#)-RELEASE OF MEDICAL TESTS OF PREGNANT WOMEN –limits certain release of alcohol/drug tests for law enforcement purposes
- [SB187](#) – OVERDOSE INTERVENTION DRUGS – requires reporting related to Narcan (overdose intervention drugs) and provides immunity
- [SB214](#) – CONTROLLED SUBSTANCES – prohibits Medicaid for Suboxone for pain and requires rules for other opioid treatments
- [SB271](#)-DRUG ENFORCEMENT, TREATMENT, AND PREVENTION – creates Indiana Commission to Combat Drug Abuse (ICCCA) and replaces “Drug Free Indiana”; provides IN Criminal Justice Institute responsibilities related to Local Coordinating Councils
- [SB290](#) CRIMINAL LAW MATTERS – intent to manufacture if person has specified quantity of substance
- [SB297](#)-OPIOID DEPENDENCE TREATMENT – requires Medicaid coverage for inpatient detox, HIP coverage for counseling/substance abuse treatment
- [HB1102](#)-CRIMINAL JUSTICE MATTERS – provides mental health and addiction grants to county jails
- [HB1157](#)-METHAMPHETAMINE MATTERS – requires state police to report drug felonies to be entered in NPLeX
- [HB1211](#)- METHAMPHETAMINE AND CRIMINAL MISCHIEF – attempt to manufacture into definition; locals must report fires from meth
- [HB1347](#) – MENTAL HEALTH MATTERS – aims to ensure adequate MH clinicians; allows Medicaid billing for clinical students at community mental health center and includes language that would study Navigator capacity

Seniors and People with Disabilities

- [SB11](#)-ABLE SAVINGS ACCOUNTS - establish Achieving a Better Life Experience accounts, allows individuals to save tax-free for children with disabilities.
- [SB192](#)-GUARDIANSHIP AND ADULT PROTECTIVE SERVICES REPORT –requires FSSA and IN Prosecuting Attorneys Council (IPAC) to provide a comprehensive report about staffing levels, issues, goals, training, etc. by December 2016
- [SB221](#)-SECURITIES AND FINANCIAL PROTECTION – defines financially endangered adult (over 65 or over 18 and disabled) to provide some protections
- [SB350](#)-CRIMINAL HISTORY BACKGROUND CHECKS FOR HOME HEALTH WORKERS – requires home health agencies to run expanded criminal history
- [HB1012](#) – DEVELOPMENTAL DISABILITY BRACELET AND ID CARD – requires ISDH to provide an ID bracelet and card, upon request, and may charge a fee

Working Hoosiers

- [SB 15](#)-FRESH FOOD INITIATIVE – study of food desert grant program
- [SB217](#)-TOWNSHIP ASSISTANCE PAYMENT OF ELECTRIC BILLS – allows trustees to pre-pay for utility bills
- [SB295](#)- MILITARY FAMILY RELIEF FUND – allow state tax refunds to be donated to fund; defines “qualified service member” and purpose for short term financial assistance as one-time emergency assistance
- [SB325](#)-INDIVIDUAL DEVELOPMENT ACCOUNTS – raises income eligibility to 200% of FPL and would allow IDA to be used for vehicle purchase
- [HB1127](#) – CIVIL PROCEEDINGS ADVANCE PAYMENT TRANSACTIONS – regulates and caps “lawsuit lending” to APR of 36% with capped fees
- [HB1218](#) – FRANCHISE EMPLOYMENT – a franchisor is not an employer
- [HB1248](#)-HIGHER EDUCATION MATTERS – financial aid for part-time college students, as well as other provisions related to EARN and credit transfer
- service member” and purpose for short term financial
- [HB1340](#) – LONG TERM SMALL INSTALLMENT LOANS – created a study (defeated expansion of predatory lending product)
- [HB1344](#) – UNEMPLOYMENT INSURANCE – abolishes unemployment compensation board; provisions for unemployed

Celebrate the Progress and Half-Wins

- [SB132](#)-FOOD STAMP ASSISTANCE AFTER DRUG CONVICTION passed Senate but stalled in House; would have removed the lifetime ban for people with drug felonies
- A hearing was held on eliminating SNAP asset limits ([SB377](#)) and passed out of Senate Family and Children (thank them) but not heard in Sen Appropriations.
- The Work-Share bill died after strong support from both the Chamber and Labor.
- Hearing was held on parental leave
- HERO retirement option was not heard but growing interest and recognition of lower wage workers not having access to employer-based retirement options

Education

- [SB3](#)-EDUCATION TECHNICAL CORRECTIONS TRAILER BILL – corrections from SEA500 passed in 2015
- [SB93](#)-VARIOUS EDUCATION MATTERS – safe, potable water; secondary school definition, school report card changes; charter school issues; student transfers
- [SB147](#)-SCHOOL EMERGENCY RESPONSE SYSTEMS – requires homeland security to study minimum requirements and best practices
- [SB200](#)-MEASURING SCHOOL AND SCHOOL CORPORATION PERFORMANCE – school grades may not be lower than 2013-2014 score for 2014-2015 grade
- [SB251](#)-INDIANA OUT OF SCHOOL TIME LEARNING ADVISORY BOARD- sets up an advisory committee and an unfunded account
- [SB301](#)-WORKFORCE EDUCATION- DWD to report workforce needs for next 10 years
- [HB1002](#) – NEXT GENERATION HOOSIER EDUCATOR SCHOLARSHIP- study of incentives for teachers
- [HB1003](#)-TEACHER EVALUATIONS – teachers will not be evaluated based on last year’s ISTEP testing scores
- [HB1005](#) – VARIOUS EDUCATION MATTERS – random visits to 5% of school scholarship schools; transfers of school scholarship students and managing of funds; disclosures around teachers with substantiated child abuse; school counts; Teacher and Student Advancement TAP teach performance model; reciprocity for out-of-state teacher licenses
- [HB1034](#) TEACHER SCHOLARSHIPS AND STIPENDS – William A Crawford minority teacher scholarship
- [HB1109](#) – SCHOOL FUNDING AND ANNUAL PERFORMANCE GRANTS – changes Average Daily Membership (ADM); provisions for each
- [HB1179](#) – MINORITY STUDENT TEACHING STIPEND AND SCHOOL CAPITAL IMPROVEMENTS – creates Earline Rogers student teaching stipend
- [HB1209](#) – WORKPLACE SPANISH – special designation on H.S. transcript
- [HB1219](#) – HIGH SCHOOL DIPLOMAS – requires H.S. to offer all types of diplomas approved by state Board of Education and that students with disabilities are not required to complete local requirements above state requirements unless in IEP
- [HB1330](#) – EDUCATION MATTERS – EEMG eligibility
- [HB1395](#)-ISTEP MATTERS – expires ISTEP program July 2017, establishes committee on student success

Child Services

- [HB1028](#)-HUMAN AND SEXUAL TRAFFICKING – increases the penalty for visiting with the intent of using or owning a location that is used for human or sexual trafficking

- [HB1064](#)-TERMINATING THE PARENT-CHILD RELATIONSHIP – allows a parent who has a child conceived by rape to terminate the relationship between the perpetrator and child
- [HB1199](#)-HUMAN TRAFFICKING – makes promoting human trafficking of minors a crime
- HB1183 – GUARDIANSHIP – various provisions for foster families, active duty service members
- [SB14](#)-CHILD EXPLOITATION AND CHILD PORNOGRAPHY – increases the penalty
- [SB26](#)-CHILDREN IN NEED OF SERVICES- CHINS if the child lives in the same household as an adult who has committed certain offenses
- [SB91](#)-RELEASE OF IDENTIFYING ADOPTION INFORMATION – effective 7/1/18, releases adoption information from before 1994; replaces nonrelease form with contact preference form
- [SB131](#)-DEPARTMENT OF CHILD SERVICES REPORTING – changes definitions around life threatening and near fatality
- [SB160](#) – JUVENILE LAW – allows intake officer to impose conditions; allows adult court to withhold judgment and transfer back to juvenile court
- [SB250](#)-PARENTING COORDINATORS- study committee for the use of parenting coordinators in resolving custody and parenting conflicts
- [SB305](#)-DEPARTMENT OF CHILD SERVICES MATTERS- adds definition of foster care; CHINS designation for human or sexual trafficking offenses; and a number of provisions related to CHINS specific cases
- [SB357](#)-REGISTRY OF CONVICTED CHILD ABUSERS-child abuse registry for public use
- [SB91](#)-RELEASE OF IDENTIFYING ADOPTION INFORMATION – effective 7/1/18, releases adoption information from before 1994; replaces nonrelease

Thriving Communities

- [SB17](#)-DOMESTIC VIOLENCE FEE – adds offense to the list of crimes that require payment
- [SB61](#) – VOTING MATTERS – related to straight ticket voting when at large races
- [SB167](#)-UNIVERSITY OWNERSHIP OF CERTAIN ENTITIES- requirements around university ownership
- [SB232](#) – LAND BANKS – authorizes county or city to manage and improve distressed properties
- [SB309](#)-STATE AND LOCAL TAXATION – eliminates tax credits for 21st Century Scholars Credit (per LSA study) and College Contribution Credit
- [HB 1001](#)-ROAD FUNDING – provides \$800M in road spending over 2 years, split between state and local; local must provide 50% match; bill also includes
 - \$42M for 3rd grant in regional cities program
 - \$29M to fund 13th Check for retired public employees
- [HB1038](#) – BLUE LED LIGHTS – for volunteer firefighters
- [HB1180](#)-PILOTS AND FEES ON TAX EXEMPT PROPERTY – exempts certain churches and nonprofits from paying PILOTs in a TIF
- [HB1331](#) – INSTITUTIONAL FUNDS – changes the rules related to endowment and foundation funds, raising from \$25K to \$250K

Miscellaneous

- BMV fee reductions and alignment; cap on third-party vendor transaction fees [HB1087](#)
- Various legislation around guns/firearms (firearms at statehouse, handguns for alcohol offenders, guns at universities, handgun license repeal) – all dead this session
- Alcohol - Sunday sales dead this session, though expansions for microbreweries, hard cider and mead, # of licenses in certain communities, Indy 500, etc. E-liquid regulations (vaping).
- Daily fantasy sports with new regulations [SB339](#)
- Police body camera footage may be released [HB1019](#)
- Preemption bills – [SB20](#) limits local gov't from establishing workforce ordinances; [HB1053](#) limits home rule for packaging (plastic bags)
- Ballot language for constitutional amendment for right to hunt, fish and harvest wildlife; other bill related to hunting preserves
- Constitutional Article 5 Convention language
- Many veteran-related bills – defined in code

Established, Urged and Required Studies

[SB1](#) – REQ Administrative Law Judges

[SB15](#) – Fresh Food initiative

[SB20](#) – employment misclassification, payroll fraud, use of independent contractor status

[SB30](#) – REQ accident and sickness insurance claim denial complaints

[SB31](#) – EST – Probate Study Committee of Interim Study Cmte on Courts and the Judiciary

[SB93](#) – school calendar, graduation rates, college credits earned in H.S., voluntary contracts vs. collective bargained agreements, special education scholarship accounts

[SB126](#) –expanding availability of open data in Indiana

[SB131](#) – medical records confidentiality and disclosure in child abuse

[SB148](#) – whether membership in public employees’ pension is at first time of full-time employment or in later position

[SB161](#) – costs and benefits of database of maintaining a database of health care consents (in a bill related to cancer study)

[SB192](#) – APS study on staffing levels, training, triage, costs and benefits of centralized intake, relationship between FSSA and IPAC, goals and accountability

[SB250](#) – parenting coordinators in resolving custody and parenting conflicts

[SB251](#) – EST – IN Out of School Time Learning Advisory Board for 3-year period and named who is on the board

[SB272](#) – EST – Palliative Care and Quality of Life Advisory Council

[SB295](#) – whether or not funds from Military Relief Fund should be paid to vendors providing services to military members or dependents

[SB297](#) – patient access to and provider reimbursement for federally approved medication assisted treatment in Medicaid (for opioid addiction)

[SB308](#) – allowing tax exemption from the maximum levy limits for growing municipalities

[SB309](#) – eligibility of low-income housing for a property tax exemption

[SB321](#) – procedures by which a political subdivision may transfer funds

[SB323](#) – REQ – combined reporting approach to apportioning income and transfer pricing for income tax purposes; gaming; federal requirements for home and based community settings

[HB1005](#) – ways to reduce school sexual misconduct violations and how to improve reporting; effect of the timing of the start of the school day

[HB1089](#) – district service officers (veterans)

[HB1112](#) – transportation advisory boards

[HB1215](#) – personal property audit process (tax)

[HB1254](#) – motor vehicle dealer and manufacturer licenses

[HB1340](#) – long term small dollar installment loans

[HB1344](#) – whether a board should be established to oversee the unemployment insurance trust fund and the fund.

[HB1369](#) – REQ Commission on Improving the Status of Children to study and evaluate innovative juvenile justice programs, including juvenile community corrections, AND to consult with justice reinvestment advisory council about spending of funds

[HB1370](#) – REQ CHE to study methods to ensure secondary students earn college credits while in H.S. and to provide incentives for H.S. teachers to obtain Master’s with 18 hrs graduate coursework in area of dual credit course

[HB1395](#) – EST – panel to study school accountability metrics, teacher evaluations, alternatives to ISTEP program tests and to make recommendations