



March 1, 2024

ENGROSSED HOUSE BILL No. 1194

DIGEST OF HB 1194 (Updated February 29, 2024 12:32 pm - DI 120)

Citations Affected: IC 4-33; IC 5-2; IC 5-22; IC 16-21; IC 31-40; IC 35-50.

Synopsis: State administration. Changes the name of the northwest Indiana law enforcement academy and the northwest Indiana law enforcement training center. Removes the research and information consortium from the composition of the Indiana criminal justice institute (institute). Provides that the board of trustees of the institute shall designate four subcommittees. Provides that the board of trustees for the criminal justice institute must approve certain official actions. Repeals a provision concerning certain joint applications for a particular federal grant. Allows the institute to refer a matter to the inspector general. Changes requirements for a state entity purchasing or leasing a vehicle. Allows for advances of certain grant funds administered by the institute to be awarded before July 1, 2025. Makes conforming changes.

Effective: Upon passage; July 1, 2024.

McNamara, Pressel

(SENATE SPONSOR — CRIDER)

January 9, 2024, read first time and referred to Committee on Veterans Affairs and Public Safety.

January 22, 2024, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

January 30, 2024, amended, reported — Do Pass.

February 1, 2024, read second time, ordered engrossed. Engrossed.

February 5, 2024, read third time, passed. Yeas 97, nays 0.

SENATE ACTION

February 12, 2024, read first time and referred to Committee on Corrections and Criminal Law.

February 20, 2024, reported favorably — Do Pass; reassigned to Committee on Appropriations.

February 29, 2024, amended, reported favorably — Do Pass.

EH 1194—LS 6808/DI 151



March 1, 2024

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1194

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:

1 SECTION 1. IC 4-33-12-8, AS AMENDED BY P.L.109-2018,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2024]: Sec. 8. (a) This section applies to tax revenue collected
4 from a riverboat operating from Lake County.
5 (b) Except as provided by IC 6-3.1-20-7, the treasurer of state shall
6 quarterly pay the following amounts from the taxes collected during the
7 preceding calendar quarter from the riverboat operating from East
8 Chicago:
9 (1) The lesser of:
10 (A) eight hundred seventy-five thousand dollars (\$875,000);
11 or
12 (B) thirty-three and one-third percent (33 1/3%) of the
13 admissions tax and supplemental wagering tax collected by the
14 licensed owner during the preceding calendar quarter;
15 to the fiscal officer of the northwest Indiana regional development
16 authority to partially satisfy East Chicago's funding obligation to
17 the authority under IC 36-7.5-4-2.

EH 1194—LS 6808/DI 151



- 1 (2) The lesser of:
 2 (A) two hundred eighteen thousand seven hundred fifty dollars
 3 (\$218,750); or
 4 (B) thirty-three and one-third percent (33 1/3%) of the
 5 admissions tax and supplemental wagering tax collected by the
 6 licensed owner during the preceding calendar quarter;
 7 to the fiscal officer of the northwest Indiana regional development
 8 authority to partially satisfy Lake County's funding obligation to
 9 the authority under IC 36-7.5-4-2.
- 10 (3) Except as provided in section 9(k) of this chapter, the
 11 remainder, if any, of:
 12 (A) thirty-three and one-third percent (33 1/3%) of the
 13 admissions tax and supplemental wagering tax collected by the
 14 licensed owner during the preceding calendar quarter; minus
 15 (B) the amount distributed to the northwest Indiana regional
 16 development authority under subdivision (1) for the calendar
 17 quarter;
 18 must be paid to the city of East Chicago.
- 19 (4) Except as provided in section 9(k) of this chapter, the
 20 remainder, if any, of:
 21 (A) thirty-three and one-third percent (33 1/3%) of the
 22 admissions tax and supplemental wagering tax collected by the
 23 licensed owner during the preceding calendar quarter; minus
 24 (B) the amount distributed to the northwest Indiana regional
 25 development authority under subdivision (2) for the calendar
 26 quarter;
 27 must be paid to Lake County.
- 28 (5) Except as provided in section 9(k) of this chapter, three
 29 percent (3%) of the admissions tax and supplemental wagering
 30 tax collected by the licensed owner during the preceding calendar
 31 quarter must be paid to the county convention and visitors bureau
 32 for Lake County.
- 33 (6) Except as provided in section 9(k) of this chapter, three
 34 hundred thirty-three thousandths percent (.333%) of the
 35 admissions tax and supplemental wagering tax collected by the
 36 licensed owner during the preceding calendar quarter must be
 37 paid to the ~~northwest~~ **northern** Indiana law enforcement training
 38 center.
- 39 (7) Except as provided in section 9(k) of this chapter, five percent
 40 (5%) of the admissions tax and supplemental wagering tax
 41 collected by the licensed owner during the preceding calendar
 42 quarter must be paid to the state fair commission for use in any



- 1 activity that the commission is authorized to carry out under
 2 IC 15-13-3.
- 3 (8) Except as provided in section 9(k) of this chapter, three and
 4 thirty-three hundredths percent (3.33%) of the admissions tax and
 5 supplemental wagering tax collected by the licensed owner during
 6 the preceding calendar quarter must be paid to the division of
 7 mental health and addiction.
- 8 (9) Twenty-one and six hundred sixty-seven thousandths percent
 9 (21.667%) of the admissions tax and supplemental wagering tax
 10 collected by the licensed owner during the preceding calendar
 11 quarter must be paid to the state general fund.
- 12 (c) Except as provided by IC 6-3.1-20-7, the treasurer of state shall
 13 quarterly pay the following amounts from the taxes collected during the
 14 preceding calendar quarter from each riverboat operating in Gary:
- 15 (1) The lesser of:
 16 (A) four hundred thirty-seven thousand five hundred dollars
 17 (\$437,500); or
 18 (B) thirty-three and one-third percent (33 1/3%) of the
 19 admissions tax and supplemental wagering tax collected by the
 20 licensed owner during the preceding calendar quarter;
 21 to the fiscal officer of the northwest Indiana regional development
 22 authority to partially satisfy Gary's funding obligation to the
 23 authority under IC 36-7.5-4-2.
- 24 (2) The lesser of:
 25 (A) two hundred eighteen thousand seven hundred fifty dollars
 26 (\$218,750); or
 27 (B) thirty-three and one-third percent (33 1/3%) of the
 28 admissions tax and supplemental wagering tax collected by the
 29 licensed owner during the preceding calendar quarter;
 30 to the fiscal officer of the northwest Indiana regional development
 31 authority to partially satisfy Lake County's funding obligation to
 32 the authority under IC 36-7.5-4-2.
- 33 (3) Except as provided in section 9(k) of this chapter, the
 34 remainder, if any, of:
 35 (A) thirty-three and one-third percent (33 1/3%) of the
 36 admissions tax and supplemental wagering tax collected by the
 37 licensed owner of a riverboat operating in Gary during the
 38 preceding calendar quarter; minus
 39 (B) the amount distributed to the northwest Indiana regional
 40 development authority under subdivision (1) for the calendar
 41 quarter;
 42 must be paid to the city of Gary.



- 1 (4) Except as provided in section 9(k) of this chapter, the
 2 remainder, if any, of:
 3 (A) thirty-three and one-third percent (33 1/3%) of the
 4 admissions tax and supplemental wagering tax collected by the
 5 licensed owner of a riverboat operating in Gary during the
 6 preceding calendar quarter; minus
 7 (B) the amount distributed to the northwest Indiana regional
 8 development authority under subdivision (2) for the calendar
 9 quarter;
 10 must be paid to Lake County.
- 11 (5) Except as provided in section 9(k) of this chapter, three
 12 percent (3%) of the admissions tax and supplemental wagering
 13 tax collected by the licensed owner of a riverboat operating in
 14 Gary during the preceding calendar quarter must be paid to the
 15 county convention and visitors bureau for Lake County.
- 16 (6) Except as provided in section 9(k) of this chapter, three
 17 hundred thirty-three thousandths percent (.333%) of the
 18 admissions tax and supplemental wagering tax collected by the
 19 licensed owner of a riverboat operating in Gary during the
 20 preceding calendar quarter must be paid to the ~~northwest~~
 21 **northern** Indiana law enforcement training center.
- 22 (7) Except as provided in section 9(k) of this chapter, five percent
 23 (5%) of the admissions tax and supplemental wagering tax
 24 collected by the licensed owner of a riverboat operating in Gary
 25 during the preceding calendar quarter must be paid to the state
 26 fair commission for use in any activity that the commission is
 27 authorized to carry out under IC 15-13-3.
- 28 (8) Except as provided in section 9(k) of this chapter, three and
 29 thirty-three hundredths percent (3.33%) of the admissions tax and
 30 supplemental wagering tax collected by the licensed owner of a
 31 riverboat operating in Gary during the preceding calendar quarter
 32 must be paid to the division of mental health and addiction.
- 33 (9) Twenty-one and six hundred sixty-seven thousandths percent
 34 (21.667%) of the admissions tax and supplemental wagering tax
 35 collected by the licensed owner of a riverboat operating in Gary
 36 during the preceding calendar quarter must be paid to the state
 37 general fund.
- 38 (d) Except as provided by IC 6-3.1-20-7, the treasurer of state shall
 39 quarterly pay the following amounts from the taxes collected during the
 40 preceding calendar quarter from the riverboat operating in Hammond:
 41 (1) The lesser of:
 42 (A) eight hundred seventy-five thousand dollars (\$875,000);



1 or
2 (B) thirty-three and one-third percent (33 1/3%) of the
3 admissions tax and supplemental wagering tax collected by the
4 licensed owner of a riverboat operating in Hammond during
5 the preceding calendar quarter;
6 to the fiscal officer of the northwest Indiana regional development
7 authority to partially satisfy Hammond's funding obligation to the
8 authority under IC 36-7.5-4-2.
9 (2) The lesser of:
10 (A) two hundred eighteen thousand seven hundred fifty dollars
11 (\$218,750); or
12 (B) thirty-three and one-third percent (33 1/3%) of the
13 admissions tax and supplemental wagering tax collected by the
14 licensed owner during the preceding calendar quarter;
15 to the fiscal officer of the northwest Indiana regional development
16 authority to partially satisfy Lake County's funding obligation to
17 the authority under IC 36-7.5-4-2.
18 (3) Except as provided in section 9(k) of this chapter, the
19 remainder, if any, of:
20 (A) thirty-three and one-third percent (33 1/3%) of the
21 admissions tax and supplemental wagering tax collected by the
22 licensed owner of the riverboat during the preceding calendar
23 quarter; minus
24 (B) the amount distributed to the northwest Indiana regional
25 development authority under subdivision (1) for the calendar
26 quarter;
27 must be paid to the city of Hammond.
28 (4) Except as provided in section 9(k) of this chapter, the
29 remainder, if any, of:
30 (A) thirty-three and one-third percent (33 1/3%) of the
31 admissions tax and supplemental wagering tax collected by the
32 licensed owner of the riverboat during the preceding calendar
33 quarter; minus
34 (B) the amount distributed to the northwest Indiana regional
35 development authority under subdivision (2) for the calendar
36 quarter;
37 must be paid to Lake County.
38 (5) Except as provided in section 9(k) of this chapter, three
39 percent (3%) of the admissions tax and supplemental wagering
40 tax collected by the licensed owner of the riverboat during the
41 preceding calendar quarter must be paid to the county convention
42 and visitors bureau for Lake County.



1 (6) Except as provided in section 9(k) of this chapter, three
2 hundred thirty-three thousandths percent (.333%) of the
3 admissions tax and supplemental wagering tax collected by the
4 licensed owner of a riverboat during the preceding calendar
5 quarter must be paid to the ~~northwest~~ **northern** Indiana law
6 enforcement training center.

7 (7) Except as provided in section 9(k) of this chapter, five percent
8 (5%) of the admissions tax and supplemental wagering tax
9 collected by the licensed owner of the riverboat during the
10 preceding calendar quarter must be paid to the state fair
11 commission for use in any activity that the commission is
12 authorized to carry out under IC 15-13-3.

13 (8) Except as provided in section 9(k) of this chapter, three and
14 thirty-three hundredths percent (3.33%) of the admissions tax and
15 supplemental wagering tax collected by the licensed owner for
16 each person admitted to the riverboat during the preceding
17 calendar quarter must be paid to the division of mental health and
18 addiction.

19 (9) Twenty-one and six hundred sixty-seven thousandths percent
20 (21.667%) of the admissions tax and supplemental wagering tax
21 collected by the licensed owner of the riverboat during the
22 preceding calendar quarter must be paid to the state general fund.

23 SECTION 2. IC 4-33-12-9, AS AMENDED BY P.L.293-2019,
24 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2024]: Sec. 9. (a) This section applies only to tax revenue
26 distributed under section 6 or 8 of this chapter. Except as provided in
27 subsections (g) through (j), money paid to a unit of local government
28 under section 6 or 8 of this chapter:

29 (1) must be paid to the fiscal officer of the unit and may be
30 deposited in the unit's general fund or riverboat fund established
31 under IC 36-1-8-9, or both;

32 (2) may not be used to reduce the unit's maximum levy under
33 IC 6-1.1-18.5 but may be used at the discretion of the unit to
34 reduce the property tax levy of the unit for a particular year;

35 (3) may be used for any legal or corporate purpose of the unit,
36 including the pledge of money to bonds, leases, or other
37 obligations under IC 5-1-14-4; and

38 (4) is considered miscellaneous revenue.

39 (b) Money paid by the treasurer of state to a county convention and
40 visitors bureau or promotion fund under section 6 of this chapter must
41 be:

42 (1) deposited in:



- 1 (A) the county convention and visitor promotion fund; or
 2 (B) the county's general fund if the county does not have a
 3 convention and visitor promotion fund; and
 4 (2) used only for the tourism promotion, advertising, and
 5 economic development activities of the county and community.
 6 (c) Money received by the division of mental health and addiction
 7 under section 6 or 8 of this chapter:
 8 (1) is annually appropriated to the division of mental health and
 9 addiction;
 10 (2) shall be distributed to the division of mental health and
 11 addiction at times during each state fiscal year determined by the
 12 budget agency; and
 13 (3) shall be used by the division of mental health and addiction
 14 for programs and facilities for the prevention and treatment of
 15 addictions to drugs, alcohol, and compulsive gambling, including
 16 the creation and maintenance of a toll free telephone line to
 17 provide the public with information about these addictions.
 18 The division shall allocate at least twenty-five percent (25%) of the
 19 money received to the prevention and treatment of compulsive
 20 gambling.
 21 (d) This subsection applies to the following entities receiving money
 22 under section 6 or 8 of this chapter:
 23 (1) A city or county.
 24 (2) A county convention and visitors bureau or promotion fund
 25 for a county other than Lake County.
 26 (3) The state fair commission.
 27 (4) The division of mental health and addiction.
 28 The treasurer of state shall determine the total amount of money paid
 29 by the treasurer of state to an entity subject to this subsection during
 30 the state fiscal year 2002. The amount determined under this subsection
 31 is the base year revenue for each entity subject to this subsection. The
 32 treasurer of state shall certify the base year revenue determined under
 33 this subsection to each entity subject to this subsection.
 34 (e) This subsection applies to the following entities receiving money
 35 under section 8 of this chapter:
 36 (1) A county convention and visitors bureau for Lake County.
 37 (2) The ~~northwest~~ **northern** Indiana law enforcement training
 38 center.
 39 The treasurer of state shall determine the total amount of money paid
 40 by the treasurer of state to the entity described in subdivision (1) during
 41 state fiscal year 2002. The amount determined under this subsection
 42 multiplied by nine-tenths (0.9) is the base year revenue for the entity



1 described in subdivision (1). The amount determined under this
 2 subsection multiplied by one-tenth (0.1) is the base year revenue for the
 3 entity described in subdivision (2). The treasurer of state shall certify
 4 the base year revenue determined under this subsection to each entity
 5 subject to this subsection.

6 (f) The total amount of money distributed to an entity under section
 7 6 or 8 of this chapter during a state fiscal year may not exceed the
 8 entity's base year revenue as determined under subsection (d) or (e).
 9 For purposes of this section, the treasurer of state shall treat any
 10 amounts distributed under section 8 of this chapter to the northwest
 11 Indiana regional development authority as amounts constructively
 12 received by East Chicago, Gary, Hammond, and Lake County, as
 13 appropriate. If the treasurer of state determines that the total amount of
 14 money:

15 (1) distributed to an entity; and

16 (2) constructively received by an entity;

17 under section 6 or 8 of this chapter during a state fiscal year is less than
 18 the entity's base year revenue, the treasurer of state shall make a
 19 supplemental distribution to the entity under IC 4-33-13-5.

20 (g) The Dearborn County council may vote to direct the county
 21 auditor of Dearborn County to make distributions as described in
 22 subsection (h).

23 (h) If a majority of the Dearborn County council vote to direct the
 24 county auditor of Dearborn County to make distributions under this
 25 subsection, the county auditor of Dearborn County shall distribute
 26 twenty-five percent (25%) of money received under section 6 of this
 27 chapter to cities and towns in Dearborn County that have not received
 28 money under section 6 of this chapter, as of January 1, 2017, and where
 29 a riverboat is not located:

30 (1) proportionately using a ratio of the population that each city
 31 and town bears to the total population of all cities and towns in
 32 Dearborn County where a riverboat is not located; and

33 (2) to the fiscal officer of the city or town.

34 (i) A city or town that receives money as described in subsection
 35 (h):

36 (1) may not use the money to reduce the city's or town's maximum
 37 levy under IC 6-1.1-18.5;

38 (2) may use the money to reduce the property tax levy of the city
 39 or town for a specific year; and

40 (3) may use the money for any legal or corporate purpose of the
 41 city or town, including the pledge of money to bonds, leases, or
 42 other obligations under IC 5-1-14-4.



1 (j) Money distributed under subsection (h) is considered
2 miscellaneous revenue.

3 (k) The treasurer of state shall pay that part of the riverboat
4 admissions taxes that:

5 (1) exceeds a particular entity's base year revenue; and

6 (2) would otherwise be due to the entity under this section;
7 to the state general fund instead of to the entity.

8 SECTION 3. IC 5-2-1-3, AS AMENDED BY P.L.11-2023,
9 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2024]: Sec. 3. There is created, as a criminal justice agency of
11 the state, a law enforcement training board to carry out the provisions
12 of this chapter. The board members are to be selected as provided by
13 this chapter. The board is composed of the following members:

14 (1) The superintendent of the Indiana state police department,
15 representing the Indiana state police academy. The superintendent
16 shall serve as chairperson of the board.

17 (2) The executive director of the department of homeland security
18 appointed under IC 10-19-3-1. The executive director shall serve
19 as the vice chair of the board.

20 (3) The chief of police of a consolidated city, representing the
21 police department academy of the consolidated city.

22 (4) One (1) county sheriff from a county with a population of at
23 least one hundred thousand (100,000).

24 (5) One (1) county sheriff from a county of at least fifty thousand
25 (50,000) and less than one hundred thousand (100,000)
26 population.

27 (6) One (1) county sheriff from a county of under fifty thousand
28 (50,000) population.

29 (7) One (1) chief of police from a city of at least thirty-five
30 thousand (35,000) population, who is not the chief of police of a
31 consolidated city.

32 (8) One (1) chief of police from a city of at least ten thousand
33 (10,000) but under thirty-five thousand (35,000) population.

34 (9) One (1) chief of police, police officer, or town marshal from
35 a city or town of under ten thousand (10,000) population.

36 (10) One (1) prosecuting attorney.

37 (11) One (1) judge of a circuit or superior court exercising
38 criminal jurisdiction.

39 (12) The chief administrative officer of the Indiana law
40 enforcement academy.

41 (13) The commander of the ~~northwest~~ **northern** Indiana law
42 enforcement academy.



- 1 (14) The commander of the southwest Indiana law enforcement
- 2 academy.
- 3 (15) The commander of the Fort Wayne police department
- 4 academy.
- 5 (16) The commander of the Indiana University police department
- 6 academy.
- 7 (17) One (1) member representing professional journalism.
- 8 (18) One (1) member representing education.
- 9 (19) One (1) member representing a minority owned business or
- 10 nonprofit organization.
- 11 (20) One (1) member representing Indiana elected officials of
- 12 counties, cities, and towns.
- 13 (21) Three (3) members representing the general public.

14 SECTION 4. IC 5-2-1-19, AS ADDED BY P.L.75-2015, SECTION
 15 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 16 2024]: Sec. 19. (a) The ~~Northwest~~ **Northern** Indiana Law Enforcement
 17 Academy, including the academy's board of directors, is designated as
 18 a criminal justice agency.

19 (b) The ~~Northwest~~ **Northern** Indiana Law Enforcement Academy
 20 is a board certified training center.

21 (c) As a designated criminal justice agency, the board of directors
 22 of the ~~Northwest~~ **Northern** Indiana Law Enforcement Academy:

- 23 (1) has all the duties and privileges of a police agency;
- 24 (2) may appoint, through its executive director, police officers for
- 25 the ~~Northwest~~ **Northern** Indiana Law Enforcement Academy;
- 26 (3) shall establish all rules, policies, and procedures concerning
- 27 the internal organization, duties, and responsibilities of the police
- 28 agency, to include:
- 29 (A) prescribing a distinctive uniform; and
- 30 (B) designating and operating emergency vehicles; and
- 31 (4) may undertake investigations according to the purposes of this
- 32 chapter.

33 SECTION 5. IC 5-2-6-5, AS AMENDED BY P.L.100-2012,
 34 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2024]: Sec. 5. (a) The institute is composed of:

- 36 (1) the trustees; and
- 37 (2) ~~a research and information consortium: the staff of the~~
 38 **institute.**
- 39 (b) The trustees, **in conjunction with the staff of the institute,**
 40 shall:
- 41 (1) evaluate and disseminate to the public information concerning
- 42 the cost and effectiveness of the criminal and juvenile justice



1 systems;

2 (2) promote coordination and cooperation for the effective

3 administration of the criminal and juvenile justice systems;

4 (3) establish plans for the criminal and juvenile justice systems

5 and make recommendations concerning the implementation of

6 these plans;

7 ~~(4) encourage and assist in the organization of an academic~~

8 ~~consortium for the purpose of engaging in research;~~

9 ~~(5) (4) receive, expend, and account for state and federal funds~~

10 ~~made available for the purposes of this chapter;~~

11 ~~(6) (5) apply for, and accept, and administer gifts and grants~~

12 ~~(which must be administered as public funds) made for consistent~~

13 ~~with the purposes of this chapter;~~

14 ~~(7) (6) enter into lawful agreements as required as a condition for~~

15 ~~receiving gifts, grants, or other funds for the purposes of this~~

16 ~~chapter;~~

17 ~~(8) (7) employ a director; and~~

18 ~~(9) (8) adopt rules, under IC 4-22-2, necessary to carry out the~~

19 ~~purposes of this chapter. and~~

20 ~~(10) promulgate guidelines concerning participation in the~~

21 ~~research and information consortium.~~

22 ~~(e) The research and information consortium is composed of state~~

23 ~~educational institutions that are engaged in criminal or juvenile justice~~

24 ~~research under the direction of the trustees. A state or local~~

25 ~~governmental entity may participate in the consortium. The consortium~~

26 ~~shall act as an advisory body to the institute and perform other related~~

27 ~~functions as requested by the trustees.~~

28 ~~(d) (c) The trustees shall meet quarterly and at such times as called~~

29 ~~by the chairman. A majority of the trustees constitutes a quorum for~~

30 ~~doing business. A majority vote of the trustees is required for passage~~

31 ~~of any matter put to a vote. The trustees shall establish procedures and~~

32 ~~requirements with respect to the place and conduct of their meetings.~~

33 ~~(e) (d) A trustee is not entitled to the minimum salary per diem as~~

34 ~~provided in IC 4-10-11-2.1(b) while performing the trustee's duties. A~~

35 ~~trustee is entitled to reimbursement for traveling expenses and other~~

36 ~~expenses actually incurred in connection with the trustee's duties, as~~

37 ~~provided in the state travel policies and procedures established by the~~

38 ~~department of administration and approved by the state budget agency.~~

39 SECTION 6. IC 5-2-6-8 IS AMENDED TO READ AS FOLLOWS

40 [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) The institute has the

41 following four ~~(4)~~ divisions: **trustees shall designate subcommittees**

42 **for each of the following purpose areas:**



- 1 (1) ~~The criminal justice division:~~ **Drug and crime control.**
 2 (2) ~~The juvenile justice division:~~ **Youth.**
 3 (3) ~~The research division, which may be referred to as the center~~
 4 ~~for criminal justice research and information:~~ **Exoneration fund.**
 5 (4) ~~The victim services division:~~ **Victim services.**
 6 **(5) Research.**

7 (b) The chairman of the trustees shall assign each of the trustees to
 8 participate in the administration of at least one (1) of the ~~divisions:~~
 9 **subcommittees.** The chairman shall annually appoint ~~four (4)~~ **five (5)**
 10 vice chairmen, each of whom shall preside over a ~~division of the~~
 11 ~~institute:~~ **subcommittee.**

12 (c) Each ~~division~~ **subcommittee** shall primarily concern itself with:

- 13 (1) the operation of the criminal justice system, the juvenile
 14 justice system, or criminal justice system related research; or
 15 (2) the provision of victim services.

16 However, the trustees must approve any official action of the institute
 17 unless the trustees authorize a division to act with respect to specific
 18 decisions:

19 **(d) The trustees must approve any of the following official**
 20 **actions unless the trustees authorize the institute to act with respect**
 21 **to specific decisions by a resolution:**

- 22 **(1) The approval or denial of an application for grant funding**
 23 **from the institute.**
 24 **(2) The approval or denial of an appeal of an order issued by**
 25 **the office of administrative law proceedings for a victims**
 26 **compensation application.**
 27 **(3) The approval or denial of an individual's application for**
 28 **compensation from the exoneration fund.**

29 SECTION 7. IC 5-2-6-10.5, AS AMENDED BY P.L.30-2019,
 30 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2024]: Sec. 10.5. (a) If an entitlement jurisdiction, eligible
 32 entity, or a local government entity:

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

35 (2) fails to comply with any requirement of the grant or funding;
 36 the institute shall deobligate funds to the entitlement jurisdiction,
 37 eligible entity, or local government entity.

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

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

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



- 1 reporting);
 2 the institute may deobligate funds to the public official or public
 3 agency.
 4 (c) The institute may reinstate funds under:
 5 (1) subsection (a) if the entitlement jurisdiction, eligible entity, or
 6 local government entity complies with the requirements of the
 7 grant or funding within six (6) months of the deobligation of
 8 funds; or
 9 (2) subsection (b) if the public official or public agency complies
 10 with its duties under IC 10-13-2-6(a) within six (6) months of the
 11 deobligation of funds.
 12 (d) If:
 13 (1) an entitlement jurisdiction, eligible entity, or a local
 14 government entity does not comply with the requirements of the
 15 grant or funding within six (6) months of the deobligation of
 16 funds; or
 17 (2) a public official or public agency does not comply with its
 18 duties under IC 10-13-2-6(a) within six (6) months of the
 19 deobligation of funds;
 20 the institute may reallocate the funds.

21 SECTION 8. IC 5-2-6-11 IS REPEALED [EFFECTIVE JULY 1,
 22 2024]. Sec. 11. ~~Any two (2) or more local governmental entities,
 23 eligible entities, or entitlement jurisdictions may enter into agreements
 24 with one another for joint or cooperative action for the purposes of
 25 applying for, receiving, disbursing, allocating, and accounting for
 26 grants of funds made available by the United States government under
 27 Section 402(a)(5) of the Justice System Improvement Act of 1979, and
 28 for any state funds made available for that purpose. Such agreements
 29 must include the proportion of the amount of required local funds that
 30 shall be supplied by each such local governmental entity, eligible
 31 entity, or entitlement jurisdiction. Such agreements may include
 32 provisions for the appointment of any officer or employee of one (1) of
 33 the units or jurisdictions to serve as the collection and disbursement
 34 officer for all of the units.~~

35 SECTION 9. IC 5-2-6-12, AS AMENDED BY P.L.30-2019,
 36 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2024]: Sec. 12. If any local governmental entity, eligible
 38 entity, or entitlement jurisdiction fails to appropriate or pay the funds
 39 that it agrees to provide in its application for federal or state funds
 40 under this chapter, if any person fails to legally disburse or account for
 41 funds received under this chapter, or if any person embezzles,
 42 misappropriates, conceals, or obtains by fraud funds under this chapter,



1 the institute shall refer the matter to the attorney general, **the inspector**
 2 **general, or both.** The attorney general may bring suit in the name of
 3 the state to recover these funds for the benefit of the state or a local
 4 governmental entity, eligible entity, or entitlement jurisdiction.

5 SECTION 10. IC 5-2-6.1-39, AS AMENDED BY P.L.129-2009,
 6 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2024]: Sec. 39. (a) When a hospital acting under IC 16-21-8
 8 provides a forensic medical exam to an alleged sex crime victim, the
 9 hospital shall furnish the forensic medical exam described in
 10 IC 16-21-8-6 without charge. The ~~victim services division of the~~
 11 ~~Indiana criminal justice institute~~ **division** shall reimburse a hospital for
 12 its costs in providing these services and shall adopt rules and
 13 procedures to provide for reasonable reimbursement. A hospital may
 14 not charge the victim for services required under this chapter, despite
 15 delays in reimbursement from the ~~victim services division of the~~
 16 ~~Indiana criminal justice institute.~~ **division.**

17 (b) When a hospital acting under IC 16-21-8 provides a forensic
 18 medical exam to an alleged sex crime victim, the hospital may also
 19 furnish additional forensic services to the alleged sex crime victim.
 20 However, the additional forensic services, if furnished, shall be
 21 furnished without charge. The ~~victim services division of the Indiana~~
 22 ~~criminal justice institute~~ **division** shall reimburse a hospital for its costs
 23 in providing these services and may adopt rules and procedures to
 24 provide for reasonable reimbursement. A hospital may not charge the
 25 victim for services required under this chapter even if there is a delay
 26 in receiving reimbursement from the ~~victim services division of the~~
 27 ~~Indiana criminal justice institute.~~ **division.**

28 (c) Costs incurred by a hospital or other emergency medical facility
 29 for the examination of the victim of a sex crime (under IC 35-42-4) not
 30 covered under IC 16-21-8 or incest (under IC 35-46-1-3), if the
 31 examination is performed for the purposes of gathering evidence for
 32 possible prosecution, may not be charged to the victim of the crime.

33 (d) When a licensed medical service provider not covered by
 34 subsection (a) or (b) elects to provide a forensic medical exam to an
 35 alleged victim of one (1) or more of the sex crimes listed in
 36 IC 16-21-8-1(b), the medical service provider shall furnish the exam
 37 without charge. The ~~victim services division of the Indiana criminal~~
 38 ~~justice institute~~ **division** shall reimburse a medical service provider for
 39 costs in providing forensic medical exams. A medical service provider
 40 may not charge the victim for a forensic medical exam required under
 41 this chapter even if there is a delay in receiving reimbursement from
 42 the ~~victim services division of the Indiana criminal justice institute.~~



1 **division.**

2 (e) When a licensed medical service provider not covered by
3 subsection (a) or (b) elects to provide additional forensic services to an
4 alleged sex crime victim, the medical service provider shall furnish the
5 services without charge. The ~~victim services division of the Indiana~~
6 ~~criminal justice institute~~ **division** shall reimburse a medical service
7 provider for costs in providing the additional forensic services. A
8 medical service provider may not charge the victim for services
9 required under this chapter even if there is a delay in receiving
10 reimbursement from the ~~victim services division of the Indiana~~
11 ~~criminal justice institute.~~ **division.**

12 (f) The ~~victim services division of the Indiana criminal justice~~
13 ~~institute~~ **division** is not required to reimburse a medical service
14 provider for costs in providing additional forensic services unless the
15 following conditions are met:

- 16 (1) The victim is at least eighteen (18) years of age.
17 (2) If the victim is less than eighteen (18) years of age, a report of
18 the sex crime must be made to child protective services or a law
19 enforcement officer.
20 (3) The sex crime occurred in Indiana.

21 If the division finds a compelling reason for failure to comply with the
22 requirements of this section, the division may suspend the requirements
23 of this section.

24 (g) Costs incurred by a licensed medical service provider for the
25 examination of the victim of a sex crime (under IC 35-42-4) not
26 covered under IC 16-21-8 or incest (under IC 35-46-1-3) may not be
27 charged to the victim of the crime if the examination is performed for
28 the purposes of gathering evidence for possible prosecution.

29 SECTION 11. IC 5-22-5-8.5, AS AMENDED BY P.L.214-2019,
30 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2024]: Sec. 8.5. (a) As used in this section, "clean energy
32 vehicle" means any of the following:

- 33 (1) A vehicle that operates on one (1) or more of the following
34 energy sources:
35 (A) A rechargeable energy storage system.
36 (B) Hydrogen.
37 (C) Compressed air.
38 (D) Compressed or liquid natural gas.
39 (E) Solar energy.
40 (F) Liquefied petroleum gas.
41 (G) Methanol, denatured ethanol, and other alcohols.
42 (H) Mixtures containing eighty-five percent (85%) or more by



- 1 volume of methanol, denatured ethanol, and other alcohols
 2 with gasoline or other fuel.
 3 (I) Natural gas.
 4 (J) Coal-derived liquid fuels.
 5 (K) Non-alcohol fuels derived from biological material.
 6 (L) P-Series fuels.
 7 (M) Electricity.
 8 (N) Biodiesel or ultra low sulfur diesel fuel.
 9 (2) A vehicle that operates on gasoline and one (1) or more of the
 10 energy sources listed in subdivision (1).
 11 (3) A vehicle that operates on diesel fuel and one (1) or more of
 12 the energy sources listed in subdivision (1).
 13 (b) As used in this section, "state entity" means the following:
 14 (1) A state agency.
 15 (2) Any other authority, board, branch, commission, committee,
 16 department, division, or other instrumentality of the executive
 17 (including the administrative), legislative, or judicial department
 18 of state government.
 19 The term includes a state elected official's office and excludes a state
 20 educational institution.
 21 (c) As used in this section, "total cost of ownership" means the
 22 total cost of the following for a vehicle:
 23 (1) Energy.
 24 (2) Operations.
 25 (3) Maintenance.
 26 (4) Support infrastructure.
 27 (d) As used in this section, "vehicle" includes the following:
 28 (1) An automobile.
 29 (2) A truck.
 30 (3) A tractor.
 31 (e) Except as provided in subsection (e); (f), if a state entity
 32 purchases or leases a vehicle, it must purchase or lease a clean energy
 33 vehicle unless the Indiana department of administration determines that
 34 the: purchase or lease of a clean energy vehicle:
 35 (1) purchase or lease of a clean energy vehicle is inappropriate
 36 because of the purposes for which the vehicle will be used; or
 37 (2) would cost at least twenty percent (20%) total cost of
 38 ownership of a clean energy vehicle is substantially more than
 39 the purchase or lease of a vehicle cost of a vehicle that
 40 (A) is not a clean energy vehicle. and
 41 (B) is designed and equipped comparably to the clean energy
 42 vehicle.



- 1 ~~(e)~~ **(f)** The requirements of subsection ~~(d)~~ **(e)** do not apply to the:
 2 (1) purchase or lease of vehicles by or for the state police
 3 department; and
 4 (2) short term or temporary lease of vehicles.

5 ~~(f)~~ **(g)** The Indiana department of administration shall adopt rules or
 6 guidelines to provide a preference for the purchase or lease by state
 7 entities of clean energy vehicles manufactured wholly or partially in
 8 Indiana or containing parts manufactured in Indiana.

9 ~~(g)~~ **(h)** Before August 1, each state entity shall annually submit to
 10 the Indiana department of administration information regarding the use
 11 of clean energy vehicles by the state entity. The information must
 12 specify the following for the preceding state fiscal year:

- 13 (1) The amount of energy sources described in subsection (a)(1)
 14 purchased by the state entity.
 15 (2) The amount of conventional fuels purchased by the state
 16 entity.
 17 (3) The average price per gallon paid by the state entity for each
 18 type of fuel purchased by the state entity.
 19 (4) The total number of vehicles purchased or leased by the state
 20 agency that were clean energy vehicles and the total number of
 21 vehicles purchased or leased by the state agency that were not
 22 clean energy vehicles.
 23 (5) Any other information required by the Indiana department of
 24 administration.

25 ~~(h)~~ **(i)** Before September 1, the Indiana department of administration
 26 shall annually submit to the general assembly in an electronic format
 27 under IC 5-14-6 and to the governor a report that lists the information
 28 required under subsection ~~(g)~~ **(h)** for each state entity and for all state
 29 agencies in the aggregate.

30 **(j) Before July 1, 2025, the Indiana department of**
 31 **administration shall make recommendations to state entities**
 32 **regarding the procurement of clean energy vehicles.**

33 SECTION 12. IC 16-21-8-0.2, AS AMENDED BY P.L.36-2019,
 34 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2024]: Sec. 0.2. The following definitions apply throughout
 36 this chapter:

- 37 (1) "Division" refers to the victim services division of the Indiana
 38 criminal justice institute. ~~established by IC 5-2-6-8(a).~~
 39 (2) "Evidence" means the results collected from a forensic
 40 medical examination of a victim by a provider.
 41 (3) "Personal information" has the meaning set forth in
 42 IC 9-14-6-6.



- 1 (4) "Provider" means a hospital or licensed medical services
- 2 provider that provides forensic medical exams and additional
- 3 forensic services to a victim.
- 4 (5) "Sample" means the result collected from a forensic medical
- 5 examination of the victim by a provider, when the victim has not
- 6 yet reported the sex crime to law enforcement.
- 7 (6) "Secured storage" means a method of storing a sample that
- 8 will adequately safeguard the integrity and viability of the sample.
- 9 (7) "Sexual assault examination kit" means the standard medical
- 10 forensic examination kit for victims of sexual assault developed
- 11 by the state police department under IC 10-11-2-33.
- 12 (8) "Sexual assault nurse examiner" means a registered nurse
- 13 who:
 - 14 (A) has received training to provide comprehensive care to
 - 15 sexual assault survivors; and
 - 16 (B) can:
 - 17 (i) conduct a forensic medical examination; and
 - 18 (ii) collect evidence from a sexual assault victim.
- 19 SECTION 13. IC 16-21-8-1, AS AMENDED BY P.L.161-2014,
- 20 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 21 JULY 1, 2024]: Sec. 1. (a) A hospital licensed under IC 16-21-2 that
- 22 provides general medical and surgical hospital services shall provide
- 23 forensic medical exams and additional forensic services to all alleged
- 24 sex crime victims who apply for forensic medical exams and additional
- 25 forensic services in relation to injuries or trauma resulting from the
- 26 alleged sex crime. To the extent practicable, the hospital shall use a
- 27 sexual assault examination kit to conduct forensic exams and provide
- 28 forensic services. The provision of services may not be dependent on
- 29 a victim's reporting to, or cooperating with, law enforcement.
- 30 (b) For the purposes of this chapter, the following crimes are
- 31 considered sex crimes:
 - 32 (1) Rape (IC 35-42-4-1).
 - 33 (2) Criminal deviate conduct (IC 35-42-4-2) (repealed).
 - 34 (3) Child molesting (IC 35-42-4-3).
 - 35 (4) Vicarious sexual gratification (IC 35-42-4-5).
 - 36 (5) Sexual battery (IC 35-42-4-8).
 - 37 (6) Sexual misconduct with a minor (IC 35-42-4-9).
 - 38 (7) Child solicitation (IC 35-42-4-6).
 - 39 (8) Child seduction (IC 35-42-4-7).
 - 40 (9) Incest (IC 35-46-1-3).
- 41 (c) Payment for services under this section shall be processed in
- 42 accordance with rules adopted by the ~~victim services division of the~~



1 ~~Indiana criminal justice institute~~. **division.**

2 SECTION 14. IC 16-21-8-4, AS AMENDED BY P.L.121-2006,
3 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2024]: Sec. 4. The ~~victim services division of the Indiana~~
5 ~~criminal justice institute~~ **division** shall assist in the development and
6 operation of programs that provide forensic medical exams and
7 additional forensic services to alleged sex crime victims, and if
8 necessary, provide grants to hospitals for this purpose.

9 SECTION 15. IC 31-40-5-5.5, AS ADDED BY P.L.201-2023,
10 SECTION 244, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE UPON PASSAGE]: Sec. 5.5. **(a)** The Indiana criminal
12 justice institute shall administer grants for:

13 (1) the juvenile diversion grant program described in section 1(1)
14 of this chapter; and

15 (2) the juvenile community alternatives grant program described
16 in section 1(2) of this chapter;

17 in consultation with the oversight committee and the workgroup, taking
18 into consideration the grant program report prepared and submitted to
19 the commission by the oversight committee under IC 2-5-36-9.3(b).

20 **(b) Advances from the fund may be awarded before July 1,**
21 **2025, for purposes of the programs described in section 1(1) and**
22 **1(2) of this chapter. An advance may not be awarded under this**
23 **subsection after June 30, 2025. This subsection expires July 1,**
24 **2025.**

25 SECTION 16. IC 31-40-6-4.5, AS ADDED BY P.L.201-2023,
26 SECTION 252, IS AMENDED TO READ AS FOLLOWS
27 [EFFECTIVE UPON PASSAGE]: Sec. 4.5. **(a)** The Indiana criminal
28 justice institute shall administer grants for the juvenile behavioral
29 health competitive grant pilot program in consultation with the
30 oversight committee and the workgroup, taking into consideration the
31 grant program report prepared and submitted to the commission by the
32 oversight committee under IC 2-5-36-9.3(b).

33 **(b) Advances from the fund may be awarded before July 1,**
34 **2025, for purposes of the juvenile behavioral health competitive**
35 **grant pilot program. An advance may not be awarded under this**
36 **subsection after June 30, 2025. This subsection expires July 1,**
37 **2025.**

38 SECTION 17. IC 35-50-5-3, AS AMENDED BY P.L.111-2018,
39 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2024]: Sec. 3. (a) Except as provided in subsection (i), (j), (l),
41 or (m), in addition to any sentence imposed under this article for a
42 felony or misdemeanor, the court may, as a condition of probation or



1 without placing the person on probation, order the person to make
 2 restitution to the victim of the crime, the victim's estate, or the family
 3 of a victim who is deceased. The court shall base its restitution order
 4 upon a consideration of:

5 (1) property damages of the victim incurred as a result of the
 6 crime, based on the actual cost of repair (or replacement if repair
 7 is inappropriate);

8 (2) medical and hospital costs incurred by the victim (before the
 9 date of sentencing) as a result of the crime;

10 (3) the cost of medical laboratory tests to determine if the crime
 11 has caused the victim to contract a disease or other medical
 12 condition;

13 (4) earnings lost by the victim (before the date of sentencing) as
 14 a result of the crime including earnings lost while the victim was
 15 hospitalized or participating in the investigation or trial of the
 16 crime; and

17 (5) funeral, burial, or cremation costs incurred by the family or
 18 estate of a homicide victim as a result of the crime.

19 (b) A restitution order under subsection (a), (i), (j), (l), or (m) is a
 20 judgment lien that:

21 (1) attaches to the property of the person subject to the order;

22 (2) may be perfected;

23 (3) may be enforced to satisfy any payment that is delinquent
 24 under the restitution order by the person in whose favor the order
 25 is issued or the person's assignee; and

26 (4) expires;

27 in the same manner as a judgment lien created in a civil proceeding.

28 (c) When a restitution order is issued under subsection (a), the
 29 issuing court may order the person to pay the restitution, or part of the
 30 restitution, directly to:

31 (1) the victim services division of the Indiana criminal justice
 32 institute in an amount not exceeding:

33 (A) the amount of the award, if any, paid to the victim under
 34 IC 5-2-6.1; and

35 (B) the cost of the reimbursements, if any, for emergency
 36 services provided to the victim under IC 16-10-1.5 (before its
 37 repeal) or IC 16-21-8; or

38 (2) a probation department that shall forward restitution or part of
 39 restitution to:

40 (A) a victim of a crime;

41 (B) a victim's estate; or

42 (C) the family of a victim who is deceased.



1 The victim services division of the Indiana criminal justice institute
 2 shall deposit the restitution it receives under this subsection in the
 3 violent crime victims compensation fund established by IC 5-2-6.1-40.

4 (d) When a restitution order is issued under subsection (a), (i), (j),
 5 (l), or (m), the issuing court shall send a certified copy of the order to
 6 the clerk of the circuit court in the county where the felony or
 7 misdemeanor charge was filed. The restitution order must include the
 8 following information:

9 (1) The name and address of the person that is to receive the
 10 restitution.

11 (2) The amount of restitution the person is to receive.

12 Upon receiving the order, the clerk shall enter and index the order in
 13 the circuit court judgment docket in the manner prescribed by
 14 IC 33-32-3-2. The clerk shall also notify the department of insurance
 15 of an order of restitution under subsection (i).

16 (e) An order of restitution under subsection (a), (i), (j), (l), or (m)
 17 does not bar a civil action for:

18 (1) damages that the court did not require the person to pay to the
 19 victim under the restitution order but arise from an injury or
 20 property damage that is the basis of restitution ordered by the
 21 court; and

22 (2) other damages suffered by the victim.

23 (f) Regardless of whether restitution is required under subsection (a)
 24 as a condition of probation or other sentence, the restitution order is not
 25 discharged by the completion of any probationary period or other
 26 sentence imposed for a felony or misdemeanor.

27 (g) A restitution order under subsection (a), (i), (j), (l), or (m) is not
 28 discharged by the liquidation of a person's estate by a receiver under
 29 IC 32-30-5 (or IC 34-48-1, IC 34-48-4, IC 34-48-5, IC 34-48-6,
 30 IC 34-1-12, or IC 34-2-7 before their repeal).

31 (h) The attorney general may pursue restitution ordered by the court
 32 under subsections (a) and (c) on behalf of the victim services division
 33 of the Indiana criminal justice institute. ~~established under IC 5-2-6-8.~~

34 (i) The court may order the person convicted of an offense under
 35 IC 35-43-9 to make restitution to the victim of the crime. The court
 36 shall base its restitution order upon a consideration of the amount of
 37 money that the convicted person converted, misappropriated, or
 38 received, or for which the convicted person conspired. The restitution
 39 order issued for a violation of IC 35-43-9 must comply with
 40 subsections (b), (d), (e), and (g), and is not discharged by the
 41 completion of any probationary period or other sentence imposed for
 42 a violation of IC 35-43-9.



1 (j) The court may order the person convicted of an offense under
2 IC 35-43-5-3.5 to make restitution to the victim of the crime, the
3 victim's estate, or the family of a victim who is deceased. The court
4 shall base its restitution order upon a consideration of the amount of
5 fraud or harm caused by the convicted person and any reasonable
6 expenses (including lost wages) incurred by the victim in correcting the
7 victim's credit report and addressing any other issues caused by the
8 commission of the offense under IC 35-43-5-3.5. If, after a person is
9 sentenced for an offense under IC 35-43-5-3.5, a victim, a victim's
10 estate, or the family of a victim discovers or incurs additional expenses
11 that result from the convicted person's commission of the offense under
12 IC 35-43-5-3.5, the court may issue one (1) or more restitution orders
13 to require the convicted person to make restitution, even if the court
14 issued a restitution order at the time of sentencing. For purposes of
15 entering a restitution order after sentencing, a court has continuing
16 jurisdiction over a person convicted of an offense under IC 35-43-5-3.5
17 for five (5) years after the date of sentencing. Each restitution order
18 issued for a violation of IC 35-43-5-3.5 must comply with subsections
19 (b), (d), (e), and (g), and is not discharged by the completion of any
20 probationary period or other sentence imposed for an offense under
21 IC 35-43-5-3.5.

22 (k) The court shall order a person convicted of an offense under
23 IC 35-42-3.5 to make restitution to the victim of the crime in an amount
24 equal to the greater of the following:

25 (1) The gross income or value to the person of the victim's labor
26 or services.

27 (2) The value of the victim's labor as guaranteed under the
28 minimum wage and overtime provisions of:

29 (A) the federal Fair Labor Standards Act of 1938, as amended
30 (29 U.S.C. 201-209); or

31 (B) IC 22-2-2 (Minimum Wage);
32 whichever is greater.

33 (l) The court shall order a person who:

34 (1) is convicted of dealing in methamphetamine under
35 IC 35-48-4-1.1 or manufacturing methamphetamine under
36 IC 35-48-4-1.2; and

37 (2) manufactured the methamphetamine on property owned by
38 another person, without the consent of the property owner;

39 to pay liquidated damages to the property owner in the amount of ten
40 thousand dollars (\$10,000) or to pay actual damages to the property
41 owner, including lost rent and the costs of decontamination by a
42 qualified inspector certified under IC 16-19-3.1.



1 (m) The court shall order a person who:
2 (1) is convicted of dealing in marijuana under
3 IC 35-48-4-10(a)(1)(A); and
4 (2) manufactured the marijuana on property owned by another
5 person, without the consent of the property owner;
6 to pay liquidated damages to the property owner in the amount of two
7 thousand dollars (\$2,000).

8 **SECTION 18. An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1194, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 12, delete lines 19 through 42, begin a new paragraph and insert:

"(d) The trustees must approve any of the following official actions unless the trustees authorize the institute to act with respect to specific decisions by a resolution:

- (1) The approval or denial of an application for grant funding from the institute.**
- (2) The approval or denial of an appeal of an order issued by the office of administrative law proceedings for a victims compensation application.**
- (3) The approval or denial of an individual's application for compensation from the exoneration fund."**

Page 13, delete lines 1 through 11.

Page 14, delete lines 30 through 42.

Delete pages 15 through 25.

Page 26, delete lines 1 through 16.

Page 26, line 23, delete "subcommittee" and insert "**division**".

Page 26, line 28, delete "subcommittee." and insert "**division.**".

Page 26, line 34, delete "subcommittee" and insert "**division**".

Page 26, line 39, delete "subcommittee." and insert "**division.**".

Page 27, line 8, delete "subcommittee" and insert "**division**".

Page 27, line 13, delete "subcommittee." and insert "**division.**".

Page 27, line 18, delete "subcommittee" and insert "**division**".

Page 27, line 23, delete "subcommittee." and insert "**division.**".

Page 27, line 25, delete "subcommittee" and insert "**division**".

Page 27, line 33, reset in roman "division" and delete "subcommittee".

Page 27, line 34, reset in roman "division".

Page 27, line 35, delete "subcommittee".

Page 27, delete lines 41 through 42.

Delete pages 28 through 32.

Page 33, delete lines 1 through 36.

Page 35, delete lines 41 through 42.

Page 36, delete lines 1 through 24.

Page 36, reset in roman line 29.

Page 36, line 30, reset in roman "criminal justice institute".



Page 36, line 30, after "institute" insert ".".
 Page 36, line 31, reset in roman "(2)" and delete "(1)".
 Page 36, line 33, reset in roman "(3)" and delete "(2)".
 Page 36, line 35, reset in roman "(4)" and delete "(3)".
 Page 36, line 38, reset in roman "(5)" and delete "(4)".
 Page 36, line 41, reset in roman "(6)" and delete "(5)".
 Page 37, line 1, reset in roman "(7)" and delete "(6)".
 Page 37, line 4, reset in roman "(8)" and delete "(7)".
 Page 37, delete lines 11 through 13.
 Page 37, line 38, delete "subcommittee." and insert "**division.**".
 Page 37, line 42, delete "subcommittee" and insert "**division**".
 Page 38, delete lines 4 through 42.
 Delete page 39.
 Page 40, delete lines 1 through 17.
 Page 40, delete lines 41 through 42.
 Page 41, delete lines 1 through 4.
 Page 41, line 40, reset in roman "division" and delete "subcommittee".
 Page 42, line 10, reset in roman "division" and delete "subcommittee".
 Page 42, line 42, reset in roman "division".
 Page 43, line 1, delete "subcommittee".
 Page 43, line 1, after "institute" insert ".".
 Page 43, line 1, strike "established".
 Page 43, strike line 2.
 Renumber all SECTIONS consecutively.
 and when so amended that said bill do pass.

(Reference is to HB 1194 as introduced.)

BARTELS

Committee Vote: yeas 12, nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1194, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Replace the effective dates in SECTIONS 15 through 16 with

EH 1194—LS 6808/DI 151



"[EFFECTIVE UPON PASSAGE]".

Page 19, line 11, after "5.5." insert "(a)".

Page 19, delete lines 20 through 21, begin a new paragraph and insert:

"(b) Advances from the fund may be awarded before July 1, 2025, for purposes of the programs described in section 1(1) and 1(2) of this chapter. An advance may not be awarded under this subsection after June 30, 2025. This subsection expires July 1, 2025."

Page 19, line 24, after "4.5." insert "(a)".

Page 19, line 29, delete "Advances from the", begin a new paragraph and insert:

"(b) Advances from the fund may be awarded before July 1, 2025, for purposes of the juvenile behavioral health competitive grant pilot program. An advance may not be awarded under this subsection after June 30, 2025. This subsection expires July 1, 2025."

Page 19, delete lines 30 through 31.

Page 23, after line 1, begin a new paragraph and insert:

"SECTION 18. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1194 as printed January 22, 2024.)

THOMPSON

Committee Vote: yeas 21, nays 0.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred House Bill No. 1194, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS and be reassigned to the Senate Committee on Appropriations.

(Reference is to HB 1194 as printed January 30, 2024.)

FREEMAN, Chairperson

Committee Vote: Yeas 8, Nays 0

EH 1194—LS 6808/DI 151



COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Engrossed House Bill No. 1194, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 11, line 12, reset in roman "(which must be administered as public funds)".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to EHB 1194 as printed February 21, 2024.)

MISHLER, Chairperson

Committee Vote: Yeas 13, Nays 0.

