
HOUSE BILL No. 1136

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-14.

Synopsis: Methamphetamine abuse task force. Establishes a permanent task force to review information and develop a long range plan for combating methamphetamine abuse and manufacture.

Effective: July 1, 2004.

Chowning

January 13, 2004, read first time and referred to Committee on Rules and Legislative Procedures.

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Second Regular Session 113th General Assembly (2004)

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 2003 Regular Session of the General Assembly.

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HOUSE BILL No. 1136



A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

- 1 SECTION 1. IC 5-2-14 IS ADDED TO THE INDIANA CODE AS
- 2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2004]:
- 4 **Chapter 14. Methamphetamine Abuse Task Force**
- 5 **Sec. 1. As used in this chapter, "task force" refers to the**
- 6 **methamphetamine abuse task force established by section 2 of this**
- 7 **chapter.**
- 8 **Sec. 2. The methamphetamine abuse task force is established to**
- 9 **do the following:**
- 10 (1) **Obtain, review, and evaluate information concerning the**
- 11 **harm caused by the illegal importation, production, and use**
- 12 **of methamphetamine in Indiana.**
- 13 (2) **Determine the extent to which methamphetamine use and**
- 14 **methamphetamine laboratories interfere with or make more**
- 15 **difficult the duties of:**
- 16 (A) **federal, state, and local law enforcement;**
- 17 (B) **fire departments;**



- 1 (C) educational institutions; and
- 2 (D) health and social services agencies.
- 3 (3) Review efforts in other states to stem the use and spread
- 4 of methamphetamine.
- 5 (4) Hold hearings around Indiana to obtain information
- 6 regarding:
- 7 (A) the nature of the methamphetamine problem; and
- 8 (B) local initiatives to combat methamphetamine.
- 9 (5) Invite experts to testify regarding any issue the task force
- 10 is studying.
- 11 (6) Collect additional information that will assist the task
- 12 force in carrying out the duties set forth in subdivisions (1)
- 13 through (5).

14 Sec. 3. (a) By October 31 of each year, the task force shall

15 develop and update a long term strategic action plan to combat

16 methamphetamine and to protect Indiana citizens. The plan must

17 take an integrated approach that focuses on the synergistic benefits

18 of coordinated efforts by the various disciplines represented on the

19 task force.

20 (b) The strategic action plan must recommend specific actions

21 to be taken during the term of the strategic plan, as well as specific

22 actions, if any are identified, to be taken in the longer term, that

23 are designed to do the following:

- 24 (1) Lessen the demand for methamphetamine.
- 25 (2) Decrease the supply of methamphetamine.
- 26 (3) Improve the enforcement of methamphetamine laws.
- 27 (4) Improve the ability of agencies to deal with the social and
- 28 health consequences of methamphetamine.
- 29 (5) Improve the ability of agencies to timely and effectively
- 30 clean up hazardous materials relating to methamphetamine.

31 Sec. 4. The task force may receive grants, funds, gifts, bequests,

32 and appropriations from any source.

33 Sec. 5. The task force consists of the following members:

- 34 (1) The superintendent of the state police department or the
- 35 superintendent's designee.
- 36 (2) The commissioner of the state department of health or the
- 37 commissioner's designee.
- 38 (3) The state superintendent of public instruction or the state
- 39 superintendent's designee.
- 40 (4) The commissioner of the department of environmental
- 41 management or the commissioner's designee.
- 42 (5) The director of the state emergency management agency

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- 1 or the director's designee.
- 2 (6) The secretary of family and social services or the
- 3 secretary's designee.
- 4 (7) A judge, to be appointed by the governor.
- 5 (8) A prosecuting attorney, to be appointed by the governor.
- 6 (9) A county public defender, to be appointed by the governor.
- 7 (10) A sheriff from a county with a population less than thirty
- 8 thousand (30,000), to be appointed by the governor, or the
- 9 sheriff's designee.
- 10 (11) A sheriff from a county with a population greater than
- 11 one hundred thousand (100,000), to be appointed by the
- 12 governor, or the sheriff's designee.
- 13 (12) A chief of police from a first or second class city, to be
- 14 appointed by the governor, or the chief's designee.
- 15 (13) A chief of police from a third class city, to be appointed
- 16 by the governor, or the chief's designee.
- 17 (14) One (1) or two (2) mental health professionals with
- 18 expertise in the treatment of drug addiction, to be appointed
- 19 by the governor.
- 20 (15) A physician with experience in treating individuals who
- 21 have been:
- 22 (A) injured by an explosion or a fire in a
- 23 methamphetamine laboratory; or
- 24 (B) harmed by contact with methamphetamine
- 25 precursors;
- 26 to be appointed by the governor.
- 27 (16) One (1) or two (2) primary or secondary school
- 28 professionals with experience in educating children
- 29 concerning the danger of methamphetamine abuse, to be
- 30 appointed by the governor.
- 31 (17) Three (3) persons:
- 32 (A) one (1) representing a retail grocery;
- 33 (B) one (1) representing a retail pharmacy; and
- 34 (C) one (1) representing a retail hardware store;
- 35 with experience in combating the sale of methamphetamine
- 36 precursors, to be appointed by the governor.
- 37 (18) A representative of the farming industry with knowledge
- 38 of the problem of theft of anhydrous ammonia for use in the
- 39 manufacture of methamphetamine, to be appointed by the
- 40 governor.
- 41 (19) An individual appointed by the speaker of the house of
- 42 representatives.

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1 **(20) An individual appointed by the president pro tempore of**
 2 **the senate.**

3 **Sec. 6. (a) The governor shall appoint the chairperson of the**
 4 **task force.**

5 **(b) The task force shall meet at the call of the chairperson.**

6 **Sec. 7. The governor's council for a drug free Indiana shall staff**
 7 **the task force.**

8 **Sec. 8. The expenses of the task force shall be paid from a**
 9 **contingency fund available to the budget agency.**

10 **Sec. 9. A member of the task force who is not a state employee**
 11 **is not entitled to the minimum salary per diem provided by**
 12 **IC 4-10-11-2.1(b). The member is, however, entitled to**
 13 **reimbursement for traveling expenses as provided under**
 14 **IC 4-13-1-4 and other expenses actually incurred in connection**
 15 **with the member's duties as provided in the state policies and**
 16 **procedures established by the Indiana department of**
 17 **administration and approved by the budget agency.**

18 **Sec. 10. Each member of the task force who is a state employee**
 19 **but who is not a member of the general assembly is entitled to**
 20 **reimbursement for traveling expenses as provided under**
 21 **IC 4-13-1-4 and other expenses actually incurred in connection**
 22 **with the member's duties as provided in the state policies and**
 23 **procedures established by the Indiana department of**
 24 **administration and approved by the budget agency.**

25 **Sec. 11. (a) Each member of the task force who is a member of**
 26 **the general assembly is entitled to receive the same per diem,**
 27 **mileage, and travel allowances paid to legislative members of**
 28 **interim study committees established by the legislative council. Per**
 29 **diem, mileage, and travel allowances paid under this section shall**
 30 **be paid from appropriations made to the legislative council or the**
 31 **legislative services agency.**

32 **(b) A member of the task force who is a member of the general**
 33 **assembly is a nonvoting member.**

34 **Sec. 12. The affirmative votes of a majority of the voting**
 35 **members appointed to the task force are required for the task force**
 36 **to take action on a measure, including adoption of the strategic**
 37 **action plan.**

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