



Prepared by: Leo Blackwell  
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**HB1004 PENSION MATTERS** (CHERRY R) Provides that a state employee may affirmatively elect to enroll in the deferred compensation plan prior to the auto enroll date on day 31 of the state employee's employment. Removes a provision that sets a maximum employer surcharge for the legislators' defined benefit plan, state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan, public employees' retirement fund, and Indiana state teachers' retirement fund (fund). Requires the board of trustees of the Indiana public retirement system (board) to develop the technological and administrative capabilities sufficient to categorize fund members into separate groups in which: (1) certain members receive a service based thirteenth check; and (2) certain members receive a cost of living adjustment. Requires the board to set the surcharge rates at a level to actuarially prefund: (1) annual indexed thirteenth checks for all current retired members and beneficiaries retired before July 1, 2025; and (2) 1% annual cost of living adjustments to future in-payment members and beneficiaries retired on or after July 1, 2025. Provides that the board shall not reduce the surcharge rates from the prior year. Allows the board to increase the surcharge rates by not more than 0.1% of payroll from the prior year. Requires certain political subdivisions to present to the interim study committee on pension management oversight regarding a delinquent employee retirement plan offered by the political subdivision. Requires, effective July 1, 2025, the trustee of the state police pension trust to maintain two supplemental allowance reserve accounts for the purpose of

paying postretirement benefit adjustments. Increases the maximum date that a member or participant of certain retirement funds can participate in the deferred retirement option plan from 36 to 60 months. Requires the member or participant to notify their employer if the member or participant elects to enter or extend the deferred retirement option plan. Provides for a thirteenth check in 2024 for certain members, participants, or beneficiaries of the: (1) Indiana state teachers' retirement fund; (2) Indiana public employees' retirement fund; (3) state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan; (4) state police pre-1987 benefit system; and (5) state police 1987 benefit system.

**Current Status:** 3/13/2024 - **SIGNED BY GOVERNOR**

**Comments:** House Bill 1004 is a bill into which the 60 month DROP language was added toward the very end of the session. It contains changes to the Indiana Code that impact various pension plans and many other matters. The specific language we are interested in can be found on pages 8, 9 and 10 of the bill. The Governor has signed the bill and it becomes effective July 1, 2024.

The bill allows a member of the 1977 Police and Fire Pension Fund and any remaining members of the 1925, 1937 or 1953 Funds who are currently enrolled in the DROP (if there are any such active members remaining) to make an election to extend their DROP end date from the current maximum of 36 months to up to 60 months.

The State Lodge will be offering an informational session on this very important legislative change at the Annual Conference in June.

I have included a copy of the bill for your review with this report.

**State Bill Page:** [HB1004](#)

**HB1021 GREEN ALERT FOR MISSING AT RISK VETERANS** (GORE M) Defines "veteran at risk". Creates the green alert program to provide for public notification regarding missing veterans at risk. Changes the name of the Indiana clearinghouse for information on missing children and missing endangered adults to the Indiana clearinghouse for information on missing children, missing veterans at risk, and missing endangered adults (clearinghouse). Makes conforming changes to the duties of the clearinghouse. Creates certain duties and reporting requirements for law enforcement agencies concerning missing veterans at risk. Provides immunity for a broadcaster who broadcasts, or an electronic billboard operator who displays, a green alert notification and a person who establishes or maintains a green alert website under an agreement with the state police department. Makes technical corrections.

*Current Status:* 3/11/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1021](#)

**HB1027 FIRE DEPARTMENT WORK SCHEDULE** (HOSTETTLER M) Provides that a fire department may deviate from the required maximum work hours for members of the fire department only if authorized by a collective bargaining agreement, memorandum of understanding, or other similar written mutual agreement with an exclusive recognized representative of employees of the fire department.

*Current Status:* 3/11/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1027](#)

**HB1104 SCHOOL SAFETY** (DAVIS M) Provides that a school safety plan developed by a school corporation or charter school must establish an armed intruder drill protocol. Requires safe school committees to develop a policy that considers the effect of armed intruder drills on the safety and mental health of students, faculty, and staff. Prohibits an armed intruder drill that includes sensory components or activities from: (1) requiring student participation; or (2) taking place during regular school hours if a majority of the student body is present on school property. Allows a school corporation or charter school that: (1) employs a school resource officer; or (2) enters into a contract or a memorandum of understanding with a local law enforcement agency, private entity, or nonprofit corporation to employ a school resource officer; to participate in the 1977 fund. Provides that a school resource officer hired

or rehired after June 30, 2024, who is a member of the 1977 fund shall remain in the 1977 fund. Provides that a school resource officer may become a member of the 1977 fund by meeting certain age and training requirements. Makes corresponding changes.

*Current Status:* 3/13/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1104](#)

**HB1121 LOCAL INCOME TAXES** (THOMPSON J) Extends the expiration of provisions concerning a county with a single voting bloc and the allocation of votes for a local income tax council. Specifies the amount of revenue from a local income tax rate imposed for correctional facilities and rehabilitation facilities in a county that may be used for operating expenses of those facilities. Allows a county fiscal body to adopt a local income tax rate for an acute care hospital located in the county to be used only for the operating expenses of the acute care hospital. Provides that, for the purpose of distributing the local income tax (LIT), if two or more school corporations or civil taxing units merge or consolidate to form a single school corporation or civil taxing unit, the school corporation or civil taxing unit is entitled to the combined pro rata distribution of the LIT revenue allocated to each applicable school corporation or civil taxing unit in existence on January 1 of the immediately preceding calendar year prior to the merger or consolidation. Provides that the department of local government finance shall make certain adjustments pertaining to the distribution of LIT for Floyd County in 2025, which provide that the Highlander Fire Protection District (district) shall receive an amount equal to the combined distribution that would have been distributed to the Greenville Fire Protection District (FPD) and the Lafayette Fire Protection District (FPD) in 2024, but for their elimination resulting from the merger to establish the district. Requires corresponding adjustments in 2025 to reduce the distribution for each applicable civil taxing unit and school corporation in Floyd County, excluding the district, by an amount that equals the proportionate share of the amount of LIT received in 2024 of the combined distribution that would have been distributed to the Greenville FPD and the Lafayette FPD in 2024, but for their elimination. Provides that funds accumulated from a Perry County special purpose tax rate to construct or improve the county jail after the redemption of bonds issued or final payment of lease rentals due under a lease shall be transferred to a county capital project fund to be used to finance capital

projects within Perry County. (Current law specifies that such remaining funds are to be transferred to the county jail operations fund to be used for financing the maintenance and operations of the Perry County detention center.) Allows Grant County, under specified circumstances, to adopt an ordinance to impose a special purpose local income tax rate to fund and finance the construction of a county jail. Provides, for purposes of calculating distributions of the financial institutions tax to local taxing units, how to calculate distributions for a taxing unit that did not receive distributions in 2012 because the unit was subsequently established from the merger or consolidation of two or more taxing units that received distributions from the financial institutions tax fund in 2012. Provides, for purposes of calculating qualified distributions of the commercial motor vehicle excise tax to local taxing units, how to calculate base revenue distributions for a taxing unit that did not receive a base revenue distribution in 2001 because the taxing unit was subsequently established from the merger or consolidation of two or more taxing units that received base revenue distributions in 2001. Provides that, for purposes of determining the apportionment or distribution of the motor vehicle excise tax, that the county auditor may make adjustments to reflect the merger or consolidation of two or more taxing units. Authorizes Knox County to impose its innkeeper's tax at a rate of 8% (instead of 6% under current law). Provides that, if the tax rate is increased to more than 6%, the portion of the tax rate that exceeds 6% expires on December 31, 2045. Authorizes the city of Hammond to impose a food and beverage tax. Authorizes the town of Cicero to impose a food and beverage tax.

*Current Status:* 3/13/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1121](#)

## **HB1142 HOOSIER FIRST RESPONDER MEDAL OF HONOR (LUCAS**

J) Establishes the Hoosier first responder medal of honor (medal). Provides that the department of homeland security (department) may determine an Indiana first responder is eligible for the Hoosier first responder medal of honor if the Indiana first responder distinguishes themselves conspicuously by gallantry and intrepidity at the risk of the Indiana first

responder's life above and beyond the call of duty while engaged in an act of public service. Provides that, upon approval of a nomination by the department, the department shall notify the entity employing the Indiana first responder or for which the Indiana first responder volunteers of the nomination. Provides that the entity shall notify a member of the general assembly who represents the district in which the entity is located of the Indiana first responder's nomination. Provides that the member of the general assembly shall recommend the Indiana first responder for the medal to the governor. Provides that, if the department determines that an Indiana first responder nominated to the department does not meet the eligibility requirements to receive the medal, the department may make recommendations to the entity that employs the Indiana first responder or for which the Indiana first responder volunteers of other forms of recognition for the Indiana first responder. Provides that the governor may award the medal to the Indiana first responder or the Indiana first responder's next of kin at a public ceremony.

*Current Status:* 3/11/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1142](#)

### **HB1143 DISPOSAL OF FIREARMS VIA TRADE FOR NEW**

**EQUIPMENT** (LUCAS J) Permits a law enforcement agency to dispose of certain confiscated firearms by trade with a licensed firearms dealer, a licensed firearm manufacturer, or another law enforcement agency in exchange for new firearms and other law enforcement equipment. Sets forth the recording and reporting requirements for the trade of firearms by a law enforcement agency.

*Current Status:* 3/11/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1143](#)

**HB1158 COUNTY CONTRACTS** (LEHMAN M) Provides that for counties other than Marion County, contracts entered into by the county (including contracts executed by county elected officers) must meet certain requirements. Allows the county executive to adopt an ordinance that delegates authority to other county elected officers and employees to approve contracts. Requires county elected officers to have certain contracts: (1) executed

by the county executive; or (2) submitted for review by the county attorney and county executive. Provides that if the county attorney advises the county executive that a contract of a county elected officer does not comply with state law or the public purchasing or bidding laws, the county executive may disapprove the contract. Allows the county executive to void a contract if a county officer fails to comply with the review process.

*Current Status:* 3/13/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [HB1158](#)

**HCR2** **URGING THE INDIANA DEPARTMENT OF TRANSPORTATION TO RENAME THE MILE STRETCH OF I-74 SOUTHEAST OF THE ACTON ROAD EXIT THE "DEPUTY JOHN DURM MEMORIAL MILE"** (SPEEDY M) A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename the mile stretch of I-74 southeast of the Acton Road exit the "Deputy John Durm Memorial Mile".

*Current Status:* 2/27/2024 - Returned to the House

*State Bill Page:* [HCR2](#)

**HCR4** **URGING THE INDIANA DEPARTMENT OF TRANSPORTATION TO RENAME THAT PORTION OF U.S. HIGHWAY 52 BETWEEN DAVIS ROAD AND GERMAN CHURCH ROAD THE "OFFICER BREANN LEATH MEMORIAL MILE"** (GORE M) A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that portion of U.S. Highway 52 between Davis Road and German Church Road the "Officer Breann Leath Memorial Mile".

*Current Status:* 2/27/2024 - Returned to the House

*State Bill Page:* [HCR4](#)

**HCR5** **URGING INDOT TO RENAME THAT PORTION OF I-69 BETWEEN THE COUNTY ROAD 11A EXIT AND STATE ROAD 8, NEAR MILE MARKER 326, THE "MASTER TROOPER JAMES R. BAILEY MEMORIAL HIGHWAY"** (SMALTZ B) A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that portion of I-69 between the County Road 11A Exit and State Road 8, near mile marker 326, the "Master Trooper James R. Bailey Memorial Highway".

*Current Status:* 3/4/2024 - added as coauthor  
Representative Lehman

*State Bill Page:* [HCR5](#)

### **SB33**

#### **DISTRIBUTIONS OF PUBLIC SAFETY INCOME TAX**

**REVENUE** (NIEMEYER R) Defines "courtroom costs". Provides that a county fiscal body may adopt an ordinance to impose a tax rate for: (1) in the case of a tax rate adopted before January 1, 2024, county staff expenses of the state judicial system in the county; or (2) in the case of a tax rate adopted after December 31, 2023, courtroom costs of the state judicial system in the county. Provides that the revenue shall be used by the county: (1) in the case of the tax rate adopted before January 1, 2024, only for paying for county staff expenses of the state judicial system in the county; and (2) in the case of a tax rate adopted after December 31, 2023, only for paying the courtroom costs of the state judicial system in the county. Provides that the local income tax revenue spent by each county may not comprise more than 50% of the county's total operational staffing expenses related to the courtroom costs of the state judicial system in any given year. Provides that a township fire department, volunteer fire department, fire protection territory, or fire protection district may apply to the county adopting body for a distribution of local income tax revenue that is allocated to public safety purposes. Requires the county adopting body to review certain submitted applications at a public hearing.

*Current Status:* 3/13/2024 - **SIGNED BY GOVERNOR**

*State Bill Page:* [SB33](#)

### **SB256**

**FISCAL MATTERS** (MISHLER R) Provides that money in the attorney general contingency fee fund is continuously appropriated and is not subject to allotment. Reinstates provisions concerning meetings of the budget committee. Provides that money in the high tech crimes unit fund is continuously appropriated for purposes of the fund. Allows the Indiana economic development corporation (IEDC) to designate territory located in an existing allocation area as an innovation development district if certain conditions are met. Removes the sunset provision for when the IEDC may designate an



innovation development district. Provides that if an existing allocation area is located in territory subsequently designated as an innovation development district, property tax increment revenue continues to be allocated to the existing allocation area and provides that the allocation area may not be renewed or extended until the term of the innovation development district expires. Extends the funding Indiana's roads for a stronger, safer tomorrow task force for one additional year. Provides that transfers may not be made by the budget agency, the state board of finance, or any entity from any source to the Indiana gaming commission without prior budget committee review. Provides that certain appropriations from the state gaming fund in the most recent biennial budget act may not be augmented. Amends certain language in the Medicaid oversight committee provisions in House Enrolled Act 1026.

***Current Status:*** 3/13/2024 - **SIGNED BY GOVERNOR**

***State Bill Page:*** [SB256](#)