

Members

Sen. David Long, Chairperson  
Rep. Brian Bosma, Vice-Chairperson  
Sen. James Merritt  
Sen. Brandt Hershman  
Sen. Brent Steele  
Sen. Patricia Miller  
Sen. Timothy Lanane  
Sen. James Arnold  
Sen. Jean Breaux  
Rep. Kathy Kreag Richardson  
Rep. William Friend  
Rep. Eric Turner  
Rep. Matt Lehman  
Rep. Scott Pelath  
Rep. Vanessa Summers  
Rep. Linda Lawson



## LEGISLATIVE COUNCIL

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LSA Staff:

George T. Angelone, Attorney for the Council  
James Landers, Fiscal Analyst for the Council

Authority: IC 2-5-1.1

### MEETING MINUTES<sup>1</sup>

Meeting Date: May 23, 2013  
Meeting Time: 10:00 A.M.  
Meeting Place: State House, 200 W. Washington St., Room 431  
Meeting City: Indianapolis, Indiana  
Meeting Number: 1

**Members Present:** Sen. David Long, Chairperson; Rep. Brian Bosma, Vice-Chairperson; Sen. James Merritt; Sen. Brandt Hershman; Sen. Brent Steele; Sen. Patricia Miller; Sen. Timothy Lanane; Sen. James Arnold; Sen. Jean Breaux; Rep. Kathy Kreag Richardson; Rep. William Friend; Rep. Eric Turner; Rep. Matt Lehman; Rep. Scott Pelath; Rep. Vanessa Summers.

**Members Absent:** Rep. Linda Lawson.

Chairperson Long convened the meeting and introduced the members of the Council. Chairperson Long then announced the names of the individuals appointed to the four subcommittees of the Council as follows:

Data Processing Subcommittee

(1) Sen. Brandt Hershman, Chairperson

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<sup>1</sup> These minutes, exhibits, and other materials referenced in the minutes can be viewed electronically at <http://www.in.gov/legislative> Hard copies can be obtained in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for hard copies may be mailed to the Legislative Information Center, Legislative Services Agency, West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for hard copies.

- (2) Sen. Jean Breaux
- (3) Rep. Kathy Kreag Richardson
- (4) Rep. Scott Pelath

Legislative Evaluation Oversight Policy Subcommittee

- (1) Sen. Patricia Miller, Chairperson
- (2) Sen. Jean Breaux
- (3) Rep. Bill Friend
- (4) Rep. Linda Lawson

Personnel Subcommittee

- (1) President Pro Tempore David Long, Chairperson
- (2) Speaker Brian Bosma
- (3) Rep. Scott Pelath
- (4) Sen. Timothy Lanane

Space Utilization Subcommittee

- (1) Sen. James Merritt, Chairperson
- (2) Sen. James Arnold
- (3) Rep. Kathy Kreag Richardson
- (4) Rep. Vanessa Summers

Chairperson Long announced that the General Assembly would convene for a regular technical session on June 12, as authorized by House Concurrent Resolution 60 adopted by the House of Representatives and the Senate under the authority of IC 2-2.1-1-2.5.

Chairperson Long asked George T. Angelone, Executive Director of the Legislative Services Agency, to describe the proposed resolutions on the agenda.

Mr. Angelone briefly described LC Resolution 13-01 (attached as Exhibit No. 1). He indicated that LC Resolution 13-01 specifies how study committee members are to be appointed and how study topics are to be assigned among the various study committees. Mr. Angelone indicated that the Resolution assigns 59 of the 144 study topics requested for study to 20 different study committees. He noted that several topics have been reassigned from the study committee described in the statute creating the study to another study committee established by law. In addition, the Commission on Education is directed to conduct its first meeting in June to review the administration of the ISTEP test.

Sen. Breaux and Rep Summers each indicated that topics that they had suggested for study were not included in the Resolution. Chairperson Long and Vice-Chairperson Bosma both indicated that the Resolution contains fewer study topics than had been requested for study. The resulting list reflects an intent to establish a manageable workload for legislators during the interim period. They indicated that study committee chairs can, at their discretion, study other topics as time permits. Rep. Pelath and Sen. Lanane concurred that the number of study requests was very large. The Council adopted LC Resolution 13-01 by consent.

Mr. Angelone indicated that LC Resolution 13-02 establishes the policies and rules under which study committees are to operate during the 2013 interim ( attached as Exhibit No. 2). He stated that the text of the Resolution is substantially similar to the policies and guidelines adopted for the 2012 interim. The most significant change involved the

provision authorizing the following committees to conduct more meetings than would otherwise be feasible under the budget authorized for the committee:

- (1) the Health Finance Commission;
- (2) the Interim Study Committee on Economic Development;
- (3) the Joint Study Committee on Transportation and Infrastructure Assessment and Solutions; and
- (4) the Commission on Education.

The Resolution permits the Chairperson and Vice-Chairperson to increase the budget of these study committees upon request of the committee chairperson. The Council adopted LC Resolution 13-02 by consent.

Mr. Angelone indicated that LC Resolution 13-03 ( attached as Exhibit No. 3) directs that:

- (1) the Joint Study Committee on Transportation and Infrastructure Assessment and Solutions to review the results of the evaluation of the Indiana Department of Transportation and its management of infrastructure and road financing and to be submitted by the Legislative Services Agency by July 1, 2013; and
- (2) the Legislative Services Agency, under the direction of the Council's Legislative Evaluation and Oversight Policy Subcommittee, conduct a study:

- (A) evaluating the efficacy of housing all state programs relating to emergency medical services and the state's trauma system within one state agency; and
- (B) comparing Indiana's trauma system to trauma systems in other states.

The Council adopted LC Resolution 13-03 by consent.

Having no further business, Chairperson Long adjourned the meeting.

## **EXHIBIT 1**

### **LEGISLATIVE COUNCIL RESOLUTION 13-01**

(As Adopted May 23, 2013)

BE IT RESOLVED BY THE INDIANA LEGISLATIVE COUNCIL:

SECTION 1. Any interim study committee created by statute, and required to operate under the rules of the Council, unless otherwise provided by statute or Legislative Council resolution, and any interim committee created by the Legislative Council, shall be composed of twelve (12) voting members, with six (6) appointed from the House by the vice-chair of the Council, and six (6) appointed from the Senate by the chair of the Council. Appointments from each chamber shall be divided equally between the two major political parties. The chair and vice-chair of the Council may each appoint non-legislators to serve as non-voting members of a committee. Except when a statute provides for co-chairs for a statutory committee:

- (1) the chair of the Council, with the advice of the vice-chair, shall designate the chair of each committee; and
- (2) the vice-chair of the Council, with the advice of the chair, may designate a vice-chair of each committee.

However, the chair of the Senate Education and Career Development Committee and the chair of the House Education Committee shall serve as co-chairs of the Interim Study Committee on Common Core Education Standards.

SECTION 2. The committee identified in this SECTION is established and shall study and make findings and recommendations concerning the topics assigned to it before November 1, 2013.

#### **1. INTERIM STUDY COMMITTEE ON COMMON CORE EDUCATION STANDARDS**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Compare existing Indiana standards with the common core education standards and other state and national education standards.
- B. Consider best practices in developing and adopting the standards, seeking information from a broad range of sources, including the following:
  - (i) Subject area teachers from elementary and secondary schools in Indiana.
  - (ii) Subject area instructors.
  - (iii) National experts on SAT and ACT testing.

- (iv) The office of the superintendent of public instruction.
  - (v) Other persons knowledgeable about other state and national education standards
- C. Evaluate the cost to the state or school corporations associated with implementing Partnership for Assessment of Readiness for College and Careers assessment or the Smarter Balanced assessment by schools.
  - D. Evaluate the cost to the state or school corporations associated with implementing the common core education standards.
  - E. Review from the reports from the Department of Education and the Office of Management and Budget to the Legislative Council required by HEA 1427-2013, SECTION 13.

(HEA 1427-2013, SECTION 13).

**2. SCHOOL SAFETY INTERIM STUDY COMMITTEE**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. How to improve the safety of schools in Indiana.
- B. Develop best practices for a school resource officer to employ in order to successfully carry out the officer's responsibilities under IC 20-26-18.2-1(a)(2).

(SEA 1-2013, SECTION 14).

SECTION 3. The Legislative Council charges the following entities to study the topics indicated, and to submit findings and recommendations to the Council before November 1, 2013:

**1. INDIANA COMMISSION ON AUTISM (IC 12-11-7-2)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

Effects of current and potential insurance coverage reductions on autism patients, families, and schools. (Rep. Summers; Rep. Hale).

**2. CENSUS DATA ADVISORY COMMITTEE (IC 2-5-19)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The study topics assigned to the committee by HEA 1311-2013, SECTION 54 (election matters).

- B. The study topics assigned to the committee by SEA 250-2013, SECTION 2 (petition carriers).
- C. The study topics assigned to the committee by SEA 518-2013, SECTION 105 (various election law matters).

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

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

Prepare legislation for introduction in the 2014 regular session of the general assembly to organize and correct statutes affected by SEA 537-2013, if necessary (Secretary of State, dealer services, and vehicles: SEA 537-2013, SECTION 85).

**4. COMMISSION ON COURTS (IC 33-23-10-1)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

Adding a magistrate in the Vanderburgh County Circuit Court.

**5. COMMISSION ON IMPROVING THE STATUS OF CHILDREN IN INDIANA (IC 2-5-36-3)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The study topics assigned to the commission by SEA 125-2013, SECTION 1. (vulnerable youth).
- B. The study topics assigned to the Committee on Child Care (IC 12-17.2-3.3-2) by SEA 305-2013, SECTION 18 (due process for child care providers) is transferred to the Commission on Improving the Status of Children in Indiana.
- C. The following:
  - (i) Whether Indiana should require a photograph of a SNAP recipient on the recipient's electronic benefits transfer (EBT) card.
  - (ii) Whether Indiana should require a SNAP recipient to show the recipient's photo identification issued by a federal, state, or local unit when the recipient uses the recipient's electronic benefits transfer (EBT) card.
  - (iii) Whether Indiana should seek approval to allow the distribution of SNAP benefits to a recipient on a bimonthly basis.

(SEA 530-2013, SECTION 2).

**6. CRIMINAL LAW AND SENTENCING POLICY STUDY COMMITTEE  
(IC 2-5-31.4)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Prepare legislation for introduction in the 2014 regular session of the general assembly that corrects statutes affected by HEA 1006-2013 (various changes to the criminal code: HEA 1006-2013, SECTION 684).
- B. The following:
  - (i) Evaluate the criminal statutes in IC 7.1 and IC 9 and to make recommendations to the general assembly for the modification of criminal laws in IC 7.1 and IC 9.
  - (ii) Study and make recommendations to the general assembly concerning advisory sentences, including whether the Indiana criminal code should use advisory sentences.
  - (iii) Study and make recommendations to the general assembly concerning the suspendibility of sentences.
  - (iv) Study the issue of recidivism as it applies to Indiana inmates.
  - (v) Study and make recommendations to the general assembly concerning criminal justice funding, including the cost to local government.
  - (vi) Study and make recommendations to the general assembly concerning sentencing laws and other issues related to sentencing.

(HEA 1006-2013, SECTION 683).

- C. Collection of crime and delinquency data (SEA 347-2013, SECTION 10).

**7. DATA PROCESSING SUBCOMMITTEE OF THE LEGISLATIVE COUNCIL**

THE SUBCOMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

Alignment of service regions with the geographic distribution of users of government services in each region, particularly workforce development, secondary school vocational regions, and higher education regions.

**8. INTERIM STUDY COMMITTEE ON ECONOMIC DEVELOPMENT  
(IC 2-5-31.8-1)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The study topics assigned to the Committee by HEA 1001-2013, SECTION 359 (economic development in rural areas).
- B. Supplier discriminating against consumers based on the price of promotion of goods to retailers by refusing to sell to a retailer a good at the same price that the supplier sells the good to any other retailer (SEA 382-2013, SECTION 4).
- C. The following:
  - (i) Whether a holder of a farm winery permit should be entitled to sell wine to holders of wine retailer's permits issued under IC 7.1-3-14; or wine dealer's permits issued under IC 7.1-3-15.
  - (ii) Current options that Indiana farm wineries have in getting the farm wineries' products to Indiana retailers.
  - (iii) The cost and effectiveness of the options described in subdivision (2) for manufacturers, distributors, and retailers of alcoholic beverages in Indiana.
  - (iv) The effect that allowing Indiana farm wineries to sell directly to retailers and dealers would have on the efficiency of collecting wine excise tax and out-of-state wineries.

(HB 1017 as printed April 5, 2013).

- D. Regulation of residential leases by political subdivisions (HEA 1313-2013, SECTION 2).
- E. Trespassing for the purpose of harming a business, and making video images of a business with the intent to falsely portray the operations of a business.

**9. COMMISSION ON EDUCATION (IC 2-5-38.1-2)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The study topics assigned to the Commission by HEA 1003-2013, SECTION 19 (nonpublic school scholarships).
- B. The study topics assigned to the Commission by SEA 338-2013, SECTION 1 (absenteeism; school improvement plans; addition of school attendance requirements to TANF eligibility standards).
- C. The study topics assigned to the Commission by SEA 409-2013, SECTION 1 (teacher preparation programs).

- D. The study topics assigned to the Commission by SEA 189-2013, SECTION 1. (length of school year; expansion of performance qualified school program).
- E. The following study topics assigned to an interim study committee called the Coaching Education Issues Study Committee (SEA 372-2013, SECTION 1) are transferred to the Commission on Education:
  - (i) The feasibility of requiring all athletic activities, in addition to football, to meet coaching education standards concerning athlete concussions.
  - (ii) Issues relating to the sudden cardiac arrest of student athletes.

(SEA 372-2013, SECTION 1).

- F. Administration of ISTEP testing. The Commission is directed to conduct its first meeting in June 2013, as soon as practicable after the results of the latest ISTEP test are released, and devote the meeting primarily to a study of this study topic.

**10. HEALTH FINANCE COMMISSION (IC 2-5-23)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Health care reform, including the following:
  - (i) Establishment and implementation of an exchange in Indiana.
  - (ii) The definition of "essential health benefits" for use in Indiana under the Affordable Care Act, including ensuring that the definition results in adequate benefits.

(SB 540-2013, SECTION 1 (introduced version).

- B. The study topics assigned to the Commission by SEA 246-2013, SECTION 8 (disposal of used prescription drugs).
- C. The study topics assigned to the Commission by SEA 272-2013, SECTION 8(d) concerning biosimilar biological products.
- D. The following:
  - (i) Whether it is appropriate to amend certain statutes to allow certified registered nurse anesthetists to be classified as advanced practice nurses.
  - (ii) Issues concerning ambulatory outpatient surgical centers.

(SEA 273-2013, SECTION 60 (vetoed)).

- E. The study topics assigned to the Commission by SEA 559-2013, SECTION 16 (Medicaid false claims and whistle-blower protection).
- F. The study topics assigned to the Commission by SEA 590-2013, SECTION 17 (dental care).
- G. The study topics assigned to the Commission by SEA 616-2013, SECTION 1 (electronic medical records).
- H. The study topics assigned to the Commission by SEA 415-2013, SECTION 7 (adult and child immunizations). The identical topic assigned to the Interim Study Committee on Adult and Children Immunization Issues by HEA 1464-2013, SECTION 3 (increasing immunization rate) are consolidated with the study topics assigned to the Health Finance Commission.

**11. INTERIM STUDY COMMITTEE ON INSURANCE (IC 2-5-33.3-2)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Consumer lawsuit lending (HEA 1558-2013, SECTION 1).
- B. The study topics assigned to the Committee by HEA 1132-2013, SECTION 3 (release of liens on mortgaged property).
- C. The study topics assigned to the Committee by HEA 1098-2013, SECTION 1 (uninsured motorists).

**12. COMMISSION ON MENTAL HEALTH AND ADDICTION (IC 12-21-6.5-2)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The study topics assigned to the Commission by SEA 246-2013, SECTION 9 (addiction treatment).
- B. The study topics assigned to the Commission by SEA 267-2013, SECTION 26 (children's social, emotional, and behavioral health plan).
- C. The study topics assigned to the Commission by SEA 267-2013, SECTION 27 (mental health crisis intervention teams).
- E. The study topics assigned to the Health Finance Commission by SEA 246-2013, SECTION 10 ( use of methadone and opioids in treatment programs and clinical settings) are transferred to the Commission on Mental Health and Addiction.

- F. The study topics assigned to the INSPECT Interim Study Committee by HEA 1465-2013, SECTION 3 (enhancement of the INSPECT program) are transferred to the Commission on Mental Health and Addiction.

**13. PENSION MANAGEMENT OVERSIGHT COMMISSION (IC 2-5-12)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

The study topics assigned to the Commission by HEA 1001-2013, SECTION 358 (state police 1987 benefit system).

**14. REGIONAL CAMPUSES STUDY COMMITTEE (IC 2-5-37.7-2)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS;

The study topics assigned to the Committee by SEA 98-2013, SECTION 1 (regional campuses).

**15. CENTRAL INDIANA TRANSIT STUDY COMMITTEE (HEA 1011-2013, SECTION 3)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

The study topics assigned to the Committee by HEA 1011-2013, SECTION 3 (bus and light rail transit; funding).

**16. JOINT STUDY COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE ASSESSMENT AND SOLUTIONS (IC 2-5-28.5-3)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The study topics assigned to the Committee by HEA 1450-2013, SECTION 1 (commuter rail; public mass transit funding).
- B. The study topics assigned to the Committee by SEA 585-2013, SECTION 1 (addition of port on Lake Michigan).
- C. The study topics assigned to the Interim Committee on Road Impact Fees (IC 2-5-36.3-2) by HEA 1324-2013, SECTION 2 (impact fees for hybrid and plug-in vehicles) are assigned to the Joint Study Committee on Transportation and Infrastructure Assessment and Solutions.
- D. Seat belts in school buses.

**17. COMMISSION ON STATE TAX AND FINANCING POLICY (IC 2-5-3-2)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The following:
- (i) The benefits of and limitations resulting from the publication of budgets, tax rates, and levies by political subdivisions.
  - (ii) Providing more flexibility in managing a political subdivision's budget.
  - (iii) The effects of the credit for excessive property taxes under IC 6-1.1-20.6 on unprotected taxes, as defined in IC 6-1.1-20.6-9.8.
  - (iv) The granting of a property tax exemption for real or personal property, or both, if the property is owned, occupied, and used for providing early childhood education.

(SEA 517-2013, SECTION 44).

- B. The study topics assigned to the Commission by HEA 1585-2013, SECTION 12 (township assistance).
- C. The study topics assigned to the Commission by HEA 1116-2013, SECTION 18 (public library budget procedures).
- D. Review of report (agricultural productivity factors) required by SEA 319-2013, SECTION 2 to be submitted by the Department of Local Government Finance to the Commission.
- E. Second half of review required by HEA 1072-2012 of income tax credits.
- F. Providing state tax credits to taxpayers that hire ex-felons (HR 78).
- G. The study topics assigned to the Interim Study Committee on Government Accounting (IC 2-5-36.5-2) by Sea 293-2013, SECTION 1 (governmental accounting) are transferred to the Commission on State Tax and Financing Policy.
- H. As necessary, prepare legislation for introduction in the 2014 regular session of the general assembly to organize and correct statutes affected by the following:
- (i) The establishment of the Indiana motorsports commission.
  - (ii) The establishment of the motorsports improvement program and fund.
  - (iii) Amendments to IC 4-4-11 to carry out the purposes of IC 5-1-17.5.

(Motorsports: HEA 1544-2013, SECTION 11).

- I. The study topics assigned to the Land Bank Study Committee (IC 2-5-36.8-2) by HEA 1317-2013, SECTION 1 (land banks) are transferred to the Commission on State Tax and Financing Policy.

**18. UNEMPLOYMENT INSURANCE OVERSIGHT COMMITTEE (IC 2-5-30-3)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The use of debit cards to pay unemployment insurance benefits.
- B. The direct deposit of unemployment insurance benefits to a claimant's own checking or savings account.

(HEA 1457-2013, SECTION 9).

**EXHIBIT 2**

**LEGISLATIVE COUNCIL RESOLUTION 13-02**

(As Adopted May 23, 2013)

BE IT RESOLVED BY THE INDIANA LEGISLATIVE COUNCIL:

**POLICIES GOVERNING STUDY COMMITTEES**

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

- (1) is chaired by a member of the General Assembly and has members of the General Assembly serving as at least one-half of its voting membership;
- (2) is required by law to be staffed by the Legislative Services Agency (LSA) or to operate under procedures or policies established by the Legislative Council;
- (3) 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
- (4) is comprised of standing committees of both the House and Senate.

**SECTION 2. APPLICATION AND INTERPRETATION OF RESOLUTION.** (a) Study committees, as defined in SECTION 1 of this resolution, are under the jurisdiction of the Legislative Council. The LSA shall provide staff support to those committees as directed by the Legislative Council.

(b) In the event of a conflict between a statute governing a study committee and a provision of this resolution, the statute supersedes such a provision, but only to the extent of the conflict. If the statute in question is silent with regard to a provision of this resolution, this resolution prevails.

**SECTION 3. TERMS OF APPOINTMENT FOR CERTAIN STUDY COMMITTEE CHAIRS.** Unless otherwise provided by a statute or by Council resolution, the appointment of a chair of a statutory or Council-created study committee expires on December 31 of the year in which the chair is appointed.

**SECTION 4. CREATION OF SUBCOMMITTEES PROHIBITED.** (a) As used in this section, "subcommittee" refers to any entity consisting wholly or partially of a subset of members of a study committee.

(b) Unless required or specifically authorized by statute, or authorized by the Legislative Council, a study committee chair may not create subcommittees. The chair of a subcommittee

must be a legislator member of the study committee whose members form all or part of the subcommittee.

(c) Notwithstanding subsection (b), a study committee chair may establish informal work groups made up of study committee members so long as the work groups operate as follows:

- (1) No official action will be taken by a work group but the work group may report on its activities to the full study committee;
- (2) The LSA will not staff or take minutes during a work group meeting;
- (3) A lay member of a study committee is not entitled to a per diem or any expense reimbursement for activities related to the work group; and
- (4) A legislative member of a study committee may request the Senate or House to receive a per diem and other expense reimbursement for activities related to the work group.

**SECTION 5. PER DIEM AND MILEAGE AUTHORIZATION.** (a) The LSA is authorized to pay per diem and mileage or travel allowances, in the amounts provided by law, to:

- (1) any member of the General Assembly who is appointed by the Governor, Speaker of the House, President or President Pro Tempore of the Senate, House or Senate Minority Leader, or Legislative Council, to serve on any board or commission or on any research, study, or survey committee and who attends a meeting of that body;
- (2) any member of the General Assembly who attends an out-of-state meeting as authorized by the Speaker of the House of Representatives or the President Pro Tempore of the Senate, as the case may be; and
- (3) any person who is not a member of the General Assembly, but who is appointed by the Governor, Speaker of the House of Representatives, President or President Pro Tempore of the Senate, House or Senate Minority Leader, or Legislative Council to serve on any study committee under the jurisdiction of the Legislative Council and who attends a meeting of that committee.

(b) In addition to per diem and mileage, a lay member may request lodging reimbursement not to exceed a total of \$87 per night (inclusive of all applicable hotel taxes) for in-state committee meetings held outside of Marion County.

**SECTION 6. STUDY COMMITTEE MEETING DEADLINE.** (a) Per diem and mileage or travel allowances may be paid for attendance at a meeting of a study committee only if the meeting is held before November 1, 2013. This subsection does not apply to the Legislative Council or to a study committee created by statute or resolution of the legislative council, if that statute or resolution specifically requires or permits meetings during other times of the year or over multiple years (a statutory provision stating that a study committee shall meet upon the call of the chair is not specific authority for meetings after October 31, 2013).

(b) The Executive Director of the LSA may withdraw staff support from committees which propose to meet after organization day for the 2014 Regular Session, if, in the Executive

Director's opinion, staff resources cannot reasonably be diverted from legislative session work.

**SECTION 7. FUNDING FOR STUDY COMMITTEES.** (a) The budget of a study committee is \$9,500, unless a greater amount is authorized in writing by the Legislative Council Chair and Vice-Chair.

(b) Notwithstanding subsection (a), the budget of the Legislative Council and any study committee consisting of at least 16 members is \$16,500, unless a greater amount is authorized in writing by the Chair and Vice-Chair.

(c) The Legislative Council is committed to limiting study committee spending to the budgeted amounts specified in (a) and (b) above and authorization for greater amounts will only be approved in extraordinary circumstances. The assignment of a significant number of complex topics to the study committee or a requirement imposed by statute to conduct hearings outside the state capitol may be considered extraordinary circumstances. The Legislative Council authorizes:

- (1) the Health Finance Commission to meet up to five (5) times during the 2013 interim;
  - (2) the Interim Study Committee on Economic Development to meet up to five (5) times during the 2013 interim;
  - (3) the Joint Study Committee on Transportation and Infrastructure Assessment and Solutions to meet up to five (5) times during the 2013 interim; and
  - (4) the Commission on Education to meet up to five (5) times during the 2013 interim;
- and recognizes that additional amounts will most likely be needed by said commissions and committees.

(d) Payments for the following are chargeable against the budgets of study committees:  
(1) Payment of per diem, mileage, or travel allowances as permitted by SECTION 5 of this resolution;

(2) Payment of per diem, mileage, and travel allowances to Legislative Services Agency committee staff when a committee meets outside Indianapolis;

(3) Payment of any expert witness or outside staff compensation or expenses approved under SECTION 9 of this resolution;

(4) Payment for any special materials or publications purchased specifically for use by a study committee; and

(5) If approved by the chair, payments for other necessary expenses of a committee.

(e) Unless provided otherwise by the Legislative Council, the budget of a study committee created by the Legislative Council takes effect on adoption of this resolution and expires on November 30, 2013.

(f) The budgets of any study committees created by statute during the 2013 regular legislative session take effect on the adoption of this resolution, and expire June 30, 2014. However, the budgets of study committees previously created by statute take effect on July 1, 2013, and expire June 30, 2014.

**SECTION 8. STUDY COMMITTEE REPORT DEADLINES.** (a) Each study committee created by the Legislative Council shall submit a final report to the Council within 10 working days after the final meeting of the study committee; however, the Council Chair and Vice-Chair may jointly extend the due date for a committee's final report beyond that 10-day period. The final report shall set forth, in separate sections, background information, the committee's findings, and its recommendations concerning the topics identified in its work program.

(b) Study committees created by statute shall submit final reports at such times and contain such information as the Council directs.

(c) Study committees created by statute to which topics have been referred by the Council are requested to report their findings and recommendations on those topics to the Council within 10 working days after their final meeting for the interim. Requests for any minority reports on those topics must follow the procedures outlined in SECTION 12 of this resolution.

**SECTION 9. EXPERT WITNESS COMPENSATION.** (a) If a study committee wishes to compensate an expert witness or outside staff for his or her services, the chair must obtain the prior written approval of the Chair of the Legislative Council.

(b) Requests for expert witness or outside staff compensation must be submitted to the Chair in writing, and must indicate the amount of honorarium (if any) and the estimated amount of expense reimbursement (travel and lodging) that is desired. Once approved, the honorarium (if any) and reimbursement will be paid from funds appropriated to the Legislative Council and the LSA and allocated to that committee, unless a study committee has its own appropriation.

**SECTION 10. STUDY COMMITTEE POLICY RECOMMENDATIONS.** A study committee may not direct a public policy recommendation (except in its final report) to any public or private entity (except the Indiana House of Representatives, the Indiana Senate, or the Legislative Council) unless that committee has first obtained the written approval of the Personnel Subcommittee of the Legislative Council to do so.

**SECTION 11. TAKING ACTION BY STUDY COMMITTEES.** (a) Unless there are specific contrary provisions in a statute, a study committee may not recommend a final bill draft, or a final report, unless that draft or report has been approved by a majority of the voting members appointed to serve on that committee. All such votes taken by a study committee must be taken at a public meeting of the committee and shall be recorded in the committee's final report.

(b) A member of a study committee must be present at a meeting of the study committee to cast a vote. Proxy votes are never in order at a study committee meeting.

(c) Absence from one or more meetings of a study committee does not disqualify a

member of the study committee from casting votes at a subsequent meeting.

**SECTION 12. STUDY COMMITTEE MINORITY REPORTS.** LSA study committee staff may not prepare a "minority report" for members of a study committee unless at least 4 legislator members of that committee jointly make such a request in writing to the Executive Director of the LSA. The request must be made within 5 working days after adoption of a final report, and the minority report must be completed by not later than 10 working days after the date the request is made. No more than 1 minority report may be prepared for any study committee.

**SECTION 13. LOCATION OF STUDY COMMITTEE MEETINGS HELD OUTSIDE OF THE STATE HOUSE.** If a study committee meeting is to be held at a site other than the State House, the chair of the study committee should select a site that accommodates the needs of individuals with disabilities. However, this SECTION does not apply to any part of a meeting that consists of an on-site inspection of a project or program.

**SECTION 14. ISSUANCE OF SUBPOENA.** A study committee does not have the power to subpoena or otherwise compel the production of testimony or documents except to the extent such power is specifically granted to the study committee by the Legislative Council under IC 2-5-1.1.

**SECTION 15. DURATION OF THIS RESOLUTION.** This resolution, as amended from time to time, remains in force until specifically repealed or superseded.

### **EXHIBIT 3**

#### **LEGISLATIVE COUNCIL RESOLUTION 13-03**

(As Adopted May 23, 2013)

BE IT RESOLVED BY THE INDIANA LEGISLATIVE COUNCIL:

SECTION 1. The Legislative Council, pursuant to IC 2-5-21-10(c), directs that the Legislative Services Agency, under the direction of the Council's Legislative Evaluation and Oversight Policy Subcommittee, conduct a study:

- (1) evaluating the efficacy of housing all state programs relating to emergency medical services and the state's trauma system within one state agency; and
- (2) comparing Indiana's trauma system to trauma systems in other states.

SECTION 2. The staff of the Legislative Services Agency shall complete the study and report required by SECTION 1 by July 1, 2014.

SECTION 3. The Legislative Council charges the Joint Study Committee on Transportation and Infrastructure Assessment and Solutions to review the results of the evaluation of the Indiana Department of Transportation and its management of infrastructure and road financing and to be submitted by the Legislative Services Agency by July 1, 2013, pursuant to LCR 12-03.