

HOUSE BILL No. 1140

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5-46.

Synopsis: Criminal justice study committee. Establishes the criminal justice study committee to conduct a multi-year, comprehensive study of the criminal justice system. Specifies various aspects of the criminal justice system that the criminal justice study committee must study.

Effective: Upon passage.

Bartlett

January 8, 2020, read first time and referred to Committee on Rules and Legislative Procedures.



Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

HOUSE BILL No. 1140

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

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

1 SECTION 1. IC 2-5-46 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON
3 PASSAGE]:

4 **Chapter 46. Criminal Justice Study Committee**

5 **Sec. 1. As used in this chapter, "committee" means the criminal**
6 **justice study committee established by section 2 of this chapter.**

7 **Sec. 2. The criminal justice study committee is established to**
8 **conduct a multi-year, comprehensive study of the criminal justice**
9 **system.**

10 **Sec. 3. The committee shall study all aspects of the criminal**
11 **justice system from an individual's first encounter with law**
12 **enforcement in a particular case through the disposition of the**
13 **case, including through any period of incarceration of the**
14 **individual in a county jail or a facility operated by the department**
15 **of correction.**

16 **Sec. 4. The committee shall evaluate the state's compliance with**
17 **Article 1, Section 18 of the Constitution of the State of Indiana,**



1 which provides that "The penal code shall be founded on the
2 principles of reformation, and not of vindictive justice."

3 Sec. 5. The committee shall study ways to enhance the
4 rehabilitative services provided through the criminal justice system
5 in Indiana, including providing more opportunities for the early
6 release of an individual who demonstrates that the individual:

7 (1) has been rehabilitated and is unlikely to commit another
8 offense; and

9 (2) has acquired the education or skills necessary to find
10 employment;

11 if released from incarceration before the end of the individual's
12 sentence.

13 Sec. 6. (a) The committee shall study:

14 (1) issues concerning individuals who are mentally ill at the
15 time of the individuals' incarceration; and

16 (2) ways to reduce the number of individuals incarcerated
17 through the prevention, detection, and treatment of mental
18 illness.

19 (b) The committee shall study the following mental health
20 concerns that impact the criminal justice system:

21 (1) Substance use disorders.

22 (2) The mental health of the homeless.

23 Sec. 7. (a) The committee consists of the following members:

24 (1) Each member of the house of representatives standing
25 committee on courts and criminal code.

26 (2) Each member of the senate standing committee on
27 corrections and criminal law.

28 (3) A lay member appointed by each member of the personnel
29 subcommittee of the legislative council as follows:

30 (A) One (1) member with expertise in criminal law and
31 procedure appointed by the speaker of the house of
32 representatives.

33 (B) One (1) member with expertise in providing mental
34 health services to incarcerated individuals appointed by
35 the minority leader of the house of representatives.

36 (C) One (1) member with expertise in providing education
37 services to incarcerated individuals appointed by the
38 president pro tempore of the senate.

39 (D) One (1) member with expertise in providing vocational
40 skills training to incarcerated individuals appointed by the
41 minority leader of the senate.

42 (b) A vacancy on the committee must be filled by the



1 appropriate appointing authority.

2 Sec. 8. (a) The speaker of the house of representatives shall
3 appoint a member of the committee to serve as chairperson of the
4 committee for the 2020 interim.

5 (b) The president pro tempore of the senate shall appoint a
6 member of the committee to serve as chairperson of the committee
7 for the 2021 interim.

8 Sec. 9. The committee is:

9 (1) under the jurisdiction of the legislative council; and

10 (2) subject to the resolutions adopted by the legislative council
11 to govern interim study committees.

12 Sec. 10. Unless specifically authorized by the legislative council
13 in a resolution described in section 9 of this chapter, the
14 chairperson of the committee may not create subcommittees.

15 Sec. 11. This chapter expires January 1, 2022.

16 SECTION 2. An emergency is declared for this act.

