

HOUSE BILL No. 1010

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5.

Synopsis: Juvenile justice evaluation commission. Establishes the juvenile justice evaluation commission to: (1) evaluate the juvenile justice laws of Indiana; and (2) make recommendations to the general assembly for modification of the juvenile justice laws, if the commission determines that changes are necessary or appropriate.

Effective: July 1, 2014.

Pryor

January 7, 2014, read first time and referred to Committee on Courts and Criminal Code.



Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

HOUSE BILL No. 1010

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

- 1 SECTION 1. IC 2-5-1.2-1, AS AMENDED BY P.L.205-2013,
2 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 1. (a) Except as provided in subsection (b) or
4 otherwise in this article, this chapter applies to all committees
5 established under this article.
6 (b) This chapter does not apply to the following:
7 (1) The legislative council and code revision commission
8 (IC 2-5-1.1).
9 (2) The public officers compensation advisory commission
10 (IC 2-5-1.6).
11 (3) The commission on interstate cooperation (IC 2-5-2).
12 (4) The commission on state tax and financing policy (IC 2-5-3).
13 (5) The natural resources study committee (IC 2-5-5).
14 (6) The pension management oversight commission (IC 2-5-12).
15 (7) The probate code study commission (IC 2-5-16).
16 (8) The administrative rules oversight committee (IC 2-5-18).



- 1 (9) The census data advisory committee (IC 2-5-19).
 2 (10) The commission on military and veterans affairs (IC 2-5-20).
 3 (11) A committee covered by IC 2-5-21.
 4 (12) The health finance commission (IC 2-5-23).
 5 (13) The water resources study committee (IC 2-5-25).
 6 (14) The commission on developmental disabilities (IC 2-5-27.2).
 7 (15) The youth advisory council (IC 2-5-29).
 8 (16) The unemployment insurance oversight committee
 9 (IC 2-5-30).
 10 (17) The criminal law and sentencing policy study committee
 11 (IC 2-5-33.4).

12 **(18) The juvenile justice evaluation commission (IC 2-5-37).**

13 SECTION 2. IC 2-5-37 IS ADDED TO THE INDIANA CODE AS
 14 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 15 1, 2014]:

16 **Chapter 37. Juvenile Justice Evaluation Commission**

17 **Sec. 1. As used in this chapter, "commission" refers to the**
 18 **juvenile justice evaluation commission established by section 2 of**
 19 **this chapter.**

20 **Sec. 2. The juvenile justice evaluation commission is established.**

21 **Sec. 3. The commission consists of twenty-two (22) members**
 22 **appointed as follows:**

- 23 (1) Two (2) members of the senate appointed by the president
 24 pro tempore of the senate.
 25 (2) Two (2) members of the senate appointed by the minority
 26 leader of the senate.
 27 (3) Two (2) members of the house of representatives
 28 appointed by the speaker of the house of representatives.
 29 (4) Two (2) members of the house of representatives
 30 appointed by the minority leader of the house of
 31 representatives.
 32 (5) The commissioner of the department of correction or the
 33 commissioner's designee.
 34 (6) The director of the department of child services or the
 35 director's designee.
 36 (7) The chief justice of the supreme court or the chief justice's
 37 designee.
 38 (8) The director of the Indiana criminal justice institute or the
 39 director's designee.
 40 (9) The executive director of the prosecuting attorneys council
 41 or the executive director's designee.
 42 (10) The executive director of the public defenders council or



1 the executive director's designee.

2 (11) One (1) retired judge who exercised juvenile jurisdiction
3 appointed by the chief justice of the supreme court.

4 (12) One (1) judge, appointed by the chief justice of the
5 supreme court, who exercises juvenile jurisdiction in a county
6 that is a juvenile detention alternatives initiative site.

7 (13) All the following appointed by the governor:

8 (A) Three (3) representatives from nonprofit entities that
9 work with juveniles.

10 (B) One (1) juvenile probation officer.

11 (C) One (1) representative from the Indiana Association of
12 School Principals.

13 (D) One (1) teacher who provides instruction under an
14 alternative education program (as defined in IC 20-30-8-1).

15 Sec. 4. The chairman of the legislative council shall appoint a
16 legislative member of the commission to serve as chair of the
17 commission.

18 Sec. 5. (a) The term of a member is two (2) years.

19 (b) If a legislative member of the commission ceases to be a
20 member of the chamber from which the member was appointed,
21 the person ceases to be a member of the commission.

22 (c) If a vacancy occurs on the commission, the appointing
23 authority who appointed the member whose position is vacant shall
24 appoint an individual to fill the vacancy.

25 (d) An individual appointed to fill a vacancy must have the
26 qualifications that a member appointed by the appointing
27 authority must have.

28 Sec. 6. (a) The commission shall evaluate the juvenile justice
29 laws of Indiana. If, based on the commission's evaluation, the
30 commission determines that changes are necessary or appropriate,
31 the commission shall make recommendations to the general
32 assembly for modification of the juvenile justice laws.

33 (b) The commission may study other topics assigned by the
34 legislative council or as directed by the commission chair.

35 Sec. 7. The commission shall submit a final report of the results
36 of its study to the legislative council before November 1, 2015. The
37 report must be in an electronic format under IC 5-14-6.

38 Sec. 8. (a) The Indiana criminal justice institute shall provide
39 staff support to the commission to prepare:

40 (1) minutes of each meeting; and

41 (2) the final report.

42 (b) The legislative services agency shall provide staff support to



- 1 **the commission to:**
2 **(1) advise the commission on legal matters, criminal**
3 **procedures, and legal research; and**
4 **(2) draft potential legislation.**
5 **Sec. 9. Each member of a commission is entitled to receive the**
6 **same per diem, mileage, and travel allowances paid to individuals**
7 **who serve as legislative and lay members, respectively, of interim**
8 **study committees established by the legislative council.**
9 **Sec. 10. The affirmative votes of a majority of the voting**
10 **members appointed to a commission are required for the**
11 **commission to take action on any measure, including the final**
12 **report.**
13 **Sec. 11. Except as otherwise specifically provided in this**
14 **chapter, the commission shall operate under the rules of the**
15 **legislative council. All funds necessary to carry out this chapter**
16 **shall be paid from the appropriations to the legislative council and**
17 **the legislative services agency.**
18 **Sec. 12. This chapter expires December 31, 2015.**

