

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

## MR. SPEAKER:

I move that House Bill 1342 be amended to read as follows:

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 11-12-5-2.5 IS ADDED TO THE INDIANA  
4 CODE AS A NEW SECTION TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 1998]: **Sec. 2.5. (a) As used in this section,**  
6 **"crew" refers to a county inmate public works crew formed by a**  
7 **county sheriff under this section.**  
8           **(b) The county sheriff may establish a program that allows**  
9 **persons who have been committed to the county jail upon:**  
10           **(1) conviction of a crime; or**  
11           **(2) adjudication of contempt;**  
12 **to be temporarily released from custody to work on a crew under**  
13 **this section.**  
14           **(c) A person is:**  
15           **(1) eligible to participate on a crew if:**  
16               **(A) the person volunteers to work on the crew;**  
17               **(B) the person:**  
18                   **(i) is assigned to credit Class I as described in**  
19                   **IC 35-50-6; or**  
20                   **(ii) has not been assigned to a credit class as**  
21                   **described in IC 35-50-6 but is otherwise considered**  
22                   **eligible for temporary release under this section by**  
23                   **the county sheriff; and**  
24               **(C) the county sheriff does not consider the person to be**  
25               **a risk to the safety of the community; and**  
26           **(2) not eligible to participate on a crew if:**  
27               **(A) the person has been committed to the department of**

1 correction;  
2 (B) the sentencing or committing court disapproves of  
3 the person's release; or  
4 (C) the person has been convicted of:  
5 (i) a violent crime (as defined in IC 5-2-6.1-8);  
6 (ii) a forcible felony (as defined in IC 35-41-1-11);  
7 or  
8 (iii) a sex offense under IC 35-42-4 or IC 35-46-1-3.  
9 (d) The county sheriff:  
10 (1) may select those persons who are eligible under this  
11 section to participate on a crew formed by the sheriff;  
12 (2) shall require persons to dress in distinctive county jail  
13 uniforms while performing work on a crew;  
14 (3) shall personally supervise or assign a deputy sheriff to  
15 supervise a crew; and  
16 (4) may require a crew to perform any work the sheriff  
17 determines to be:  
18 (A) appropriate; and  
19 (B) of benefit to the community.  
20 (e) A person who participates on a crew is not eligible to  
21 receive worker's compensation benefits as a result of any injury  
22 sustained during the person's participation on the crew.  
23 (f) A work crew or individual may not work on public work  
24 construction.  
25 (g) As used in this section, public work construction is defined  
26 in IC 36-1-12-2."  
27 Renumber all SECTIONS consecutively.  
(Reference is to HB 1342 as printed January 30, 1998.)

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Representative FOLEY