

HOUSE BILL No. 1815

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-12-1-6.

Synopsis: Community corrections placements by sheriffs. Allows a county sheriff to place a person who has been confined to the county jail into a community corrections program. Prohibits the community corrections placement if: (1) the sentencing court disapproves of the placement; or (2) the placement is prohibited by statute. Requires, however, that before the county sheriff may place the person on work release, the appropriate prosecuting attorney and the sentencing court must approve the work release. Requires that before a person who is confined to the county jail may be transferred to a community correction program's facility under certain circumstances, the county sheriff who is supervising the person must approve the transfer.
(Continued next page)

Effective: July 1, 1999.

Smith M

January 26, 1999, read first time and referred to Committee on Courts and Criminal Code.

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Digest Continued

Requires that whenever the county sheriff places the person in a community corrections program, all laws governing the placement apply in the same manner as if the placement had been made by the sentencing court.

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Introduced

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.

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HOUSE BILL No. 1815



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 11-12-1-6 IS ADDED TO THE INDIANA CODE
 2 AS A **NEW** SECTION TO READ AS FOLLOWS [JULY 1, 1999]
 3 [EFFECTIVE JULY 1, 1999]: **Sec. 6. (a) The county sheriff may:**
 4 (1) **release a person who has been confined to the county jail**
 5 **upon conviction of a crime or adjudication of contempt; and**
 6 (2) **place the person into:**
 7 (A) **a locally or regionally operated community corrections**
 8 **program established under this chapter; or**
 9 (B) **a state operated community corrections program**
 10 **established under IC 11-12-3;**
 11 **unless the sentencing court disapproves of the person's placement**
 12 **or the person's placement in the community corrections program**
 13 **is prohibited by statute. In addition, before the person is eligible**
 14 **for work release under this section, the person's release must also**
 15 **be approved by the prosecuting attorney of the county where the**



1 court has jurisdiction over the person's case.

2 (b) Before a person who is confined to the county jail may be
3 transferred to a community corrections program's facility under
4 this section, the county sheriff who is supervising the person must
5 approve the person's transfer.

6 (c) Whenever a county sheriff places a person in a community
7 corrections program under this section, all laws governing the
8 placement apply in the same manner as if the placement had been
9 made by the sentencing court.

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