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HB1006 **LAW ENFORCEMENT OFFICERS (STEUERWALD G)** Requires the Indiana law enforcement training board to establish mandatory training in de-escalation as part of the use-of-force curriculum, and requires de-escalation training to be provided as a part of: (1) pre-basic training; (2) mandatory inservice training; and (3) the executive training program. Establishes a procedure to allow the Indiana law enforcement training board to decertify an officer who has committed misconduct. Defines "chokehold" and prohibits the use of a chokehold under certain circumstances. Specifies that a law enforcement officer who turns off a body worn camera with the intent to conceal a criminal act commits a Class A misdemeanor. Requires an agency hiring a law enforcement officer to request the officer's employment record and certain other information from previous employing agencies, requires the previous employing agency to provide certain employment information upon request, and provides immunity for disclosure of the employment records. Makes an appropriation to the Indiana law enforcement training academy for making capital improvements.

Current Status: 2/18/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/18/2021 - First Reading
2/2/2021 - added as coauthor Representative Morrison

State Bill Page: [HB1006](#)

HB1028 **OPERATING WHILE INTOXICATED (LUCAS J)** Provides a defense to prosecution for a person who operates a vehicle with marijuana or its metabolite in the person's blood under certain conditions.

Current Status: 2/24/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/24/2021 - First Reading
2/23/2021 - Referred to Senate

State Bill Page: [HB1028](#)

HB1033 RESIDENCY OF POLICE OFFICERS AND FIREFIGHTERS (FRYE R) Removes the requirement that an individual residing in a county that is noncontiguous to a county in which a city is located live not more than 50 miles from a boundary of the city to be a member of that city's police or fire department.

Current Status: 3/2/2021 - Senate Homeland Security and Transportation, (Bill Scheduled for Hearing)

Recent Status: 2/18/2021 - Referred to Senate Homeland Security and Transportation
2/18/2021 - First Reading

State Bill Page: [HB1033](#)

HB1068 LOCAL OR REGIONAL JUSTICE REINVESTMENT ADVISORY COUNCILS (FRYE R) Establishes a local or regional justice reinvestment advisory council (local or regional advisory council) in each county in Indiana. Provides that the purpose of a local or regional advisory council is to review local or regional criminal justice systems, policies, and procedures. Provides that the justice reinvestment advisory council shall assist local or regional advisory councils with promoting: (1) the use of evidence based practices; and (2) certain best practices of community based alternatives and recidivism reduction programs. Sets forth duties of local or regional advisory councils. Requires that the justice reinvestment advisory council conduct a review of community corrections code provisions in the Indiana Code.

Current Status: 2/18/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/18/2021 - First Reading
2/2/2021 - Senate sponsor: Senator Koch

State Bill Page: [HB1068](#)

HB1082 HIGH TECH CRIMES UNIT PROGRAM (STEUERWALD G) Establishes the high tech crimes unit fund for the purpose of establishing up to 10 high tech crimes units that collectively represent the north, south, east, west, and central geographic areas of Indiana to enhance the ability of prosecuting attorneys to investigate, collect evidence, and prosecute high tech crimes.

Current Status: 2/23/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/23/2021 - First Reading
2/17/2021 - Referred to Senate

State Bill Page: [HB1082](#)

HB1097 CRIMINAL PENALTIES (ABBOTT D) Provides that a person who commits the offense of resisting law enforcement or interfering with public safety and has a prior conviction for either offense commits a Level 5 felony.

Current Status: 2/24/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/24/2021 - First Reading
2/23/2021 - Referred to Senate

State Bill Page: [HB1097](#)

HB1115 INTERFERING WITH PUBLIC SAFETY (MILLER D) Provides that a person who enters a marked off area after having been denied entry by a firefighter commits interfering with public safety. (Under current law, the offense is committed only if the person is denied entry by an emergency medical services provider or a law enforcement officer.)

Current Status: 2/24/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/24/2021 - First Reading
2/23/2021 - Referred to Senate

State Bill Page: [HB1115](#)

HB1201 EMERGENCY TRANSPORT OF INJURED OPERATIONAL CANINE (MCNAMARA W) Provides that if there is not an individual requiring medical attention or transport, a paramedic, advanced emergency medical technician, or emergency medical technician may use emergency ambulance services to transport an operational canine injured in the line of duty to a veterinary hospital or clinic. Specifies the care that may be provided to the operational canine. Specifies who is responsible for the transportation and treatment cost of an injured operational canine. Provides that a paramedic, advanced emergency medical technician, or emergency medical technician who in the performance of their duties and in good faith renders care or transportation to an injured operational canine is not liable: (1) for any act or omission when rendering the care or transportation; or (2) to the veterinary hospital or clinic for expenses incurred for emergency care provided to the injured operational canine. Requires that a written agreement concerning the transport and care of an operational canine must specify what services are covered under the agreement.

Current Status: 2/2/2021 - Senate sponsor: Senator Crider

Recent Status: 2/2/2021 - Third reading passed; Roll Call 45: yeas 91, nays 3

2/2/2021 - added as coauthor Representative Moseley

State Bill Page: [HB1201](#)

HB1227 THIRTEENTH CHECK AND \$50 INCREASE PAYMENT (KARICKHOFF M) Provides for a thirteenth check in 2021 for certain members of the: (1) Indiana state teachers' retirement fund; (2) public employees' retirement fund; (3) state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan; (4) state police pre-1987 benefit system; and (5) state police 1987 benefit system. Provides for a \$50 payment to members of the Indiana state teachers' retirement fund and public employees' retirement fund, and to

participants of the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan.

Current Status: 2/23/2021 - Referred to Senate Appropriations

Recent Status: 2/23/2021 - First Reading

2/11/2021 - Senate sponsor: Senator Walker G

State Bill Page: [HB1227](#)

HB1256 **JUVENILE COURT JURISDICTION (MCNAMARA W)** Provides that a child who: (1) commits indecent display by a youth; or (2) commits dangerous possession of a firearm or provides a firearm to another child in certain circumstances; has committed a delinquent act subject to the jurisdiction of a juvenile court.

Current Status: 2/23/2021 - Referred to Senate Corrections and Criminal Law

Recent Status: 2/23/2021 - First Reading

2/11/2021 - Senate sponsor: Senator Young M

State Bill Page: [HB1256](#)

HB1369 **FIREARMS MATTERS (SMALTZ B)** Effective March 30, 2022: (1) Repeals the law that requires a person to obtain a license to carry a handgun in Indiana; (2) Specifies that certain persons who are not otherwise prohibited from carrying or possessing a handgun are not required to obtain or possess a license or permit from the state to carry a handgun in Indiana; (3) Prohibits certain individuals from knowingly or intentionally carrying a handgun; (4) Creates the crime of "unlawful carrying of a handgun"; (5) Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor; (6) Specifies that the unlawful carrying of a handgun is a Level 5 felony if a person: (A) is less than 23 years of age; and (B) has an adjudication as a delinquent child for an act described by IC 35-47-4-5 (unlawful possession of a firearm by a serious violent felon); (7) Allows a resident of Indiana who wishes to carry a firearm in another state under a reciprocity agreement entered into by Indiana and the other state to obtain from the superintendent of the state police department a reciprocity license; (8) Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses; (9) Specifies the following fees for reciprocity licenses: (A) \$0 for five year reciprocity licenses, and (B) \$75 for lifetime reciprocity licenses; (10) Provides that a person who knowingly or intentionally exerts unauthorized control over a firearm of another person with the intent to deprive the person of any part of its value or use commits theft, a Level 5 felony; and (11) Allows for the imposition of an additional fixed term of imprisonment when a person knowingly or intentionally: (A) points; or (B) discharges; a firearm at someone the person knew, or reasonably should have known, was a first responder. Effective July 1, 2021: (1) Provides that the following must develop a process that allows law enforcement officers the ability to quickly access information about whether a person is a prohibited person who may not knowingly or intentionally carry a handgun: (A) The state police department; (B) The bureau of motor

vehicles; (C) Local law enforcement agencies; and (D) Any other state entity with access to information related to persons who may not knowingly or intentionally carry a handgun; (2) Provides that the information made available to law enforcement officers must meet all state and federal statutory, constitutional, and regulatory requirements; and (3) Allows state entities to enter into a memorandum of understanding to ensure that all legal requirements are met. Defines certain terms. Makes conforming amendments.

Current Status: 2/23/2021 - Referred to Senate

Recent Status: 2/22/2021 - Third reading passed; Roll Call 217: yeas 65, nays 31

2/22/2021 - Cosponsors: Senators Freeman and Garten

State Bill Page: [HB1369](#)

HB1558 **INDIANA CRIME GUNS TASK FORCE (STEUERWALD G)** Establishes the Indiana crime guns task force (task force) to address violent crime in Boone, Hamilton, Hancock, Hendricks, Marion, Morgan, Johnson, and Shelby counties by delivering, in cooperation with state and federal officials, a uniform strategy to trace firearms used to commit crimes. Establishes an executive board to direct and oversee the task force. Requires the Indiana criminal justice institute to establish and administer the task force fund. Makes conforming amendments.

Current Status: 2/23/2021 - Referred to Senate

Recent Status: 2/22/2021 - added as coauthors Representatives McNamara and Bartlett

2/22/2021 - Cosponsor: Senator Taylor G

State Bill Page: [HB1558](#)

SB77 **PEER SUPPORT SERVICES AND CISM SERVICES (CRIDER M)** Provides, with certain exceptions, that written or oral communications concerning the provision of peer support services and critical incident stress management services (CISM services) to a first responder are confidential and may not be disclosed without the first responder's consent. (Current law provides that communications concerning CISM services to an emergency responder are confidential.) Provides that a first responder's communication is not confidential and may be disclosed: (1) to prevent the first responder from committing a crime or fraud that the provider of CISM services or peer support services reasonably believes is likely to result in death, substantial bodily harm, or substantial economic injury to another; (2) if it conveys information regarding spousal abuse; (3) if the provider of CISM services or the peer support services was a witness or a party to the incident resulting in the provision of services to the first responder; or (4) if the first responder consents to disclosure. Provides that a person providing peer support services is not liable for damages for an act, error, or omission committed by the person in performing peer support services unless the act, error, or omission constitutes wanton, willful, or intentional misconduct.

Current Status: 2/23/2021 - Referred to House Veterans Affairs and Public Safety

Recent Status: 2/23/2021 - First Reading
1/26/2021 - added as coauthor Senator Ford Jon
State Bill Page: [SB77](#)

SB78 **HOSPITAL POLICE DEPARTMENTS (CRIDER M)** Provides that a police officer of a hospital police department (department) has county wide territorial jurisdiction only while the hospital police officer is on duty and in the performance of or engaged in the officer's normal duties. Provides that the governing board of a hospital may limit the department's jurisdiction. Requires the department to notify certain entities if the governing board of the hospital has limited the department's jurisdiction. Requires the department to create an annual report regarding crime on hospital property. Provides public access to certain records created by the department. Provides certain conditions under which a department officer may take action regarding a crime in progress.

Current Status: 2/23/2021 - Referred to House
Recent Status: 2/22/2021 - House sponsor: Representative Steuerwald
2/22/2021 - Third reading passed; Roll Call 149: yeas 37,
nays 12
State Bill Page: [SB78](#)

SB94 **PENSION MATTERS (BOOTS P)** Provides that the Indiana public retirement system (INPRS) shall pay the governors' retirement and surviving spouse pensions from the public employees' retirement fund (PERF). (Current law makes the auditor of state responsible for the payments.) Modifies provisions related to the pension entitlement for the surviving spouse of a governor. Changes the definition of "retired participant" in the retirement medical benefits account statute. Eliminates the requirement that INPRS shall make an actuarial valuation of the assets and liabilities of the retiree health benefit trust fund at least every two years and instead requires INPRS each year to report the assets and liabilities of the retiree health benefit trust fund and make recommendations for employer contribution amounts. Provides that if an individual becomes a participant in the public employees' defined contribution plan with respect to the individual's service as a volunteer firefighter, the individual does not earn creditable service in the fund for service with a volunteer fire department. Provides that interest shall be credited to the account of each participant in the prosecuting attorneys' retirement fund at least annually. Specifies the repayment conditions that apply if a participant of the judges' retirement system or a fund member of the 1977 police officers' and firefighters' pension and disability fund withdraws from the respective fund and again becomes a participant or member of the respective fund at a later date. For purposes of the PERF and state teachers' retirement fund: (1) Adds survivors and beneficiaries to provisions related to recouping, stopping, or terminating benefits; and (2) Provides that if an overpayment occurs, the board may not require a member, survivor, or beneficiary to pay more than 25% of their monthly benefit toward the overpayment. Provides that the budget agency may transfer appropriations from federal or dedicated funds to the retiree health benefit trust

fund. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

Current Status: 1/28/2021 - added as second author Senator Kruse

Recent Status: 1/28/2021 - House sponsor: Representative Thompson
1/28/2021 - Third reading passed; Roll Call 27: yeas 48,
nays 0

State Bill Page: [SB94](#)

SB187 **PROTECTION OF MONUMENTS, MEMORIALS, AND STATUES (KOCH E)** States the policy of the state of Indiana regarding the protection of monuments, memorials, and statues. Requires the state police department to prioritize the investigation and prosecution of persons who destroy, damage, vandalize, or desecrate a monument, memorial, or statue. Requires the state police department to assist political subdivisions in the investigation and prosecution of persons who destroy, damage, vandalize, or desecrate a monument, memorial, or statue. Provides that it is state policy to withhold state support relating to public spaces for political subdivisions that fail to protect public monuments, memorials, and statues and from political subdivisions that have failed to protect public monuments, memorials, and statues from destruction or vandalism.

Current Status: 2/9/2021 - added as coauthor Senator Young M

Recent Status: 2/9/2021 - added as coauthor Senator Rogers
2/9/2021 - added as coauthor Senator Doriot

State Bill Page: [SB187](#)

SB194 **OBSTRUCTION OF TRAFFIC (BALDWIN S)** Increases the penalty for obstruction of traffic under certain circumstances.

Current Status: 2/2/2021 - added as coauthor Senator Tomes

Recent Status: 2/2/2021 - House sponsor: Representative Schaibley
2/2/2021 - Third reading passed; Roll Call 48: yeas 45,
nays 2

State Bill Page: [SB194](#)

SB197 **CRIMINAL LAW ISSUES (YOUNG M)** Specifies that a conviction for certain sex offenses requires mandatory revocation of a teaching license. Provides that a child who: (1) commits indecent display by a youth; or (2) commits dangerous possession of a firearm or provides a firearm to another child in certain circumstances; has committed a delinquent act subject to the jurisdiction of a juvenile court. Provides that bail provisions that apply to persons on probation and parole also apply to persons on community supervision. Removes and replaces certain references to "official investigations", "official proceedings", and methods of reporting. Adds to the crime of resisting law enforcement the act of forcibly resisting, refusing, obstructing, or interfering with a law enforcement officer's lawful: (1) entry into a structure; or (2) order to exit a structure. Provides that all Level 1 and Level 2 felonies may be prosecuted at any time. Repeals synthetic identity deception and consolidates it with identity deception. Provides that all

felony battery and domestic battery crimes are crimes of violence, and adds arson and criminal confinement to the list of crimes of violence. Makes attempted murder a predicate offense for the use of a firearm sentence enhancement. Makes certain changes to the definition of "substantially similar" for purposes of the controlled substance law. Adds controlled substance analogs to certain statutes prohibiting controlled substances in penal facilities. Repeals and consolidates various fraud and deception offenses. Defines "financial institution" for purposes of crimes involving financial institutions. Defines "pecuniary loss" for purposes of fraud in connection with insurance. Repeals or decriminalizes certain infrequently charged misdemeanors. Specifies that a person convicted of attempted murder is a sex or violent offender. Adds to the definition of "violent criminal" a person convicted of certain battery and domestic battery offenses. Adds adult protective services investigator to the definition of "public safety official" for purposes of the battery statute. Specifies that locking the door to a building or structure denies entry to another person for purposes of the trespass statute. Makes fraud a Level 4 felony if the amount involved is at least \$100,000. Defines attempted murder as a "serious violent felony". Makes conforming amendments.

Current Status: 2/16/2021 - added as coauthor Senator Tallian

Recent Status: 2/16/2021 - added as coauthor Senator Kruse

2/16/2021 - House sponsor: Representative Steuerwald

State Bill Page: [SB197](#)

SB198

RIOTING (YOUNG M) Grants, until January 1, 2025, the attorney general concurrent jurisdiction with the prosecuting attorney to prosecute an action in which a person is accused of committing a criminal offense while a member of an unlawful assembly. Permits the chief executive officer of a political subdivision to establish a curfew under certain circumstances. Makes refusing to leave a location in violation of a curfew, after having been informed of the curfew and ordered to leave by a law enforcement officer, a Class B misdemeanor. Allows for the civil forfeiture of property that is used by a person to finance a crime committed by a person who is a member of an unlawful assembly. Prohibits a person from being released on bail without a hearing in open court, establishes a rebuttable presumption that money bail shall be required, and requires a court to consider whether bail conditions more stringent than the local guidelines should be imposed. Adds enhanced penalties to the crimes of: (1) rioting; and (2) obstruction of traffic. Allows a conspiracy charge for a misdemeanor committed while a member of an unlawful assembly. Provides that a person may recover actual damages in a civil action against a county, city, or town (unit) for loss of property proximately caused by an unlawful assembly, if the unit recklessly fails to exercise reasonable diligence to prevent or suppress the unlawful assembly.

Current Status: 2/16/2021 - added as coauthor Senator Tomes

Recent Status: 2/16/2021 - added as coauthor Senator Kruse

2/16/2021 - added as coauthor Senator Houchin

State Bill Page: [SB198](#)

SB199 **SELF-DEFENSE (YOUNG M)** Specifies that "reasonable force" includes the pointing of a loaded or unloaded firearm for purposes of arrest or to prevent an escape, or for self-defense when used to prevent or terminate the an unlawful entry of or attack on a dwelling, curtilage, fixed place of business, motor vehicle, or aircraft in flight.

Current Status: 2/16/2021 - added as coauthor Senator Tomes

Recent Status: 2/16/2021 - added as coauthor Senator Leising
2/16/2021 - added as coauthor Senator Kruse

State Bill Page: [SB199](#)

SB200 **NONCOMPLIANT PROSECUTING ATTORNEY (YOUNG M)** Permits the attorney general to request the appointment of a special prosecuting attorney if a prosecuting attorney is categorically refusing to prosecute certain crimes, and establishes a procedure for the appointment of a person to serve as a special prosecuting attorney to prosecute cases that the county prosecuting attorney is refusing to prosecute.

Current Status: 2/24/2021 - Referred to House

Recent Status: 2/23/2021 - Cosponsor: Representative McNamara
2/23/2021 - House sponsor: Representative Young J

State Bill Page: [SB200](#)

SB232 **EXPOSURE RISK DISEASES (FORD J)** Adds any variant of severe acute respiratory syndrome (SARS), including coronavirus disease (COVID-19), to the list of diseases considered an exposure risk disease for purposes of emergency and public safety employee death and disability presumed in the line of duty for years ending before January 1, 2022. Provides that an employee diagnosed with any SARS, including COVID-19 in the line of duty before January 1, 2022, shall provide verification that the employee was exposed to another individual known to have any SARS, including COVID-19 in the line of duty as demonstrated to the employer through contact tracing. Provides that disability must be demonstrated through medical records and death must be caused by SARS, including COVID-19, as demonstrated on the death certificate to the employer before the benefit may be paid. Prohibits state employee benefit claims based on a health condition caused by COVID-19 contracted in the line of duty after 2021.

Current Status: 2/16/2021 - removed as coauthor Senator Kruse

Recent Status: 2/16/2021 - Cosponsors: Representatives Frye and Andrade M
2/16/2021 - House sponsor: Representative Judy

State Bill Page: [SB232](#)

SB279 **DISTRIBUTION OF REVENUE FOR PUBLIC SAFETY PURPOSES (NIEMEYER R)** Provides that, subject to the approval of a county adopting body, a fire protection district or a qualified fire protection territory may apply for distributions of tax revenue. Provides that a township that provides fire protection or emergency medical services (other than a township in Marion County) may

apply to a county adopting body for a distribution of tax revenue for public safety purposes. Requires the adopting body to conduct a public hearing to review and approve the application. Specifies the method for determining the amount of the distribution to the qualified township.

Current Status: 2/9/2021 - Referred to House

Recent Status: 2/8/2021 - added as coauthors Senators Sandlin and Grooms

2/8/2021 - Cosponsors: Representatives Aylesworth and Olthoff

State Bill Page: [SB279](#)

SB311 **USE OF FORCE AND SELF DEFENSE (BALDWIN S)** Prohibits a state or local law enforcement officer (officer) from firing warning shots. Allows a guard, official, or officer in a state or local penal facility to fire warning shots to prevent the escape of a person. Prohibits a law enforcement agency or merit board from taking an adverse employment action against a law enforcement officer who lawfully exercises the officer's right of self defense, and requires a law enforcement agency to indemnify a law enforcement officer for reasonable expenses incurred by the officer in successfully contesting an adverse employment action.

Current Status: 2/24/2021 - Referred to House

Recent Status: 2/23/2021 - House sponsor: Representative Bartels

2/23/2021 - Third reading passed; Roll Call 188: yeas 40, nays 8

State Bill Page: [SB311](#)

SB368 **JUVENILE JUSTICE (TALLIAN K)** Provides for the automatic expungement of certain juvenile offenses. Prohibits a juvenile arrestee who meets certain requirements from being housed with adult inmates prior to trial, with certain exceptions. Establishes a procedure for determining juvenile competency. Makes conforming amendments.

Current Status: 2/24/2021 - Referred to House

Recent Status: 2/23/2021 - added as coauthor Senator Buck

2/23/2021 - Cosponsors: Representatives Pierce, Steuerwald, Hatcher

State Bill Page: [SB368](#)

SB396 **1977 PENSION AND DISABILITY FUND (BOOTS P)** Amends the definition of "salary of a first class patrolman or first class firefighter" for the purpose of benefits paid from and contributions made to the 1977 police officers' and firefighters' pension and disability fund (fund). Changes the maximum age for an applicant to a police department from 35 to 39 years of age. Requires an employer that participates in the fund and provides longevity increases to pay an amount greater than or equal to the longevity increase paid in the previous year. Requires employers to provide reports or records requested by the system board, and permits the system board to fine the employer for each day that reports or records are late.

Provides that an alleged failure of an employer to make required payments to the 1977 fund may be examined by the state board of accounts or by the Indiana public retirement system. Requires employers to submit, both annually and at the request of the system board, the salary of a first class patrolman or firefighter.

Current Status: 2/24/2021 - Referred to House

Recent Status: 2/23/2021 - added as coauthor Senator Randolph
2/23/2021 - added as coauthor Senator Buck

State Bill Page: [SB396](#)