



January 22, 2020

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## SENATE BILL No. 197

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DIGEST OF SB 197 (Updated January 21, 2020 2:39 pm - DI 132)

**Citations Affected:** IC 1-1.

**Synopsis:** Prohibited technology purchases. Defines "prohibited person" as a person that has been designated as posing a national security threat to the integrity of communications networks or the communications supply chain under a Federal Communications Commission rule. Prohibits money appropriated by the general assembly or a political subdivision from being granted to or used to purchase or obtain any equipment or services produced or provided by a prohibited person.

**Effective:** Upon passage.

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## Koch, Garten, Doriot

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January 6, 2020, read first time and referred to Committee on Homeland Security and Transportation.  
January 21, 2020, amended, reported favorably — Do Pass.

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SB 197—LS 6463/DI 129





January 22, 2020

Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

## SENATE BILL No. 197

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A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 1-1-15 IS ADDED TO THE INDIANA CODE AS  
2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON  
3 PASSAGE]:

4 **Chapter 15. Prohibited Technology Purchases**

5 **Sec. 1. As used in this chapter, "political subdivision" has the**  
6 **meaning set forth in IC 36-1-2-13.**

7 **Sec. 2. As used in this chapter, "prohibited person" refers to a**  
8 **person that has been designated as posing a national security**  
9 **threat to the integrity of communications networks or the**  
10 **communications supply chain under 47 CFR 54.9.**

11 **Sec. 3. As used in this chapter, "state agency" means an**  
12 **authority, board, branch, commission, committee, department,**  
13 **division, or other instrumentality of any of the following:**

- 14 (1) The executive, including the administrative department of  
15 state government.  
16 (2) The legislative department of state government.  
17 (3) The judicial department of state government.

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1           **(4) A state educational institution.**  
2           **(5) A body corporate and politic created by statute.**  
3           **Sec. 4. Money appropriated by the general assembly or a**  
4           **political subdivision may not be granted to or used to purchase or**  
5           **obtain any equipment or services produced or provided by a**  
6           **prohibited person.**  
7           **Sec. 5. A prohibited person is not considered responsible or best**  
8           **for purposes of determining whether a bidder or offeror is**  
9           **responsible or best under any of the following:**  
10           **(1) IC 4-13.6.**  
11           **(2) IC 5-16.**  
12           **(3) IC 5-22.**  
13           **(4) IC 8-23-9.**  
14           **(5) IC 36-1-12.**  
15           **(6) Any other statute under which a state agency or political**  
16           **subdivision awards a contract.**  
17           **SECTION 2. An emergency is declared for this act.**



COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill No. 197, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 10, delete "47 CFR 54.9 (as in effect on" and insert "**47 CFR 54.9**".

Page 1, line 11, delete "January 1, 2020)".  
and when so amended that said bill do pass.

(Reference is to SB 197 as introduced.)

CRIDER, Chairperson

Committee Vote: Yeas 6, Nays 0.

