



# IACC ANNUAL CONFERENCE

## 2018 Legislative Update

November 28, 2018

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# 2019 Indiana General Assembly

- Organization Day on Tuesday, November 20, 2018.
- Long Session – Budget Session.
- Session begins for the House & Senate on Thursday, January 3<sup>rd</sup>.
- Adjourn sine die by Monday, April 29, 2019.

# Legislative Leadership

## Legislative Leadership

### Indiana House of Representatives

**67 Republicans**  
House Speaker,  
Brian Bosma (R)  
Indianapolis



**33 Democrats**  
House Minority  
Leaders  
Phil GiaQuinta (D)  
Fort Wayne



### Indiana State Senate

**40 Republicans**  
President Pro  
Tempore,  
Rodrick Bray (R)  
Martinsville



**10 Democrats**  
Senate Minority  
Leaders,  
Tim Lanane (D)  
Anderson



# Governor Eric Holcomb – Next Level 2019 Agenda

- Governor Holcomb's 2019 agenda will again build on his five key pillars:
  - Cultivate a strong & diverse economy
  - Maintain & build the state's infrastructure
  - Develop a 21<sup>st</sup> Century skilled & ready workforce
  - Attack the Drug Epidemic
  - Deliver Great Government Services
- At this point, he has announced his priorities for infrastructure (Pillar II).

# Pillar II – Next Level Connections

- Bridge the digital divide by bringing high speed, affordable broadband to rural Indiana with a \$100m commitment.
- Link communities across the state with more hiking, biking and riding trails. (\$90m commitment)
- Complete major roads projects
  - Accelerate completion of I-69 Section 6 (\$600m commitment)
  - Build new interchanges on U.S. 31 and make improvements to Highways 20 & 30 in northern Indiana (\$190m commitment)
  - Clean up the state’s highways
- Bring more nonstop international flights to Indiana.
- Complete analysis to build fourth water port in Lawrenceburg. Pursue West Lake & South Shore rail projects in Northwest Indiana. (Slager)

# Next Level Connections – Toll Road

- The Indiana Finance Authority will amend its agreement with the Indiana Toll Road Concession Company (ITRCC).
- Will allow ITRCC to immediately increase toll rates for heavy vehicles by 35 percent.
- The \$1b in proceeds will be used to fund planned road projects in the 7 Toll Road counties.
- Frees up INDOT resources to be redirected to the Next Level Connections program.

# Next Level Connections – Toll Road

- As part of the new Agreement, ITRCC will invest \$50m into additional Toll Road upgrades.
- Over 10 years, by 2025, ITRCC will invest more than \$500m in Toll Road upgrades.
- The investments will ensure safer roadways and enhance economic development.

# So what's been happening during the 2018 Interim....

- A number of interim study committees have been meeting to discuss issues that may be before the 2019 General Assembly.

# 2018 Interim Study Committee Issues

- Alcohol Code Revision Commission
  - Downtown and county seat redevelopment
  - Allow 25% increase in alcohol permits in designated “entertainment areas”

# 2018 Interim Study Committee Issues (con't)

- Criminal Justice

- Examine how public safety programs are funded; potentially require local programs to show data supporting their effectiveness.
- Potential increase in per diem for Level 6 felons in county jails (currently \$35/day) – Sheriffs and Counties will seek \$55/day.
- Discussion of bias motivated crimes, but no official recommendation.
- Appointment and/or establishment of new magistrates in a handful of counties.
- Department of Child Services Overhaul

# 2018 Interim Study Committee Issues (cont'd)

- Fiscal Policy
  - Allocation of local income tax revenue when taxing units reorganize
  - Property tax related issues affecting Lake and St. Joseph Counties
  - Whether property taxes imposed due to a referendum should be eligible for local income tax property tax relief credits
  - Short term rentals
    - Which entities are required to collect sales tax
    - Whether local units can impose local innkeeper's tax
  - Establishment of a regional development tax credit and inclusion of property assessed as residential in a property tax allocation area
  - Whether enhanced funding for Level 6 felons in county jails would assist regional jail financing
  - Review and evaluation of all tax incentives, tax expenditures, and workforce related programs

# 2018 Interim Study Committee Issues (cont'd)

- Government
  - Costs and benefits of annual publication under IC 5-3; recommended keeping current requirements
  - Revision of statutes governing local government public works projects
- Public Health
  - Medical marijuana
  - Impact of opioid treatment programs on neighborhoods and communities
- Public Policy
  - Fiscal impact to governmental entities of gaming industry and sports wagering

# Water Infrastructure Task Force

- Established by HEA 1267-2018; first meeting in September 2018
- Tasked with examining and analyzing issues related to drinking water systems, wastewater management systems, and storm water management systems.
- After four meetings, the Water Infrastructure Task Force has discussed topics including:
  - Recommended standards and best management practices
  - State-wide long-term water supply and demand planning
  - Economic development value and quality of life related to improved water infrastructure
  - Managing agricultural storm water
  - Health impacts
  - Affordability considerations

# Justice Reinvestment Advisory Commission (JRAC)

- Established by legislation and went into effect July 1, 2015.
- Reviewed and made funding recommendations for Department of Correction community supervision grants, Division of Mental Health and Addiction's Recovery Works program, drafted legislation, and collected data.
- Accomplishments
  - FY 19 Community Corrections Grant Awards
    - \$28.4M distributed
    - 180 eligible entities requested \$35.3M
    - 54 full time and 5 part time new staff hired
  - Recovery Works Program
    - 16,000 individuals were enrolled in Recovery Works in FY18
    - \$26.8M expended in FY18
    - Top 5 services by client count: case management, drug screens, group substance use counseling, individual skills training, and group skills training
    - Top 5 counties: Marion, Vanderburgh, Allen, Vigo, and Elkhart

# Indiana Commission to Combat Drug Abuse (ICCDCA)

- Established by legislation during the 2016 session
- Governor Holcomb made attacking the drug epidemic one of the pillars of his agenda
  - Appointed Jim McClelland as Indiana’s first Executive Director of Drug Prevention, Treatment and Enforcement in January 2017
  - May 2017 – Released Strategic Plan
- Next Level Recovery Indiana
  - Mission: Develop and implement a data-driven system focused on substance abuse prevention, early intervention, treatment, recovery, and enforcement that substantially reduces the prevalence of substance use disorder (SUD) in Indiana.
  - Approach: Focus the resources of the public and private sector to respond to the current opioid abuse crisis and enhance the potential for timely responses to future crises from substance abuse.
- 2018 Accomplishments
  - Released geolocation feature on Next Level Recovery’s website to help Hoosiers find state-certified addiction treatment providers
  - Announced partnership with Indiana’s 2-1-1 to match Hoosiers with treatment and wraparound services
  - New program with Community Health Network to address opioid use disorder in mothers and treat babies with Neonatal Abstinence Syndrome

# Indiana Attorney General's Prescription Drug Abuse Prevention Task Force

- Established in September 2012
- Comprised of 100 members including; state legislators, law enforcement, health and medical professionals, pharmacists, federal, state and local government agencies, educators, advocates and treatment providers.
- Five core committees
  - Education: Developing education materials about appropriate prescribing and use of controlled substances for medical providers and the public
  - Enforcement: Targeting criminal prescribing and diversion
  - INSPECT: Ensuring sustainability and access to Indiana's Prescription Drug Monitoring Program
  - Take Back: Increasing availability of disposal sites for unused controlled substance (already collected over 3000 pounds of drugs on take backs)
  - Treatment & Recovery: Improving access to treatment for those suffering from addiction
- 2018 RX Symposium (October 29-30, 2018)
  - Attorney General Hill announced the expansion of the Prescription Drug Safety program. This prevention-oriented course includes lessons on the science behind addiction.
  - Course started in Marion County. Attorney General's Office is partnering to expand the digital course to 18 more counties.
  - Digital classes will reach approximately 100 high schools.

# Other issues to be discussed

- Alcohol Code Revision Commission
- County Executive “Routine and Administrative Functions” legislation
- Possible legislation to rework Indiana Community Mental Health Levy at the County level
- Possible legislation to differentiate county executive pay structure

# IACC PRIORITIES

- Support legislation to increase the per diem from \$35 to \$55 for Level 6 felons being held in local facilities
- Support legislation to allow for differentiated compensation for county commissioners based on assigned tasks
- Support legislation and coalition efforts to curb the use of opioids and prescription drugs in our communities and explore related needs to address issues locally (funding, jail overcrowding, mental health and addiction treatment services, etc.)
- Support responsible Tax Increment Financing as an economic development tool for counties

# IACC PRIORITIES CONT...

- Support DLGF legislation pertaining to county tax cancellations for government-owned property
- Support use of Tax Increment Financing for housing and reduce statutory restrictions
- Support legislation from the DLGF concerning county tax cancellation (county commissioner option to cancel taxes imposed on properties owned by a county, municipality, or port without DLGF approval)

# IACC PRIORITIES CONT...

- Support and defend Home Rule including, but not limited to, retaining the authority at the local level to control the development of land (zoning ordinances), adamantly oppose the pre-emption of local land use controls (i.e. short term rentals, mining, agricultural operations, utility installations, energy generation, and multi-power sources) and monitor for erosion of local license and permitting fees and powers

# IACC PRIORITIES CONT...

- Support the reevaluation and examination of big box assessment/market segmentation concerning buildings that are 10 years old or less
- Monitor discussion and legislation clarifying local public works statutes 36-1-12 and Title 4 and 5 to reduce conflicting provisions and provide clarification to local government officials
- Support legislation that allows the county executive to seek reimbursement from Medicaid for Level 6 felons
- Review the distance of a municipal buffer zone

# IACC PRIORITIES CONT...

- The Indiana Association of County Commissioners (“IACC”) believes that periodic review of Indiana’s annexation provisions is necessary to ensure a consistently fair balance of decision making power between the municipalities who initiate annexation proceedings and the counties who evaluate the proposals. The IACC understands the intricacy that accompanies annexation, and accepts that there are situations in which annexation benefits citizens living in the county. That said the IACC firmly believes that county commissioners, as the elected officials representing the constituents living in the proposed annexation area, should have a significant role to play before any annexation is allowed to move forward.

# IACC PRIORITIES CONT...

- The IACC supports the following proposed additions to the current annexation law:
- The county commissioners, as the elected officials representing the proposed annexation area, shall approve any proposed municipal annexation of county land, with the exception of voluntary annexation or annexation of properties that have a valid annexation waiver, prior to the transfer of property.
- The county commissioners shall have a formal right to object (and a process to by which to do so) for all voluntary annexations and/or annexation of properties that have a valid annexation waiver.
- In the event there are no objections to the proposed annexation put forth by the county commissioners, the annexation shall proceed uninterrupted.

# IACC PRIORITIES CONT...

- In the event a county commissioner objects to the proposed annexation within a specified period of time, the entire board of county commissioners shall vote on the proposed annexation in order to provide for sufficient representation by elected officials of those impacted by the proposed annexation.
- Sufficient notice must be provided to county officials of a proposed annexation with a clear timeline provided to allow county commissioners to object or raise concerns about the proposed annexation on behalf of their constituents.
- If the board of county commissioners fails to approve the proposed annexation by a majority vote, the municipal annexation shall not proceed.

# Questions?



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