Beth- Legislative, Water Funding & Indemnification Update

- Water infrastructure legislation passed and is awaiting signature by the Governor for SB 4 and HB 1406.
  - SEA 4 Water and Wastewater Utilities and Runoff, authored by Senator Ed Charbonneau (R) (SUPPORT & PASSED) Signed by the Governor, this is chief “policy” bill from the Senate to advance the issues from the Water Infrastructure Task Force that met over the interim. Many thanks Senator Charbonneau and Representative Soliday for their leadership on this important legislation.
  - HEA 1406 Water Infrastructure Assistance Fund and Program, authored by Rep. Ed Soliday (R) (SUPPORT & PASSED.) Awaiting Governor’s signature, this bill is a companion to SEA 4, and has some important procedures for an applicant to obtain funds, and a project prioritization system. Many thanks to Rep. Soliday and Senators Charbonneau, Glick and Niezgodski for their leadership on this important legislation. The additional state funding of $20 million annually for this infrastructure was split off, incorporated into HB 1001, the biennial budget.

- Indemnification/ Duty to Defend legislation passed and is also awaiting signature by the Governor for SB 230.
  - Please review the roll call votes in the both the House and Senate and send a note of thanks or email to those legislators who supported this vital bill! With its passage, the General Assembly has addressed “sole” negligence for the design and construction industry and fixed the uninsurable “duty to defend” contractual requirements for design professionals when they have done nothing wrong and are not negligent.

- Gas Tax Deferral?
  - Always included a provision in HEA 1002 to allow the Governor to utilize funds for kindergarten through grade 12 education, health care, or child services. Build Indiana Council monitors any potential reallocation of funds.
  - “If the governor determines that a transfer of money to the state highway fund should not occur, the governor must notify the budget committee of this determination at least thirty (30) days before that transfer is to be made. If the governor notifies the budget committee of a determination as provided in this subsection, the budget committee must review the governor’s determination not later than sixty (60) days after receiving the notification. If the governor provides such a notification, the governor may after review by the budget committee reallocate the money in the fund to be used instead for kindergarten through grade 12 education, health care, or child services, if the governor determines that federal or state revenues are insufficient to support those programs. However, if the budget committee does not meet to review the governor’s determination within sixty (60) days after receiving notification of the determination, the scheduled transfer of money to the state highway fund shall be made.”
**Shelby- INDOT Update**

- **INDOT 360 Strategic Review & Plan**
  - INDOT to roll out a debriefing session in early May 2019 for interview participants
  - INDOT to assess quick wins/ medium term solutions and long term considerations

- **ECI discussion**
  - ACEC made the case to INDOT and had the agency’s consent to approach the Governor’s office with information
  - However, it was the State’s position that if they increased the salaries of DOT personnel, they would have to be fair and extend that to all State departments, which would create financial strain

- **Lump Sum Contracts**
  - INDOT Commissioner expressed support of utilizing in a greater extend
  - Contact ACEC Indiana if you see something come out that should be lump sum

- **Design- Build**
  - Current policy under discussion: a firm doing preliminary work on the frontend cannot work for a contractor on the backend—this policy is not being administered consistently
  - ACEC Indiana to look at MnDOT list of services that do not conflict out

**Rick- ACEC Indiana Strategic Plan**

- **Membership Survey 2019**
  - Working to better educate the membership on two different PACs and where the money is spent
  - ACEC National PAC supports members of Congress and Senate. Contributions can only be from individuals.
  - ACEC State PAC supports candidates for the Indiana House and Senate; it does not contribute to candidates seeking statewide office (i.e. Governor) or local offices. ACEC Indiana State PAC funds are only used within Indiana. Contributions can be from companies and individuals.
  - Members recommended ACEC target public clients and legislators with QBS promotional efforts.

**Colleen- Opportunities for Involvement & Workforce Development**

- **Salary & Benefits Survey**
  - Results to participating members in May 2019 free of charge
  - Results to non-participating members in June 2019 for $500 (non-members rate is $1,000)
  - Encourage more firms to participate, driver for INDOT discussions etc.

- **Forums** opportunity for designated professionals and next generation leaders

- **Young professionals events**
  - Hosted 2 events, attended by about 75 young professionals each time
  - Safe environment for young professionals to grow professionally and form their network
  - **Emerging Professionals: The Influential Communicator Workshop**—next event on June 11

- **Workforce Development Committee**