

PROPOSED AMENDMENT

HB 1427 # 28

DIGEST

Department of local government finance. Provides that a political subdivision must upload a digital copy of every contract entered into after December 31, 2025, to the Indiana transparency website (website). Changes the individual responsible for submitting a statement attesting that a political subdivision uploaded a contract entered into in the preceding year to the website from the executive of the political subdivision to the fiscal officer of the political subdivision. Requires the department of local government finance to develop and implement an application programming interface that would allow a political subdivision to upload multiple contracts at once directly from the political subdivision's network to the website.

1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 5-14-3.8-3.5, AS AMENDED BY P.L.156-2024,
4 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2025]: Sec. 3.5. (a) This section applies only to contracts that
6 a political subdivision that is a taxing unit (as defined in IC 6-1.1-1-21)
7 enters into after June 30, 2016.
8 (b) As used in this section, "contract" means a contract, agreement,
9 or similar arrangement by any other name. The term includes all pages
10 of a contract, any attachments to the contract, and any amendments,
11 addendums, or extensions.
12 (c) **This subsection applies to a contract entered into before**
13 **January 1, 2026.** Subject to subsection (d), a political subdivision shall
14 upload a digital copy of a contract to the Indiana transparency website
15 one (1) time if the total cost of the contract to the political subdivision
16 exceeds fifty thousand dollars (\$50,000) during the term of the
17 contract. This subsection applies to all contracts for any subject,
18 purpose, or term, except that a political subdivision is not required to
19 upload a copy of an employment contract between the political
20 subdivision and an employee of the political subdivision. In the case of
21 a collective bargaining agreement, the political subdivision shall
22 upload a copy of the collective bargaining agreement and a copy of a
23 blank or sample individual employment contract. A political

1 subdivision shall upload the contract not later than sixty (60) days after
 2 the date the contract is executed. If a political subdivision enters into
 3 a contract that the political subdivision reasonably expects when
 4 entered into will not exceed fifty thousand dollars (\$50,000) in cost to
 5 the political subdivision but at a later date determines or expects the
 6 contract to exceed fifty thousand dollars (\$50,000) in cost to the
 7 political subdivision, the political subdivision shall upload a copy of
 8 the contract within sixty (60) days after the date on which the political
 9 subdivision makes the determination or realizes the expectation that the
 10 contract will exceed fifty thousand dollars (\$50,000) in cost to the
 11 political subdivision.

12 (d) **This subsection applies to a contract entered into before**
 13 **January 1, 2026.** The **executive fiscal officer** of a political subdivision
 14 shall upload a digital copy to the Indiana transparency website of any
 15 contract, regardless of the total cost, that is:

- 16 (1) related to the provision of fire services or emergency medical
 17 services; or
 18 (2) entered into with another unit or entity that provides fire
 19 services or emergency medical services.

20 A political subdivision shall upload the contract not later than sixty
 21 (60) days after the date the contract is executed. If a participating unit
 22 of a fire protection territory submits the agreement to establish the fire
 23 protection territory as required under this subsection, each of the
 24 participating units of the fire protection territory shall be considered to
 25 have complied with the requirements of this subsection.

26 (e) The executive body of a political subdivision may, by ordinance
 27 or resolution, identify ~~another an~~ individual **other than the fiscal**
 28 **officer of the political subdivision** ~~that is required~~ to upload contracts
 29 **as required** under ~~subsection (d) this section~~ and complete the
 30 attestation required under IC 6-1.1-17-5.4.

31 (f) Any ordinance or resolution adopted by the executive body of a
 32 political subdivision shall be submitted to the department of local
 33 government finance not later than five (5) days after the ordinance or
 34 resolution is passed.

35 (g) Nothing in this section prohibits the political subdivision from
 36 withholding any information in the contract that the political
 37 subdivision shall or may withhold from disclosure under IC 5-14-3. A
 38 political subdivision may redact or obscure signatures on a contract.
 39 The political subdivision is solely responsible for redacting information
 40 in the contract.

1 **(h) This subsection applies to a contract entered into after**
 2 **December 31, 2025. A political subdivision shall upload a digital**
 3 **copy of a contract to the Indiana transparency website one (1)**
 4 **time. This subsection applies to all contracts for any subject,**
 5 **purpose, or term, except that a political subdivision is not required**
 6 **to upload a copy of an employment contract between the political**
 7 **subdivision and an employee of the political subdivision. In the case**
 8 **of a collective bargaining agreement, the political subdivision shall**
 9 **upload a copy of the collective bargaining agreement and a copy of**
 10 **a blank or sample individual employment contract. A political**
 11 **subdivision shall upload the contract not later than sixty (60) days**
 12 **after the date the contract is executed.**

13 SECTION 2. IC 5-14-3.8-10 IS ADDED TO THE INDIANA CODE
 14 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 15 1, 2025]: **Sec. 10. Not later than December 31, 2025, the department**
 16 **shall develop and implement an application programming interface**
 17 **that would allow a political subdivision to upload multiple**
 18 **contracts at once directly from the political subdivision's network**
 19 **to the Indiana transparency website."**

20 Page 11, between lines 13 and 14, begin a new paragraph and insert:

21 "SECTION 3. IC 6-1.1-17-5.4, AS ADDED BY P.L.156-2024,
 22 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2025]: Sec. 5.4. (a) Not later than March 2 of each year, the
 24 ~~executive fiscal officer~~ of a political subdivision shall submit a
 25 statement to the department of local government finance attesting that
 26 the political subdivision uploaded any contract entered into during the
 27 immediately preceding year ~~related to the provision of fire services or~~
 28 ~~emergency medical services~~ to the Indiana transparency website as
 29 required by ~~IC 5-14-3.8-3.5(d)~~. **IC 5-14-3.8-3.5.**

30 (b) The department of local government finance may not approve
 31 the budget of a political subdivision or a supplemental appropriation
 32 for a political subdivision until the political subdivision files the
 33 attestation under subsection (a)."

34 Re-number all SECTIONS consecutively.

(Reference is to HB 1427 as introduced.)