

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1016 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 5-2-11-5, AS AMENDED BY P.L.26-2007,
- 4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2013]: Sec. 5. (a) As used in this section, "commission" means
- 6 the commission for a drug free Indiana established by IC 5-2-6-16.
- 7 (b) Subject to subsections (c) and (d), **and except as provided in**
- 8 **subsection (f)**, a county fiscal body shall annually appropriate from the
- 9 fund amounts allocated by the county legislative body for the use of
- 10 persons, organizations, agencies, and political subdivisions to carry out
- 11 recommended actions contained in a comprehensive drug free
- 12 communities plan submitted by the local coordinating council and
- 13 approved by the commission as follows:
- 14 (1) For persons, organizations, agencies, and political subdivisions
- 15 to provide prevention and education services, at least twenty-five
- 16 percent (25%) of the money in the fund.
- 17 (2) For persons, organizations, agencies, and political subdivisions
- 18 to provide intervention and treatment services, at least twenty-five
- 19 percent (25%) of the money in the fund.
- 20 (3) For persons, organizations, agencies, and political subdivisions
- 21 to provide criminal justice services and activities, at least
- 22 twenty-five percent (25%) of the money in the fund.
- 23 (4) A county fiscal body shall allocate the remaining twenty-five
- 24 percent (25%) of the money in the fund to persons, organizations,
- 25 agencies, and political subdivisions to provide services and

1 activities under subdivisions (1) through (3) based on the
 2 comprehensive drug free communities plan submitted by the local
 3 coordinating council and approved by the commission.

4 (c) In the comprehensive drug free communities plan, the local
 5 coordinating council shall determine the amount of funds the county
 6 fiscal body shall appropriate to implement the objectives approved in
 7 the comprehensive drug free communities plan.

8 (d) If the comprehensive drug free communities plan is not approved
 9 by the commission, the county fiscal body may not appropriate any
 10 funds at the request of the local coordinating council or any other local
 11 entity. **However, the county fiscal body may appropriate funds in
 12 accordance with subsection (f), if applicable.**

13 (e) If funds are allocated by a county legislative body under
 14 subsection (b) and the commission has not approved the comprehensive
 15 drug free communities plan for the county, the commission may:

16 (1) approve and appoint a new local coordinating council for the
 17 county;

18 (2) freeze funds allocated by the county legislative body, **except
 19 for funds allocated under subsection (f);** or

20 (3) reevaluate the comprehensive drug free communities plan.

21 **(f) This subsection applies to a county having a population of
 22 more than four hundred thousand (400,000) but less than seven
 23 hundred thousand (700,000). The fiscal body of a county described
 24 in this subsection may adopt an ordinance establishing a pilot
 25 project to supplement the funding of a veteran's court with money
 26 in the fund. The ordinance shall establish the amount of money to
 27 be used to supplement the veteran's court; however, not more than
 28 fifty percent (50%) of the money in the fund may be used to
 29 supplement the veteran's court. Notwithstanding subsections (c)
 30 through (e), the county fiscal body shall annually appropriate from
 31 the fund the amount allocated by the ordinance to supplement the
 32 costs of a veteran's court. Money in the fund not allocated to
 33 supplement the costs of a veteran's court shall be allocated on a pro
 34 rata basis in accordance with subsection (b). A pilot project
 35 established in accordance with this subsection expires June 30,
 36 2018. "**

37 Page 3, between lines 19 and 20, begin a new paragraph and insert:

38 "SECTION 3. IC 33-23-16-22, AS ADDED BY P.L.108-2010,
 39 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2013]: Sec. 22. (a) The costs of a problem solving court may,
 41 at the discretion of the fiscal body of the unit, be supplemented out of
 42 the city general fund or the county general fund and may be further
 43 supplemented by payment from the user fee fund upon appropriation
 44 made under IC 33-37-8.

45 (b) A problem solving court may apply for and receive the
 46 following:

47 (1) Gifts, bequests, and donations from private sources.

- 1 (2) Grants and contract money from governmental sources.
- 2 (3) Other forms of financial assistance approved by the court to
- 3 supplement the problem solving court's budget.
- 4 **(c) The costs of a veteran's court may, at the discretion of the**
- 5 **fiscal body of the unit, be supplemented out of the county drug free**
- 6 **community fund in a county that has established a pilot project**
- 7 **under IC 5-2-11-5(f). This subsection expires June 30, 2018."**
- 8 Renumber all SECTIONS consecutively.
(Reference is to HB 1016 as printed January 18, 2013.)

Representative Candelaria Reardon