

# LEGISLATIVE UPDATE TO THE INDIANA PUBLIC DEFENDER COUNCIL BOARD

January 22, 2021



Indiana Public Defender Council

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## **Introduction:**

The Indiana General Assembly convened for business on January 3, 2021. With this year's Legislative Session falling on a budget year and the special circumstances imposed upon it due to the ongoing Coronavirus global pandemic the Indiana Legislative body has been progressing at a slower pace than previous years. The House and Senate have had to make considerable changes to the way they perform business with committees being conducted semi virtually, floor sessions being delayed, and an entire week of legislative work being postponed due to potential acts of violence around the Statehouse during the week of the Presidential Inauguration. These special circumstances have forced the Legislature to adapt and become more fluid with how they conduct business.

The Indiana Public Defender Council staff, acting upon our Board's guidance, is pursuing a number of legislative initiatives. This report covers bills that have been filed on behalf of the Council to implement our legislative agenda; as well as bills our Legislative team has identified as being of some importance to public defenders in the state.

At this point in time, advocacy has primarily involved working with the authors of our bills and the relevant committee chairmen to push for committee hearings. In addition, our Legislative team is monitoring all pending legislation and meeting with authors to oppose or to ask for amendments to pieces of legislation we feel are detrimental to public defense in Indiana. Our team's efforts for advocating for and against legislation include discussing the language with its authors, committee chairpersons and interested Senators and Representatives, in addition, our team is working alongside other legislative and non-legislative stakeholders to educate the general assembly and to support or oppose legislation as it moves through the committee processes and floor votes.

## **Timeline:**

As of now, the timeline for the first half of session are:

Senate Deadline for Committee Hearings: February 17<sup>th</sup>  
Senate Second Reading Deadline: February 22<sup>nd</sup>  
Senate Third Reading Deadline: February 23<sup>rd</sup>

House Deadline for Committee Hearings: February 15<sup>th</sup>  
House Second Reading Deadline: February 18<sup>th</sup>  
House Third Reading Deadline: February 22<sup>nd</sup>

**IPDC's Legislative Agenda and the associated bill numbers with authors:**

<b>IPDC Policy</b>	<b>Bill Number / Author</b>
<b>End Direct File</b>	HB 1579 – Rep. Hatcher
<b>Abolish Juvenile Life Without Parole</b>	SB 368 – Sen. Tallian
<b>Statutory Guidance for Juvenile Competency Determinations</b>	SB 368 – Sen. Tallian
<b>End Jailing of Children in County Jails</b>	SB 368 – Sen. Tallian
<b>Automatic Expungement</b>	SB 191 – Sen. Taylor, SB 368 – Sen. Tallian
<b>Possession of Marijuana as a Status Offense</b>	SB 368 – Sen. Tallian
<b>Use of Summons instead of Arrests</b>	HB 1023 – Rep. Pryor
<b>Legalize Marijuana</b>	HB 1028 – Rep. Lucas, HB 1117 – Rep. VanNatter, HB 1154 – Rep. Summers, SB 104 – Sen. Taylor, SB 223 – Sen. Tallian
<b>Addressing Police Brutality</b>	HB 1006 – Rep. Steuerwald, HB 1066 – Rep. Bartlett, HB 1210 – Rep. Porter, HB 1297 – Rep. V. Smith, HB 1480 – Rep. Pryor, HB 1502 – Rep. Summers, SB 308 – Sen. Taylor, SB 410 – Sen. J.D. Ford
<b>Credit Time for Pretrial Home Detention</b>	SB 193 – Sen. Taylor
<b>Restoring 50% Credit</b>	SB 221 – Sen. Tallian
<b>Abolish of the Death Penalty</b>	SB 252 – Sen. Boots
<b>Synthetic Identity Deception</b>	SB 197 – Sen. Young
<b>Reduce Fines, Fees, and Court Costs</b>	HB 1208 – Rep. Porter

**Filed Bills of Interest:**

**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.

**Current Status:** 1/27/2021 - House Ways and Means, (Bill Scheduled for Hearing)

**Recent Status:** 1/14/2021 - Referred to the Ways and Means pursuant to House Rule 127  
1/14/2021 - Committee Report amend do pass, adopted

**State Bill Page:** [HB1006](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

\* Bernice Corley testified in support to this bill.

**HB1015**     **LAW ENFORCEMENT OFFICER MISCONDUCT DATA BASE** (JACKSON C) Requires the law enforcement training board, in consultation with the office of technology, to establish a law enforcement misconduct data base (data base) that gives the public access to information on disciplinary actions against law enforcement officers. Provides that the data base collects and publishes information from law enforcement agencies of the state, political subdivisions, and public or private postsecondary educational institutions. Provides that the data base is limited to disciplinary actions in which law enforcement officers were: (1) finally determined to have engaged in misconduct; and (2) suspended without pay, demoted, or discharged.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Carolyn Jackson

**State Bill Page:** [HB1015](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1016**     **CRIMINAL JUSTICE STUDIES AND REFORM** (BARTLETT J) Establishes the criminal justice study committee (committee) to conduct a multiyear, comprehensive study of the criminal justice system. Specifies various aspects

of the criminal justice system that the committee must study. Establishes the criminal justice reform commission (commission). Specifies: (1) study topics; (2) membership; (3) membership terms; (4) appointing authorities; (5) quorum requirements; (6) reporting requirements; and (7) member per diems; for the commission.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By John Bartlett

**State Bill Page:** [HB1016](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1022**

**MINIMUM AGE FOR JUVENILE DETENTION (PRYOR C)** Provides that a child who is less than 12 years of age may not be held in a juvenile detention facility, unless: (1) the child is 10 years of age or 11 years of age; and (2) the court finds that: (A) there is probable cause to believe the child committed an act that would be murder if committed by an adult; and (B) it is in the best interests of the child or the community that a petition be filed alleging that the child is a delinquent child. Requires a court that orders a child 10 years of age or 11 years of age to be detained in a juvenile facility to make specified written findings and conclusions.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Cherrish Pryor

**State Bill Page:** [HB1022](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1023**

**SUMMONS TO APPEAR FOR A MISDEMEANOR (PRYOR C)** Provides that in lieu of arresting a person who has allegedly committed a misdemeanor (other than a traffic misdemeanor) in a law enforcement officer's presence, the officer shall issue a summons and promise to appear unless the person: (1) has committed a violent misdemeanor offense that involves a victim or a weapon or involves an offense related to the impaired operation of a motor vehicle; (2) poses a safety risk to the person, the officer, or the public; or (3) has falsely identified the person to the officer. Provides, however, that the law enforcement officer is not required to issue a summons if the person: (1) is subject to arrest for another offense; (2) has violated the terms of supervised release; or (3) has an outstanding warrant. Requires that the summons set forth substantially the nature of the offense and direct the person to appear before a court at a stated place and time not later than two business days after issuance of the summons.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Cherrish Pryor

**State Bill Page:** [HB1023](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1026**

**MEDICAL MARIJUANA (LUCAS J)** Permits the use of medical marijuana by persons with serious medical conditions as determined by their physician. Establishes a medical marijuana program to permit the cultivation, processing, testing, transportation, and dispensing of medical marijuana by holders of a valid permit. Requires the state department of health (state department) to implement and enforce the medical marijuana program. Requires that permit holders undertake steps to prevent diversion of medical marijuana to unauthorized persons. Requires that medical marijuana and medical marijuana products be properly labeled, placed in child resistant packaging, and tested by an independent testing laboratory before being made available for purchase. Prohibits packaging medical marijuana in a manner that is appealing to children. Authorizes research on medical marijuana in accordance with rules set forth by the state department. Prohibits discrimination against medical marijuana users. Prohibits harassment of medical marijuana users by law enforcement officers, and prohibits cooperation with federal law enforcement officials seeking to enforce federal laws that criminalize the use of marijuana authorized in Indiana. Makes conforming amendments.

**Current Status:** 1/4/2021 - Referred to House Public Health

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Jim Lucas

**State Bill Page:** [HB1026](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1027**

**HANDGUN TRAINING FOR TEACHERS (LUCAS J)** Creates a specialized firearms safety, education, and training curriculum (curriculum) for teachers, school staff members, and school employees. Specifies curriculum requirements. Authorizes funds from the: (1) Indiana safe schools fund; (2) Indiana secured schools fund; and (3) school corporation and charter school safety advance program; to be used for the purpose of providing specialized firearms instruction to certain teachers, school staff members, and school employees. Requires a charter school, nonpublic school, or school corporation to ensure that a teacher, school staff member, or school employee who receives a grant from the Indiana safe schools fund for the purpose of receiving specialized firearms instruction

complies with certain requirements. Provides that the identity of any person who: (1) enrolls in; (2) participates in; or (3) completes; the curriculum is confidential. Provides that a public school or an accredited nonpublic school may not conduct a training or drill for an employee of the school that includes, as any part of the training or drill, the expelling of any type of projectile at the employee unless: (1) the school informs the employee of the use of projectiles in the training or drill; and (2) the employee consents, in writing, to the use of projectiles during the training or drill. Provides that a public school or an accredited nonpublic school may not conduct or approve a training or a drill for a student of the school that includes, as any part of the training or drill, the expelling of any type of projectile. Authorizes a qualified retired law enforcement officer to carry or possess a firearm on school property. Makes conforming and technical amendments.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Jim Lucas

**State Bill Page:** [HB1027](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1028 MARIJUANA (LUCAS J)** Decriminalizes the possession of: (1) 30 grams or less of marijuana; or (2) five grams or less of hash oil or hashish; by making the violation a Class D infraction. Provides that a person who knowingly or intentionally possesses an instrument, a device, or another object that the person intends to use for introducing marijuana into the person's body commits a Class D infraction. Establishes a per se intoxication level of 10 nanograms of THC per milliliter of whole blood for purposes of operating while intoxicated laws, and requires that the analysis of controlled substances in a person's blood measure only the controlled substance and not the metabolites of the controlled substance.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Jim Lucas

**State Bill Page:** [HB1028](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1032 NEWBORN SAFETY DEVICES (FRYE R)** Provides for placement of a newborn safety device at any facility that is staffed by an emergency medical services provider on a 24 hour per day, seven day per week basis, provided the newborn safety device: (1) is located in an area that is conspicuous and visible to staff; and (2) includes a dual alarm system that is connected to the facility and is tested at least one time per month to ensure the alarm system is in working order. Provides for placement of a newborn safety device at any fire department, including a volunteer fire department, that is located within the jurisdiction of a city or town law enforcement agency, provided the newborn safety device is equipped with an alert system that: (1) when the newborn safety device is opened, automatically connects to the 911 system and transmits a request for immediate dispatch of an emergency medical services provider to the location of the newborn safety device; and (2) is tested at least one time per month to ensure the alert system is in working order. Provides that a person who in good faith voluntarily leaves a child in a newborn safety device located at such a facility or fire station is not obligated to disclose the parent's name or the person's name. Makes conforming amendments.

**Current Status:** 1/28/2021 - House Veterans Affairs and Public Safety, (Bill Scheduled for Hearing)

**Recent Status:** 1/13/2021 - House Veterans Affairs and Public Safety, (Bill Scheduled for Hearing)  
1/4/2021 - Referred to House Veterans Affairs and Public Safety

**State Bill Page:** [HB1032](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**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:** 1/28/2021 - House Veterans Affairs and Public Safety, (Bill Scheduled for Hearing)

**Recent Status:** 1/13/2021 - House Veterans Affairs and Public Safety, (Bill Scheduled for Hearing)  
1/4/2021 - Referred to House Veterans Affairs and Public Safety

**State Bill Page:** [HB1033](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1034 RIGHT TO CARRY A HANDGUN (LUCAS J)** Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. 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. Prohibits certain individuals from knowingly or intentionally carrying a handgun. Creates the crime of "unlawful carrying of a handgun". Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor. Specifies that the unlawful carrying of a handgun is a Level 4 felony when a person: (1) is less than 23 years of age; and (2) 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). 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. Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses. Makes conforming amendments.

**Current Status:** 1/4/2021 - Referred to House Public Policy

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Coauthored by Representatives Smaltz, VanNatter, Eberhart

**State Bill Page:** [HB1034](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1046 HEMP FLOWER (LUCAS J)** Removes smokable hemp as a crime. Legalizes all parts of the hemp plant for the purposes of agricultural production.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Jim Lucas

**State Bill Page:** [HB1046](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1050 RECKLESS HOMICIDE (THOMPSON J)** Increases the penalty for reckless homicide to a Level 4 felony, and specifies that a person commits a separate offense for each person killed.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Jeffrey Thompson

**State Bill Page:** [HB1050](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1052 CRIMINAL BACKGROUND CHECKS (THOMPSON J)** Amends criminal background check requirements in numerous provisions throughout the Indiana Code to uniformly require an expanded criminal history check. Requires the state police department or a law enforcement agency to refund a fee collected for release or inspection of an individual's limited criminal history if the state police department or the law enforcement agency is unable to provide any information regarding the individual's history of arrest or criminal charges. Makes technical corrections.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Jeffrey Thompson

**State Bill Page:** [HB1052](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1060 OFFICE OF ADMINISTRATIVE LAW PROCEEDINGS (STEUERWALD G)** Allows a petition for review of an agency administrative action to be filed by mail, personal service, or electronic mail (current law requires a petition for review to be filed by mail or personal service). Provides that the filing of a document in an administrative proceeding is considered complete on the date of the electronic submission if the document is sent by electronic mail. Allows an ultimate authority of an agency to request that the office of administrative law proceedings (office) review a motion to disqualify an administrative law judge. Allows the department of child services to request the office to conduct administrative proceedings on certain administrative actions related to child support and certain substantiated reports of child abuse or neglect. Requires the office to maintain confidentiality in administrative proceedings concerning actions by the department of child services.

**Current Status:** 1/26/2021 - Second reading

**Recent Status:** 1/14/2021 - Committee Report do pass, adopted  
1/12/2021 - House Committee recommends passage Yeas: 12; Nays: 0

**State Bill Page:** [HB1060](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1061 DISSEMINATING MATERIAL HARMFUL TO MINORS (PRYOR C)** Requires a person convicted of disseminating material harmful to minors to register as a sex offender if the person is a child care worker and distributes the material to a child who is under the person's care or supervision or who attends a school at which the person is employed.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Cherrish Pryor

**State Bill Page:** [HB1061](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1062**      **BYRON RATCLIFFE SR. RACIAL PROFILING REFORM ACT** (PRYOR C) Honors the memory of Byron Ratcliffe Sr. by doing the following: (1) Prohibiting law enforcement agencies and law enforcement officers from engaging in racial profiling or conducting unlawful pretextual stops. (2) Requiring law enforcement agencies to adopt a detailed policy that defines the elements of racial profiling and unlawful pretextual stops. (3) Requiring law enforcement agencies to collect certain data pertaining to stops made by law enforcement officers. (4) Requiring law enforcement officers to receive training that includes cultural diversity awareness training and education concerning racial profiling and unlawful pretextual stops. (5) Requiring law enforcement agencies to transmit to the attorney general certain information concerning: (A) complaints concerning racial profiling and unlawful pretextual stops; (B) investigations concerning racial profiling and unlawful pretextual stops; (C) administrative actions taken in response to certain complaints and investigations; and (D) data related to certain stops and seizures. (6) Requiring the attorney general to: (A) submit an annual report to the legislative council concerning certain stops made by law enforcement agencies; (B) submit certain collected and submitted data to a third party for statistical analysis; and (C) publish the results of certain statistical analyses on the attorney general's Internet web site. (7) Establishing the racial profiling review commission to review complaints of racial profiling and unlawful pretextual stops. Permits a person to bring a civil action based on racial profiling or an unlawful pretextual stop. Allows a law enforcement agency to use certain federal funds to purchase vehicle cameras and body cameras. Requires a law enforcement agency to establish standards concerning the use of vehicle and body cameras in certain instances. Makes conforming amendments.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Coauthored by Representative Campbell

**State Bill Page:** [HB1062](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1066**      **STATE POLICE INVESTIGATION OF USE OF FORCE** (BARTLETT J) Requires the Indiana state police department (department) to investigate when a law enforcement officer uses force in attempting to apprehend or gain physical control of a person resulting in death or serious bodily injury to the person. Requires the law enforcement agency that employs the law enforcement officer to cooperate with the department in its investigation, but not: (1) participate in the investigation; or (2) conduct an internal administrative investigation, if the internal administrative investigation interferes with the department's investigation. Requires the department to complete its investigation not later than 60 days after the date the department is notified of the incident and provide its findings to the county prosecutor or special prosecutor, if one has been appointed.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Authored By John Bartlett

**State Bill Page:** [HB1066](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1067**      **INDUCING SUICIDE** (OLTHOFF J) Defines "individual with suicidal ideation" and "undue influence". Provides that a person who, with the intent to cause an individual to commit suicide, persuades, encourages, or induces the individual to commit suicide, commits inducing suicide, a Level 5 felony, if: (1) the person knows that the individual is an individual with suicidal ideation; (2) the person has undue influence over the individual; and (3) the individual commits or attempts to commit suicide. Makes conforming amendments.

**Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Authored By Julie Olthoff

**State Bill Page:** [HB1067](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1068**      **LOCAL JUSTICE REINVESTMENT ADVISORY COUNCILS** (FRYE R) Establishes a local justice reinvestment advisory council (local advisory council) in each county in Indiana. Provides that the purpose of a local advisory council is to review local criminal justice systems, policies, and procedures. Provides that the justice reinvestment advisory council shall assist local 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 advisory councils. Requires that the justice reinvestment advisory council conduct a review of community corrections code provisions in the Indiana Code.

**Current Status:** 1/27/2021 - House Courts & Criminal Code, (Bill Scheduled for Hearing)

**Recent Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code

1/4/2021 - First Reading

**State Bill Page:** [HB1068](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1070 POLICE DEPARTMENT BUDGETS (FRYE R)** Requires a police department of a county, city, or town (unit) to report crime data to the criminal justice division of the state police department (current law only requires the reporting of crime data if requested by the division). Prohibits a unit from reducing the police department's budget except in one of the following circumstances: (1) A unit that has a shortfall in property tax revenue within the two calendar years preceding the most recent certified budget and decreases the budgets of all of its departments by the same percentage for the ensuing year. (2) A unit's violent crime decreases each year during the five years preceding the current year, for a total decrease in violent crime of at least 20% over the five year period.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Randall Frye

**State Bill Page:** [HB1070](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1074 END OF LIFE OPTIONS (PIERCE M)** Allows individuals with a terminal illness who meet certain requirements to make a request to an attending provider for medication that the individual may take to bring about a peaceful death. Specifies requirements a provider must meet in order to prescribe the medication to a patient. Prohibits an insurer from denying payment of benefits under a life insurance policy based upon a suicide clause in the life insurance policy if the death of the insured individual is the result of medical aid in dying. Establishes a Level 1 felony if a person: (1) without authorization of the patient, willfully alters, forges, conceals, or destroys a request for medication or a rescission of a request for medication with the intent or effect of causing the individual's death; or (2) knowingly or intentionally coerces or exerts undue influence on an individual to request medication to bring about a peaceful death or to destroy a rescission of a request for medication to bring about a peaceful death. Establishes a Class A misdemeanor if a person, without authorization of the patient, willfully alters, forges, conceals, or destroys a request for medication or a rescission of a request for medication in order to affect a health care decision by the individual. Establishes certain criminal and civil immunity for health care providers.

**Current Status:** 1/4/2021 - Referred to House Public Health

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Matt Pierce

**State Bill Page:** [HB1074](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1075 ANNUAL REVIEW OF LAW ENFORCEMENT ACTIONS FOR BIAS (JACKSON C)** Provides that the chief executive officer of a law enforcement department or agency in Indiana (chief executive officer) shall be the officer in charge of an investigation when there is: (1) a complaint made against; or (2) an internal investigation of; a law enforcement officer involving bias or prejudice. Provides that if the chief executive officer concludes that a law enforcement officer's actions were a result of bias or prejudice, the chief executive officer shall include the incident in a written report submitted to the executive director of the law enforcement training board and to the legislative council not later than March 31 of each year. Provides that the written report detailing a law enforcement officer's actions involving bias or prejudice shall also include the following, if applicable: (1) Each arrest. (2) Each search warrant or arrest warrant that was executed. (3) Each incident involving the use of force. (4) Each incident involving the use of force causing death.

**Current Status:** 1/4/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Coauthored by Representative Pryor

**State Bill Page:** [HB1075](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1076 BAN ON SALE OF FLAVORED TOBACCO AND E-LIQUIDS (JACKSON C)** Prohibits the sale of flavored tobacco products and their components, including: (1) cigarettes, electronic cigarettes, and smokeless tobacco; and (2) tobacco products that have a characterizing flavor. Provides that a person or entity that sells a flavored tobacco product commits a Class C misdemeanor and may have the person's tobacco sales certificate revoked by the alcohol and tobacco commission.

**Current Status:** 1/4/2021 - Referred to House Public Policy

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Coauthored by Representative Vermilion

**State Bill Page:** [HB1076](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

- HB1078 PUBLIC SAFETY MATCHING GRANT FUND** (STEUERWALD G) Provides for the establishment of the Indiana public safety training matching fund for the purpose of encouraging private investment in first responder training and providing financial assistance to public safety training facilities in Indiana that provide first responder integrated, coordinated, and collaborative training to law enforcement, firefighters, and emergency medical services personnel.
- Current Status:** 1/4/2021 - Referred to House Ways and Means  
**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Coauthored by Representatives Soliday, Pressel, Harris  
**State Bill Page:** [HB10782](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_
- 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:** 1/27/2021 - House Courts & Criminal Code, (Bill Scheduled for Hearing)  
**Recent Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code  
1/4/2021 - First Reading  
**State Bill Page:** [HB1082](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_
- HB1083 COURT FEES** (YOUNG J) Allows a city court, town court, or small claims court to retain, as an administrative fee, an amount not greater than \$3 in certain instances.
- Current Status:** 1/4/2021 - Referred to Committee on Courts and Criminal Code  
**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By John Young  
**State Bill Page:** [HB1083](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_
- HB1095 TRESPASSING** (MOED J) Provides that a person commits the offense of criminal trespass if: (1) the person, who does not have a contractual interest in the property, knowingly or intentionally enters or refuses to leave the property of another person after having been prohibited from entering or asked to leave the property by a law enforcement officer when the property is designated by a municipality or county enforcement authority to be an unsafe building or premises; or (2) the person knowingly or intentionally enters the property of another person after being denied entry by a court order that has been issued to the person or issued to the general public by conspicuous posting on or around the premises in areas where a person can observe the order when the property has been designated by a municipality or county enforcement authority to be an unsafe building or premises; unless the person has the written permission of the owner, the owner's agent, an enforcement authority, or a court to come onto the property for purposes of performing maintenance, repair, or demolition.
- Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code  
**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Justin Moed  
**State Bill Page:** [HB1095](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_
- HB1097 CRIMINAL PENALTIES** (ABBOTT D) Provides that a person who discharges a firearm in an unsafe manner and creates a substantial risk of bodily injury or death to a person or group of persons in the immediate vicinity of where the firearm is shot commits a Level 5 felony. Provides that a person who resists law enforcement by operating a vehicle in a manner that creates a substantial risk of bodily injury to another person commits a Level 5 felony. Provides that a person who resists law enforcement by operating a vehicle in a manner that creates a substantial risk of bodily injury to another person or otherwise causes serious bodily injury to another person commits a Level 4 felony, if that person has a prior conviction for resisting law enforcement.
- Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code  
**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By David Abbott  
**State Bill Page:** [HB1097](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_
- HB1106 FIRE AND EMERGENCY MEDICAL SERVICE LEVY** (OLTHOFF J) Authorizes the board of fire trustees (board) of a fire protection district (district) that consists of territory located in west Porter Township in Porter County to adopt a resolution providing that, in addition to any other powers and duties, the district shall establish, operate,



and maintain emergency medical services within the territory of the fire protection district. Provides a procedure for the board to obtain an increase of the district's maximum permissible ad valorem property tax levy for fire and emergency medical services if the board adopts such a resolution.

**Current Status:** 1/7/2021 - Referred to House Ways and Means

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Julie Olthoff

**State Bill Page:** [HB1106](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1108 FIREARM USED IN COMMISSION OF ATTEMPTED MURDER (BARTELS S)** Adds attempted murder to the offenses that may be enhanced if a person used a firearm in commission of the offense.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Steve Bartels

**State Bill Page:** [HB1108](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**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:** 1/7/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representative Frye R

**State Bill Page:** [HB1115](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1117 DECRIMINALIZATION OF MARIJUANA (VANNATTER H)** Decriminalizes possession of two ounces or less of marijuana.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representatives Teshka, Payne, Hatfield

**State Bill Page:** [HB1117](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1120 JUDICIAL NOMINATING COMMISSION (STEUERWALD G)** Makes certain changes to the election procedures for the attorney commissioners of the judicial nominating commission.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representatives Torr, Jeter, DeLaney

**State Bill Page:** [HB1120](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1124 HANDGUN TRAINING FOR SCHOOL EMPLOYEES (LEHMAN M)** Provides that, before an employee or any other staff member of a school corporation, charter school, or nonpublic school may carry a firearm in or on school property as authorized by a school board of the school corporation, charter school, or nonpublic school, the employee or staff member shall do the following: (1) Successfully complete certain specialized weapons training or other firearm training. (2) Provide proof to the school board that the employee or other staff member has successfully completed the training. (3) Complete the Minnesota multiphasic personality inventory 2 (MMPI-II) and provide the results from the inventory to the school board of the school corporation, charter school, or nonpublic school. Establishes requirements for specialized weapons training. Requires an employee or any other staff member of a school corporation, charter school, or nonpublic school to successfully complete 16 hours of weapons training each year that the employee or staff member is authorized and intends to carry a firearm in or on school property. Provides that the specialized weapons training must be provided by a person or entity approved by the school board of the school corporation, charter school, or nonpublic school. Provides immunity from civil liability under certain circumstances. Allows a school to barricade or block a door during an active shooter drill or during an active shooter emergency occurring in a school building.

**Current Status:** 1/7/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representative Judy

**State Bill Page:** [HB1124](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1125**      **DECEPTIVE LEAD GENERATION** (LEHMAN M) Makes false, misleading, or deceptive advertisements for claims related to medical devices and legend drugs and certain other actions a deceptive act, and provides for enforcement mechanisms. Limits certain claims against a manufacturer or seller of legend drugs or medical devices. Limits awards of exemplary or punitive damages against a manufacturer or seller of legend drugs or medical devices.

**Current Status:** 1/7/2021 - Referred to House Judiciary

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Matt Lehman

**State Bill Page:** [HB1125](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1127**      **MENTAL HEALTH AND ADDICTION FORENSIC TREATMENTS** (STEUERWALD G) Removes a provision that allows a: (1) delinquent child's; or (2) person's; Medicaid participation to be terminated following a two year suspension due to certain adjudications or incarceration. Adds competency restoration services to the list of treatment and wraparound recovery services made available to certain persons in the criminal justice system. Adds competency restoration services to the list of services that qualify a person for mental health and addiction forensic treatment services. Adds: (1) recovery community organizations; and (2) recovery residences; certified by the division of mental health and addiction (division) or its designee to the list of organizations eligible for certain funds and grants from the division. Requires demographic data concerning race and ethnicity to be included in certain demographic research performed by the division.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representatives McNamara and Pierce

**State Bill Page:** [HB1127](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1128**      **MENTAL HEALTH ASSESSMENT OF LAW ENFORCEMENT OFFICERS** (JACKSON C) Requires the law enforcement training board (board) to establish psychological fitness for duty policies, procedures, and standards for law enforcement officers (officers). Specifies certain topics and issues to be considered by the board when establishing psychological fitness for duty policies, procedures, and standards. Requires officers to undergo a psychological fitness for duty examination after one or more of the following events: (1) An officer's return from military deployment. (2) An officer's exposure to a bloodborne pathogen. (3) An officer's discharge of any firearm during a use of force incident. Requires certain persons and entities responsible for the hiring or appointment of officers to require a psychological fitness for duty evaluation for an officer after certain specified events.

**Current Status:** 1/7/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representative Harris

**State Bill Page:** [HB1128](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1131**      **BIAS MOTIVATED CRIMES** (BOY P) Establishes a sentencing procedure that requires a court, when sentencing an individual who has committed a crime that is motivated by a bias against another individual's actual or perceived age, ancestry, color, creed, disability, ethnicity, familial status, gender, gender identity, military service, national origin, race, religion, sex, or sexual orientation to impose an additional fixed term of imprisonment not to exceed five years, if the offense is a felony, or three years, if the offense is a misdemeanor. Requires law enforcement agencies to report bias motivated crimes to the Federal Bureau of Investigation.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Pat Boy

**State Bill Page:** [HB1131](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1135**      **ADDITIONAL DEPUTY PROSECUTORS** (MANNING E) Provides that a county may appoint a third deputy prosecuting attorney if the following conditions are met: (1) The county has two penal institutions. (2) The combined offender population housed by the county's penal institutions is at least 2,250 offenders.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Ethan Manning

**State Bill Page:** [HB1135](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1140**     **PROHIBITION OF ACOUSTIC HAILING DEVICES** (CAMPBELL C) Provides that a law enforcement officer may not operate an acoustic hailing device that emits at least 150 decibels of sound pressure level on any person within 100 feet of the law enforcement officer while acting in the course of the law enforcement officer's official duties. Provides that a law enforcement officer may operate an acoustic hailing device if the device meets the National Institute of Occupational Safety and Health's recommended exposure limit for occupational noise exposure. Provides that a person who knowingly or intentionally operates an acoustic hailing device that emits at least 150 decibels of sound pressure level on any other person within 100 feet of the person commits a Level 6 felony. Provides that the offense is a Level 5 felony if the person committed the offense with the intent to maintain or disperse a crowd or the offense results in serious bodily injury to the other person. Defines "acoustic hailing device".

**Current Status:** 1/7/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Chris Campbell

**State Bill Page:** [HB1140](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1151**     **NOTICE OF ENVIRONMENTAL CONTAMINATION** (BOY P) Requires a person who causes a spill of certain substances into waters of the state to report the spill immediately to the following: (1) The department of environmental management (department). (2) The county health officer of each county that may be affected by the spill. (3) A water user within five miles upstream and 25 miles downstream of where the spill occurred. (4) At least one emergency response agency. (5) Each park located in the county in which the spill occurred. Requires the department, the county health officer, the water user, the emergency response agency, and each park (entity) to: (1) post the information received about the spill on each entity's Internet web site; and (2) in a manner determined by each entity, make the information received about the spill available to the public. Provides that a county health officer who receives a report of a spill must notify: (1) each park located within five miles upstream and 25 miles downstream of where the spill occurred; and (2) news media in each county that may be affected by the spill. Provides that a person who fails to make the required report is liable for a civil penalty determined by the board. Provides that a person who knowingly or intentionally fails to make the report required by this act commits a Class A misdemeanor. Specifies that a person commits a Level 6 felony if the person has a prior unrelated conviction for a violation of the reporting requirements. Provides that money collected for a civil violation of the reporting requirements shall be deposited into the environmental management special fund. Adds definitions of "water user", "objectionable substance", "park", and "spill". Makes conforming changes.

**Current Status:** 1/7/2021 - Referred to House Environmental Affairs

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Pat Boy

**State Bill Page:** [HB1151](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1153**     **MENTAL HEALTH AND ADDICTION MATTERS** (SHACKLEFORD R) Specifies that an individual's incarceration, hospitalization, or other temporary cessation in substance or chemical use may not be used as a factor in determining the individual's eligibility for coverage in: (1) a state employee health care plan; (2) Medicaid; (3) the healthy Indiana plan; (4) a policy of accident and sickness insurance; or (5) a health maintenance health care contract. Requires an opioid treatment program to: (1) provide a patient of the facility referral for continuing care before releasing the patient from care by the facility; and (2) counsel female patients concerning the effects of the program treatment if the female is or becomes pregnant and provide to the patient birth control if requested by the patient. Requires the division of mental health and addiction to annually perform an audit of 20% of an opioid treatment program facility's patient plans to ensure compliance with federal and state laws and regulations. Requires the division of mental health and addiction to establish a mental health and addiction program to reduce the stigma of mental illness and addiction. Requires hospitals to establish emergency room treatment protocols concerning treatment of a patient who is overdosing, has been provided an overdose intervention drug, or is otherwise identified as having a substance use disorder.

**Current Status:** 1/7/2021 - Referred to House Public Health

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Robin Shackelford

**State Bill Page:** [HB1153](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1154**     **CANNABIS LEGALIZATION** (SUMMERS V) Legalizes cannabis and establishes the cannabis regulatory agency (CRA) to regulate cannabis, including the permitting of growers, processors, dispensaries, and cannabis

researchers. Requires the CRA to adopt rules limiting the number of dispensaries that may be established in a city, town, or county, and to ensure that a sufficient number of dispensary permits are awarded to minority business enterprises and women's business enterprises. Establishes permit fees. Creates the CRA advisory committee to advise the CRA. Changes references to "marijuana" in the Indiana Code to "cannabis". Legalizes possession of cannabis and possession of paraphernalia used in connection with cannabis. Legalizes the manufacture and delivery of cannabis and paraphernalia if done in substantial compliance with cannabis legalization provisions. Makes: (1) possession of cannabis by a person less than 21 years of age; (2) delivery of cannabis to a person less than 21 years of age; and (3) consumption of cannabis in a public place; a Class B misdemeanor. Allows a person sentenced for a cannabis offense committed before July 1, 2021, to petition for sentence modification even if the person would otherwise be barred from seeking sentence modification. Makes conforming amendments.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Vanessa Summers

**State Bill Page:** [HB1154](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1156**

**PROHIBITION ON MICROCHIPPING EMPLOYEES (MORRISON A)** Provides that the definition of an "employer" subject to the prohibition against requiring the implantation of devices includes the state or any individual, partnership, association, limited liability company, corporation, business trust, or other governmental entity or political subdivision that has one or more employees.

**Current Status:** 1/27/2021 - House Employment, Labor and Pensions, (Bill Scheduled for Hearing)

**Recent Status:** 1/7/2021 - Referred to House Employment, Labor and Pensions  
1/7/2021 - First Reading

**State Bill Page:** [HB1156](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1165**

**BATTERY AND MURDER BY AN OFFICER (BARTLETT J)** Makes the penalty for battery committed by a law enforcement officer acting within the scope of the officer's duty the same level as battery committed on a law enforcement officer. Makes murder committed by a law enforcement officer acting within the scope of the officer's duty an aggravating circumstance permitting imposition of the death penalty.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By John Bartlett

**State Bill Page:** [HB1165](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1176**

**ELEMENTS OF RAPE (NEGELE S)** Provides that a person commits rape if: (1) the person engages in sexual activity with another person and the other person submits to the sexual activity under the belief that the person committing the act is someone the victim knows, other than the person committing the act, and such belief is intentionally induced by any artifice, pretense, or concealment practiced by the person; or (2) the person engages in sexual activity with another person and the other person has expressed a lack of consent, through words or conduct, to sexual intercourse or other sexual conduct.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representatives Errington and Schaibley

**State Bill Page:** [HB1176](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1177**

**STRATEGIC PLAN ON DEMENTIA (PORTER G)** Requires the state department of health to develop a strategic plan concerning dementia in Indiana. Establishes the Indiana dementia council (council) and sets forth duties of the council. Beginning June 30, 2021, requires the council to submit a report to the governor's office and the general assembly concerning dementia, research on Alzheimer's disease, and the outcomes of implementing the dementia strategic plan.

**Current Status:** 1/7/2021 - Referred to House Public Health

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Gregory Porter

**State Bill Page:** [HB1177](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1182**      **SPECIAL DRIVING PRIVILEGES** (MORRISON A) Provides that if a court issues a signed order to an individual granting specialized driving privileges, the bureau of motor vehicles shall not deny specialized driving privileges to that individual.

**Current Status:** 1/7/2021 - Referred to House Roads and Transportation

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Alan Morrison

**State Bill Page:** [HB1182](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1189**      **KILLING OF A LAW ENFORCEMENT ANIMAL** (JETER C) Increases the penalty for killing a law enforcement animal to a Level 5 felony. Adds killing a law enforcement animal in the commission of a crime as an aggravating circumstance for sentencing in criminal cases.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Chris Jeter

**State Bill Page:** [HB1189](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1199**      **DRIVING WHILE SUSPENDED** (MCNAMARA W) Provides that the bureau of motor vehicles (bureau) shall stay a suspension of a person's driving privileges, and terminate that suspension, upon a showing of proof of future financial responsibility. Requires that the bureau terminate a suspension of a person's driving privileges if the bureau does not receive proof that financial responsibility is not in effect after 180 days. Provides that a suspension may be stayed and then terminated if a person fails to pay the judgment. Provides that a warrant may be issued for failing to appear in a traffic violation case if the charge is a misdemeanor or a felony. Provides that a person whose support obligation is enforced by the Title IV-D agency may have the obligor's driving privileges reinstated.

**Current Status:** 1/27/2021 - House Courts & Criminal Code, (Bill Scheduled for Hearing)

**Recent Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code  
1/7/2021 - First Reading

**State Bill Page:** [HB1199](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1200**      **HUMAN TRAFFICKING** (MCNAMARA W) Modifies the definition of "protected person" for purposes of the admission of a statement or videotape of an individual who is less than 14 years of age at the time of the offense. Removes the requirement that money paid for a human trafficking victim or for an act performed by a human trafficking victim be paid to a third party. Increases the penalty if the human trafficking victim is less than 18 years of age. Specifies that: (1) consent by the human trafficking victim; or (2) a belief that the human trafficking victim was at least 18 years of age; is not a defense to a prosecution. Requires law enforcement agencies to report human trafficking investigations to the attorney general within 30 days after an investigation begins.

**Current Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representatives Steuerwald, Olthoff, Negele

**State Bill Page:** [HB1200](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1202**      **SENTENCING** (MCNAMARA W) Provides that the department of correction shall identify an inmate to the parole board and provide the parole board with the inmate's offender progress report as soon as practicable after the inmate has been confined to the custody of the department of correction for: (1) 15 consecutive years; (2) 14 consecutive years if the inmate has received one year of educational credit; (3) 13 consecutive years if the inmate has received two years of educational credit; (4) 12 consecutive years if the inmate has received three years of educational credit; or (5) 11 consecutive years if the inmate has received four years of educational credit. Provides that, after considering certain factors in determining whether to discharge an inmate who is not a violent criminal to parole or release an inmate who is not a violent criminal to the committing court for probation, the parole board shall discharge the inmate to parole or release the inmate to the committing court for probation if the sentence the inmate has served, including any credit time earned or accrued, for an offense committed before July 1, 2014, is greater than the current maximum sentence for the offense on the date the inmate files for a petition for discharge. Provides that an inmate who is not a violent offender whose petition for discharge was denied by the parole board for an offense that was committed before July 1, 2014, may seek further relief by petitioning the court for a sentence modification. Provides that if a person who is not a violent offender petitions for a sentence modification for an offense that was committed before July 1, 2014, the court shall do the following: (1) Consider the current maximum sentence for the offense on the date the person files a petition for sentence modification, including the

**Current Status:** 1/27/2021 - House Courts & Criminal Code, (Bill Scheduled for Hearing)

**Recent Status:** 1/7/2021 - Referred to Committee on Courts and Criminal Code  
1/7/2021 - First Reading

**State Bill Page:** [HB1202](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1204 REHABILITATION CENTER FUNDING (MCNAMARA W)** Establishes the long term recovery group for Southwest Indiana program (program) and the long term recovery group for Southwest Indiana fund. Makes an appropriation for the development of the program for the state fiscal year beginning July 1, 2021, and ending June 20, 2022. Makes annual appropriations for the operation of the program beginning with the state fiscal year beginning July 1, 2022, and ending June 30, 2023.

**Current Status:** 1/7/2021 - Referred to House Public Health

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Coauthored by Representative Sullivan

**State Bill Page:** [HB1204](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1205 RIOTING (MCNAMARA W)** Removes immunity under the Indiana tort claims act for the failure to enforce a law if the failure to enforce the law: (1) occurs in connection with an unlawful assembly; and (2) constitutes gross negligence. Requires a person convicted of a battery against a law enforcement officer, firefighter, or emergency medical services provider to: (1) serve a mandatory minimum sentence of 30 or 90 days, depending on the severity of the injury; and (2) make restitution to the victim. Defines "tumultuous conduct" and "unlawful assembly" for purposes of the rioting statute, and requires a person convicted of rioting to: (1) serve a mandatory minimum sentence of 30 days; and (2) make restitution to the victim. Defines "camp" and "state capitol and related property", and makes unlawful camping on state capitol and related property a Class A misdemeanor. Allows for the civil forfeiture of property that is used by a person to finance a crime committed by a person while a (lawful or unlawful) protest was taking place. Adds enhanced penalties to the crimes of: (1) rioting; (2) criminal mischief; (3) intimidation; and (4) disorderly conduct. Adds a sentence enhancement to battery committed while a (lawful or unlawful) protest was taking place. Defines "defunding law enforcement" and allows a person to bring an action to enjoin a local unit from defunding law enforcement.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Steuerwald, Bartels, VanNatter

**State Bill Page:** [HB1205](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1206 COURT FEES FOR THE LAW ENFORCEMENT ACADEMY (MAYFIELD P)** Creates a new court fee of \$2 per case that applies to criminal, pretrial diversion, infraction, and ordinance violation actions. Provides that the fee is dedicated to supporting the law enforcement academy fund. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Peggy Mayfield

**State Bill Page:** [HB1206](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1208 FINES, FEES, AND COURT COSTS (PORTER G)** Repeals language concerning: (1) a juvenile court ordering a parent to reimburse a county for certain costs related to the placement of a child in need of services (CHINS), placement of a delinquent child, or a child made a ward of the department of child services (DCS); (2) a parent being required to reimburse the department of correction for costs of certain services; (3) certain juvenile probation fees; (4) court costs for CHINS and delinquency proceedings; (5) costs for a child returned to Indiana under an interstate compact; (6) a parent to reimburse a county for public defender services provided to a child; and (7) fines, costs, and fees imposed on a delinquent child, or the parent or guardian of a delinquent child, throughout the juvenile code. Repeals the division of youth services transitional services fund. Removes proceedings in paternity from the civil costs fee for a party filing certain civil actions. Provides that any: (1) outstanding costs, fees, or other financial obligations; or (2) any warrant based solely on costs, fees, or other financial obligations; that have been imposed on a delinquent child or the parent or guardian of a delinquent child are vacated and unenforceable. Urges the legislative council to assign an appropriate interim committee to study the collection and distribution of court cost fees.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Gregory Porter

**State Bill Page:** [HB1208](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1209**     **BIAS MOTIVATED CRIMES** (PORTER G) Provides that a bias motivated crime is a crime in which the person who commits the crime knowingly or intentionally selects: (1) the individual against whom the crime was committed; or (2) any property damaged or otherwise affected by the crime; in whole or in part because of the actual or perceived race, color, religion, ethnicity, national origin, sexual orientation, gender, gender identity or expression, or disability of the individual or a group of individuals, whether or not the person's belief or perception was correct. Amends the law that requires law enforcement agencies to collect and report information concerning bias motivated crimes.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Gregory Porter

**State Bill Page:** [HB1209](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1210**     **STATEWIDE CITIZEN REVIEW COMMISSION** (PORTER G) Creates a statewide citizen review commission (commission) as an independent state agency that investigates and reviews the following: (1) All incidents involving a local law enforcement officer's use of force in attempting to apprehend or gain physical control of a person resulting in the person's death. (2) Citizen complaints involving local law enforcement officer misconduct that are unresolved by the officer's department. Provides that the commission: (1) consists of 15 citizen voting members appointed by the governor and five ex-officio nonvoting members; and (2) is chaired by the inspector general or the inspector general's designee.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Gregory Porter

**State Bill Page:** [HB1210](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1211**     **DETENTION OF JUVENILES CHARGED AS ADULTS** (BOY P) Requires the department of correction to adopt jail standards that prohibit a jail from housing a child less than 18 years of age in the same cell as an adult, even if the child is charged as an adult or has been convicted of an offense as an adult. Specifies that a county jail may transfer a child if necessary to comply with the prohibition against housing a child in the same cell as an adult.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Pat Boy

**State Bill Page:** [HB1211](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1212**     **STATE POLICE OFFICER SALARY INCREASES** (BARTLETT J) Provides 3% annual raises for state police officers.

**Current Status:** 1/14/2021 - Referred to House Ways and Means

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Abbott

**State Bill Page:** [HB1212](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1214**     **MEDICAL MARIJUANA** (ERRINGTON S) Establishes a medical marijuana program (program), and permits caregivers and patients who have received a physician recommendation to possess a certain quantity of marijuana for treatment of certain medical conditions. Establishes a regulatory agency to oversee the program, and creates the regulatory agency advisory committee to review the effectiveness of the program and to consider recommendations from the regulatory agency. Authorizes the regulatory agency to grant research licenses to research facilities with a physical presence in Indiana. Repeals the controlled substance excise tax and the marijuana eradication program. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Health

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Bartlett

**State Bill Page:** [HB1214](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1223**      **EXPUNGEMENT AND SCHOOLS** (MAYFIELD P) Allows disclosure of expunged records to a school in connection with the employment of a person likely to have contact with a student.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representative Young J

**State Bill Page:** [HB1223](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1224**      **CRAFT HEMP FLOWER AND HEMP PRODUCTION** (EBERHART S) Requires a modified retail merchant's certificate for a merchant that sells craft hemp flower. Provides that the information on a modified retail merchant's certificate application submitted under this section is confidential and is not subject to public inspection or copying. Excludes craft hemp flower from the definition of "hemp product". Removes references to smokable hemp. Provides that the state seed commissioner may not adopt or enforce a rule that is more strict than required under federal law or regulation. Repeals a law that requires that a hemp bud or a hemp flower be sold only to a processor licensed in Indiana. Exempts a person who knowingly or intentionally grows or handles craft hemp flower without a license from the penalty of growing or handling hemp without a license. Provides that a food is not considered adulterated for containing low THC hemp extract or craft hemp flower. Creates contaminant testing and packaging requirements for the distribution and sale of craft hemp flower. Makes it a Class C infraction if a person knowingly: (1) sells or distributes craft hemp flower to a person less than 21 years of age; and (2) purchases craft hemp flower for delivery to another person who is less than 21 years of age. Provides that a retail establishment that sells or distributes craft hemp flower to a person less than 21 years of age commits a Class C infraction. Makes it a Class C infraction if a person less than 21 years of age: (1) purchases craft hemp flower; (2) accepts craft hemp flower for personal use; or (3) possesses craft hemp flower on his or her person. Defines "craft hemp flower". Provides that craft hemp flower is not included in the definition of "controlled substance analog", "hashish", "low THC hemp extract", or "marijuana". Repeals the definition of "smokable hemp" and criminal penalties concerning smokable hemp. Makes conforming changes. Makes technical corrections.

**Current Status:** 1/25/2021 - House Commerce, Small Business and Economic Development, (Bill Scheduled for Hearing)

**Recent Status:** 1/14/2021 - Referred to House Commerce, Small Business and Economic Development

1/14/2021 - First Reading

**State Bill Page:** [HB1224](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1230**      **SAFE HAVEN 911** (LAUER R) Provides that due to extenuating circumstances, if a child's parent or a person is unable to give up custody of a child under the procedure set forth in Indiana's safe haven law, the child's parent or the person may request that an emergency medical services provider (provider) take custody of the child by: (1) dialing the 911 emergency call number; and (2) staying with the child until a provider arrives to take custody of the child. Provides that the emergency medical dispatch agency or the provider shall inform the child's parent or the person giving up custody of the child concerning the ability to remain anonymous.

**Current Status:** 1/27/2021 - House Family, Children and Human Affairs, (Bill Scheduled for Hearing)

**Recent Status:** 1/14/2021 - Referred to House Family, Children and Human Affairs

1/14/2021 - First Reading

**State Bill Page:** [HB1230](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1232**      **RIGHT TO CARRY A HANDGUN** (PRESCOTT J) Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. 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. Prohibits certain individuals from knowingly or intentionally carrying a handgun. Creates the crime of "unlawful carrying of a handgun". Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor. Specifies that the unlawful carrying of a handgun is a Level 4 felony when a person: (1) is less than 21 years of age; and (2) 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). 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. Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representatives Mayfield, Torr, May

**State Bill Page:** [HB1232](#)



Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1233**     **REGULATION OF HEMP PRODUCTION** (JUDY C) Defines "approved laboratory" for purposes of testing hemp. Establishes sampling requirements for testing hemp samples not more than 28 days before harvest for the purpose of ensuring that the harvest lot does not exceed the allowable delta-9-tetrahydrocannabinol (THC) concentration. Establishes testing requirements for each hemp harvest lot. Prohibits a THC test that involves the application of heat or decarboxylation or that requires tetrahydrocannabinolic acid (THCA) to be converted into THC. Provides that a grower who produces hemp with an average THC concentration exceeding 0.3% and not more than 1% on a dry weight basis is not guilty of negligently violating the requirements of the THC concentration requirements.

**Current Status:** 1/14/2021 - Referred to House Agriculture and Rural Development

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representatives Morris and Baird

**State Bill Page:** [HB1233](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1236**     **SENTENCING AGGRAVATORS** (YOUNG J) Specifies that aggravating circumstances based on the commission of certain offenses include only those offenses of which the defendant was convicted. Provides that a court, when sentencing a defendant, may not consider as an aggravating circumstance: (1) any charge of which the defendant was acquitted; or (2) the fact that the state elected not to charge the defendant with one or more offenses.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Authored By John Young

**State Bill Page:** [HB1236](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1241**     **POSSESSION OF FIREARMS** (ELLINGTON J) Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. 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. Prohibits certain individuals from knowingly or intentionally carrying a handgun including persons convicted of a federal or state offense punishable by a term of imprisonment exceeding one year. Creates the crime of "unlawful carrying of a handgun". Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor. Specifies that the unlawful carrying of a handgun is a Level 4 felony when a person: (1) is less than 23 years of age; and (2) 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). 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. Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representatives Gutwein, Abbott, Lindauer

**State Bill Page:** [HB1241](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**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:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representative Steuerwald

**State Bill Page:** [HB1256](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1265**     **LAW ENFORCEMENT ACADEMY FUNDING** (ABBOTT D) Increases the insurance premiums tax from 1.3% to 1.35%. Transfers the money received from the increase in the tax to the law enforcement academy fund (fund). Amends the fund provisions to allow the law enforcement training board to use money in the fund for: (1) capital projects; (2) technology equipment and services; and (3) curriculum development; for a law enforcement academy (including the northwest Indiana law enforcement academy and the southwest Indiana law enforcement academy). Specifies that money in the fund at the end of a state fiscal year does not revert to the state general fund.

**Current Status:** 1/14/2021 - Referred to House Ways and Means

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Bartels and Ellington  
**State Bill Page:** [HB1265](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1270 DEPARTMENT OF HOMELAND SECURITY (FRYE R)** Amends the administrative orders and procedures act to allow for an initial notice of determination to be served by electronic mail or any other method approved by the Indiana Rules of Trial Procedure. (Under current law, the initial notice of determination may be served only by United States mail or personal service.) Repeals provisions concerning the division of planning and assessment, division of preparedness and training, division of emergency response and recovery, and division of fire and building safety (divisions). Assigns all duties of the divisions to the executive director of the department of homeland security (department) or the department generally. Establishes a fire chief executive training program (executive training program). Provides that after January 1, 2022, a newly appointed fire chief of a political subdivision must successfully complete the executive training program within one year of appointment. Makes corresponding changes and technical corrections.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Randall Frye  
**State Bill Page:** [HB1270](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1281 UNLAWFUL SURVEILLANCE OF ANOTHER'S DWELLING (JORDAN J)** Provides that, with certain exceptions, a person who knowingly or intentionally uses a camera or electronic surveillance equipment: (1) located outside of another person's private property; (2) to record images or data of the interior of the other person's dwelling; and (3) without the other person's consent; commits a Class C infraction. Makes a technical correction.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Jack Jordan  
**State Bill Page:** [HB1281](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1282 CITIZEN'S ARRESTS (HARRIS JR. E)** Specifies that a person may perform a citizen's arrest only if: (1) the arrest is justified under the self-defense statute; (2) the arrest is justified under the shoplifter or unlawful recording detention statutes; or (3) the arrest is based on a criminal offense committed on private property in the presence of the arresting person, if the arresting person has a contractual interest in the property or is an employee of an establishment located on the property. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Earl Harris Jr  
**State Bill Page:** [HB1282](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1284 POLICE DASHBOARD AND BODY CAMERAS (HARRIS JR. E)** Requires local law enforcement agencies and certain state law enforcement agencies, not later than July 1, 2022, to provide, maintain, and use body cameras and onboard recorders (dashboard cameras). Requires the law enforcement training board (board) to adopt rules not later than July 1, 2022, governing the use and maintenance of body cameras and onboard recorders by local law enforcement agencies and certain state law enforcement agencies. Allows the board to adopt emergency rules regarding body cameras and onboard recorders.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Earl Harris Jr  
**State Bill Page:** [HB1284](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1289 CONSTITUTIONAL CARRY OF HANDGUNS (JACOB J)** Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. Provides that a nonresident of Indiana may carry a handgun in Indiana without possessing a license or permit to carry a handgun from the person's state of residence. Allows a member of the: (1) general assembly; (2) general assembly's professional staff; or (3) lobby registration commission; to possess a handgun on the Indiana government center campus if the person is not otherwise prohibited from possessing a firearm. Allows a person who wishes to carry a handgun in another state under a reciprocity agreement entered into by Indiana and the other state to obtain a license to carry a handgun. Beginning July 1,

2021, permits a person not otherwise prohibited from possessing a firearm under state or federal law to possess a firearm on any property that is: (1) affiliated with; (2) operated or managed by; (3) owned by; or (4) leased by; the department of natural resources. Defines certain terms. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Nisly, Payne, Jeter

**State Bill Page:** [HB1289](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1293** **CRIMINAL APPEALS (JETER C)** Provides that an order granting a motion to discharge a defendant before trial may be appealed to the supreme court or the court of appeals. Provides that the state may appeal an interlocutory order if the trial court certifies the appeal and the court on appeal makes certain findings.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Steuerwald

**State Bill Page:** [HB1293](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1297** **CITIZEN REVIEW BOARD (SMITH V)** Requires: (1) counties; and (2) municipalities that have police departments; to establish a citizen review board not later than December 31, 2021, to review complaints filed by citizens having personal knowledge of alleged misconduct by a police officer.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Vernon Smith

**State Bill Page:** [HB1297](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1321** **STUDY OF STATE MENTAL HEALTH HOSPITALS (ANDRADE M)** Urges the legislative council to assign the study of Indiana's mental health hospital system to a study committee during the 2021 legislative interim.

**Current Status:** 1/14/2021 - Referred to Committee on Rules and Legislative Procedures

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Mike Andrade

**State Bill Page:** [HB1321](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1331** **STRANGULATION (GORE M)** Enhances the penalties for strangulation.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Mitch Gore

**State Bill Page:** [HB1331](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1332** **UNLAWFUL SALE OF UNSAFE BUILDINGS (GORE M)** Provides that a person who knowingly or intentionally sells real property that has an order: (1) requiring action relative to an unsafe premises; (2) that has not been modified or rescinded by the enforcement authority; and (3) that has not been disclosed to the buyer before the buyer's purchase of the real property; commits unlawful sale of unsafe buildings, a Class C misdemeanor. However, the offense is a Level 6 felony if the person has a prior unrelated conviction for the offense. Provides that the hearing authority may impose a civil penalty on a person in an amount not to exceed five thousand dollars (\$5,000) for committing the offense of unlawful sale of unsafe buildings.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Andrade

**State Bill Page:** [HB1332](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1334** **YOUTH ADVISORY COUNCIL (SHACKLEFORD R)** Adds "crime" and "juvenile justice" to the list of issues that the youth advisory council (council) is to provide information about to the general assembly. Modifies the membership of the council to include members who represent a racial minority and members who have been held in juvenile detention, are participating in or have participated in foster care, or are attending or have attended an alternative

school. Provides that juvenile court judges, alternative schools, and community youth organizations shall appoint members to the council.

**Current Status:** 1/14/2021 - Referred to House Rules and Legislative Procedures

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Robin Shackelford

**State Bill Page:** [HB1334](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1349**

**HEALTH CARE FOR INCARCERATED WOMEN** (PACK R) Requires the department of correction (department) to provide free and unlimited access to toilet paper, tampons, and pads to any incarcerated woman held by the department. Requires the department to administer certain medications for women suffering from an active substance use disorder during pregnancy. Requires the department to create and implement written policies that do the following: (1) Provide women with access to: (A) conventional beds; or (B) bottom bunks; during pregnancy or the six weeks following the delivery of a child, as applicable, in order to minimize the risk of serious injury in the event of a fall. (2) Require the timely reporting of certain obstetric emergencies to a physician or qualified medical professional. (3) Comply with specified requirements concerning the use of restraints, shackles, and restraint techniques on pregnant and postpartum women. (4) Require correctional officers to remain outside of delivery rooms in certain instances. Provides the department with rulemaking and emergency rulemaking authority for the purpose of creating and implementing certain practices and policies. Requires the department to adopt specified standards that apply to county jails. Provides that: (1) agents; (2) employees; and (3) persons contracted to work on behalf of the department; are immune from civil liability, damages, and punitive damages, for certain acts or omissions. Specifies an exception. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Renee Pack

**State Bill Page:** [HB1349](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1369**

**FIREARMS MATTERS** (SMALTZ B) Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. 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. Prohibits certain individuals from knowingly or intentionally carrying a handgun. Creates the crime of "unlawful carrying of a handgun". Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor. Specifies that the unlawful carrying of a handgun is a Level 5 felony if a person: (1) is less than 23 years of age; and (2) 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). 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. Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses. 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. Allows for the imposition of an additional fixed term of imprisonment when a person knowingly or intentionally: (1) points; or (2) discharges; a firearm at someone the person knew, or reasonably should have known, was a first responder. Defines certain terms. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Lehman and Wesco

**State Bill Page:** [HB1369](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1375**

**ELIMINATION OF GUN-FREE ZONES** (LUCAS J) Provides that beginning July 1, 2021, the state of Indiana may not regulate: (1) firearms, ammunition, and firearm accessories; and (2) the ownership, possession, carrying, transportation, registration, transfer, and storage of firearms, ammunition, and firearm accessories. Specifies certain exceptions. Provides that any provision of an ordinance, measure, enactment, rule, or policy enacted by the state and pertaining to: (1) firearms; (2) ammunition; (3) firearm accessories; and (4) the: (A) ownership; (B) possession; (C) carrying; (D) transportation; (E) registration; (F) transfer; and (G) storage of; firearms, ammunition, and firearm accessories; is void July 1, 2021. Provides that a person not otherwise prohibited from carrying or possessing a firearm under federal or state law may carry or possess a firearm, without restriction, on property affiliated with, or regulated by, the following state agencies beginning July 1, 2021: (1) The Indiana department of natural resources. (2) The Indiana state fair commission. (3) The Indiana department of administration. (4) The Indiana department of workforce development. Provides certain commissions and departments with rulemaking and emergency rulemaking authority to implement these changes. Specifies certain rulemaking deadlines. Prohibits a state educational institution (institution) from regulating the possession or

transportation of firearms, ammunition, or firearm accessories: (1) on land that is; or (2) in buildings and other structures that are; owned, leased, or managed by the institution. Specifies certain exceptions. Voids, as of July 1, 2021, any rules or policies enacted or undertaken by an institution before, on, or after June 30, 2021, that concern the possession or transportation of firearms, ammunition, or firearm accessories on land or in structures owned or leased by the institution. Allows a person to bring an action against an institution if the person is adversely affected by a rule, a measure, an enactment, or a policy that: (1) is adopted or enforced by the institution; and (2) concerns the possession or transportation of firearms, ammunition, or firearm accessories on land or in structures owned, leased, or managed by the institution. Defines certain terms. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representative Judy

**State Bill Page:** [HB1375](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1383**

**JUDICIAL OFFICERS (COOK A)** Provides that a person commits battery on a public safety official if the offense is committed against a current or former public safety official: (1) while the official is engaged in the official's official duty; or (2) in retaliation for the official having engaged in the official's official duty. (Under current law, a person commits the offense only if the official is acting in the person's official duty.) Exempts a person who retires from judicial office after at least 20 years of service or because of a disability from the payment of the fee for a license to carry a handgun. Permits a former judicial officer to possess and use a handgun in the same locations as a judicial officer, and requires the supreme court to annually issue an identification card to a former judicial officer. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representative Torr

**State Bill Page:** [HB1383](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1390**

**TASK FORCE TO COMBAT RACISM AS A HEALTH CRISIS (SUMMERS V)** Establishes the task force to combat racism as a public health crisis (task force). Specifies the duties of the task force. Requires the task force to make recommendations to the general assembly and the governor: (1) concerning policies and programs that combat racism and mitigate the effects of racism on individual and public health; and (2) identifying appropriate funding for the policies and programs recommended by the task force. Requires the task force to issue a report before November 1, 2022.

**Current Status:** 1/14/2021 - Referred to House Public Health

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Authored By Vanessa Summers

**State Bill Page:** [HB1390](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1424**

**SEX OFFENDERS AND PARKS (SMALTZ B)** Provides that the offense of unlawful entry by a serious sex offender includes when a serious sex offender knowingly or intentionally enters a public park or a public pool.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Authored By Ben Smaltz

**State Bill Page:** [HB1424](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1430**

**PROTECTIONS FOR PREGNANT INMATES (BAUER M)** Provides that the department of correction, a county jail, a juvenile detention center, or a juvenile detention facility shall: (1) use the least restrictive restraints necessary on a pregnant inmate when the pregnant inmate is in the second or third trimester of pregnancy; or (2) no restraints on a pregnant inmate who is in labor, delivering a baby, recuperating from a delivery, or dealing with a medical emergency related to the pregnancy, with certain exceptions. Provides that the department of correction, a county jail, a juvenile detention center, or a juvenile detention facility shall provide specific care, treatment, and education for pregnant inmates and inmates who have recently given birth. Repeals the current statute concerning prenatal and postnatal care and treatment and incorporates it into a new chapter concerning medical care and treatment for pregnant inmates. Establishes the women's prison oversight advisory committee. Defines "pregnant inmate" and "restraints".

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representative Summers

State Bill Page: [HB1430](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

HB1439

**COERCED ABORTIONS, PROTECTION OF A FETUS, AND WRONGFUL DEATH OR INJURY OF A CHILD** (KING J) Requires that a woman seeking an abortion must be informed that a coerced abortion is illegal. Provides that certain medical personnel must inquire with a woman seeking an abortion whether the abortion is coerced. Requires certain medical personnel who believe that an abortion is coerced to offer the pregnant woman information on certain services, the use of a telephone, and an alternative exit from the health care facility. Makes it a Level 6 felony if a person knowingly or intentionally coerces a woman into having an abortion. Makes it a Level 6 felony if a father or putative father of an unborn child knowingly or intentionally coerces a pregnant woman into having an abortion. Mandates reports of a coerced abortion to law enforcement. Makes it a Class C infraction if a reproductive health facility knowingly employs a mandatory reporter who violates the mandatory reporting statute. Creates a cause of action for a wrongful death of an aborted child. Provides that a cause of action for the wrongful death or injury of a child includes a fetus in any stage of development. (Current law defines "child" as a fetus that has attained viability.) Provides that a person, or a person who is pregnant, is justified in using reasonable force to protect a fetus.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Authored By Joanna King

**State Bill Page:** [HB1439](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

HB1445

**TRAFFIC AMNESTY** (SHACKLEFORD R) Provides that license reinstatement fees are: (1) \$150 for the first offense; (2) \$225 for the second offense; and (3) \$300 for the third and any subsequent offenses. (Current law provides that license reinstatement fees are: (1) \$250 for the first offense; (2) \$500 for the second offense; and (3) \$1,000 for the third and any subsequent offenses.) Extends for one year the traffic amnesty program to permit certain persons owing unpaid traffic fines, or who may be required to pay a fee for reinstatement of driving privileges, to obtain a reduction in the amount owed or amount payable. Establishes a payment plan to allow a person to pay the remaining 50% of unpaid fees in installments. Specifies that, if amnesty is granted and the court establishes a payment plan, the person is required to pay a \$50 traffic amnesty installment fee.

**Current Status:** 1/14/2021 - Referred to House Roads and Transportation

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Authored By Robin Shackelford

**State Bill Page:** [HB1445](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

HB1453

**JUDICIAL SELECTION IN LAKE AND ST** (AYLESWORTH M) Joseph counties. Provides that the judicial nominating commission (commission) for the Lake and St. Joseph superior courts consists of five members, with three members appointed by the governor and two members appointed by the county board of commissioners. (Current law provides that the commission for the Lake superior court consists of nine members and the commission for St. Joseph superior court consists of seven members.) Provides that a member of the commission for: (1) the Lake superior court shall reside in Lake County; and (2) the St. Joseph superior court shall reside in St. Joseph County. Repeals provisions concerning the appointment of nonattorney commissioners and the election of attorney commissioners to the commission. Provides that after the commission has nominated and submitted to the governor the names of five persons to fill a vacancy in the Lake or St. Joseph superior court, the governor shall select the most qualified person to fill the vacancy. (Current law provides that the commission for the Lake superior court nominate and submit to the governor the names of three people to fill a vacancy in the superior court.) Makes conforming changes.

**Current Status:** 1/14/2021 - Referred to House Judiciary

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Coauthored by Representatives Teshka and Slager

**State Bill Page:** [HB1453](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

HB1456

**USE OF PUBLIC RESTROOMS** (BORDERS B) Makes it a Class B misdemeanor if: (1) a male knowingly or intentionally enters a restroom that is designated to be used only by females; or (2) a female knowingly or intentionally enters a restroom that is designated to be used only by males. Provides for certain defenses.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading

1/14/2021 - Authored By Bruce Borders

**State Bill Page:** [HB1456](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1460 POSSESSION OF FIREARMS (BORDERS B)** Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. 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. Prohibits certain individuals from knowingly or intentionally carrying a handgun. Creates the crime of "unlawful carrying of a handgun". Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor. Specifies that the unlawful carrying of a handgun is a Level 4 felony when a person: (1) is less than 23 years of age; and (2) 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). 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. Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Bruce Borders

**State Bill Page:** [HB1460](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1465 HIGHWAY WORK ZONE SAFETY (PRESSEL J)** Authorizes the Indiana state police and the Indiana department of transportation to establish a pilot program for the deployment of an automated work zone speed control system to enforce highway work zone speed limits. Provides that a work zone speed limit violation recorded by an automated work zone speed control system may not be enforced unless the violation is at least 12 miles per hour above the established work zone speed limit. Creates a work zone pilot fund.

**Current Status:** 1/14/2021 - Referred to House Roads and Transportation

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Soliday, Moseley, Saunders

**State Bill Page:** [HB1465](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1467 COMMUNITY MENTAL HEALTH CENTER MATTERS (DAVISSON S)** Requires a jail to only employ or contract with providers with specified licensure or certification for the provision of behavioral health services to county jail inmates. Requires the office of the secretary of family and social services (office) to apply for the following Medicaid state plan amendments or Medicaid waivers: (1) Reimbursement of Medicaid rehabilitation option services for a Medicaid eligible recipient who is undertaking an initial assessment, intake, or counseling in a community mental health center. (2) Provision of behavioral health homes in a community mental health center. (3) Authorization of reimbursing for Medicaid rehabilitation option services concurrently with reimbursement under the residential treatment program. (4) Reimbursement for Medicaid rehabilitation option services concurrently with reimbursement under the residential addiction treatment program. (5) The inclusion of video conferencing, telephone services, and text messaging services as telehealth for community mental health centers. Adds: (1) community mental health centers as a telehealth provider; and (2) clinical services and rehabilitation services to the definition of "telehealth services"; for the Medicaid program. Requires implementation of a Medicaid credentialing program not later than July 1, 2021, and allows for the adoption of emergency rules for the program. Prohibits the office from requiring Medicaid provider enrollment in a third party agreement for the Medicaid credentialing program. Requires the department of child services to accept certain criminal history checks and fingerprinting performed by community mental health centers for specified professionals if the process used by the community mental health center at least meets or exceeds the department's procedures. Adds two members to the justice reinvestment advisory council.

**Current Status:** 1/14/2021 - Referred to House Public Health

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Steven Davisson

**State Bill Page:** [HB1467](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1478 BATTERY AGAINST EMERGENCY ROOM STAFF (ENGLEMAN K)** Amends the definition of "emergency medical services provider" for the offense of battery to include a staff member in the emergency department of a hospital.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Clere, Vermilion, Porter

**State Bill Page:** [HB1478](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1480 INVESTIGATIONS OF POLICE OFFICERS (PRYOR C)** Requires the Indiana state police department (department) to investigate when a law enforcement officer uses force in attempting to apprehend or gain physical control of a person resulting in death or serious bodily injury to the person. Requires the law enforcement agency that employs the law enforcement officer to cooperate with the department in its investigation, but not to: (1) participate in the investigation; or (2) conduct an internal administrative investigation, if the internal administrative investigation interferes with the department's investigation. Requires the department to complete its investigation not later than 60 days after the date the department is notified of the incident and provide its findings to the county prosecutor or special prosecutor.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Cherrish Pryor

**State Bill Page:** [HB1480](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1484 INTRASTATE INMATE CALLING SERVICES (PIERCE M)** Provides that a rate for intrastate: (1) collect calling; (2) debit calling; (3) prepaid calling; or (4) prepaid collect calling; in connection with inmate calling services shall not exceed the rate cap for the comparable interstate service, as set by the Federal Communications Commission (FCC) and in effect at the time the call is initiated. Prohibits a provider from charging an ancillary service charge for an intrastate inmate calling service call, other than those ancillary service charges permitted by the FCC for interstate or international inmate calling service calls at the time the call is initiated. Provides that a rate for a permitted ancillary service charge for an intrastate inmate calling service call shall not exceed the rate for the comparable ancillary service charge permitted by the FCC for interstate or international inmate calling service calls at the time the call is initiated. Prohibits a provider of inmate calling services from impeding the completion of, or otherwise degrading, intrastate collect calling based on the lack of a billing relationship with the called party's communications service provider. Prohibits a provider from charging any taxes or fees in connection with intrastate inmate calling service calls, except for: (1) authorized fees; and (2) mandatory taxes and fees. Provides that: (1) authorized fees; and (2) mandatory taxes and fees; may not include a markup, unless the markup is specifically authorized by a federal, state, or local statute, rule, or regulation. Prohibits a provider from: (1) imposing a per call or per connection charge for any intrastate inmate calling service call; or (2) offering flat rate calling for intrastate inmate calling services. Provides that after June 30, 2021, a provider shall not enter into or renew a contract for the provision of inmate calling services at a correctional facility in Indiana unless the terms of the contract comply with these provisions. Provides that any term, condition, or provision that: (1) is included in such a contract; and (2) violates these provisions; is void. Provides that a provider that violates these provisions: (1) commits a deceptive act that is actionable by the attorney general or by a consumer under the deceptive consumer sales act (act); and (2) is subject to the remedies and penalties under the act.

**Current Status:** 1/14/2021 - Referred to House Utilities, Energy and Telecommunications

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Shackelford

**State Bill Page:** [HB1484](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1486 PUBLIC DEFENDER RETIREMENT FUND (HEATON R)** Establishes the public defender retirement fund. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Employment, Labor and Pensions

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Thompson and Cherry

**State Bill Page:** [HB1486](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1499 MENTAL HEALTH AND LAW ENFORCEMENT (MILLER D)** Requires the division of mental health and addiction (division), upon request, to issue a bracelet, an identification card, or both, indicating that an individual has been medically diagnosed with a mental illness, a substance addiction disorder, or both. Allows the division to charge a fee for the bracelet and identification card. Provides that the information collected by the division is confidential and establishes requirements before information may be released under a court order. Provides that if a person presents a bracelet or identification card issued by the division to a law enforcement officer, then the law enforcement officer shall use all reasonable means necessary to ensure that: (1) a crisis intervention team trained officer assists in the investigation that the law enforcement officer is conducting; and (2) the person is placed in a mental health facility before being confined in a county jail, if applicable. Requires the division to work with the law enforcement training board in a collaborative manner to develop best practice recommendations in order to ensure improved outcomes when a law enforcement officer encounters a person with a mental illness, a substance addiction disorder, or both.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety



**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Doug Miller

**State Bill Page:** [HB1499](#)  
**Support** \_\_\_\_\_ **Oppose** \_\_\_\_\_ **Neutral** \_\_\_\_\_

**HB1502**     **POLICE MISCONDUCT COMPLAINT PROCESS** (SUMMERS V) Requires the attorney general to establish not later than January 1, 2022, an online portal and telephone hotline to receive complaints regarding police officer misconduct, including anonymous complaints. Requires a county, city, or town that has a police department to adopt an ordinance establishing an accountability office (office) that: (1) is not a part of the police department; and (2) receives and investigates police misconduct complaints, including anonymous complaints. Provides that a unit with a police contract in effect is not required to comply with the law until the contract and any continuation of terms expires.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Vanessa Summers

**State Bill Page:** [HB1502](#)  
**Support** \_\_\_\_\_ **Oppose** \_\_\_\_\_ **Neutral** \_\_\_\_\_

**HB1513**     **LAW ENFORCEMENT PERFORMANCE AUDITS** (PORTER G) Establishes the law enforcement performance audit pilot program to ensure that law enforcement agencies do not engage in discriminatory hiring practices or the use of excessive force.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Gregory Porter

**State Bill Page:** [HB1513](#)  
**Support** \_\_\_\_\_ **Oppose** \_\_\_\_\_ **Neutral** \_\_\_\_\_

**HB1524**     **PUBLIC CRIMINAL MISCHIEF AND BURGLARY** (SMALTZ B) Criminalizes defacement or destruction of public property as an enhanced form of criminal mischief. Increases the penalty for burglary if it is committed during a declared disaster emergency.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Ben Smaltz

**State Bill Page:** [HB1524](#)  
**Support** \_\_\_\_\_ **Oppose** \_\_\_\_\_ **Neutral** \_\_\_\_\_

**HB1531**     **DCS AND THE EDUCATION COMMUNITY** (DEVON D) Allows the department of child services (DCS) to interview a child at the child's school without parental consent if: (1) the DCS employee presents his or her credentials or other proof of employment for inspection; and (2) there is written proof of exigent circumstances. Allows an action against the individual or entity responsible for the intentional disclosure of the identity of an individual who reports child abuse or neglect. Requires that the DCS provide assurances that the child's school, or its representative, has been invited to participate in the case plan process. Prohibits a governmental entity or employee from asserting immunity if confidentiality about an individual who makes a report of child abuse or neglect is intentionally breached.

**Current Status:** 1/14/2021 - Referred to House Family, Children and Human Affairs

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Cook and Rowray

**State Bill Page:** [HB1531](#)  
**Support** \_\_\_\_\_ **Oppose** \_\_\_\_\_ **Neutral** \_\_\_\_\_

**HB1543**     **LAW ENFORCEMENT OFFICERS** (GOODRICH C) Provides that a grant may be awarded to a law enforcement agency for a law enforcement officer in an upper level position to: (1) attend a deescalation training course; and (2) establish a deescalation training program, based on the training received during the deescalation training course that is offered to law enforcement officers employed by the law enforcement agency. Establishes the deescalation training fund. Increases the penalty for battery if it is committed against a public safety official because of the official's status or perceived status as a public safety official. Increases the penalty for aggravated battery and criminal recklessness if it is committed against: (1) a public safety official while the official is engaged in the official's official duties; or (2) a public safety official if the offense is committed because of the official's status or perceived status as a public safety official.

**Current Status:** 1/14/2021 - Referred to House Veterans Affairs and Public Safety

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Prescott

**State Bill Page:** [HB1543](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1544**     **POSSESSION OF FIREARMS (PAYNE Z)** Repeals the law that requires a person to obtain a license to carry a handgun in Indiana. Specifies that certain persons at least 18 years of age 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. Prohibits certain individuals from knowingly or intentionally carrying a handgun. Creates the crime of "unlawful carrying of a handgun". Provides that a prohibited person who knowingly or intentionally carries a handgun commits a Class A misdemeanor. 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. Requires law enforcement agencies to make use of certain data bases when issuing reciprocity licenses. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Policy  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Jeter and Teshka

**State Bill Page:** [HB1544](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1547**     **MEDICAL CANNABIS (PAYNE Z)** Establishes a medical cannabis program, administered by the state department of health, to permit the use of medical cannabis in Indiana. Reduces the penalty for possession of marijuana, hashish, hash oil, and salvia to: (1) a Class C infraction for a first offense; (2) a Class C misdemeanor for a second or subsequent offense; and (3) a Class A misdemeanor for a second or subsequent offense if the person possesses more than a specified amount. Reduces the penalty for possession of marijuana, hashish, hash oil, or salvia packaged in a container labeled as containing low THC hemp extract to a Class C misdemeanor. Provides that a person's probation may not be revoked solely on the basis that the person tested positive for marijuana or a metabolite of marijuana. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to House Public Health  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representatives Teshka and VanNatter

**State Bill Page:** [HB1547](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1551**     **SURRENDER OF FIREARMS FOR DOMESTIC VIOLENCE CRIMES (SMITH V)** Provides that a person who: (1) has been convicted of a crime of domestic violence; and (2) knowingly or intentionally possesses a firearm; commits possession of a firearm by a domestic batterer, a Class A misdemeanor. Provides certain defenses. Requires a court to issue an order, upon entry of a judgment of conviction for a crime of domestic battery or a crime of domestic violence, that: (1) prohibits ownership or possession of a firearm until the defendant's right to possess a firearm is restored; and (2) requires the defendant to surrender: (A) any firearm owned or possessed by the defendant; and (B) any valid license or permit to carry a handgun (license); to a law enforcement agency or law enforcement officer with jurisdiction over the area where the defendant's offense occurred, where the defendant resides, or where the defendant plans to reside. Requires a court to order an appropriate law enforcement agency or law enforcement officer to seize, within 72 hours, any firearm or license owned or possessed by a defendant convicted of domestic battery or a crime of domestic violence. Provides that a person who knowingly or intentionally fails to surrender: (1) all firearms owned or possessed by the person; or (2) any valid license or permit to carry a handgun possessed by the person; after being convicted of domestic battery or a crime of domestic violence commits unlawful retention of a firearm or license by a domestic batterer, a Class A misdemeanor. Enhances the offense to a Level 6 felony if the person has a prior unrelated conviction for the offense. Provides certain defenses. Specifies how a confiscated firearm or license shall be: (1) returned to the rightful owner; or (2) disposed of; if a defendant's right to possess a firearm is restored. Defines certain terms. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code  
**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Vernon Smith

**State Bill Page:** [HB1551](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1556**     **SEX OFFENDER RESIDENCY (GORE M)** Authorizes a county legislative body to adopt an ordinance prohibiting a registered sex offender from establishing a domicile in the county, unless the county was the person's county of residence at the time the person committed the sex offense.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Coauthored by Representative Speedy

**State Bill Page:** [HB1556](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**HB1579**     **JUVENILE WAIVERS** (HATCHER R) Repeals the direct filing of certain juvenile offenses in adult court. Raises the age requirement for the waiver of certain juvenile offenses. Allows a juvenile court to waive jurisdiction of certain crimes to adult court. (Current law requires a juvenile court to waive jurisdiction in certain circumstances.) Modifies the age parameters involving cases that a juvenile court may waive to adult court.

**Current Status:** 1/14/2021 - Referred to Committee on Courts and Criminal Code

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Ragen Hatcher

**State Bill Page:** [HB1579](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB15**     **DRIVER INSTRUCTIONS OF LAW ENFORCEMENT PROCEDURES** (RANDOLPH L) Requires the bureau of motor vehicles to include in any driver's manual published by the bureau: (1) a description of law enforcement procedures during a traffic stop; and (2) actions a motorist should take during a traffic stop, including appropriate interactions with law enforcement officers. Requires the driver education advisory board to consult with the commissioner of the bureau of motor vehicles and the state police department regarding instruction on: (1) law enforcement procedures during traffic stops; and (2) actions a motorist should take during a traffic stop, including appropriate interactions with law enforcement officers.

**Current Status:** 1/4/2021 - Referred to Senate Homeland Security and Transportation

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Lonnie Randolph

**State Bill Page:** [SB15](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB17**     **CAMPGROUND MATTERS** (DORIOT B) Allows a campground owner to ask an individual to leave a campground in certain instances. Specifies that an individual who remains on or returns to a campground after having been asked to leave the campground commits criminal trespass. Provides that a guest who is asked to leave a campground is entitled to a refund of any unused portion of prepaid fees. Specifies the duties and responsibilities of the users and operator of a campground. Defines the risks assumed by a user of a campground. Specifies that an operator of a campground that fulfills the operator's duties and responsibilities has a complete defense to a civil action.

**Current Status:** 1/4/2021 - Referred to Senate Judiciary

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Blake Doriot

**State Bill Page:** [SB17](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB19**     **REQUIRED INFORMATION ON STUDENT ID CARDS** (FORD J) Requires a public school that issues a student identification card to a student in grade 6, 7, 8, 9, 10, 11, or 12 to include on the student identification card a local, state, or national: (1) suicide prevention hotline telephone number; and (2) human trafficking hotline telephone number; that provides support 24 hours a day, seven days a week. Provides that the information may be printed on the student identification card or printed on a sticker that is affixed to the student identification card.

**Current Status:** 1/14/2021 - added as coauthor Senator Yoder S

**Recent Status:** 1/14/2021 - Senate Bills on Second Reading  
1/11/2021 - Committee Report do pass, adopted

**State Bill Page:** [SB19](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB21**     **SHERIFF REIMBURSEMENT RATE** (TOMES J) Provides that the per diem rate paid from the county jail maintenance contingency fund or any other fund after June 30, 2021, and before July 1, 2023, may not be less than \$55 per day for persons convicted of felonies, including: (1) persons convicted of a Level 6 felony; and (2) convicted felons who are incarcerated for more than five days after the day of sentencing or the date upon which the department of correction receives the abstract of judgment and sentencing order, whichever occurs later.

**Current Status:** 1/4/2021 - Referred to Senate Appropriations

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By James Tomes

**State Bill Page:** [SB21](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB24 FORFEITURE (BOOTS P)** Establishes a new procedure for civil forfeiture, and treats seized property in which a person asserts an ownership interest differently from seized property that is abandoned or unclaimed. Permits seized property that is not abandoned or unclaimed to be forfeited to the state only if the person who owned or used the property has been convicted of a criminal offense. Establishes procedures by which a property owner may regain custody of seized property pending a final determination of the forfeiture action. Specifies which law enforcement costs are recoverable in a forfeiture action. Repeals a provision permitting the state to turn over seized property to the federal government. Makes conforming amendments and repeals an obsolete section.

**Current Status:** 1/4/2021 - Referred to Senate Judiciary

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Philip Boots

**State Bill Page:** [SB24](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB25 GROCERY AND DRUG STORE COLD BEER SALES (BOOTS P)** Repeals provisions that prohibit a grocery store (including a convenience store) or a drug store from selling and delivering cold beer for carryout. (Currently, only a package liquor store or restaurant with carryout privileges may sell and deliver cold beer for carryout.) Removes references to the temperature of beer. Makes stylistic changes.

**Current Status:** 1/4/2021 - Referred to Senate Public Policy

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Philip Boots

**State Bill Page:** [SB25](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB28 TAX SALES (NIEMEYER R)** Prohibits a person who is delinquent in the payment of personal property taxes or is subject to an existing personal property tax judgment from bidding on or purchasing a tract at a tax sale. Prohibits a business entity from bidding on or purchasing a tract at a tax sale when a person who is prohibited from bidding on or purchasing a tract at a tax sale: (1) formed the business entity; (2) joined with another person or party to form the business entity; (3) joined the business entity as a proprietor, incorporator, partner, shareholder, director, employee, or member; (4) becomes an agent, employee, or board member of the business entity; or (5) represents the business entity in a legal matter. Requires a county treasurer to pay all taxes and assessments that accrue on the tract of real estate through the time the record owner is divested of title from the tax sale surplus fund for the tract. Permits a county legislative body to adopt an ordinance prohibiting the assignment of a certificate of sale prior to the issuance of a tax title deed. Adds requirements that must be met within 150 days of the date a court grants a petition to issue a tax deed before a county auditor can issue or record a tax deed. Provides that a person who provides false information on the county treasurer's tax sale affidavit commits a Class A misdemeanor.

**Current Status:** 1/4/2021 - Referred to Senate Local Government

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Rick Niemeyer

**State Bill Page:** [SB28](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB33 EQUITY, DIVERSITY, AND INCLUSION OFFICERS (FORD J)** Provides that each school corporation, charter school, and state accredited nonpublic school shall maintain at least one equity, diversity, and inclusion officer. Establishes duties for the equity, diversity, and inclusion officer. Requires the department of education (department) to provide certain information and resources for an equity, diversity, and inclusion officer. Provides that the department, with the approval of the state board of education, may assign additional duties to an equity, diversity, and inclusion officer to: (1) improve comprehensive strategy fostering equitable, diverse, and inclusive training; and (2) provide and promote education to cultivate an awareness and understanding of the various federal, state, and local laws and policies regarding nondiscrimination. Requires an equity, diversity, and inclusion officer to meet certain annual professional development requirements. Requires each school corporation, charter school, and state accredited nonpublic school to submit a report to the department. Requires that the school's annual performance report include the number of times an equity, diversity, and inclusion officer responds to referrals by the governing body or school administrative staff.

**Current Status:** 1/4/2021 - Referred to Senate Education and Career Development

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By J.D. Ford

**State Bill Page:** [SB33](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB34 UNLAWFUL ASSEMBLY (TOMES J)** Provides that a person convicted of rioting is not eligible: (1) for employment by the state or a local unit of government; and (2) to receive certain state and local benefits. Removes immunity under the Indiana tort claims act for the failure to enforce a law if the failure to enforce the law: (1) occurs in connection with an unlawful assembly; and (2) constitutes gross negligence. 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; (2) obstruction of traffic; (3) criminal mischief; and (4) disorderly conduct. Adds a sentence enhancement to battery committed by a member of an unlawful assembly. Defines "defunding law enforcement" and allows a person to bring an action to enjoin a local unit from defunding law enforcement.

**Current Status:** 1/4/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Authored By James Tomes

**State Bill Page:** [SB34](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB37 MISDEMEANOR REIMBURSEMENT (FORD J)** Provides that a county may be reimbursed for indigent services provided for misdemeanors in a superior or circuit court. (Current law excludes misdemeanor cases from reimbursement.)

**Current Status:** 1/4/2021 - Referred to Senate Judiciary

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Authored By Jon Ford

**State Bill Page:** [SB37](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB39 PRIVATE CARD GAMES (YOUNG M)** Defines "private low stakes card game" and provides a defense to certain gambling crimes if the gambling was a private low stakes card game. Defines "cheating" and makes cheating at gambling a Class A misdemeanor, and increases the penalty for the offense based on the gain obtained by cheating. Makes conforming amendments.

**Current Status:** 1/4/2021 - Referred to Senate Public Policy

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Authored By Michael Young

**State Bill Page:** [SB39](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB41 AUTOMATED TRAFFIC CONTROL IN CONSTRUCTION ZONES (FORD J)** Authorizes the state police department to establish an automated traffic control system pilot program to enforce highway worksite speed limits. Provides that a worksite speed limit violation recorded by an automated traffic control system may not be enforced unless the violation exceeds 11 miles per hour above the established worksite speed limit. Replaces the terms "work zone" and "worksite zone" with "worksite" throughout the relevant statutes.

**Current Status:** 1/4/2021 - Referred to Senate Homeland Security and Transportation

**Recent Status:** 1/4/2021 - First Reading

1/4/2021 - Authored By Jon Ford

**State Bill Page:** [SB41](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB42 LOCAL GOVERNMENT BUDGETS (BOHACEK M)** Provides that a local government unit may not reduce its annual budget for public safety, police, or fire services for a fiscal year by an amount in excess of the levy reduction by the unit for the fiscal year unless the unit is subject to a revenue shortfall for the fiscal year.

**Current Status:** 1/28/2021 - Senate Local Government, (Bill Scheduled for Hearing)

**Recent Status:** 1/7/2021 - Senate Local Government, (Bill Scheduled for Hearing)

1/4/2021 - Referred to Senate Local Government

**State Bill Page:** [SB42](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB45 PROHIBITION ON FLAVORED E-LIQUIDS (GROOMS R)** Prohibits the sale of flavored e-liquid to a person of any age. Defines "flavored e-liquid" as e-liquid that contains a constituent ingredient that is added for the purpose of imparting a characterizing flavor. Provides that a manufacturer, distributor, or retailer may not manufacture,

distribute, or market flavored e-liquid in Indiana. Authorizes the alcohol and tobacco commission to investigate and enforce penalties for certain violations involving flavored e-liquid.

**Current Status:** 1/4/2021 - Referred to Senate Health and Provider Services

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Ronald Grooms

**State Bill Page:** [SB45](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB46**

**LICENSURE OF ART THERAPISTS (GROOMS R)** Provides that art therapy services provided to an individual who receives mental health services or to an individual who receives services from a community mental health center are reimbursable under Medicaid. Provides for the licensure of professional art therapists and art therapist associates by the behavioral health and human services licensing board through the professional licensing agency. Establishes qualifications and requirements for a licensed art therapist and licensed art therapist associate.

**Current Status:** 1/4/2021 - Referred to Senate Health and Provider Services

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Ronald Grooms

**State Bill Page:** [SB46](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB63**

**MENTAL HEALTH TREATMENT FOR INMATES (GLICK S)** Permits, under certain circumstances, an offender committed to the department of correction to be held within a treatment facility operated by the department for not more than 14 days beyond the offender's mandatory release date if: (1) the offender consents; or (2) a court has ordered the offender to be committed to a treatment setting outside the department.

**Current Status:** 1/14/2021 - Committee Report amend do pass, adopted

**Recent Status:** 1/12/2021 - Senate Committee recommends passage, as amended Yeas: 8; Nays: 0  
1/12/2021 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

**State Bill Page:** [SB63](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB64**

**SCHOOL SAFETY (HOLDMAN T)** Provides that, before an employee or any other staff member of a school corporation, charter school, or nonpublic school may carry a firearm in or on school property as authorized by a school board of the school corporation, charter school, or nonpublic school, the employee or staff member shall do the following: (1) Successfully complete certain specialized weapons training or other firearm training. (2) Provide proof to the school board that the employee or staff member has successfully completed the training. (3) Complete the Minnesota multiphasic personality inventory 2 (MMPI-II) and provide the results from the inventory to the school board of the school corporation, charter school, or nonpublic school. Establishes requirements for specialized weapons training. Requires an employee or any other staff member of a school corporation, charter school, or nonpublic school to successfully complete 16 hours of weapons training each year that the employee or staff member is authorized and intends to carry a firearm in or on school property. Provides that the specialized weapons training must be provided by a person or entity approved by the school board of the school corporation, charter school, or nonpublic school. Allows a school to barricade or block a door during an active shooter drill or during an active shooter emergency occurring in a school building. Provides that the Indiana secured school fund may be used to employ a law enforcement officer who has completed at least 40 hours of certified school resource officer training. Provides that, after June 30, 2021, a law enforcement officer or a school security officer who is not considered a school resource officer must complete 40 hours of certified school resource officer training. Resolves substantive conflicts between P.L. 197-2019, P.L.50-2019, and P.L.153-2019.

**Current Status:** 1/4/2021 - Referred to Senate Education and Career Development

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Travis Holdman

**State Bill Page:** [SB64](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB69**

**SCHOOL BUS STOP ARM VIOLATION ENFORCEMENT (NIEMEYER R)** Creates an inference for the trier of fact that the registered owner of a vehicle was driving the vehicle when it was involved in passing a school bus when the arm signal device was in the device's extended position unless the registered owner of the vehicle routinely engages in the business of renting the vehicle for periods of 30 days or less. Provides for the requested appointment of a special prosecutor by a school district superintendent if the county prosecutor is failing to enforce a significant number of school bus stop arm violations reported by the superintendent of a school district.

**Current Status:** 1/26/2021 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

**Recent Status:** 1/4/2021 - Referred to Senate Corrections and Criminal Law  
1/4/2021 - First Reading

**State Bill Page:** [SB69](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB76 HUMAN TRAFFICKING (CRIDER M)** Provides that money or property paid in human trafficking may be paid to a human trafficking victim or a third party. Increases the penalty if the human trafficking victim is less than 18 years of age, and specifies that: (1) consent by the human trafficking victim; (2) a belief that the human trafficking victim was at least 18 years of age; or (3) the intended victim is a law enforcement officer; is not a defense to a prosecution.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Michael Crider

**State Bill Page:** [SB76](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB78 HOSPITAL POLICE DEPARTMENTS (CRIDER M)** Provides that a hospital police department (department) has statewide territorial jurisdiction unless the governing board for the hospital specifies a smaller territorial jurisdiction for its department. Requires the governing board of a hospital to provide certain persons and entities with notice of a department's extended territorial jurisdiction in certain instances. Requires notice concerning a department's extended territorial jurisdiction to be provided to certain persons and entities upon any change in the size of the territorial jurisdiction.

**Current Status:** 1/26/2021 - Senate Homeland Security and Transportation, (Bill Scheduled for Hearing)

**Recent Status:** 1/5/2021 - Referred to Senate Homeland Security and Transportation  
1/5/2021 - First Reading

**State Bill Page:** [SB78](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB79 DOMESTIC BATTERY ENHANCEMENT (CRIDER M)** Enhances the penalty for domestic battery when the offender has a prior conviction for strangulation against the same family or household member.

**Current Status:** 1/26/2021 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

**Recent Status:** 1/11/2021 - added as coauthor Senator Walker K  
1/5/2021 - Referred to Senate Corrections and Criminal Law

**State Bill Page:** [SB79](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB81 TRAINING FOR INVESTIGATORS OF SEXUAL ASSAULT CASES (CRIDER M)** Requires certain training for sexual assault investigators. Mandates that the law enforcement training board set specialized standards for training and investigating sexual assault cases involving adult victims.

**Current Status:** 1/14/2021 - Senate Bills on Second Reading

**Recent Status:** 1/12/2021 - Committee Report do pass, adopted  
1/12/2021 - Senate Committee recommends passage Yeas: 8; Nays: 0

**State Bill Page:** [SB81](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB82 MENTAL HEALTH DIAGNOSIS (CRIDER M)** Defines "mental health diagnosis" and sets forth requirements that must be met in order for certain licensed professionals to provide a mental health diagnosis. Requires certain mental health professionals who are making a mental health diagnosis and who determine that the patient has not been examined by a physician in the preceding 12 months to recommend to the patient that the patient schedule an examination by a physician at the earliest opportunity. Requires notation of that recommendation in the patient's medical record.

**Current Status:** 1/5/2021 - Referred to Senate Health and Provider Services

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Michael Crider

**State Bill Page:** [SB82](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB83 LAW ENFORCEMENT DOGS (CRIDER M)** 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 a law enforcement dog injured in the line of duty to a veterinary hospital or clinic. Increases the penalties for cruelty to a law enforcement animal and a search and rescue dog.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Michael Crider

**State Bill Page:** [SB83](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB87**      **CANNABIS REGULATION** (TALLIAN K) Establishes the cannabis compliance commission to regulate all forms of legal cannabis in Indiana, including industrial hemp and low THC hemp extract.

**Current Status:** 1/7/2021 - Referred to Senate Commerce and Technology

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Karen Tallian

**State Bill Page:** [SB87](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB96**      **RIOTING** (GROOMS R) Requires a person convicted of a battery against a law enforcement officer, firefighter, or emergency medical services provider to: (1) serve a mandatory minimum sentence of 30 or 90 days, depending on the severity of the injury; and (2) make restitution to the victim. Defines "tumultuous conduct" and "unlawful assembly" for purposes of the rioting statute, and requires a person convicted of rioting to: (1) serve a mandatory minimum sentence of 30 days; and (2) make restitution to the victim. Defines "camp" and "Indiana government center campus", and makes unlawful camping on the Indiana government center campus a Class A misdemeanor.

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Ronald Grooms

**State Bill Page:** [SB96](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB98**      **INTERSTATE COMPACT TRANSPORTATION FUND** (SANDLIN J) Allows a community corrections agency to access funds from the county offender transportation fund to defray the cost of transporting offenders and delinquent children as requested by a court, a probation department, a community corrections agency, or a county sheriff.

**Current Status:** 1/14/2021 - Second reading ordered engrossed

**Recent Status:** 1/14/2021 - Senate Bills on Second Reading  
1/12/2021 - Committee Report do pass, adopted

**State Bill Page:** [SB98](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB102**      **HISTORIC PROPERTY CRIMINAL MISCHIEF** (HOUCHIN E) Provides that a person who recklessly, knowingly, or intentionally damages, defaces, or alters, without a permit, historic property that is: (1) owned by the state; or (2) located on property owned or leased by the state; commits historic property criminal mischief, a Class A misdemeanor. Provides that the offense is a Level 6 felony if the pecuniary loss is at least \$750 but less than \$50,000, and a Level 5 felony if the pecuniary loss is at least \$50,000. Repeals the offense of altering historic property and incorporates the offense into the crime of historic property criminal mischief. Makes conforming changes.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Erin Houchin

**State Bill Page:** [SB102](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB104**      **POSSESSION OF MEDICAL MARIJUANA OR PARAPHERNALIA** (TAYLOR G) Creates a defense to possession of paraphernalia that: (1) the paraphernalia is for use with marijuana; and (2) the person possesses a valid medical marijuana card from another state, or a physician has certified in writing that the person suffers from a terminal illness or serious untreatable disease, and, in the professional opinion of the physician, the benefits of treatment with marijuana are greater than the risks. Creates a defense to possession of marijuana that: (1) the person possessed less than two ounces of marijuana; and (2) the person possesses a valid medical marijuana card from another state, or a physician has certified in writing that the person suffers from a terminal illness or serious untreatable disease, and, in the professional opinion of the physician, the benefits of treatment with marijuana are greater than the risks.

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Greg Taylor



**State Bill Page:** [SB104](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB122 DRUG SCHEDULES (YOUNG M)** Adds new scheduled drugs to the statutory drug schedules.  
**Current Status:** 1/14/2021 - Senate Bills on Second Reading  
**Recent Status:** 1/12/2021 - Committee Report do pass, adopted  
1/12/2021 - Senate Committee recommends passage Yeas: 8; Nays: 0  
**State Bill Page:** [SB122](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB132 JUVENILES AND FIREARMS (FREEMAN A)** Provides that a child who 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:** 1/5/2021 - Referred to Senate Corrections and Criminal Law  
**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Aaron Freeman  
**State Bill Page:** [SB132](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB133 SENTENCING (FREEMAN A)** Enhances the penalty for child exploitation and child pornography if the person has a previous conviction. Provides that a court may suspend only that part of a sentence that is in excess of the minimum sentence for a person convicted of a Level 2 or Level 3 felony who has a prior unrelated felony conviction, other than a conviction for a felony involving marijuana, hashish, hash oil, or salvia divinorum. (Current law provides that a court may suspend any part of a sentence for certain Level 2 and Level 3 felony convictions, including drug related convictions.) Provides that a court may suspend only that part of a sentence that is in excess of the minimum sentence for a person convicted of a felony for child exploitation or child pornography who has a prior conviction for child exploitation or child pornography.  
**Current Status:** 1/26/2021 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)  
**Recent Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law  
1/5/2021 - First Reading  
**State Bill Page:** [SB133](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB134 LICENSE SUSPENSION AND TRANSPORT OF PASSENGERS DURING PROBATIONARY PERIOD (FREEMAN A)** Increases the penalty for operating a motor vehicle containing passengers during the initial 180 day probationary period after issuance of a driver's license and permits license suspension for a violation. Allows a court to suspend the license of a person convicted of operating a motor vehicle after failing to take a prescribed medication.  
**Current Status:** 1/14/2021 - added as coauthors Senators Walker K, Bohacek, Glick  
**Recent Status:** 1/14/2021 - Committee Report amend do pass, adopted  
1/12/2021 - Senate Committee recommends passage, as amended Yeas: 7; Nays: 1  
**State Bill Page:** [SB134](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_  
\* Michael Moore testified in opposition to this bill.

**SB167 THEFT AND SALE OF CATALYTIC CONVERTERS AND VALUABLE METALS (SANDLIN J)** Provides that the theft of a component part of a motor vehicle, including a catalytic converter, is a Level 6 felony. Expands qualifying prior convictions for Level 6 felony theft to include robbery and burglary. Provides that a valuable metal dealer who knowingly or intentionally fails to comply with certain statutes regulating the purchase of a valuable metal commits a Level 6 felony. Removes infractions for failing to comply with statutes regulating the sale or purchase of a valuable metal.  
**Current Status:** 1/14/2021 - added as coauthor Senator Zay  
**Recent Status:** 1/14/2021 - Committee Report amend do pass, adopted  
1/12/2021 - Senate Committee recommends passage, as amended Yeas: 8; Nays: 0  
**State Bill Page:** [SB167](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_  
\* Michael Moore testified in opposition to this bill.

**SB168**      **INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT (SANDLIN J)** Provides that effective January 1, 2023, the Indianapolis metropolitan police department (police department) is administered by a five member state board of police commissioners (board) consisting of: (1) four members appointed by the governor; and (2) the mayor of the consolidated city. Provides that the board's powers include: (1) exercising the power, authority, and responsibility of the executive and legislative body of the consolidated city to adopt, amend, and enforce ordinances, resolutions, and rules relating to the administration of the police department; (2) serving as the merit board for the police department; and (3) appointing a police chief for the department who is responsible only to the board. Provides that the legislative body of the police special service district retains the power to modify and approve the police department's budget.

**Current Status:** 1/14/2021 - added as coauthors Senators Rogers, Grooms, Young M, Zay, Houchin, Gaskill, Doriot, Garten, Koch

**Recent Status:** 1/14/2021 - added as second author Senator Freeman  
1/12/2021 - Referred to Senate Corrections and Criminal Law

**State Bill Page:** [SB168](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB171**      **MINIMUM AGE FOR LICENSE TO CARRY A HANDGUN (RANDOLPH L)** Changes the minimum age required for a license to carry a handgun.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Lonnie Randolph

**State Bill Page:** [SB171](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB173**      **PROHIBITION OF FIREARMS AT POLLING PLACES (RANDOLPH L)** Prohibits a person from carrying a firearm in, on, or near: (1) a chute; (2) polls; (3) areas where voters congregate or are likely to congregate; or (4) any room where ballots are being counted. Provides that the offense is a Class C misdemeanor. Enhances the offense to a: (1) Class A misdemeanor if the person has a prior unrelated conviction for the offense; or (2) Level 6 felony if the person points the firearm at another person. Specifies: (1) a defense; and (2) certain notice requirements. Prohibits certain other defenses. Defines certain terms. Makes conforming amendments.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Lonnie Randolph

**State Bill Page:** [SB173](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB176**      **DEPOSITION OF A PERSON WITH A MENTAL DISABILITY (MESSMER M)** Repeals and replaces the term "child victim" with the term "protected victim". Defines "protected victim" as: (1) a child less than 16 years of age; or (2) an individual who is 16 years of age or older and has a mental disability attributable to an impairment of general intellectual functioning or adaptive behavior; who is the victim of a sex offense, and specifies that a protected victim has the right to confer with a representative of the prosecuting attorney's office before being deposed. Provides that a defendant may only depose a protected victim if the prosecuting attorney agrees to the deposition or if a court authorizes the deposition. Sets forth a procedure for a court to use to determine whether to authorize the deposition of a protected victim, and to specify the manner in which the deposition may be conducted. Provides that an order authorizing the deposition of a protected victim must expressly prohibit the presence of the person accused of committing the offense against the protected victim unless certain conditions apply and the presence of the accused is necessary to preserve the person's rights under the constitution of the United States or the State of Indiana. Makes conforming amendments.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Mark Messmer

**State Bill Page:** [SB176](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB177**      **VICTIM'S RIGHTS AND INVESTIGATIONS (MESSMER M)** Requires the state police department, upon the written request of an immediate family member of the deceased, to conduct a new and independent investigation into the cause of death if a local law enforcement agency has determined that the death was not the result of a criminal act committed by a third person.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Mark Messmer

State Bill Page: [SB177](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB186**

**PROSECUTING ATTORNEYS** (KOCH E) Repeals the requirement that a prosecuting attorney execute a surety bond for the faithful execution of the duties of the office. Allows a prosecuting attorney or deputy prosecuting attorney to solemnize a marriage. Permits the department of child services (DCS) or a prosecuting attorney to file a paternity action if the mother, person with whom the child resides, or DCS has applied for services under Title IV-D of the federal Social Security Act. Requires a prosecuting attorney to investigate information received about the commission of a felony, a misdemeanor, acts of delinquency, or an infraction. Allows a prosecuting attorney to issue subpoenas ad testificandum or ask a court with jurisdiction to issue subpoenas, subpoenas duces tecum, search warrants, or any other process necessary to support or aid an investigation. Broadens the types of expenses a county auditor pays for in connection with a criminal case. Allows a prosecuting attorney to appoint employees with the approval of the county council. Allows the prosecuting attorneys council of Indiana (council) to call two conferences each year and specifies who may attend the conferences. Increases the annual salary of a deputy prosecuting attorney under certain circumstances. Requires a prosecuting attorney to devote full professional time to the position unless the prosecuting attorney is in a judicial circuit with a population of less than 10,000. Provides that if a prosecuting attorney is in a judicial circuit with a population of less than 10,000, the prosecuting attorney may devote partial time to the position after filing a notice to that effect. Permits that a part-time prosecuting attorney may change his or her status 30 days before taking office or before June 30 of the applicable year. Allows a part-time prosecuting attorney to engage in the private practice of law. Requires the council to conduct training for prosecuting attorneys and their staffs. Renames the drug prosecution fund as the substance abuse prosecution fund. Limits the defense and indemnification of prosecuting attorneys to actions that do not result in a criminal conviction or disciplinary actions outside the scope of employment. Makes conforming changes.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading

1/5/2021 - Authored By Eric Koch

**State Bill Page:** [SB186](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**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. Provides that a person who knowingly destroys, damages, vandalizes, or desecrates a monument, memorial, or statue owned by the state or a political subdivision or that is located on real property owned by the state or a political subdivision commits monument desecration, a Level 6 felony. Provides that a court may suspend only that part of a sentence for monument desecration that is in excess of the minimum sentence for that offense.

**Current Status:** 1/12/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/12/2021 - First Reading

1/12/2021 - Authored By Eric Koch

**State Bill Page:** [SB187](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB190**

**DEMOGRAPHIC INFORMATION FOR TRAFFIC STOPS** (TAYLOR G) Requires law enforcement officers to record certain demographic information regarding all individuals who are subject to traffic stops, including: (1) age; (2) gender; (3) race; and (4) whether those individuals are issued a citation or a warning. Requires law enforcement officers to report the demographic information collected to the state police department criminal justice data division (division). Requires the division to issue a report to the legislative council by November 1 of each year regarding the information provided to the division by law enforcement officers.

**Current Status:** 1/5/2021 - Referred to Senate Judiciary

**Recent Status:** 1/5/2021 - First Reading

1/5/2021 - Authored By Greg Taylor

**State Bill Page:** [SB190](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB191**

**JUVENILE DELINQUENCY MATTERS** (TAYLOR G) Provides that the juvenile court may exercise jurisdiction over a child who: (1) is at least 16 years of age and is charged with certain more serious offenses; or (2) has a

previous adult conviction and is alleged to have committed an offense that would be a felony if committed by an adult. Provides for automatic expungement of a delinquency adjudication if the delinquent act: (1) did not result in bodily injury to another person; and (2) is not a sex offense.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Greg Taylor

**State Bill Page:** [SB191](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB192**

**LAW ENFORCEMENT TRAINING** (TAYLOR G) Requires law enforcement officers to receive training in identifying, responding to, and reporting bias motivated crimes in which the person who committed a criminal offense selected the victim who was injured or whose property was damaged because of the victim's actual or perceived race, color, creed, disability, national origin, religion, sexual orientation, gender, or gender identity.

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Greg Taylor

**State Bill Page:** [SB192](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB193**

**CREDIT TIME** (TAYLOR G) Provides that a person assigned to credit class P earns one day of good time credit for each day served.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading  
1/5/2021 - Authored By Greg Taylor

**State Bill Page:** [SB193](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB194**

**PROVOCATION AND OBSTRUCTION** (BALDWIN S) Increases the penalty for provocation if committed against a public safety official, and increases the penalty for obstruction of traffic under certain circumstances.

**Current Status:** 1/26/2021 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

**Recent Status:** 1/14/2021 - added as coauthor Senator Koch  
1/5/2021 - Referred to Senate Corrections and Criminal Law

**State Bill Page:** [SB194](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**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 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. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Michael Young

**State Bill Page:** [SB197](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB198**

**RIOTING** (YOUNG M) Grants 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. Makes felony rioting a predicate offense for purposes of the felony murder statute. Establishes the crime of enabling rioting, a Class B misdemeanor, if a person: (1) is present during the commission of a felony by a member of an unlawful assembly; (2) knows that the member is committing a criminal offense; and (3) fails to immediately leave or report the offense to law enforcement. Makes providing funding to a person to commit a criminal offense while a member of an unlawful assembly a Class A misdemeanor, and increases the penalty to a Level 6 felony if the person provides funding for five or more people, and a Level 5 felony if the person provides funding for 10 or more people.

**Current Status:** 1/12/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/12/2021 - First Reading

1/12/2021 - Authored By Michael Young

**State Bill Page:** [SB198](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB199**      **SELF-DEFENSE (YOUNG M)** Specifies that "reasonable force" includes the pointing of a loaded or unloaded firearm for purposes of self-defense and arrest statutes.

**Current Status:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading

1/5/2021 - Authored By Michael Young

**State Bill Page:** [SB199](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**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:** 1/12/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/12/2021 - First Reading

1/12/2021 - Authored By Michael Young

**State Bill Page:** [SB200](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB201**      **OPERATING WHILE INTOXICATED (YOUNG M)** 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:** 1/5/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/5/2021 - First Reading

1/5/2021 - Authored By Michael Young

**State Bill Page:** [SB201](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB211**      **DRIVING IN THE LEFT LANE (ALTING R)** Provides that, except for an authorized emergency vehicle operated in the course of duty, a person may not drive a motor vehicle in a passing lane if the speed limit is at least 65 miles per hour unless the person is passing a motor vehicle driving in the nonpassing lane or exiting left, except when certain conditions are present or when traffic does not permit the person to safely merge into a nonpassing lane. Provides an increase to the penalty for failing to merge into a nonpassing lane to a Class A infraction.

**Current Status:** 1/7/2021 - Referred to Senate Homeland Security and Transportation

**Recent Status:** 1/7/2021 - First Reading

1/7/2021 - Authored By Ron Alting

**State Bill Page:** [SB211](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB217**      **DETERMINATION OF COMPETENCY TO STAND TRIAL (SANDLIN J)** Provides that a competency examination must be conducted by a psychiatrist or psychologist, requires that the person who conducts the competency examination file a report with the court, and allows the court to order a second competency examination under certain circumstances. (Under current law, a competency examination must be conducted by two or three qualified persons, and one or more physicians who are not psychologists or psychiatrists may conduct or participate in the examination.)

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Jack Sandlin

**State Bill Page:** [SB217](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB218**     **TOWNSHIP HOMELESS ASSISTANCE** (SANDLIN J) Beginning July 1, 2022: (1) requires (rather than allows) a township trustee to place a homeless individual temporarily in a county home or provide temporary township assistance; and (2) requires the township trustees within a county to collaborate and prepare a list of public and private resources available to the homeless population that is distributed and published on the county's Internet web site not later than March 1 of each year.

**Current Status:** 1/7/2021 - Referred to Senate Local Government

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Jack Sandlin

**State Bill Page:** [SB218](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB221**     **CREDIT TIME CLASSES** (TALLIAN K) Changes credit Class A to include any noncredit restricted felon who is charged with a crime. Changes credit Class B to permit a credit restricted felon imprisoned for a crime, or imprisoned and awaiting trial or sentencing for a crime, to earn one day of good time credit for every three days of confinement.

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Karen Tallian

**State Bill Page:** [SB221](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB222**     **MONEY BAIL** (TALLIAN K) Provides that if: (1) the most serious crime with which an arrestee is charged is a misdemeanor which did not result in bodily injury to another person and which is not operating while intoxicated; (2) the arrestee does not have a felony conviction; and (3) certain other conditions apply; the court shall release the arrestee without money bail unless the court finds by a preponderance of the evidence that requiring money bail is reasonably necessary.

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Karen Tallian

**State Bill Page:** [SB222](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB223**     **MARIJUANA LEGALIZATION** (TALLIAN K) Provides that a person who knowingly or intentionally possesses more than two ounces of marijuana commits the offense of possession of marijuana. (Current law provides that the offense of possession of marijuana can be for any amount of marijuana.) Repeals the offense of possession of marijuana, hash oil, hashish, or salvia as a Level 6 felony. Makes conforming amendments.

**Current Status:** 1/7/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/7/2021 - First Reading  
1/7/2021 - Authored By Karen Tallian

**State Bill Page:** [SB223](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB238**     **DESIGNATED OUTDOOR REFRESHMENT AREAS** (BROWN L) Allows a municipality to designate an area of the municipality as an outdoor refreshment area (refreshment area) with the approval of the alcohol and tobacco commission (commission). Provides that if a refreshment area is approved, the commission designates retailer permittees (designated permittees) located within the refreshment area. Allows a consumer to exit a designated permittee's premises with one open container of an alcoholic beverage at a time to consume within the refreshment area. Limits the volume of an open container (based upon the type of alcoholic beverage) that a designated permittee may sell or furnish to a consumer for a refreshment area. Requires a consumer to wear a wristband in order to exit a licensed premises into a refreshment area with an open container. Allows a minor to be present in a refreshment area. Allows a municipality to adopt an ordinance at any time to dissolve a refreshment area. Makes the following acts a Class C misdemeanor: (1) A person who exits a designated permittee's premises with an open container of an alcoholic beverage without wearing a wristband identification. (2) A designated permittee who allows a person with an open container of an alcoholic beverage to exit the premises without wearing a wristband identification. (3) A designated permittee who sells or furnishes a person

with: (A) an open container of an alcoholic beverage that exceeds the container volume limitations; or (B) two or more open containers of alcoholic beverages at a time. (4) A person who consumes an open container of an alcoholic beverage purchased from a designated permittee outside the refreshment area. (5) A person who brings an alcoholic beverage into a refreshment area that was not purchased from a designated permittee.

**Current Status:** 1/27/2021 - Senate Public Policy, (Bill Scheduled for Hearing)

**Recent Status:** 1/7/2021 - Referred to Senate Public Policy  
1/7/2021 - First Reading

**State Bill Page:** [SB238](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB252**

**DEATH PENALTY (BOOTS P)** Provides that a person may not be sentenced to death unless: (1) the victim is a specified public safety officer and certain other circumstances apply; or (2) the person commits murder against two or more victims. Adds to the list of aggravating circumstances permitting a sentence of life without parole (LWOP) the commission of murder against two or more victims. Provides that a death sentence imposed before July 1, 2021, is reduced to LWOP unless: (1) the victim is a specified public safety officer and certain other circumstances apply; or (2) the person commits murder against two or more victims. Specifies that the provisions of the bill apply to pending cases.

**Current Status:** 1/11/2021 - Referred to Senate Judiciary

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Philip Boots

**State Bill Page:** [SB252](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB299**

**THEFT BY PUBLIC EMPLOYEES (HOUCHIN E)** Provides that the court shall order, in addition to any criminal penalty imposed, that a public servant be imprisoned for at least 30 days if the public servant is convicted of the offense of theft of public funds from the public servant's employer having a value of at least \$10,000. Provides that the mandatory term of imprisonment imposed on the public servant convicted of the offense of theft of public funds having a value of at least \$10,000: (1) may not be suspended; and (2) does not count towards earned good time credit.

**Current Status:** 1/11/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Erin Houchin

**State Bill Page:** [SB299](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB301**

**CHILD SERVICES OVERSIGHT COMMITTEE (HOUCHIN E)** Establishes the child services oversight committee (committee). Requires the committee to review case decisions of the department of child services (DCS) and the juvenile courts in certain cases with negative outcomes, make recommendations to the DCS and the legislative council, study topics assigned by the legislative council, and study any other issues relevant to the activities of the DCS and improving child safety. Authorizes the committee to meet at any time at the call of the chairperson. Provides that records reviewed by the committee are confidential and may not be disclosed. Requires a local office or the department to redact any identifying information from any record provided to the committee. Specifies other policies governing the committee.

**Current Status:** 1/11/2021 - Referred to Senate Family and Children Services

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Erin Houchin

**State Bill Page:** [SB301](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB302**

**HANDGUN POSSESSION ON GOVERNMENT CENTER CAMPUS (HOUCHIN E)** Allows state employees and state officers to possess and carry a handgun on the Indiana government center campus. Defines certain terms. Makes conforming amendments. Makes technical corrections.

**Current Status:** 1/11/2021 - Referred to Senate Judiciary

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Erin Houchin

**State Bill Page:** [SB302](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB308**

**CERTIFICATION OF LAW ENFORCEMENT OFFICERS (TAYLOR G)** Defines "merit board" and requires a merit board to notify the Indiana law enforcement training board (ILETB) if the merit board has determined that a law enforcement officer has used excessive force against a person. Requires the ILETB to conduct a decertification

hearing within 30 days of receiving notice from a merit board, and requires the ILETB to decertify a law enforcement officer if the ILETB finds by a preponderance of the evidence that: (1) the law enforcement officer used excessive force against a person; and (2) the use of excessive force violated the person's civil rights. Specifies that a person decertified by the ILETB may not exercise police powers.

**Current Status:** 1/11/2021 - Referred to Senate Judiciary

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Greg Taylor

**State Bill Page:** [SB308](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB311**      **USE OF FORCE (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. Provides the following with regard to a county, city, or town (unit): (1) Allows an officer to use force options that are not in the unit's use of force policy in certain circumstances in which deadly force is justified. (2) Allows an officer to disregard the order mandated in a use of force continuum and decide what force option to use based upon the officer's determination of what is reasonable and necessary under the totality of the circumstances. Prohibits a unit from adopting an ordinance, resolution, or policy that prohibits or restricts an officer from using a force option as provided in (1) and (2).

**Current Status:** 1/11/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Coauthored by Senators Koch, Doriot, Rogers

**State Bill Page:** [SB311](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB321**      **MARIJUANA AND MEDICAL CANNABIS MATTERS (NIEZGODSKI D)** Establishes a five year medical cannabis pilot program, administered by the state department of health, to permit the use of medical cannabis in Indiana. Creates a cannabis cultivation center tax credit for a person who establishes or operates a cultivation center. Reduces the penalty for possession of marijuana, hashish, hash oil, and salvia to: (1) a Class C infraction for a first offense; (2) a Class C misdemeanor for a second or subsequent offense; and (3) a Class A misdemeanor for a second or subsequent offense if the person possesses more than a specified amount. Reduces the penalty for possession of marijuana, hashish, hash oil, or salvia packaged in a container labeled as containing low THC hemp extract to a Class C misdemeanor. Provides that a person's probation may not be revoked solely on the basis that the person tested positive for marijuana or a metabolite of marijuana. Makes conforming amendments.

**Current Status:** 1/14/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By David Niezgodski

**State Bill Page:** [SB321](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB326**      **CHILD SUPPORT OBLIGATION OF AN INCARCERATED PARENT (PERFECT C)** Specifies that, in the absence of other changing circumstances, incarceration is not presumed to constitute a change in circumstances so substantial and continuing as to make the terms of a child support order unreasonable. Specifies that the burden is upon the party seeking a modification of the child support order to show that a party's incarceration is a changed circumstance so substantial and continuing as to make the terms of the order unreasonable.

**Current Status:** 1/11/2021 - Referred to Senate Judiciary

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Chip Perfect

**State Bill Page:** [SB326](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB328**      **DISSEMINATION OF IDENTIFYING INFORMATION (PERFECT C)** Provides that if: (1) a person knowingly or intentionally disseminates the personally identifying information of a minor to intimidate, abuse, threaten, harass, or frighten the minor; and (2) the dissemination places the minor in reasonable fear of physical injury; the person commits unlawful dissemination of personally identifying information, a Class A misdemeanor. Increases the criminal penalty for unlawful dissemination of personally identifying information under certain circumstances. Establishes a cause of action for the dissemination of personally identifying information, and provides that a prevailing plaintiff may be awarded actual damages, punitive damages, attorney's fees, and costs.

**Current Status:** 1/11/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Chip Perfect



**State Bill Page:** [SB328](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB339 HUMAN TRAFFICKING (DONATO S)** Provides that if a petition alleges that a child is a child in need of services as a victim of human or sexual trafficking, the juvenile court shall make a determination on the petition and: (1) the child shall not be required to admit or deny the allegation; and (2) the petitioner must prove the allegation by a preponderance of the evidence. Requires that before or at the initial hearing, the court shall appoint an attorney for a child alleged to be a child in need of services as a victim of human or sexual trafficking.

**Current Status:** 1/11/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Stacey Donato

**State Bill Page:** [SB339](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB340 BAD FAITH DOMESTIC RELATIONS ACTIONS (DONATO S)** Defines "domestic relations action" as a civil action between adult parties sharing a defined relationship, including a family or sexual relationship. Establishes a procedure to allow a court to: (1) dismiss a domestic relations action brought in bad faith; and (2) impose sanctions against a plaintiff who brings a domestic relations action in bad faith, including a bar on filing a new domestic relations action without the prior permission of the court.

**Current Status:** 1/11/2021 - Referred to Senate Judiciary

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Stacey Donato

**State Bill Page:** [SB340](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB344 PROHIBITION ON THE USE OF CHOKEHOLDS (MELTON E)** Defines "chokehold" and prohibits the use of a chokehold to effect an arrest except in a situation where deadly force is permitted.

**Current Status:** 1/11/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By Eddie Melton

**State Bill Page:** [SB344](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB350 SMALL CLAIMS APPOINTED COUNSEL (FORD J)** Establishes the Marion County small claims appointed counsel pilot program (program). Provides legal counsel to indigent tenants during possessory actions in Marion County small claims courts. Provides that Marion County small claims courts shall contract with attorneys and legal aid services to accommodate indigency based requests for legal representation. Requires the justice reinvestment advisory council to submit an annual report concerning the program to the general assembly.

**Current Status:** 1/11/2021 - Referred to Senate Judiciary

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Authored By J.D. Ford

**State Bill Page:** [SB350](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB359 BROADBAND PROJECTS (BALDWIN S)** Permits a unit of local government to finance broadband projects through the issuance of taxable or tax exempt bonds to be repaid by a broadband provider under the terms of a financing agreement. Provides that a broadband project must make broadband services available to all known addresses and public streets in a geographic area that includes at least one census tract. Requires the fiscal body of a unit to: (1) hold a public hearing to approve a financing agreement; and (2) adopt an ordinance if the financing agreement is approved. Requires a broadband provider to pledge the fees for services generated from a broadband project as its primary source of funds for payment under a financing agreement. Provides the purposes for which bonds may be used for a broadband project.

**Current Status:** 1/11/2021 - Referred to Senate Utilities

**Recent Status:** 1/11/2021 - First Reading  
1/11/2021 - Coauthored by Senators Brown L, Walker K, Sandlin and Houchin

**State Bill Page:** [SB359](#)  
Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB368 JUVENILE JUSTICE (TALLIAN K)** Requires the Indiana criminal justice institute to track the number of children committed to jail. Repeals the juvenile direct file statute, increases the age at which a court may waive juveniles in

certain circumstances, and makes certain firearm offenses waivable. Provides for the automatic expungement of certain juvenile offenses. Removes the penalty of life without parole for persons who commit murder while less than 18 years of age. Makes it a mitigating factor for imposition of the death penalty that the defendant was less than 25 years of age. (Under current law, the mitigator applies if the defendant was less than 18.) Makes possession by a minor of marijuana and paraphernalia used with marijuana a juvenile status offense. Prohibits a juvenile arrestee who meets certain requirements from being housed with adult inmates prior to trial, with certain exceptions. Increases the availability of sentence modification for crimes committed by persons less than 18 years of age. Establishes a procedure for determining juvenile competency. Makes other changes and conforming amendments.

**Current Status:** 1/12/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/12/2021 - First Reading  
1/12/2021 - Authored By Karen Tallian

**State Bill Page:** [SB368](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB380**

**COURT MATTERS (KOCH E)** Adds a superior court in Hamilton County. Allows the judges of the Decatur circuit and superior courts to jointly appoint a magistrate to serve the Decatur County courts. Allows the judges of the Hancock circuit and superior courts to jointly appoint a magistrate to serve the Hancock County courts. Allows the judges of the Huntington circuit and superior courts to jointly appoint a magistrate to serve the Huntington County courts. Allows the judges of the Knox circuit and superior courts to jointly appoint a magistrate to serve the Knox County courts. Allows the judge of the Lake superior court division No. 4 to appoint a magistrate to serve the Lake superior court division No. 4. Provides that the: (1) clerk of a circuit court; (2) clerk of a city or town court; or (3) judge of a city or town court that does not have a clerk; may retain as an administrative fee in an amount of up to \$3 from the excess amount collected by the clerk for general court costs. Repeals Indiana Code provisions concerning garnishments and adds provisions setting forth the procedure for a judgment creditor to obtain the personal earnings or property of a judgment debtor through a garnishment proceeding. Makes conforming changes.

**Current Status:** 1/27/2021 - Senate Judiciary, (Bill Scheduled for Hearing)

**Recent Status:** 1/14/2021 - Referred to Senate Judiciary  
1/14/2021 - First Reading

**State Bill Page:** [SB380](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB391**

**PROHIBITED CROWD CONTROL PRACTICES (MELTON E)** Prohibits law enforcement officers from using a kinetic energy projectile or a chemical agent to disperse a lawful: (1) assembly; (2) demonstration; (3) protest; or (4) other gathering of people. Specifies certain requirements concerning the use of kinetic energy projectiles and chemical agents when dispersing unlawful: (1) assemblies; (2) demonstrations; (3) protests; or (4) other gatherings of people. Prohibits the deliberate targeting of a person's head or neck when using or deploying a kinetic energy projectile or a chemical agent. Prohibits the use of a kinetic energy projectile or chemical agent for curfew enforcement purposes. Defines certain terms.

**Current Status:** 1/14/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Eddie Melton

**State Bill Page:** [SB391](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB394**

**POLICE DEPARTMENT ADMINISTRATION (FREEMAN A)** Provides that the chief of a city police department or town board of metropolitan police commissioners has the sole authority to make general or special orders to the police department establishing the department's procedures and policies, including use of force policy. Provides that the city or town may not prohibit or restrict a member of the police department from using a force option consistent with the standards and training regarding the lawful use of force adopted by the law enforcement training board. Provides that the law enforcement training board may establish standards for training programs that, if not adhered to, constitute grounds for decertifying the program.

**Current Status:** 1/14/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Aaron Freeman

**State Bill Page:** [SB394](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB404**

**SHARP PARAPHERNALIA (YODER S)** Defines "sharp paraphernalia device" and establishes a defense to possession of a sharp paraphernalia device and to possession of a residual amount of controlled substance located in a hypodermic syringe or hypodermic needle, if: (1) before conducting a search, a law enforcement officer asks

about the existence of a sharp paraphernalia device; and (2) the person informs the law enforcement officer of the existence and location of the sharp paraphernalia device before the officer conducts the search.

**Current Status:** 1/14/2021 - Referred to Senate Corrections and Criminal Law

**Recent Status:** 1/14/2021 - First Reading  
1/14/2021 - Authored By Shelli Yoder

**State Bill Page:** [SB404](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SB410**

**SPECIAL PROSECUTOR TO INVESTIGATE DEADLY FORCE (FORD J)** Requires the attorney general to randomly select a special prosecutor from a statewide special prosecuting attorney pool to prosecute a case involving a law enforcement officer who kills or causes serious bodily injury to another person through the use of deadly force.

**Current Status:** 1/19/2021 - Referred to Committee on Corrections and Criminal Law

**Recent Status:** 1/19/2021 - First Reading  
1/19/2021 - Authored By J.D. Ford

**State Bill Page:** [SB410](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_

**SJR12**

**VEHICLE JOINT RESOLUTION (TAYLOR G)** This proposed amendment has not been previously agreed to by a general assembly.

**Current Status:** 1/4/2021 - Referred to Senate Rules and Legislative Procedure

**Recent Status:** 1/4/2021 - First Reading  
1/4/2021 - Authored By Greg Taylor

**State Bill Page:** [SJR12](#)

Support \_\_\_\_\_ Oppose \_\_\_\_\_ Neutral \_\_\_\_\_