

# HOUSE BILL No. 1307

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 22-13-4-1.6; IC 24-4-15.5.

**Synopsis:** Assistance for the hearing impaired. Requires the fire prevention and building safety commission (commission) to adopt rules requiring the installation of assistive listening systems that provide a wireless direct connection to the listener, such as audio frequency induction loop systems (AFILs), and beacon positioning systems in Class 1 structures located in a first or second class city. (Under current law, the commission is required to adopt rules requiring that a person must consider the installation of AFILs and beaconing position systems.) Provides that if an owner, operator, or employee of a retail establishment wears a face mask while interacting with customers during a public health emergency, an owner, operator or employee must, upon request, wear a face mask that is transparent to allow for lip reading. Provides that a customer may file a complaint with the local health department. Provides that a local health department may issue a letter of reprimand to the retail establishment if it receives more than five complaints.

**Effective:** July 1, 2021.

---

---

## Miller D, Campbell

---

---

January 14, 2021, read first time and referred to Committee on Employment, Labor and Pensions.

---

---



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

## HOUSE BILL No. 1307

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

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

- 1 SECTION 1. IC 22-13-4-1.6, AS ADDED BY P.L.200-2019,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2021]: Sec. 1.6. (a) The commission shall adopt building rules  
4 regarding installation of **assistive listening systems that provide a**  
5 **wireless direct connection to the listener, such as** audio frequency  
6 induction loop systems, and beacon positioning systems in Class 1  
7 structures located in a first or second class city after June 30, 2020.  
8 (b) The rules adopted under this section must:  
9 (1) require that a person performing new construction must  
10 **include** ~~consider~~ the installation of:  
11 (A) **an assistive listening system that provides a wireless**  
12 **direct connection to the listener, such as** an audio frequency  
13 induction loop system, as part of any public address system  
14 unless installation of an audio frequency induction loop system  
15 **or similar system** would be impractical; and  
16 (B) a beacon positioning system unless installation of a beacon  
17 positioning system would be impractical;



1 (2) require that a person performing any major alteration of an  
 2 existing facility's public address system must ~~consider~~ **include** the  
 3 installation of:

4 (A) **an assistive listening system that provides a wireless**  
 5 **direct connection to the listener, such as** an audio frequency  
 6 induction loop system, unless installation of an audio  
 7 frequency induction loop system **or similar system** would be  
 8 impractical; and

9 (B) a beacon positioning system unless installation of a beacon  
 10 positioning system would be impractical;

11 (3) require that a person performing new construction or any  
 12 major alteration of an existing facility's public address system  
 13 under subdivision (1) or (2) must solicit:

14 (A) at least one (1) bid for the installation of **an assistive**  
 15 **listening system that provides a wireless direct connection**  
 16 **to the listener, such as** an audio frequency induction loop  
 17 system, unless installation of an audio frequency induction  
 18 loop system **or similar system** would be impractical; and

19 (B) at least one (1) bid for the installation of a beacon  
 20 positioning system unless installation of a beacon positioning  
 21 system would be impractical;

22 (4) adopt American National Standards Institute (ANSI) and  
 23 International Electrotechnical Commission (IEC) standards for  
 24 audio frequency induction loop system installation, maintenance,  
 25 and performance; and

26 (5) develop standards for installation and maintenance of a  
 27 beacon positioning system.

28 **(c) For the purposes of this section, the installation of an**  
 29 **assistive listening system that provides a wireless direct connection**  
 30 **to the listener, such as an audio frequency induction loop system,**  
 31 **and a beacon positioning system is considered to be impractical if**  
 32 **the cost of the installation exceeds two percent (2%) of the total**  
 33 **budget for the new construction or alteration.**

34 SECTION 2. IC 24-4-15.5 IS ADDED TO THE INDIANA CODE  
 35 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2021]:

37 **Chapter 15.5. Transparent Face Masks**

38 **Sec. 1. This chapter applies to a retail establishment that is open**  
 39 **for business during a public health emergency declared under**  
 40 **IC 10-14.**

41 **Sec. 2. As used in this chapter, "customer" means a person who**  
 42 **is lawfully on the premises of a retail establishment.**



1           **Sec. 3. As used in this chapter, "face mask" means a covering**  
2 **for the nose and mouth that is worn to reduce the spread of an**  
3 **infectious agent or other pathogen.**

4           **Sec. 4. As used in this chapter, "retail establishment" means a**  
5 **place of business that is open to the general public for the sale of**  
6 **goods or services.**

7           **Sec. 5. (a) If an owner, operator, or employee of a retail**  
8 **establishment wears a face mask while interacting with a customer,**  
9 **the customer may request that the owner, operator, or employee**  
10 **wear a face mask that is wholly or partially transparent to allow**  
11 **for lip reading.**

12           **(b) Upon a request made under subsection (a), the owner,**  
13 **operator, or employee of a retail establishment must wear a face**  
14 **mask that is wholly or partially transparent to allow for lip reading**  
15 **while interacting with the customer who made the request.**

16           **Sec. 6. (a) A customer aggrieved by a violation of section 5 of**  
17 **this chapter may file a complaint with a local health department**  
18 **(as defined in IC 16-18-2-211(a)).**

19           **(b) If a local health department receives more than five (5)**  
20 **complaints against a retail establishment, the local health**  
21 **department may issue a letter of reprimand to the retail**  
22 **establishment.**

