

LEGISLATIVE COUNCIL RESOLUTION 19-02
(as Adopted May 21, 2019)

A RESOLUTION to assign study topics to legislative study committees:

Be it Resolved by the Indiana Legislative Council:

STUDY TOPICS FOR 2019 INTERIM

SECTION 1. For the purposes of this resolution, "study committee" means a committee or commission, by whatever name denominated, that 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 (0.5) of its voting membership.

The term does not include the Commission on Improving the Status of Children in Indiana, the Youth Advisory Council, or the Indiana Uniform Law Commission.

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 a majority of the members of 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 report is approved as a topic in writing by a majority of the Personnel Subcommittee of the Legislative Council.

(c) 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:

- (1) The Interim Study Committee on Commerce and Economic Development.

- (2) The Interim Study Committee on Elections.
- (3) The Interim Study Committee on Environmental Affairs.
- (4) The Interim Study Committee on Public Safety and Military Affairs.

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 and submit a final report to the Legislative Council in an electronic format under IC 5-14-6 before November 1, 2019:

(1) INTERIM STUDY COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) Achieving farmland preservation in Indiana, including preservation through agricultural conservation easements. (Source: HEA 1165-2019.)
- (B) Management options for state forest land. (Source: House 2nd Reading Motion #6 to ESB 363-2019.)
- (C) Long term solutions to address erosion on Indiana's Lake Michigan beaches. (Source: HR 38 (2019).)

(2) INTERIM STUDY COMMITTEE ON CORRECTIONS AND CRIMINAL CODE

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Multi-year review of current trends with respect to criminal behavior, sentencing, incarceration, and treatment, including issues related to the implementation of HEA 1006-2014 and HEA 1006-2015 and criminal laws concerning fraud and deception. (Source IC 2-5-1.3-13; SEA 519-2019; SR 29 (2019).)
- (B) All legislative proposals to create crimes or increasing penalties. (Source: SR 58 (2017).)
- (C) Court costs for indigent individuals and the look-back time period for prior unrelated convictions in Indiana's criminal code. (Source: SR 52 (2019).)

(3) INTERIM STUDY COMMITTEE ON COURTS AND THE JUDICIARY

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) All requests for new courts, additional magistrates or judges, and changes in jurisdiction of existing courts, including magistrate requests for Gibson County and Jennings County. (Source: Personnel Subcommittee of the Legislative

Council; Letters from Rep. Hostettler and Rep. Frye)

- (B) Laws and policies concerning the adjudication and rehabilitation of juvenile offenders. (Source: SCR 16 (2019).

(4) INTERIM STUDY COMMITTEE ON EDUCATION

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) 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; IC 2-5-44; SR 72 (2019))

- (B) How money generated by property tax referenda is used and the effect of property tax referenda on teacher pay. (Source: House 2nd Reading Motion #4 filed for ESB 606-2019.)

(5) INTERIM STUDY COMMITTEE ON EMPLOYMENT AND LABOR

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Worker mis-classification. (Source: SR 87; SB 289-2019 (as reprinted February 13, 2019).)
- (B) Multi-year review of presentation to the Committee concerning the status of the unemployment compensation system, including the following:
 - (i) Recommendations for maintaining the solvency of the unemployment insurance benefit fund established under IC 22-4-26-1.
 - (ii) Information regarding expenditures from the special employment and training services fund.
 - (iii) Information regarding money released under IC 22-4-25-1(c).
 - (iv) Any other information requested by the Committee.

(Source: IC 22-4-18-1.)

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

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Funding options for lead water service line replacement. (Source: Email from

Rep. GiaQuinta.)

- (B) Review of statutorily required reports to the Committee under IC 8. (i.e., IC 8-1-2.4-4 ; IC 8-1-1.1-6.1; IC 8-1-2.5-9; IC 8-1-2.6-4; IC 8-1-8.8-14; IC 8-1-30.3-7; IC 8-1-34-24.5; IC 8-1-37-14.)
- (7) **INTERIM STUDY COMMITTEE ON FINANCIAL INSTITUTIONS AND INSURANCE**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Revisions to the Uniform Consumer Credit Code. The Committee may study the following:
 - (i) Eliminating indexing provisions for the adjustment of specified dollar amounts throughout the Uniform Consumer Credit Code.
 - (ii) Codifying dollar amounts subject to indexing under the current statute, including dollar amounts for authorized fees and charges.
 - (iii) Changing the authorized credit service charge for consumer credit sales and the authorized finance charge for consumer loans.
 - (iv) Eliminating supervised loans.
 - (v) Changing how delinquency charges are assessed.
 - (vi) Other changes to the Uniform Consumer Credit Code recommended by lenders, consumers, the Department of Financial Institutions, and other stakeholders.(Source: EHB 1136-2019.)
- (B) Medical reimbursement under worker's compensation for ambulatory surgical centers. (Source: SR 22 (2019).)
- (C) Mandating insurance coverage for Pediatric Autoimmune Neuropsychiatric Disorders associated with streptococcal infections. (Source: SR 69 (2019).)
- (D) The following:
 - (i) The prospective reduction of reinstatement fees under Title 9.
 - (ii) The establishment of an insurance program to provide funding to insurance carriers to reduce the automobile insurance premium costs of individuals whose annual household income does not exceed 200% of the federal income poverty level.(Source: SB 210 (as reprinted February 26, 2019).)
- (E) The various drivers of health care cost increases. With the pre-approval of the Chair and Vice-Chair of the Legislative Council, the Chair of the Committee and the Chair of the Interim Study Committee on Public Health, Behavioral Health, and Human Services may agree to meet jointly to take testimony concerning factors contributing to the growth of health care costs. For purposes of the limitation on study committee meetings in Legislative Council Resolution 19-03,

a joint meeting constitutes one meeting of the Committee and one meeting of the Interim Study Committee on Public Health, Behavioral Health, and Human Services. (Source: Letter from Rep. Kirchhofer; Rep. Carbaugh; Rep. Shackelford; Rep. Austin; Sen. Ruckelshaus; Sen. Bassler; and Sen. Spartz.)

(8) INTERIM STUDY COMMITTEE ON FISCAL POLICY

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Issues related to Medicaid including the following:
 - (i) Health care expenditures by major categories for the most recent five (5) years for which information is available.
 - (ii) Key cost drivers and trends.
 - (iii) Pilot opportunities for a value based health care system to reduce health care costs and enhance price transparency and outcomes, including for long-term care.

The Committee may request that the Division of Mental Health and Addiction Services in collaboration with the Indiana Criminal Justice Institute provide to the Committee either the submission of an executive summary in electronic format under IC 5-14-6 or testimony, or both, on the current health payment system and the legal system as each relate to the provision of mental health and addiction treatment services to individuals against whom criminal charges are filed or who are incarcerated. (Source: Letter from Rep. Kirchhofer; Rep. Carbaugh; Rep. Shackelford; Rep. Austin; Sen. Ruckelshaus; Sen. Bassler; and Sen. Spartz.)
- (B) Reimbursement of Medicaid-covered services for qualifying Medicaid children recipients for treatment received at an out of state hospital. (Source: Letter from Rep. Soliday, Sen. Charbonneau, Rep. Candelaria Reardon, Rep. Harris, and Sen. Tallian.)
- (C) Criteria for formation of regional development authorities and imposition of taxes for regional development authorities. (Source: SEA 565-2019.)
- (D) Complexity index used under IC 20-43-13 for providing funding to students enrolled in Kindergarten through Grade 12. (Source: HEA 1001-2019.)
- (E) Taxation of CBD oil and vaping products. (Source: EHB 1444-2019 (as reprinted April 16, 2019).)
- (F) State tax credits and other issues related to workforce housing and affordable housing. (Source: HB 1234-2019 (as introduced); Letter Lt. Gov. Crouch.)
- (G) A multi-year review of workforce related program reports from the Legislative Services Agency for which statute requires a Committee hearing (Source: IC 2-5-42.4-6.)
- (H) A multi-year review of tax incentives reports from the Legislative Services

Agency for which a statute requires a Committee hearing. (Source: IC 2-5-3.2-1.)

(9) INTERIM STUDY COMMITTEE ON GOVERNMENT

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) Multi-year project to 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).)

(10) INTERIM STUDY COMMITTEE ON PENSION MANAGEMENT OVERSIGHT

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) All requests for changes in a public pension program and other post retirement benefit programs. (Source: Personnel Subcommittee of the Legislative Council.)

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

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Factors contributing to the growth of health care costs, including the following:
 - (i) The current trends in health care delivery and Indiana's progress in implementing new approaches, including value-based medicine and other alternative payment models.
 - (ii) Access to health care in rural areas.
 - (iii) The impact of Indiana's poor health status, the social determinates of health, and the rate of the uninsured on health care costs.(Source: Letter from Rep. Kirchhofer; Rep. Carbaugh; Rep. Shackelford; Rep. Austin; Sen. Ruckelshaus; Sen. Bassler; and Sen. Spartz.)
- (B) Prescription drug pricing and access, including the following:
 - (i) The process in which a prescription drug moves through the supply chain to the consumer, including the role of pharmaceutical manufacturers, wholesale distributors, pharmacies, specialty pharmacies, health insurers, and pharmacy benefit managers.
 - (ii) The methods that health insurers and pharmacy benefit managers currently use to manage prescription drug costs.
 - (iii) The function of pharmaceutical manufacturer rebates and discounts used by health insurers and pharmacy benefit managers to decrease the cost of a prescription drug for a consumer.
 - (iv) The current trends in health care spending in the United States, including prescription drug spending.
 - (v) The trends in insurance benefit design and the potential impact that

changes are having or may have on consumer out-of-pocket costs for prescription drugs.

(vi) The efforts that pharmaceutical manufacturers, health insurers, and pharmacy benefit managers have made to be transparent about the following:

(a) Prescription drug costs.

(b) Utilization management methods, including drug formulary changes, prior authorization, and step therapy requirements.

(Source: SEA 176-2019.)

(C) The following:

(i) The advantages, disadvantages, and feasibility of requiring health care providers to issue prescriptions in an electronic format and by electronic transmission

(ii) Any exceptions that would be needed to a requirement for health care providers to issue prescriptions in an electronic format and by electronic transmission.

(Source: HEA 1029-2019.)

(D) Regulation and practices of pharmacy benefit managers. (Source: HEA 1588-2019.)

(E) Authorization of an advance practice registered nurse to operate without a practice agreement with a physician or certain other practitioners. (Source: SB 394-2019 (as printed February 8, 2019); SB 343-2019 (as introduced).)

(F) The following hospital licensure issues:

(i) A review of Indiana's current hospital licensing structure.

(ii) Information concerning other states' hospital licensure and national trends.

(iii) Information concerning the different types of hospitals and possible classifications, including subclassifications, of these hospitals through the hospital's license.

(vi) An examination of state hospital licensure in the context of federal law, regulations, policies, and conditions of participation in the Medicare and Medicaid programs.

(Source: SEA 575-2019.)

(G) Adoption subsidies. (Source: Letter from Senator Niezgodski.)

(12) INTERIM STUDY COMMITTEE ON PUBLIC POLICY

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

(A) Commercial ticketing market, including scalping, ticket resales, speculative ticketing, and ticket platforms. (Source: ESB 554-2019 (as printed April 8, 2019).)

(13) INTERIM STUDY COMMITTEE ON ROADS AND TRANSPORTATION

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS AND THE FOLLOWING RESPONSIBILITIES:

- (A) Use of automated traffic control systems in work zones and use of special signaling devices on construction vehicles in critical work zones. (Source: SEA 144-2019.)
- (B) Overweight divisible loads, including a tractor-semitrailer and load that is involved in hauling, delivering, or otherwise carrying masonry products. (Source: SEA 144-2019.)
- (C) Advise 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 the Chair and Vice-Chair of the Legislative Council, by law, or by this Resolution. If a subcommittee is assigned a responsibility, the subcommittee shall make a final report with findings and recommendations to the Legislative Council before November 1, 2019, in an electronic format under IC 5-14-6.

SECTION 6. The following study committees established by statute shall carry out the responsibilities assigned to the study committee by law. In addition, the following study committee shall study and make findings and recommendations concerning the following topic assigned to them and submit a report of its activities to the Legislative Council in an electronic format under IC 5-14-6 before November 1, 2019:

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

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC AND THE FOLLOWING RESPONSIBILITIES:

- (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).

(2) PROBATE CODE STUDY COMMISSION (IC 2-5-16.1 (SEA 518-2019))

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- (A) Issues concerning elder care, including the following:
 - (i) Assignment of guardians.
 - (ii) Protection of assets.(Source: HB 1600-2019 (as introduced).)

- (B) Needed changes in the following:
- (i) The probate code (IC 29-1).
 - (ii) The trust code (IC 30-4).
 - (iii) Any other statute affecting the administration of a decedent's estate, guardianship, probate jurisdiction, trust, or fiduciary.
- (Source: IC 2-5-16.1-12.)

(3) 21st CENTURY ENERGY POLICY DEVELOPMENT TASK FORCE (IC 2-5-45 (HEA 1278-2019))

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS AND THE FOLLOWING RESPONSIBILITIES:

- (A) Multi-year study covering the following:
- (i) Examination of the state's existing policies regulating electric generation portfolios.
 - (ii) Examination of how possible shifts in electric generation portfolios may impact the reliability, system resilience, and affordability of electric utility service.
 - (iii) Evaluation of whether state regulators have the appropriate authority and statutory flexibility to consider the statewide impact of the changes described in item (ii), while still protecting ratepayer interests.
 - (v) Recommendations concerning the following:
 - (a) Outcomes that must be achieved in order to overcome any identified challenges concerning Indiana's electric generation portfolios, along with a timeline for achieving those outcomes.
 - (b) Whether existing state policy and statutes enable state regulators to properly consider the statewide impact of changing electric generation portfolios and, if not, the best approaches to enable state regulators to consider those impacts.
 - (c) How to maintain reliable, resilient, and affordable electric service for all electric utility consumers, while encouraging the adoption and deployment of advanced energy technologies.
- (Source: IC 2-5-45-6; IC 2-5-45-7.)

(4) STORM WATER MANAGEMENT TASK FORCE (IC 2-5-45.4 (SEA 4-2019))

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- (A) Issues related to storm water management systems. (Source: IC 2-5-45.4-6.)

The study committees shall make a final report with findings and recommendations to the Legislative Council before November 1, 2019, in an electronic format under IC 5-14-6.

SECTION 7. DURATION OF THIS RESOLUTION. (a) This Resolution, as amended from time to time, remains in force until specifically repealed or superseded.

(b) This Resolution supercedes Legislative Council Resolution 18-02.