

HOUSE BILL No. 1974

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-31.

Synopsis: Costs of juvenile detention and probation. Requires the state to reimburse counties for 50% of: (1) the salaries of juvenile court employees filling a new probation officer position created after June 30, 1999; and (2) the costs of housing juvenile delinquents in a juvenile detention center or a shelter care facility.

Effective: July 1, 1999.

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January 26, 1999, read first time and referred to Committee on Ways and Means.

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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.

HOUSE BILL No. 1974

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

1 SECTION 1. IC 31-31-5-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) **This section does**
3 **not preclude a county from receiving a subsidy under IC 11-12-2**
4 **or IC 11-13-2 for the delivery of probation services.**

5 (b) **State reimbursement for probation services may be made**
6 **under this section only to courts meeting the minimum standards**
7 **adopted by the judicial conference of Indiana for probation**
8 **services.**

9 (c) Subject to the approval of the county fiscal body **and**
10 **IC 11-13-1-8**, the judge shall fix and the county shall pay the salaries
11 of the probation officers and other juvenile court employees. **The state**
12 **shall reimburse the county for fifty percent (50%) of the salaries**
13 **of probation officers initially hired by a court after June 30, 1999,**
14 **to fill a new probation officer position created after June 30, 1999.**

15 (d) **At the end of each quarter of the fiscal year, courts eligible**
16 **for state reimbursement under this section shall submit to the**
17 **judicial conference of Indiana a verified accounting of all amounts**

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1 expended for the salaries of probation officers that qualify for
 2 reimbursement under subsection (c). The accounting shall be
 3 presented together with a claim for reimbursement. If the
 4 accounting and claim are approved by the conference and the
 5 budget agency, the conference shall submit the accounting and
 6 claim to the auditor of state for payment.

7 ~~(b)~~ (e) In addition to their annual salary, probation officers shall be
 8 reimbursed for any necessary travel expenses incurred in the
 9 performance of their duties in accordance with the law governing state
 10 officers and employees.

11 SECTION 2. IC 31-31-8-3 IS AMENDED TO READ AS
 12 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 3. (a) The juvenile
 13 court may establish juvenile detention and shelter care facilities for
 14 children, except as provided by IC 31-31-9.

15 (b) The court may contract with other agencies to provide juvenile
 16 detention and shelter care facilities.

17 (c) If the juvenile court operates the juvenile detention and shelter
 18 care facilities, the judge shall appoint staff and determine the budgets.

19 (d) **This subsection does not preclude a county from receiving a**
 20 **subsidy under IC 11-12-2 for the housing of delinquent children.**
 21 The county shall pay all expenses. **The state shall reimburse the**
 22 **county for fifty percent (50%) of the cost of housing in a juvenile**
 23 **detention center or shelter care facility for children that is**
 24 **established under this chapter a child who has been adjudicated a**
 25 **delinquent child.**

26 (e) At the end of each quarter of the fiscal year, courts eligible
 27 for reimbursement under this section shall submit to the
 28 department of correction a verified accounting of all amounts
 29 expended for the costs of housing delinquent children that qualify
 30 for reimbursement under subsection (d). The accounting shall be
 31 presented together with a claim for reimbursement. If the
 32 accounting and claim are approved by the department and the
 33 budget agency, the conference shall submit the accounting and
 34 claim to the auditor of state for payment.

35 SECTION 3. IC 31-31-9-11 IS AMENDED TO READ AS
 36 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. (a) **This subsection**
 37 **does not preclude a county from receiving a subsidy under**
 38 **IC 11-12-2 for the housing of delinquent children.** All expenses for
 39 the operation of the juvenile detention center shall be paid out of the
 40 county general fund. **The state shall reimburse the county for fifty**
 41 **percent (50%) of the cost of housing in a juvenile detention center**
 42 **or a shelter care facility for children that is established under this**



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1 chapter a child who has been adjudicated a delinquent child.
2 (b) At the end of each quarter of the fiscal year, courts eligible
3 for reimbursement under this section shall submit to the
4 department of correction a verified accounting of all amounts
5 expended for the costs of housing delinquent children that qualify
6 for reimbursement under subsection (a). The accounting shall be
7 presented together with a claim for reimbursement. If the
8 accounting and claim are approved by the department and the
9 budget agency, the conference shall submit the accounting and
10 claim to the auditor of state for payment.
11 SECTION 4. [EFFECTIVE JULY 1, 1999] IC 31-31-5-2,
12 IC 31-31-8-3, and IC 31-31-9-11, all as amended by this act, apply
13 only to expenses incurred after June 30, 1999.

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