

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6351

BILL NUMBER: SB 90

NOTE PREPARED: Apr 19, 2011

BILL AMENDED: Apr 18, 2011

SUBJECT: Criminal Law Study Committees.

FIRST AUTHOR: Sen. Arnold

FIRST SPONSOR: Rep. Foley

BILL STATUS: As Passed House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: (Amended) This bill relocates the statute establishing the Criminal Law and Sentencing Policy Study Committee. It also extends the expiration of the Criminal Code Evaluation Commission until December 31, 2012.

(The introduced version of this bill was prepared by the Criminal Law and Sentencing Policy Study Committee.)

Effective Date: July 1, 2011.

Explanation of State Expenditures: (Revised) The bill, by relocating the statute, effectively makes the Criminal Law and Sentencing Policy Study Committee a permanent committee. It also allows the Criminal Code Evaluation Commission to meet during October 2011 and during the 2012 interim. Both operate under the policies governing study committees adopted by the Legislative Council.

Legislative Council resolutions in the past have established budgets for interim study committees in the amount of \$9,500 per interim for committees with fewer than 16 members, and \$16,500 per interim for committees with 16 members or more.

(Revised) **Background Information-** The Criminal Law and Sentencing Policy Study Committee is a 14-member study committee composed of eight legislators, one trial court judge who exercises criminal or juvenile jurisdiction and is appointed by the Chief Justice of the Supreme Court, the executive directors of the Prosecuting Attorneys Council of Indiana and the Public Defender Council of Indiana, the Commissioner

of the Department of Correction, the Chairman of the Parole Board, and one person who has experience in administering probation programs who is a member of the Probation Officers' Professional Association of Indiana and is appointed by the Probation Officers' Professional Association of Indiana.

(Revised) The Criminal Code Evaluation Commission was established by P.L. 182-2009(ss), but is not included in the permanent state statute. The Commission has 17 members, including 8 legislators, the Attorney General, the Commissioner of the Department of Correction, the Executive Director of the Prosecuting Attorneys Council of Indiana, the Executive Director of the Public Defender Council of Indiana, the Chief Justice of the Supreme Court, 2 judges who exercise criminal jurisdiction, and 2 professors employed by a law school in Indiana whose expertise includes criminal law.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Legislative Services Agency, Criminal Justice Institute.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Mark Goodpaster, 317-232-9852.