

# **2023 Indiana Legislative Bills Relevant to Environmental Health**

Submitted by the General Environmental Health Services Committee

v. 05.18.2023

## **SB 4: Public Health Commission**

**Authored by:** Sen. Ed Charbonneau, Sen. Jean Leising, Sen. Chip Perfect

**Co-Authored by:** Sen. Eric Bassler, Sen. Vaneta Becker, Sen. Stacey Donato, Sen. Jeff Raatz, Sen. Michael Crider, Sen. Eddie Melton, Sen. Liz Brown, Sen. Scott Baldwin, Sen. Kyle Walker, Sen. Chris Garten, Sen. Susan Glick, Sen. Jean Breaux, Sen. J.D. Ford, Sen. David Niezgodski, Sen. Shelli Yoder, Sen. Lonnie Randolph, Sen. Fady Qaddoura

**Sponsored by:** Rep. Brad Barrett, Rep. Michael Karickhoff, Rep. Edward DeLaney, Rep. Robert Cherry, Rep. David Abbott, Rep. Donna Schaibley, Rep. Jerry Torr, Rep. Earl Harris, Rep. Tonya Pfaff, Rep. Cherrish Pryor, Rep. Vernon Smith, Rep. Robin Shackelford, Rep. Gregory Porter, Rep. Vanessa Summers, Rep. Sheila Klinker, Rep. Maureen Bauer, Rep. Ragen Hatcher, Rep. Victoria Garcia Wilburn, Rep. Mike Andrade, Rep. Carey Hamilton, Rep. Kyle Miller, Rep. Justin Moed, Rep. Chris Campbell, Rep. Rita Fleming, Rep. Renee Pack, Rep. Carolyn Jackson, Rep. Pat Boy, Rep. Mitch Gore, Rep. Chuck Moseley, Rep. John Bartlett, Rep. Philip GiaQuinta, Rep. Sharon Negele, Rep. Dave Heine, Rep. Wendy McNamara, Rep. Elizabeth Rowray, Rep. Ann Vermilion, Rep. Jim Pressel, Rep. Julie Olthoff, Rep. Ethan Manning, Rep. Edmond Soliday, Rep. Mark Genda, Rep. Dale DeVon, Rep. Dennis Zent.

**Digest:** Public health commission. Defines "core public health services" for purposes of public health laws. Adds members to the executive board of the Indiana department of health (state department). Requires the state department to provide district or regional services to local health departments. Allows the state department to issue guidance to local health departments. Requires the state department to make annual local health department reports available to the public. Changes the qualification requirements for a local health officer and requires certain training. Requires local health departments to report to the state department activities and metrics on the delivery of core public health services. Sets political affiliation limitations on local boards of health and adds two members to local boards of health. Requires a multiple county health department to maintain at least one physical office in each represented county. Provides that a new city health department cannot be created after December 31, 2022 but allows current city health departments to continue to operate. Creates the Indiana trauma care commission and sets forth the commission's duties. Specifies that certain vision screenings in schools for students may be performed by an ophthalmologist or an optometrist. Requires vision screening in kindergarten and first grade (current law allows for the screening in either grade). Modifies the list of vision tests that may be used. Requires the school to send to the parent of a student any recommendation for further testing by the vision screener. Allows for standing orders to be used for emergency stock medication in schools. Allows the state health commissioner or designee to issue a statewide standing order, prescription, or protocol for emergency stock medication for schools. Removes the distance requirement for an access practice dentist to provide communication with a dental hygienist.

### **Bill Actions as of 05/04/2023**

S 05/04/2023 Public Law 164

S 05/04/2023 Signed by the Governor

H 05/01/2023 Signed by the Speaker

S 04/28/2023 Signed by the President of the Senate

S 04/28/2023 Signed by the President Pro Tempore

H 04/27/2023 Rules Suspended. Conference Committee Report 1: adopted by the House;

[Roll Call 529: yeas 74, nays 21](#)

S 04/27/2023 Rules Suspended. Conference Committee Report 1: adopted by the Senate;  
[Roll Call 500: yeas 39, nays 10](#)

H 04/26/2023 CCR # 1 filed in the House

S 04/26/2023 CCR # 1 filed in the Senate

S 04/25/2023 Senator Johnson removed as coauthor

H 04/20/2023 House advisors appointed: Vermilion, Ledbetter, Zent, Fleming and Porter

H 04/20/2023 House conferees appointed: Barrett and DeLaney

S 04/20/2023 Senate advisors appointed: Breaux, Garten and Busch

S 04/20/2023 Senate conferees appointed: Charbonneau and Yoder

S 04/20/2023 Senate dissented from House amendments

S 04/20/2023 Motion to dissent filed

H 04/18/2023 Returned to the Senate with amendments

H 04/17/2023 Representatives Negele, Heine, McNamara, Rowray E, Vermilion A, Pressel, Olthoff, Manning, Soliday, Genda M, DeVon, Zent added as cosponsors

H 04/17/2023 Representatives Abbott D, Schaibley, Torr, Harris, Pfaff, Pryor, Smith, V., Shackleford, Porter, Summers, Klinker, Bauer M, Hatcher, Garcia Wilburn V, Andrade M, Hamilton, Miller K, Moed, Campbell, Fleming, Pack R, Jackson, Boy, Gore M, Moseley, Bartlett, GiaQuinta added as cosponsors

H 04/17/2023 Rule 105.1 suspended

H 04/17/2023 Third reading: passed; [Roll Call 423: yeas 78, nays 21](#)

H 04/13/2023 [Amendment #19](#) (DeLaney) motion withdrawn

H 04/13/2023 Motion to Suspend House Rule 118 (DeLaney) failed; [Roll Call 416: yeas 27, nays 68](#)

H 04/13/2023 [Amendment #8](#) (Jeter) prevailed; voice vote

H 04/13/2023 [Amendment #21](#) (Porter) failed; [Roll Call 415: yeas 30, nays 65](#)

H 04/13/2023 [Amendment #11](#) (Cash) prevailed; voice vote

H 04/13/2023 [Amendment #18](#) (DeLaney) failed; [Roll Call 414: yeas 32, nays 62](#)

H 04/13/2023 [Amendment #28](#) (Prescott) motion withdrawn

H 04/13/2023 [Amendment #3](#) (Jordan) prevailed; voice vote

H 04/13/2023 [Amendment #2](#) (Jordan) prevailed; voice vote

H 04/13/2023 [Amendment #22](#) (Barrett) prevailed; voice vote

H 04/13/2023 Second reading: amended, ordered engrossed

H 04/11/2023 Committee report: amend do pass, adopted

H 04/04/2023 Referred to the Committee on Ways and Means pursuant to House Rule 127

H 04/04/2023 Committee report: amend do pass, adopted

H 03/16/2023 Representative Cherry added as cosponsor

H 02/28/2023 First reading: referred to Committee on Public Health

S 02/24/2023 Referred to the House

S 02/23/2023 Senator Qaddoura added as coauthor

S 02/23/2023 Cosponsors: Representatives Karickhoff and DeLaney

S 02/23/2023 House sponsor: Representative Barrett

S 02/23/2023 Third reading: passed

S 02/21/2023 Senator Johnson added as coauthor

S 02/20/2023 [Amendment #2](#) (Johnson) prevailed; voice vote

S 02/20/2023 [Amendment #1](#) (Johnson) prevailed; voice vote

S 02/20/2023 [Amendment #3](#) (Rogers) prevailed; voice vote

S 02/20/2023 [Amendment #9](#) (Charbonneau) prevailed; voice vote

S 02/20/2023 [Amendment #8](#) (Charbonneau) prevailed; voice vote

S 02/20/2023 Second reading: amended, ordered engrossed  
S 02/16/2023 Senator Randolph added as coauthor  
S 02/16/2023 Committee report: amend do pass, adopted  
S 02/06/2023 Senator Yoder added as coauthor  
S 02/06/2023 Senator Niezgodski added as coauthor  
S 02/06/2023 Senator Ford J.D. added as coauthor  
S 02/02/2023 Senators Garten, Glick, Breaux added as coauthors  
S 02/02/2023 Senator Walker K added as coauthor  
S 02/02/2023 Senator Bohacek removed as coauthor  
S 02/02/2023 Committee report: amend do pass adopted; reassigned to Committee on [Appropriations](#)  
S 01/30/2023 Senators Crider, Melton, Brown L, Baldwin added as coauthors  
S 01/30/2023 Senators Bassler, Becker, Bohacek, Donato, Raatz added as coauthors  
S 01/26/2023 Senator Perfect added as third author  
S 01/26/2023 Senator Leising added as second author  
S 01/09/2023 First reading: referred to Committee on [Health and Provider Services](#)  
S 01/09/2023 Authored by Senator Charbonneau

**SB 15: Housing authority commissioner compensation.**

**Authored by:** Sen. Lonnie Randolph, Sen. James Tomes

**Co-Authored by:** Sen. Vaneta Becker

**Sponsored by:** Rep. Edmond Soliday, Rep. Carolyn Jackson, Rep. Harold Slager, Rep. Earl Harris

**Digest:** Housing authority commissioner compensation. Increases the per diem paid to a commissioner of a housing authority from \$25 to \$100.

**Bill Actions as of 05/18/2023**

S 04/20/2023 Public Law 16  
S 04/20/2023 Signed by the Governor  
S 04/17/2023 Signed by the President of the Senate  
H 04/11/2023 Signed by the Speaker  
S 04/06/2023 Signed by the President Pro Tempore  
S 04/04/2023 Senate concurred in House amendments; Roll Call 311: yeas 45, nays 3  
S 04/03/2023 Motion to concur filed  
H 03/21/2023 Returned to the Senate with amendments  
H 03/20/2023 Third reading: passed; Roll Call 271: yeas 94, nays 0  
H 03/16/2023 Second reading: ordered engrossed  
H 03/14/2023 Committee report: amend do pass, adopted  
H 02/28/2023 First reading: referred to Committee on Local Government  
S 02/22/2023 Referred to the House  
S 02/21/2023 Cosponsors: Representatives Jackson, Slager, Harris  
S 02/21/2023 House sponsor: Representative Soliday  
S 02/21/2023 Third reading: passed; [Roll Call 148: yeas 44, nays 0](#)  
S 02/20/2023 Senator Becker added as coauthor  
S 02/20/2023 Senator Tomes added as second author  
S 02/20/2023 Second reading: ordered engrossed  
S 02/16/2023 Committee report: do pass, adopted  
S 01/09/2023 First reading: referred to Committee on [Local Government](#)  
S 01/09/2023 Authored by Senator Randolph Lonnie M

**SB 33: Solar panel and wind power equipment disposal study.****Authored by:** Sen. Greg Walker, Sen. Eric Koch**Sponsored by:** Rep. Edmond Soliday, Rep. Sharon Negele, Rep. Mike Aylesworth, Rep. David Hall**Digest:** Solar panel decommissioning and disposal study. Directs the Indiana department of environmental management (IDEM) and the Indiana utility regulatory commission (IURC) to conduct a joint study concerning decommissioning and disposal of solar panels. Requires IDEM and the IURC to report findings and recommendations to the legislative council not later than November 1, 2023.**Bill Actions as of 05/18/2023**

S 04/20/2023 Public Law 17

S 04/20/2023 Signed by the Governor

S 04/17/2023 Signed by the President of the Senate

H 04/11/2023 Signed by the Speaker

S 04/06/2023 Signed by the President Pro Tempore

S 04/04/2023 Senate concurred in House amendments; Roll Call 312: yeas 48, nays 0

S 04/03/2023 Motion to concur filed

H 03/28/2023 Returned to the Senate with amendments

H 03/27/2023 Third reading: passed; Roll Call 300: yeas 95, nays 0

H 03/23/2023 Second reading: ordered engrossed

H 03/21/2023 Committee report: amend do pass, adopted

H 03/16/2023 Representative Hall D added as cosponsor

H 02/23/2023 Representatives Negele and Aylesworth added as cosponsors

H 02/07/2023 First reading: referred to Committee on [Utilities, Energy and Telecommunications](#)

S 01/25/2023 Referred to the House

S 01/24/2023 House sponsor: Representative Soliday

S 01/24/2023 Third reading: passed; [Roll Call 14: yeas 50, nays 0](#)

S 01/23/2023 Second reading: ordered engrossed

S 01/19/2023 Committee report: amend do pass, adopted

S 01/17/2023 Senator Koch added as second author

S 01/09/2023 First reading: referred to Committee on [Utilities](#)

S 01/09/2023 Authored by Senator Walker G

**~~SB 146: Requiring local input for transportation projects.~~****~~Authored by:~~** Sen. Lonnie Randolph**~~Digest:~~** ~~Requiring local input for transportation projects. Provides that the Indiana department of transportation (department) may not perform traffic surveys of, engage in planning for, or perform construction, reconstruction, improvement, maintenance, or repair to an intersection until the department has received input and approval from the legislative body of the unit that has control over the intersection.~~**~~Bill Actions as of 02/23/2023~~**~~S 01/09/2023 First reading: referred to Committee on [Homeland Security and Transportation](#)~~~~S 01/09/2023 Authored by Senator Randolph Lonnie M~~**SB 155: Air pollution control.****Authored by:** Sen. Rick Niemeyer, Sen. Dan Dernulc, Sen. Eric Bassler**Co-Authored by:** Sen. Lonnie Randolph**Sponsored by:** Rep. Alan Morrison, Rep. Harold Slager, Rep. Sue Errington**Digest:** Air pollution control. Provides that a federal regulation that classifies or amends a designation of attainment, nonattainment, or unclassifiable for any area in Indiana under the federal Clean Air Act is effective and enforceable in Indiana on the effective date of the

federal regulation. Requires the environmental rules board to adopt rules, including emergency rules, to raise two Title V operating permit program fees, increasing: (1) the annual fee for a Part 70 permit to \$6,100; and (2) the annual fee for a federally enforceable state operating permit (FESOP) to \$6,100; for five years, beginning with the fees first due and collectable after December 31, 2023.

### **Bill Actions as of 05/18/2023**

S 04/20/2023 Public Law 25

S 04/20/2023 Signed by the Governor

S 04/17/2023 Signed by the President of the Senate

H 04/11/2023 Signed by the Speaker

S 04/06/2023 Signed by the President Pro Tempore

S 04/04/2023 Senate concurred in House amendments; Roll Call 315: yeas 42, nays 6

S 04/03/2023 Motion to concur filed

H 03/29/2023 Returned to the Senate with amendments

H 03/28/2023 Third reading: passed; Roll Call 310: yeas 76, nays 19

H 03/27/2023 Amendment #1 (Bartels) prevailed; voice vote

H 03/27/2023 Second reading: amended, ordered engrossed

H 03/23/2023 Committee report: do pass, adopted

H 03/16/2023 Referred to the Committee on Ways and Means pursuant to House Rule 127

H 03/16/2023 Representative Errington added as cosponsor

H 03/16/2023 Committee report: do pass, adopted

H 03/06/2023 First reading: referred to Committee on Environmental Affairs

S 03/01/2023 Referred to the House

S 02/28/2023 Cosponsor: Representative Slager

S 02/28/2023 House Sponsor: Representative Morrison

S 02/28/2023 Third reading: passed; Roll Call 185: yeas 45, nays 4

S 02/27/2023 Senator Randolph added as coauthor

S 02/27/2023 Second reading: ordered engrossed

S 02/23/2023 Committee report: do pass, adopted

S 02/21/2023 Senator Bassler added as third author

S 02/16/2023 Senator Dernulc added as second author

S 02/14/2023 Committee report: amend do pass adopted; reassigned to Committee on Appropriations

S 01/09/2023 First reading: referred to Committee on [Environmental Affairs](#)

S 01/09/2023 Authored by Senator Niemeyer

### **SB 389: Underground Storage Tanks**

**Authored by:** Sen. Mark Messmer, Sen. Rick Niemeyer, Sen. Chris Garten

**Digest:** ~~Underground storage tanks. Provides that the commissioner of the department of environmental management (commissioner) may not issue an order or proceed in court to require the owner or operator of an underground storage tank to undertake corrective action with respect to a release of a regulated substance from the underground storage tank until the commissioner has received and reviewed the initial site characterization of the site of the release prepared by or for the owner or operator of the underground storage tank (initial site characterization). However, allows the commissioner to require the owner or operator to undertake corrective action without having received and reviewed the initial site characterization if the commissioner reasonably believes that the release from the underground storage tank creates a threat to public health or the environment great enough to necessitate an order or proceeding before the initial site characterization is submitted to the department of environmental management. Also provides that, if a quantity of the released regulated substance remains or may remain underground at the site, the commissioner is prohibited from: (1) requesting that the owner or operator of the~~



~~underground storage tank execute a restrictive covenant applying to the site of the underground storage tank; (2) making a determination of no further action being required at the site of the underground storage tank; or (3) approving closure of the site of the underground storage tank; unless the commissioner has received and reviewed the initial site characterization.~~

~~**Bill Actions as of 02/23/2023**~~

~~S 1/19/2023 First reading: referred to Committee on Environmental Affairs~~

~~S 1/19/2023 Authored by Senators Messmer, Niemeyer, Garten~~

**SB 414: Onsite sewage systems and holding tanks.**

**Authored by:** Sen. Gary Byrne, Sen. Jack Sandlin, Sen. David Niezgodski

**Co-Authored by:** Sen. Blake Doriot, Sen. James Tomes

**Sponsored by** Rep. Karen Engleman, Rep. Doug Miller, Rep. Joanna King

**Digest:** Onsite sewage systems and holding tanks. Defines "alternative residential onsite sewage system" as a system that: (1) is designed for the collection, storage, treatment, and disposal of sewage from the dwelling of one or two families; (2) is installed in a place that is not suitable for a standard septic system; (3) is a replacement for a standard septic system that did not function properly; (4) is based on a design or plan approved by the National Sanitation Foundation; (5) employs advanced treatment components not used in standard septic systems; (6) discharges treated effluent above ground; and (7) requires more frequent testing and maintenance than a standard septic system. Requires the environmental rules board to adopt rules, including emergency rules, to establish standards and specifications, effluent limitations, and inspection, maintenance, testing, service, and repair requirements for alternative residential onsite sewage systems. Requires the department of environmental management (IDEM) to issue a National Pollutant Discharge Elimination System general permit that will authorize the installation and use of alternative residential onsite sewage systems. Requires a local health department to grant a permit for an alternative residential onsite sewage system if certain requirements are met, including: (1) the permit applicant has obtained coverage under the general permit; (2) the applicant affirms in writing that the alternative residential onsite sewage system will be installed and maintained in accordance with the rules of the environmental rules board; and (3) the permit applicant has filed an affidavit for recording in the county recorder's office that will provide notice to any prospective transferee of the applicant's property that the transferee will be subject to the ongoing inspection, maintenance, testing, service, and repair requirements applying to alternative residential onsite sewage systems. Provides that if the owner of property served by an alternative residential onsite sewage system fails to satisfy any inspection, maintenance, testing, service, or repair requirement, the local health department shall have the needed work done and shall bill the property owner for the cost. Provides that these costs, plus fees, if unpaid, become a lien against the property. Provides that septage that originates from a residential or commercial source may be held in one or more holding tanks of not more than 10,000 gallons until removed and transported from the site. Establishes requirements for septage holding tanks. Requires a permit from the local health department for the operation of a septage holding tank. Requires a septage tank owner to enter into a written contract with a septage management vehicle operator for regular removal of septage from the tank, to provide a copy of the contract to the local health department, and to provide proof to the local health department that the tank owner is regularly paying for the removal of septage from the holding tank. Requires a local health department to report to IDEM concerning the septage tanks in its jurisdiction.

**Bill Actions as of 05/18/2023**

S 05/04/2023 Public Law 192

S 05/04/2023 Signed by the Governor

H 05/01/2023 Signed by the Speaker

S 04/28/2023 Signed by the President of the Senate  
S 04/28/2023 Signed by the President Pro Tempore  
H 04/26/2023 Rules Suspended. Committee Report 1:adopted by the House; Roll Call 510: yeas 90, nays 1  
S 04/26/2023 Conference Committee Report 1: adopted by the Senate; Roll Call 493: yeas 50, nays 0  
H 04/25/2023 CCR #1 filed in the House  
S 04/25/2023 CCR #1 filed in the Senate  
S 04/19/2023 Senate advisors appointed: Yoder, Byrne, and Glick  
S 04/19/2023 Senate conferees appointed: Niemeyer and Niezgodski  
H 04/18/2023 House advisors appointed: Morrison, Aylesworth and Bauer M  
H 04/18/2023 House conferees appointed: Engleman and Errington  
S 04/13/2023 Senate dissented from House amendments  
S 04/13/2023 Motion to dissent filed  
H 03/29/2023 Returned to the Senate with Amendments  
H 03/28/2023 Third reading: passed; Roll Call 317: yeas 62, nays 31  
H 03/27/2023 Amendment #2 (Errington) failed; Roll Call 299: yeas 32, nays 64  
H 03/27/2023 Amendment #4 (Lehman) prevailed; voice vote  
H 03/23/2023 Committee report: amend do pass, adopted  
H 02/28/2023 First reading: referred to Committee on Environmental Affairs  
S 02/07/2023 Referred to the House  
S 02/06/2023 Senator Tomes added as coauthor  
S 02/06/2023 Senator Doriot added as coauthor  
S 02/06/2023 Senator Niezgodski added as third author  
S 02/06/2023 Senator Niezgodski removed as coauthor  
S 02/06/2023 Cosponsors: Representatives Miller D and King J  
S 02/06/2023 House sponsor: Representative Engleman  
S 02/06/2023 Third reading: passed; [Roll Call 71: yeas 44, nays 5](#)  
S 02/02/2023 Senator Niezgodski added as coauthor  
S 02/02/2023 Second reading: ordered engrossed  
S 01/30/2023 Committee report: do pass, adopted  
S 01/26/2023 Senator Sandlin added as second author  
S 01/19/2023 First reading: referred to Committee on [Environmental Affairs](#)  
S 01/19/2023 Authored by Senator Byrne

### **HB 1132: Land Use Task Force.**

**Authored by:** Rep. Kendall Culp.

**Co-Authored by:** Rep. Kyle Pierce, Rep. Doug Miller, Rep. Renee Pack

**Sponsored by:** Sen. James Buck, Sen. Brian Buchanan, Sen. Spencer Deery, Sen. Andrea Hunley, Sen. Jean Leising, Sen. Chip Perfect, Sen. Shelli Yoder

**Digest:** Land use task force. Creates the land use task force to study and make recommendations concerning: (1) areas where food insecurity exists; (2) development growth trends in communities across Indiana; and (3) other community growth issues.

### **Bill Actions as of 05/18/2023**

H 05/01/2023 Public Law 124

H 05/01/2023 Signed by the Governor

S 04/26/2023 Signed by the President of the Senate

S 04/21/2023 Signed by the President Pro Tempore

H 04/21/2023 Signed by the Speaker

S 04/11/2023 Returned to the House without amendments

S 04/10/2023 Third reading: passed; Roll Call 340: yeas 49, nays 0

S 04/04/2023 Senators Leising, Perfect, Yoder added as cosponsors

S 04/04/2023 Amendment#1 (Young M) failed; voice vote  
S 04/04/2023 Second reading: ordered engrossed  
S 03/30/2023 Senator Hunley added as cosponsor  
S 03/30/2023 Committee report: do pass, adopted  
S 02/27/2023 First reading: referred to Committee on Commerce and Technology  
H 02/15/2023 Referred to the Senate  
H 02/14/2023 Senate sponsors: Senators Buck, Buchanan, Deery  
H 02/14/2023 Third reading: passed; [Roll Call 118: yeas 96, nays 0](#)  
H 02/13/2023 Representative Park R added as coauthor  
H 02/13/2023 [Amendment #1](#) (Culp) prevailed; voice vote  
H 02/13/2023 Second reading: amended, ordered engrossed  
H 02/09/2023 Committee report: amend do pass, adopted  
H 02/06/2023 Representative Miller D added as coauthor  
H 02/06/2023 Representative Pierce K added as coauthor  
H 01/10/2023 First reading: referred to Committee on [Commerce, Small Business and Economic Development](#)  
H 01/10/2023 Authored by Representative Culp

**HB 1157: Residential housing development program.**

**Authored by:** Rep. Justin Moed.

**Co-Authored by:** Rep. Doug Miller, Rep. Renee Pack, Rep. Chris May

**Sponsored by:** Sen. Kyle Walker, Sen. Jack Sandlin, Sen. Andrea Hunley, Sen. Fady Qaddoura, Sen. J.D. Ford, Sen. Lonnie Randolph

**Digest:** Residential housing development program. Makes the following changes regarding Marion County redevelopment: (1) Revises allocation area requirements for the redevelopment commission (commission) to establish a housing program. (2) Allows the commission to establish a residential housing development program (residential housing program) and a tax increment funding allocation area for the residential housing program, if the construction of new houses fails to reach a benchmark. Requires the department of local government finance, in cooperation with the city of Indianapolis, to determine eligibility for the residential housing program. Specifies the rights, powers, privileges, and immunities of the commission in implementing a residential housing program.

**Bill Actions as of 05/18/2023**

H 05/01/2023 Public Law 126

H 05/01/2023 Signed by the Governor

S 04/26/2023 Signed by the President of the Senate

S 04/21/2023 Signed by the President Pro Tempore

H 04/21/2023 Signed by the Speaker

H 04/18/2023 House concurred in Senate amendments; [Roll Call 449: yeas 92, nays 2](#)

H 04/13/2023 Motion to concur filed

S 04/11/2023 Returned to the House with amendments

S 04/10/2023 Third reading: passed; [Roll Call 341: yeas 44, nays 5](#)

S 04/06/2023 Senator Randolph added as cosponsor

S 04/06/2023 Amendment #1 (Qaddoura) failed; [Roll Call 332: yeas 16, nays 32](#)

S 04/06/2023 Second reading: ordered engrossed

S 04/04/2023 Committee report: amend do pass, adopted

S 03/23/2023 Senator Ford J.D. added as cosponsor

S 03/23/2023 Committee report: do pass, adopted; reassigned to Committee on Tax and Fiscal Policy

S 03/20/2023 Senator Qaddoura added as cosponsor

S 03/20/2023 Senator Hunley added as third sponsor

S 03/20/2023 Senator Qaddoura removed as third sponsor



S 03/20/2023 Senator Sandlin added as second sponsor  
S 03/20/2023 Senator Hunley removed as second sponsor  
S 02/27/2023 First reading: referred to Committee on Local Government  
H 02/15/2023 Referred to the Senate  
H 02/14/2023 Senate sponsors: Senators Walker K, Hunley, Qaddoura  
H 02/14/2023 Third reading: passed; [Roll Call 120: yeas 91, nays 0](#)  
H 02/13/2023 Second reading: ordered engrossed  
H 02/09/2023 Committee report: do pass, adopted  
H 01/31/2023 Referred to the Committee on [Ways and Means pursuant to House Rule 127](#)  
H 01/31/2023 Committee report: do pass, adopted  
H 01/24/2023 Representative May added as coauthor  
H 01/23/2023 Representatives Miller D and Pack R added as coauthors  
H 01/10/2023 First reading: referred to Committee on [Local Government](#)  
H 01/10/2023 Authored by Representative Moed

**~~HB 1033: Local unit water infrastructure fund.~~**

**~~Authored by Rep. Randall Frye.~~**

**~~Co-Authored by Rep. Mike Andrade.~~**

**~~Digest:~~** ~~Local unit water infrastructure fund. Establishes the local unit water infrastructure fund (fund) to provide grants, loans, and other financial assistance to counties, cities, and towns for projects to: (1) repair, replace, or increase the capacity of water infrastructure; or (2) replace lead water service lines; in community water systems. Requires the Indiana finance authority (authority) to administer the fund. Provides that the fund consists of appropriations from the state general fund and money from other sources. Requires the authority to adopt guidelines to establish criteria for the making of grants and the providing of loans and other financial assistance from the fund. Provides that an application for a grant, a loan, or other financial assistance must be accompanied by all supporting materials required by the authority. Requires a local unit that applies for a grant, a loan, or other financial assistance to develop an asset management program for its community water system. Authorizes the authority to establish a maximum amount that one county, city, or town may receive as a grant. Requires the authority, if possible, to allocate at least 50% of the total amount of grants to counties having a population of less than 50,000 and cities and towns located in counties having a population of less than 50,000. Authorizes the authority to make the award of a grant conditional upon the local unit contributing a local match of funds to be combined with the grant, but imposes an upper limit on the amount of a matching grant that can be required of a county, city, or town falling within certain population parameters. Requires the authority to establish the interest rate or interest rate parameters for each loan from the fund, and allows the authority to take into account certain factors in setting interest rates or interest rate parameters. Provides that the authority may require a local unit that receives a loan to enter into a binding financial assistance agreement. Requires a biennial report on grants awarded and loans and other financial assistance provided from the fund.~~

**~~Bill Actions as of 01/10/2023~~**

**~~HB 1033~~**

~~H 01/19/2023 Representative Andrade M added as coauthor  
H 01/09/2023 First reading: referred to Committee on [Ways and Means](#)  
H 01/09/2023 Authored by Representative Frye R~~

**~~HB 1218: Environmental scrutiny before property transfer.~~**

**~~Authored by Rep. Mike Aylesworth~~**

**~~Digest:~~** ~~Environmental scrutiny before property transfer. Provides that, after June 30, 2024, the following apply: (1) If a dwelling for sale is connected to a residential onsite sewage~~

system, the system must be inspected by a qualified inspector; if the inspection indicates that the system is failing, the sales disclosure form that an owner is required under current law to submit to a prospective buyer must disclose that the system has been inspected and the qualified inspector determined that the system exhibited one or more of the conditions constituting system failure; and a failure of the dwelling owner to satisfy this requirement makes transfer of ownership of the dwelling voidable at the election of the buyer, even after the closing. (2) Before a fee simple interest in a nondwelling structure connected to a commercial onsite sewage system may be transferred, the system must be inspected by a qualified inspector; a document disclosing the results of the inspection must be provided to the local health department, the county recorder, and the transferee; if the inspection discloses any condition constituting system failure, the transferee must present to the county recorder an affidavit stating that the cause of the system failure has been eliminated or will be eliminated before the transferee uses the nondwelling structure for the transferee's intended purpose; the county recorder may not record a deed transferring the fee simple interest in the nondwelling structure unless these requirements are satisfied; and a failure of the nondwelling structure owner to provide the required document is a complete defense to an action for breach of a contract to purchase the nondwelling structure and is a breach of a legal duty for which the transferee may bring a civil action for compensatory damages. (3) Before a fee simple interest in a lot containing both a water well and a dwelling connected to a residential onsite sewage system or a nondwelling structure connected to a commercial onsite sewage system may be transferred, water from the water well must be tested by a qualified tester for the presence of arsenic, nitrate, lead, and coliform bacteria; a document certifying that the testing has been conducted and setting forth the results of the testing must be provided to the local health department, the county recorder, and the transferee; the county recorder may not record a deed transferring the fee simple interest in the lot unless the recorder is presented this document; and a failure of the lot owner to provide the required document is a complete defense to an action for breach of a contract to purchase the lot and is a breach of a legal duty for which the transferee may bring a civil action for compensatory damages. Makes certain exceptions. Requires the state department of health to adopt rules to: (1) establish requirements and standards for the inspection of residential onsite sewage systems and commercial onsite sewage systems and the testing of well water; and (2) establish qualifications for inspectors of residential onsite sewage systems and commercial onsite sewage systems and testers of well water.

### **Bill actions as of 02/23/2023**

H 01/10/2023 First reading: referred to Committee on [Environmental Affairs](#)

H 01/10/2023 Authored by Representative Aylesworth

### **HB 1402: Sewage matters.**

**Authored by:** Rep. Jim Pressel

**Co-Authored by:** Rep. Doug Miller

**Sponsored by:** Sen. Rick Niemeyer, Sen. Chip Perfect

Waste management matters. Requires: (1) a regional sewage district; or (2) certain municipalities; at least 90 days before requiring the connection of a property to a sewer system and the discontinuance of use of the property's septic system, to notify the property's owner about a statutory exemption from the requirement to connect to the sewer system that may apply to the property. As of January 1, 2023, transfers authority over 410 IAC 6-8.3, an administrative rule on residential onsite sewage systems, from the Indiana department of health to the technical review panel. Requires the technical review panel to review 410 IAC 6-8.3 and adopt amendments to 410 IAC 6-8.3 to recognize and authorize the use in Indiana of: (1) residential onsite sewage system "technology new to Indiana" that has been approved by the technical review panel; and (2) other new and technically

advanced residential onsite sewage systems and technology that will potentially provide effective and sanitary solutions to residential sewage treatment and disposal problems.

**Bill actions as of 05/18/2023**

H 05/04/2023 Public Law 232

H 05/04/2023 Signed by the Governor

H 05/01/2023 Signed by the Speaker

S 04/28/2023 Signed by the President of the Senate

S 04/28/2023 Signed by the President Pro Tempore

S 04/27/2023 Rules Suspended. Conference Committee Report 1: adopted by the Senate;  
Roll Call 509: yeas 44, nays 5

H 04/27/2023 Rules Suspended. Conference Committee Report 1: adopted by the House;  
Roll Call 526: yeas 94, nays 0

S 04/26/2023 CCR #1 filed in the Senate

H 04/26/2023 CCR #1 filed in the House

S 04/13/2023 Senate advisors appointed: Niezgodski and Perfect

S 04/13/2023 Senate conferees appointed: Niemeyer and Yoder

H 04/06/2023 House advisors appointed: Morris, Morrison, Bauer M and Jackson

H 04/06/2023 House conferees appointed: Pressel and Errington

H 04/04/2023 House dissented from Senate amendments

H 04/04/2023 Motion to dissent filed

S 04/04/2023 Returned to the House with amendments

S 04/03/2023 Third reading: passed; Roll Call 292: yeas 48, nays 0

S 03/30/2023 Second reading: ordered engrossed

S 03/28/2023 Committee report: amend do pass, adopted

S 03/06/2023 First reading: referred to Committee on Environmental Affairs

H 02/22/2023 Referred to the Senate

H 02/21/2023 Senate sponsors: Senate Niemeyer and Perfect

H 02/21/2023 Third reading: passed; [Roll Call 180: yeas 92, nays 0](#)

H 02/20/2023 Second reading: ordered engrossed

H 02/16/2023 Representative Miller D added as coauthor

H 02/16/2023 Committee report: amend do pass, adopted

H 01/17/2023 First reading: referred to Committee on [Environmental Affairs](#)

H 01/17/2023 Authored by Representative Pressel

**~~HB 1436: Onsite sewage systems and holding tanks.~~**

**~~Authored by Rep. Karen Engleman~~**

**~~Co-Authored by Rep. Doug Miller~~**

~~Digest: Onsite sewage systems and holding tanks. Defines "alternative residential onsite sewage system" as a system that: (1) is designed for the collection, storage, treatment, and disposal of sewage from the dwelling of one or two families; (2) is installed in a place that is not suitable for a standard septic system; (3) is a replacement for a standard septic system that did not function properly; (4) is based on a design or plan approved by the National Sanitation Foundation; (5) employs advanced treatment components not used in standard septic systems; (6) discharges treated effluent above ground; and (7) requires more frequent testing and maintenance than a standard septic system. Requires the environmental rules board to adopt rules, including emergency rules, to establish standards and specifications, effluent limitations, and inspection, maintenance, testing, service, and repair requirements for alternative residential onsite sewage systems. Requires the department of environmental management (IDEM) to issue a National Pollutant Discharge Elimination System general permit that will authorize the installation and use of alternative residential onsite sewage systems. Requires a local health department to grant a permit for an alternative residential onsite sewage system if certain requirements are met, including:~~

~~(1) the permit applicant has obtained coverage under the general permit; (2) the applicant affirms in writing that the alternative residential onsite sewage system will be installed and maintained in accordance with the rules of the environmental rules board; and (3) the permit applicant has filed an affidavit for recording in the county recorder's office that will provide notice to any prospective transferee of the applicant's property that the transferee will be subject to the ongoing inspection, maintenance, testing, service, and repair requirements applying to alternative residential onsite sewage systems. Provides that if the owner of property served by an alternative residential onsite sewage system fails to satisfy any inspection, maintenance, testing, service, or repair requirement, the local health department shall have the needed work done and shall bill the property owner for the cost. Provides that these costs, plus fees, if unpaid, become a lien against the property. Provides that septage that originates from a residential or commercial source may be held in one or more holding tanks of not more than 10,000 gallons until removed and transported from the site. Establishes requirements for septage holding tanks. Requires a permit from the local health department for the operation of a septage holding tank. Requires a septage tank owner to enter into a written contract with a septage management vehicle operator for regular removal of septage from the tank, to provide a copy of the contract to the local health department, and to provide proof to the local health department that the tank owner is regularly paying for the removal of septage from the holding tank. Requires a local health department to report to IDEM concerning the septage tanks in its jurisdiction.~~

**Bill actions as of 02/23/2023**

~~H 02/02/2023 Referred to the Committee on [Ways and Means pursuant to House Rule 127](#)~~

~~H 02/02/2023 Representative Miller D added as coauthor~~

~~H 02/02/2023 Committee report: do pass, adopted~~

~~H 01/17/2023 First reading: referred to Committee on [Environmental Affairs](#)~~

~~H 01/17/2023 Authored by Representative Engleman~~

**HB 1647: Residential Onsite Sewage Systems**

**Authored by:** Rep. Robert Morris

**Co-Authored by:** Rep. Edmond Soliday, Rep. Jim Pressel, Rep. Chris Judy

**Sponsored by:** Sen. Gary Byrne, Sen. Chris Garten, Sen. David Niezgodski

**Digest:** ~~Residential onsite sewage systems. Provides that, not more than 90 days before the sale of a fee simple interest in a residential property that is served by a residential onsite sewage system, the residential onsite sewage system must be inspected by a licensed septic system installer or inspector, a licensed onsite sewage system technician, or a registered professional engineer to determine whether the residential onsite sewage system is functioning properly. Requires that a written report of the inspection be provided to the local health department and retained for at least one year. Prohibits the installation of a residential onsite sewage system less than 25 feet from the edge of a sinkhole. Provides that a residential onsite sewage system installed after June 30, 2023, must include a riser attached to the distribution box. Provides that if a professional soil scientist has determined that a site is suitable for the installation of the residential onsite sewage system and a registered professional engineer, a registered soil scientist, a septic system installer or inspector licensed by the county, or the designer of the system has approved the design and specifications for the residential onsite sewage system, the local health department shall issue a permit for the residential onsite sewage system not more than 30 business days after receiving a complete application for the permit. Provides that: (1) if a lot has an area of at least one acre, a residential onsite sewage system may be installed on the lot if at least one site on the lot is determined to be suitable for the installation of the residential onsite sewage system; but (2) if a lot has an area of less than one acre, a residential onsite sewage system may not be installed on the lot unless at least two sites on the lot are determined to be suitable for the installation of the residential onsite sewage system.~~

~~Provides that a local health department that determines that a residential onsite sewage system is in system failure may issue an order requiring that the failure be corrected, but provides that the order is stayed if the owner or occupant of the residence served by the residential onsite sewage system, within 14 days, enters into a contract with a licensed septic system installer or inspector, a licensed onsite sewage system technician, or a registered professional engineer for the inspection of the residential onsite sewage system. Provides that if the installer or inspector, technician, or engineer determines that the residential onsite sewage system is not in system failure, the local health department shall: (1) withdraw its order; or (2) conduct an investigation to make a new determination whether the residential onsite sewage system is in system failure. Establishes an onsite sewage system technician licensing board (board) and provides that after July 1, 2025, an individual may not install, inspect, or provide maintenance or repair services for onsite sewage systems unless the individual has obtained a license from the board. Establishes exceptions to the licensing requirement. Authorizes the board to adopt rules concerning fees, continuing education requirements, and other matters, and authorizes the board to take disciplinary action.~~

**Bill Actions as of 04/13/2023**

~~H 04/11/2023 House advisors appointed: Soliday, Jeter, Pressel and Bauer M~~

~~H 04/11/2023 House conferees appointed: Morris and Errington~~

~~H 04/10/2023 House dissented from Senate amendments~~

~~H 04/10/2023 Motion to dissent filed~~

~~S 04/04/2023 Returned to the House with amendments~~

~~S 04/03/2023 Third reading: passed; Roll Call 297: yeas 39, nays 8~~

~~S 03/30/2023 Second reading: ordered engrossed~~

~~S 03/28/2023 Committee report: amend do pass, adopted~~

~~S 03/06/2023 First reading: referred to Committee on Environmental Affairs~~

~~H 02/28/2023 Referred to the Senate~~

~~H 02/27/2023 Senate sponsors: Senators Byrne, Garten, Niezgodski~~

~~H 02/27/2023 Third reading: passed; Roll Call 248: yeas 75, nays 19~~

~~H 02/23/2023 [Amendment #2](#) (Morris) prevailed; voice vote~~

~~H 02/23/2023 Second reading: amended, ordered engrossed~~

~~H 02/21/2023 Placed back on second reading~~

~~H 02/20/2023 Second reading: ordered engrossed~~

~~H 02/16/2023 Committee report: amend do pass, adopted~~

~~H 01/23/2023 Representatives Soliday, Pressel, Judy added as coauthors~~

~~H 01/19/2023 First reading: referred to Committee on Environmental Affairs~~

~~H 01/19/2023 Authored by Representative Morris~~



## 2023 Session Legislative Deadlines – obtained from <https://iga.in.gov/>

Date	Description
<b>Monday, October 24, 2022</b>	Senators may begin filing bills for the 2023 Session. Senators can file no more than a total of ten bills or joint resolutions.
<b>Tuesday, November 22, 2022</b>	Organization Day for the 2023 Session (IC 2-2.1-1-2). Representatives may begin filing bills.
<b>Monday, January 9, 2023</b>	Latest day session must reconvene (IC 2-2.1-1-2)
<b>Wednesday, January 11, 2023</b>	Senators may file only two bills per business day beginning today.
<b>Thursday, January 12, 2023</b>	Deadline for filing House bills.
<b>Friday, January 13, 2023</b>	Deadline for filing Senate bills not later than 4:00 p.m.
<b>Tuesday, January 17, 2023</b>	Filing of House vehicle bills.
<b>Friday, January 20, 2023</b>	Last day Senate bills may be assigned to Senate committees.
<b>Monday, February 27, 2023</b>	Last day for 3rd reading of House bills in House.
<b>Tuesday, February 28, 2023</b>	Last day for 3rd reading of Senate bills in Senate.
<b>Monday, April 17, 2023</b>	Last day for 3rd reading of Senate bills in House.
<b>Monday, April 17, 2023</b>	Last day for House adoption of conference committee reports without Rules Committee approval.
<b>Tuesday, April 18, 2023</b>	Last day for 3rd reading of House bills in the Senate.
<b>Tuesday, April 18, 2023</b>	Last day for Senate adoption of conference committee reports without Rules Committee approval.
<b>Saturday, April 29, 2023</b>	Last day for adjournment of both houses (IC 2-2.1-1-3).