
HOUSE BILL No. 1268

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-8-2-9; IC 11-12; IC 35-38-2.6-2.

Synopsis: Community corrections goals and statistics. Requires state and locally operated community corrections programs to report to the executive director of the legislative services agency the race, ethnicity, and communicable disease carrier status of offenders in the programs. Adds the reintegration of offenders into the community as a purpose for the establishment and operation of community corrections programs. Amends the definition of "community corrections program" to include programs that reintegrate offenders into the community.

Effective: July 1, 2002.

Smith V, Ayres, Foley

January 14, 2002, read first time and referred to Committee on Human Affairs.

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Second Regular Session 112th General Assembly (2002)

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 2001 General Assembly.

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HOUSE BILL No. 1268



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 11-8-2-9 IS AMENDED TO READ AS FOLLOWS
- 2 [EFFECTIVE JULY 1, 2002]: Sec. 9. (a) The department shall
- 3 establish a program of research and statistics, alone or in cooperation
- 4 with others, for the purpose of assisting in the identification and
- 5 achievement of realistic short term and long term departmental goals,
- 6 the making of administrative decisions, and the evaluation of the
- 7 facilities and programs of the entire state correctional system.
- 8 Information relating to the following must be compiled:
- 9 (1) An inventory of current facilities and programs, including
- 10 residential and nonresidential community programs and offender
- 11 participation.
- 12 (2) Population characteristics and trends, including the following
- 13 concerning offenders:
- 14 (A) Ethnicity.
- 15 (B) **Race.**
- 16 (C) Gender.
- 17 (D) **Carrier (as defined in IC 16-18-2-49) status.**



- 1 (3) Judicial sentencing practices.
 2 (4) Service area resources, needs, and capabilities.
 3 (5) Recidivism of offenders.
 4 (6) Projected operating and capital expenditures.

5 (b) The department may conduct research into the causes, detection,
 6 and treatment of criminality and delinquency and disseminate the
 7 results of that research.

8 (c) **Annually, within thirty (30) days after the close of the**
 9 **department's fiscal year, the department shall forward the**
 10 **information with respect to state operated community corrections**
 11 **programs compiled under subsection (a)(2) to the executive**
 12 **director of the legislative services agency.**

13 SECTION 2. IC 11-12-1-6 IS ADDED TO THE INDIANA CODE
 14 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 15 1, 2002]: **Sec. 6. A community corrections advisory board**
 16 **established under section 2 of this chapter shall compile**
 17 **information relating to the ethnicity, race, gender, and carrier (as**
 18 **defined in IC 16-18-2-49) status of persons described in section**
 19 **2(2), 2(3), and 2(4) of this chapter who are served by community**
 20 **corrections programs coordinated or operated by the board. The**
 21 **board shall forward this information annually, within thirty (30)**
 22 **days after the close of the board's fiscal year, to the executive**
 23 **director of the legislative services agency.**

24 SECTION 3. IC 11-12-2-1 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 1. For the purpose of
 26 encouraging counties to develop a coordinated local
 27 corrections-criminal justice system, ~~and~~ providing effective alternatives
 28 to imprisonment at the state level, **and reintegrating offenders into**
 29 **the community**, the commissioner shall, out of funds appropriated for
 30 such purposes, make grants to counties for the establishment and
 31 operation of community corrections programs. Appropriations intended
 32 for this purpose may not be used by the department for any other
 33 purpose. Money appropriated to the department of correction for the
 34 purpose of making grants under this chapter, and charges made against
 35 a county under section 9, do not revert to the general fund at the close
 36 of any fiscal year, but remain available to the department of correction
 37 for its use in making grants under this chapter.

38 SECTION 4. IC 35-38-2.6-2 IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 2. As used in this
 40 chapter, "community corrections program" means a program consisting
 41 of residential and work release, electronic monitoring, day treatment,
 42 ~~or~~ day reporting, **or a service to reintegrate offenders into the**

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- 1 **community** that is:
- 2 (1) operated under a community corrections plan of a county and
- 3 funded at least in part by the state subsidy provided under
- 4 IC 11-12-2; or
- 5 (2) operated by or under contract with a court or county.

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