COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 158, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 35-38-2.5-5.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5.5. (a) A court may not place an offender who resides in a different county on home detention ~~unless:~~ **in the county in which the offender resides except as follows:**

~~(1) the offender is eligible for home detention in the county in which the person resides; and~~

(1) If the offender resides in a county adjacent to the county in which the sentencing court is located, supervision of the offender must be conducted by the probation department or community corrections program located in the county in which the sentencing court is located.

(2) **If the offender resides in a county that is not adjacent to the county in which the sentencing court is located:**

(A) the offender must be eligible for home detention in the county in which the offender resides; and

(B) supervision of the offender ~~will~~ **must** be conducted by the probation department or community corrections program located in the county in which the offender resides.

~~(b) If an offender is:~~

~~(1) currently serving home detention in a county that operates a home detention program; and~~

~~(2) being supervised by a probation department or community corrections program located in a different county;~~

~~the court shall order that supervision of the offender be transferred to the probation department or community corrections program located in the county where the offender resides.~~

~~(c)~~ **(b)** All home detention fees described in section 8 of this chapter shall be collected by the probation department or community corrections program that supervises the offender.

(c) A probation department or community corrections program that supervises an offender on home detention is responsible for the expenses of the supervision.

(Reference is to SB 158 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Corrections, Criminal, and Civil Matters.

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GARTON Chairperson