

HOUSE BILL No. 1279

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-10-12-2.

Synopsis: Release of offender to county of residence. Requires the department of correction to transport a released offender to the county of residence at the time of the conviction unless certain criteria are met.

Effective: July 1, 2022.

Moed

January 10, 2022, read first time and referred to Committee on Courts and Criminal Code.



Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

HOUSE BILL No. 1279

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

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

1 SECTION 1. IC 11-10-12-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) When a
3 committed criminal offender is released on parole or probation or is
4 discharged, the department, at the discretion of the department **and**
5 **subject to subsection (b)**, shall:
6 (1) either:
7 (A) procure transportation for **him the released offender** to
8 **his the released offender's** designated place of residence;
9 (B) procure public transportation for the released offender to
10 the Indiana city or town that is nearest to the released
11 offender's designated place of residence; or
12 (C) upon request of the offender, provide transportation for the
13 released offender to any other place in Indiana as the
14 commissioner may designate; and
15 (2) provide **him the released offender** with an amount of money
16 to be determined by the department in accordance with
17 procedures approved by the budget agency to enable **him the**



1 **released offender** to meet ~~his~~ **the released offender's** immediate
2 needs.

3 Except as provided in subdivision (2), a criminal offender is not
4 entitled to receive a payment in lieu of transportation under this
5 subsection.

6 **(b) The department may not provide or procure transportation**
7 **to a county other than the released offender's county of residence**
8 **at the time of the conviction, unless the department has the**
9 **permission of:**

10 **(1) the community corrections advisory board; or**

11 **(2) a court exercising criminal jurisdiction;**

12 **in the other county.**

13 ~~(b)~~ **(c)** The department shall establish standards for use in
14 determining the amount of money to be paid under subsection (a)(2) to
15 a ~~criminal~~ **an** offender upon release on parole or probation or upon
16 discharge. These standards:

17 (1) must be consistently applied to each ~~criminal~~ offender upon
18 release or discharge;

19 (2) must take into account amounts earned by ~~criminal~~ offenders
20 through work release programs before release or discharge; and

21 (3) may allow for no payment to ~~criminal~~ offenders who are
22 determined by the department to have accumulated a sufficient
23 amount of money to meet the ~~criminal~~ offender's immediate needs
24 upon release or discharge.

