



March 23, 1999

**ENGROSSED
SENATE BILL No. 487**

DIGEST OF SB0487 (Updated March 16, 1999 4:50 pm - DI 76)

Citations Affected: IC 11-10.

Synopsis: Inmate release procedures. Allows the department of correction to procure public transportation for a released offender to the Indiana city or town that is nearest to the released offender's designated place of residence. Provides that a criminal offender is not entitled to receive a payment in lieu of transportation unless the department provides for the payment in its rules.

Effective: July 1, 1999.

Meeks C

(HOUSE SPONSORS — MELLINGER, AYRES)

January 19, 1999, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.

January 28, 1999, reported favorably — Do Pass.

February 1, 1999, read second time, amended, ordered engrossed.

February 2, 1999, engrossed. Read third time, passed. Yeas 47, nays 0.

HOUSE ACTION

March 3, 1999, read first time and referred to Committee on Courts and Criminal Code.

March 22, 1999, reported — Do Pass.

ES 487—LS 7524/DI 51+



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March 23, 1999

First Regular Session 111th General Assembly (1999)

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

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

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

ENGROSSED SENATE BILL No. 487

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

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

1 SECTION 1. IC 11-10-12-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) When a
3 committed criminal offender is released on parole or probation or is
4 discharged, the department, **at the discretion of the department**,
5 shall:

6 (1) **either:**

7 (A) procure transportation for him to his designated place of
8 residence;

9 (B) **procure public transportation for the released offender**
10 **to the Indiana city or town that is nearest to the released**
11 **offender's designated place of residence;** or

12 (C) upon request of the offender, **provide transportation for**
13 **the released offender** to any other place in Indiana as the
14 commissioner may designate; and

15 (2) provide him with an amount of money to be determined by the
16 department in accordance with procedures approved by the
17 budget agency to enable him to meet his immediate needs.

ES 487—LS 7524/DI 51+



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1 **Except as provided in subdivision (2), a criminal offender is not**
2 **entitled to receive a payment in lieu of transportation under this**
3 **subsection.**

4 (b) The department shall establish standards for use in determining
5 the amount of money to be paid under subsection (a)(2) to a criminal
6 offender upon release on parole or probation or upon discharge. These
7 standards:

8 (1) must be consistently applied to each criminal offender upon
9 release or discharge;

10 (2) must take into account amounts earned by criminal offenders
11 through work release programs before release or discharge; and

12 (3) may allow for no payment to criminal offenders who are
13 determined by the department to have accumulated a sufficient
14 amount of money to meet the criminal offender's immediate needs
15 upon release or discharge.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred Senate Bill No. 487, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 487 as introduced.)

MEEKS R, Chairperson

Committee Vote: Yeas 9, Nays 0.

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SENATE MOTION

Mr. President: I move that Senate Bill 487 be amended to read as follows:

Page 1, line 4, after "department" insert "**, at the discretion of the department,**".

Page 1, between lines 16 and 17, begin a new line blocked left and insert:

"Except as provided in subdivision (2), a criminal offender is not entitled to receive a payment in lieu of transportation under this subsection."

(Reference is to SB 487 as printed January 29, 1999.)

MEEKS C

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 487, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DVORAK, Chair

Committee Vote: yeas 10, nays 1.

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