

HOUSE BILL No. 1033

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-4-2.

Synopsis: Residency of police officers and firefighters. Removes the requirement that an individual residing in a county that is noncontiguous to a county in which a city is located live not more than 50 miles from a boundary of the city to be a member of that city's police or fire department.

Effective: July 1, 2021.

Frye R

January 4, 2021, read first time and referred to Committee on Veterans Affairs and Public Safety.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1033

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

- 1 SECTION 1. IC 36-8-4-2, AS AMENDED BY P.L.171-2019,
2 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 2. (a) Members of the police and fire departments
4 must reside within:
5 (1) the county in which the city is located;
6 (2) a county that is contiguous to the county in which the city is
7 located; or
8 (3) a county that is noncontiguous to the county in which the city
9 is located. ~~but is not more than fifty (50) miles from the closest~~
10 ~~boundary of the city where the police or fire department is~~
11 ~~located.~~
12 (b) In a consolidated city, a member who was residing outside the
13 county on January 1, 1975, is exempt from subsection (a).
14 (c) A city with a population of less than seven thousand five
15 hundred (7,500) may adopt an ordinance that requires a member of the
16 city's police or fire department to comply with the following:
17 (1) Reside within the county in which the city is located.



- 1 (2) Have adequate means of transportation into the city.
- 2 (3) Maintain in the member's residence telephone service with the
- 3 city.
- 4 (d) This subsection applies to a city that:
- 5 (1) has a population of less than seven thousand five hundred
- 6 (7,500); and
- 7 (2) adopted an ordinance to establish the requirements described
- 8 in this subsection before September 1, 1984.
- 9 A city may require, in addition to the requirements of subsection (c),
- 10 that a member of the police or fire department reside within the city
- 11 until the member has served in the department for five (5) years.
- 12 (e) An ordinance adopted under subsection (c) or described in
- 13 subsection (d)(2) may not require a member of a city's police or fire
- 14 department to reside within the county in which the city is located if the
- 15 member resides outside the county on the date the ordinance is
- 16 adopted.

