
SENATE BILL No. 89

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-31-3-3.5; IC 22-11-18-2.

Synopsis: EMS provider criminal history checks. Provides for criminal history checks for employees of emergency medical services operations. Updates a reference to the Uniform Building Code which has been replaced by the Indiana Building Code.

Effective: July 1, 2011.

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January 5, 2011, read first time and referred to Committee on Homeland Security, Transportation & Veterans Affairs.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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SENATE BILL No. 89



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

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

1 SECTION 1. IC 16-31-3-3.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2011]: **Sec. 3.5. (a) As used in this section, "limited criminal
4 history" has the meaning set forth in IC 10-13-3-11.**
5 **(b) For purposes of this section, "person" means a person that:**
6 **(1) furnishes, operates, conducts, maintains, advertises, or**
7 **otherwise is engaged in providing emergency medical services**
8 **as part of the regular course of doing business, on either a**
9 **paid or volunteer basis; and**
10 **(2) employs individuals who are required to be certified under**
11 **this chapter.**
12 **(c) A person shall require the person's employees to meet the**
13 **requirements set forth in subsections (d) and (e).**
14 **(d) Every individual who:**
15 **(1) becomes an employee of a person after June 30, 2011; and**
16 **(2) is required to be certified under this chapter;**
17 **shall, before beginning to provide emergency medical services as**



1 an employee of a person, provide to the person a limited criminal
2 history from each state in which the individual resided within the
3 prior five (5) years.

4 (e) Every individual who:
5 (1) is currently employed by a person;
6 (2) became an employee of the person before July 1, 2011; and
7 (3) is required to be certified under this chapter;
8 shall provide to the person a limited criminal history from the state
9 police department, as official central repository for criminal
10 history data under IC 10-13-3-24, dated not later than December
11 31, 2011.

12 (f) This section does not apply to an individual who does not
13 provide emergency medical services other than by using an
14 automated external defibrillator.

15 (g) Each person shall maintain the criminal history provided by
16 each individual required to provide a criminal history under
17 subsection (d) or (e) in the primary business office of the person for
18 a period of five (5) years from the date the criminal history is
19 provided. Each person shall make the criminal histories
20 maintained under this subsection available to representatives of the
21 emergency medical service commission or the Indiana department
22 of homeland security upon request.

23 SECTION 2. IC 22-11-18-2 IS AMENDED TO READ AS
24 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 2. (a) This chapter
25 applies to all hotels, motels, and dwellings.

26 (b) A totally sprinkled building (conforming to ~~Uniform Building~~
27 ~~Code standards~~ the Indiana Building Code (675 IAC 13) at the time
28 of construction) is exempt from the requirements of this chapter.

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