SENATE BILL No. 567

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-6-10.5; IC 10-13-2-6.

Synopsis: Uniform crime reporting system. Requires the data division of the state police department to notify the Indiana criminal justice institute if a public official or agency dealing with crime or criminals fails to comply with its statutory reporting duties. Permits the Indiana criminal justice institute to withhold certain funds from a public official or agency that has failed to comply with its reporting requirements, and permits the institute to reinstate withheld funds if the public official or agency complies with reporting requirements within six months of the funds being withheld.

Effective: July 1, 2013.

Wyss

January 15, 2013, read first time and referred to Committee on Homeland Security, Transportation and Veterans Affairs.

C o p y

Introduced

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

C o p y

SENATE BILL No. 567

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

SECTION 1. IC 5-2-6-10.5, AS ADDED BY P.L.44-2006, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10.5. (a) If an entitlement jurisdiction or a local government entity:

(1) accepts funds under section 10 of this chapter that the institute has designated as public funds; and

(2) fails to comply with any requirement of the grant or funding;

the institute shall deobligate funds to the entitlement jurisdiction or local government entity.

(b) If a public official or public agency dealing with crime or criminals or with delinquency or delinquents:

(1) accepts funds under section 10 of this chapter that the institute has designated as public funds; and

(2) fails to comply with its duties under IC 10-13-2-6(a) (data reporting);

the institute may deobligate funds to the public official or public agency.

~~(b)~~ **(c)** The institute may reinstate funds under:

(1) subsection (a) if the entitlement jurisdiction or local government entity complies with the requirements of the grant or funding within six (6) months of the deobligation of funds; **or**

(2) subsection (b) if the public official or public agency complies with its duties under IC 10-13-2-6(a) within six (6) months of the deobligation of funds.

~~(c)~~ **(d)** If:

(1) an entitlement jurisdiction or a local government entity does not comply with the requirements of the grant or funding within six (6) months of the deobligation of funds; **or**

(2) a public official or public agency does not comply with its duties under IC 10-13-2-6(a) within six (6) months of the deobligation of funds;

the institute may reallocate the funds.

SECTION 2. IC 10-13-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) If requested by the division, a public official or public agency dealing with crime or criminals or with delinquency or delinquents shall do the following:

(1) Install and maintain records needed for reporting data required by the division.

(2) Report to the division, as and when prescribed, all data requested.

(3) Give the accredited agents of the division access to the records for the purpose of inspection.

(4) Cooperate with the division to the end that its duties may be properly performed.

(b) An official required under this chapter to furnish reports, information, or statistics to the criminal justice data division or a person employed by the official is not liable in any action arising out of having furnished the information in a manner as may be required by this chapter or the rules adopted under this chapter.

(c) If a public official or public agency fails to comply with its duties under subsection (a), the division shall notify the Indiana criminal justice institute of the noncompliance in any manner approved by the Indiana criminal justice institute.

C o p y