

# SENATE BILL No. 229

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** None (noncode).

**Synopsis:** Juvenile law commission. Establishes the commission on juvenile law to recommend changes in juvenile law by January 1, 2004. Appropriates \$18,000 to fund the commission.

**Effective:** Upon passage.

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### Long, Clark

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January 9, 2003, read first time and referred to Committee on Judiciary.

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First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

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# SENATE BILL No. 229



A BILL FOR AN ACT concerning family law and juvenile law and to make an appropriation.

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

- 1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **As used in this**
- 2 **SECTION, "commission" refers to the commission on juvenile law**
- 3 **established by this SECTION.**
- 4 (b) **There is established the commission on juvenile law. The**
- 5 **commission shall recommend changes in juvenile law to the**
- 6 **legislative council by January 1, 2004.**
- 7 (c) **The commission consists of the following members:**
- 8 (1) **Two (2) members of the house of representatives, who may**
- 9 **not be members of the same political party, appointed by the**
- 10 **speaker of the house of representatives.**
- 11 (2) **Two (2) members of the senate, who may not be members**
- 12 **of the same political party, appointed by the president pro**
- 13 **tempore of the senate.**
- 14 (3) **One (1) prosecuting attorney, appointed by the president**
- 15 **pro tempore of the senate.**
- 16 (4) **One (1) juvenile public defender, appointed by the speaker**
- 17 **of the house of representatives.**



- 1 (5) Two (2) judges or magistrates having responsibility for  
2 juvenile law, appointed by the chief justice of the Indiana  
3 supreme court.
- 4 (6) One (1) court appointed special advocate (CASA) or  
5 guardian ad litem, appointed by the chief justice of the  
6 Indiana supreme court.
- 7 (7) One (1) attorney licensed to practice law in Indiana who is  
8 a member of the Indiana State Bar Association's Committee  
9 on Civil Rights for Children, appointed by the speaker of the  
10 house of representatives.
- 11 (8) The executive director of the Indiana judicial center or the  
12 executive director's designee.
- 13 (9) One (1) person employed by a nonprofit organization that  
14 addresses delinquency and juvenile justice issues, appointed  
15 by the president pro tempore of the senate.
- 16 (10) One (1) representative of a probation department,  
17 appointed by the president pro tempore of the senate.
- 18 (11) The director of the Indiana criminal justice institute or  
19 the director's designee.
- 20 (12) One (1) representative of a law enforcement agency,  
21 appointed by the speaker of the house of representatives.
- 22 (d) At the first meeting of the commission, the members shall  
23 select a chairperson from among the members.
- 24 (e) The Indiana criminal justice institute shall staff the  
25 commission and provide administrative support. The legislative  
26 services agency shall provide support for bill drafting and fiscal  
27 analysis upon request of a legislative member of the commission.
- 28 (f) Except as provided in subsection (i), the expenses of the  
29 commission shall be paid by the Indiana criminal justice institute  
30 from the commission on juvenile law account.
- 31 (g) Each member of the commission who is not a state employee  
32 is entitled to the minimum salary per diem provided by  
33 IC 4-10-11-2.1(b). The member is also entitled to reimbursement  
34 for traveling expenses as provided under IC 4-13-1-4 and other  
35 expenses actually incurred in connection with the member's duties  
36 as provided in the state policies and procedures established by the  
37 Indiana department of administration and approved by the budget  
38 agency.
- 39 (h) Each member of the commission who is a state employee but  
40 who is not a member of the general assembly is entitled to  
41 reimbursement for traveling expenses as provided under  
42 IC 4-13-1-4 and other expenses actually incurred in connection

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1 with the member's duties as provided in the state policies and  
2 procedures established by the Indiana department of  
3 administration and approved by the budget agency.

4 (i) Each member of the commission who is a member of the  
5 general assembly is entitled to receive the same per diem, mileage,  
6 and travel allowances paid to legislative members of interim study  
7 committees established by the legislative council. Per diem,  
8 mileage, and travel allowances paid under this subsection shall be  
9 paid from appropriations made to the legislative council or the  
10 legislative services agency.

11 (j) The affirmative votes of a majority of the members  
12 appointed to the commission are required for the commission to  
13 take action on any measure, including final reports.

14 (k) This SECTION expires January 1, 2004.

15 SECTION 2. [EFFECTIVE UPON PASSAGE] (a) There is  
16 established the commission on juvenile law account within the state  
17 general fund. The commission on juvenile law account consists of  
18 appropriations made by the general assembly and donations.

19 (b) There is appropriated to the commission on juvenile law  
20 account eighteen thousand dollars (\$18,000) from the state general  
21 fund to fund the commission on juvenile law beginning on the  
22 effective date of this SECTION and ending December 31, 2003.

23 (c) This SECTION expires January 1, 2004.

24 SECTION 3. An emergency is declared for this act.

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