

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6731

BILL NUMBER: HB 1193

NOTE PREPARED: Mar 11, 2010

BILL AMENDED: Feb 15, 2010

SUBJECT: Juvenile, Education, and Law Enforcement Matters.

FIRST AUTHOR: Rep. Lawson L

FIRST SPONSOR: Sen. Bray

BILL STATUS: Enrolled

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: *Work Group:* This bill creates the Law Enforcement, School Policing, and Youth Work Group (Work Group) to be staffed and administered by the Criminal Justice Institute. It requires the Work Group to study and make specific recommendations concerning law enforcement, school policing, and youth.

Department of Education: The bill requires each school corporation to annually submit a report to the Department of Education (DOE) concerning: (1) student arrests; (2) the use of school corporation police departments and security guards; and (3) whether the school corporation has an agreement with a law enforcement agency concerning arresting students on school corporation property. It requires DOE to summarize the school corporations' reports and to submit the summary to the Legislative Council, the Board for the Coordination of Programs Serving Vulnerable Individuals, the Education Roundtable, and the Criminal Justice Institute. The bill also requires DOE to post the reports on its web site.

Effective Date: July 1, 2010.

Explanation of State Expenditures: *Law Enforcement, School Policing, and Youth Work Group:* The bill creates the 30-member Work Group that is to meet monthly at the call of the chairperson. Of the 30 members, 26 are voting members with 4 nonvoting legislative members. Fourteen voting members are required for a quorum. The Work Group's duties include the following:

1. Recommend legislation to the General Assembly.
2. Study and recommend training curricula to the Indian Law Enforcement Academy concerning law enforcement officers' interactions with juveniles.

3. Study and recommend training curricula to the Indian Law Enforcement Academy concerning law enforcement, school policing, and juveniles for school resources officers, teachers, school administrators, school corporation police officers, and privately contracted security officers who work for the school.
4. Study and make recommendations concerning methods by which law enforcement agencies may improve interactions with juveniles.
5. Study and recommend methods by which law enforcement agencies and schools may collaborate on reducing juvenile involvement in the juvenile justice system.
6. Study and recommend pilot programs for schools and law enforcement agencies to reduce juvenile involvement in the juvenile justice system based on best practices.
7. Study and recommend guidelines for school districts to adopt to reduce juvenile involvement in the juvenile justice system.
8. Study and recommend whether law enforcement agencies should employ juvenile justice specialists.
9. Study and develop educational curricula for students regarding juvenile justice.
10. Study and recommend training curricula for school employees concerning juvenile justice.
11. Study and recommend the use of school security guards and if additional training is needed.
12. Study the use of zero tolerance policies by schools and the impact on the juvenile justice system.
13. Study and recommend curriculum for the Law Enforcement Training Academy to adopt regarding training requirements regarding interacting with juveniles and de-escalation techniques appropriate for youth.
14. Study and recommend whether law enforcement agencies should provide continuing education to law enforcement officers regarding interacting with juveniles and de-escalation techniques appropriate for youth.
15. Study and recommend whether school security guards should receive training before being allowed to carry a firearm on school property.

Non-state employees are not entitled to per diem nor traveling expenses, and state employee do not receive per diem but do get traveling expenses. The cost of the monthly meetings would be minimal. The Work Group is to submit annual reports to the Legislative Council, Governor, DOE, the Indiana Law Enforcement Academy, Commission on Courts, Education Roundtable, the Chief Justice of the Supreme Court, and the Board for the Coordination of Programs Serving Vulnerable Individuals. The Work Group expires June 30, 2015. The Work Group is to be staffed by the Indiana Criminal Justice Institute (ICJI). The impact would depend on additional staff needed to support of the Work Group. ICJI estimates that one additional person would be needed to staff the Work Group at a cost of \$50,000 per year.

Department of Education: The bill requires schools to report to the Department the following:

1. The number of arrests of students on school property.
2. The offenses for which students were arrested on school property.
3. The number of contacts with law enforcement personnel by school personnel that resulted in arrests of students not on school property.
4. Statistics concerning the age, race, and gender of students arrested on school property categorized by offense.
5. Whether the school has a police department, and if it does, the number of officers employed and the training they must complete.
6. If the school employs private security guards, a detailed explanation of the use of the security guards.
7. If the school has an agreement with a local law enforcement agency, a detailed explanation of the use of the law enforcement agency.

The impact of reporting to the state and posting the report on DOE's website could probably be done with the existing resources of the DOE and local schools.

Explanation of State Revenues:

Explanation of Local Expenditures: See also *Explanation of State Expenditures*.

Explanation of Local Revenues:

State Agencies Affected: ICJI, Law Enforcement Academy, DOE, Public Defender Council, Judicial Center, Prosecuting Attorney's Council, Board for the Coordination of Programs Serving Vulnerable Individuals.

Local Agencies Affected: Schools, cities, and counties.

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