



January 31, 2023

HOUSE BILL No. 1312

DIGEST OF HB 1312 (Updated January 30, 2023 12:44 pm - DI 116)

Citations Affected: IC 5-2; noncode.

Synopsis: Public safety funding for state border communities. Establishes the Indiana border safety grant program (program) and the Indiana border safety grant fund (fund). Provides that the program and fund are administered by the Indiana criminal justice institute (institute). Defines a "qualified law enforcement agency". Provides that a qualified law enforcement agency may apply to the institute for a grant for certain law enforcement equipment. Makes an appropriation.

Effective: July 1, 2023.

Slager, Andrade, Jackson, Judy

January 17, 2023, read first time and referred to Committee on Veterans Affairs and Public Safety.

January 31, 2023, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

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January 31, 2023

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1312

A BILL FOR AN ACT to amend the Indiana Code concerning public safety and to make an appropriation.

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

1 SECTION 1. IC 5-2-25 IS ADDED TO THE INDIANA CODE AS
2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2023]:
4 **Chapter 25. Indiana Border Safety Grant Program and Fund**
5 **Sec. 1. As used in this chapter, "fund" refers to the Indiana**
6 **border safety grant fund established by section 5 of this chapter.**
7 **Sec. 2. As used in this chapter, "institute" refers to the Indiana**
8 **criminal justice institute established by IC 5-2-6-3.**
9 **Sec. 3. As used in this chapter, "program" refers to the Indiana**
10 **border safety grant program established by section 6 of this**
11 **chapter.**
12 **Sec. 4. As used in this chapter, "qualified law enforcement**
13 **agency" means a law enforcement agency (as defined in**
14 **IC 35-47-15-2):**
15 **(1) that is located in Indiana; and**
16 **(2) for which the number of arrests of individuals who reside**
17 **outside of Indiana made by the law enforcement agency**

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1 during the immediately preceding year is equal to or greater
2 than two hundred percent (200%) of:

3 (A) the mean number of arrests of individuals who reside
4 outside Indiana made by the law enforcement agency for
5 either:

6 (i) misdemeanors; or

7 (ii) felonies;

8 for the immediately preceding ten (10) years that exceed
9 the number of arrests made by the law enforcement agency
10 for misdemeanors or felonies (as applicable) for the tenth
11 year preceding the immediately preceding year;

12 (B) the number of arrests of individuals who reside outside
13 Indiana made by the law enforcement agency for either:

14 (i) misdemeanors; or

15 (ii) felonies;

16 during the year preceding the immediately preceding year;
17 or

18 (C) the number of arrests of individuals who reside outside
19 Indiana made by the law enforcement agency for either:

20 (i) misdemeanors; or

21 (ii) felonies;

22 during the tenth year preceding the immediately preceding
23 year.

24 **Sec. 5. (a) The Indiana border safety grant fund is established**
25 **for the purpose of providing grants under section 6 of this chapter.**
26 **The fund shall be administered by the institute.**

27 **(b) The fund consists of the following:**

28 **(1) Appropriations from the general assembly.**

29 **(2) Donations to the fund from public or private sources.**

30 **(3) Interest and dividends on assets of the fund.**

31 **(4) Money transferred to the fund from other funds.**

32 **(c) The treasurer of state shall invest the money in the fund not**
33 **currently needed to meet the obligations of the fund in the same**
34 **manner as other public funds may be invested. Interest that**
35 **accrues from these investments shall be deposited in the fund.**

36 **(d) Money in the fund at the end of a state fiscal year does not**
37 **revert to the state general fund.**

38 **Sec. 6. (a) The Indiana border safety grant program is**
39 **established. The institute shall administer the program. The**
40 **institute may award grants under this chapter to qualified law**
41 **enforcement agencies for the purchase of:**

42 **(1) license plate reader (LPR) equipment;**



- 1 (2) cross border agency communication patches;
- 2 (3) spike strips or stop strips;
- 3 (4) vehicle mounted GPS launchers for use in fresh pursuit of
- 4 another vehicle;
- 5 (5) video surveillance equipment; or
- 6 (6) other equipment which has proven effective in its
- 7 application by other law enforcement agencies that is
- 8 approved by the institute.

9 (b) In order to obtain a grant under this chapter, a qualified law
 10 enforcement agency must apply for a grant from the institute in a
 11 manner prescribed by the institute. The institute shall evaluate the
 12 request and may award a grant if the qualified law enforcement
 13 agency demonstrates a need for the grant. The institute may
 14 prioritize grants to qualified law enforcement agencies where the
 15 grants will be most effectively utilized or based on the balance of
 16 the fund available for grants.

17 SECTION 2. [EFFECTIVE JULY 1, 2023] (a) There is
 18 appropriated to the Indiana border safety grant fund established
 19 by IC 5-2-25-5, as added by this act:

20 (1) for the state fiscal year beginning after June 30, 2023, and
 21 ending before July 1, 2024, five million dollars (\$5,000,000);
 22 and

23 (2) for the state fiscal year beginning after June 30, 2024, and
 24 ending before July 1, 2025, five million dollars (\$5,000,000);
 25 from the state general fund for use by the Indiana criminal justice
 26 institute in carrying out the purpose of the Indiana border safety
 27 grant fund.

28 (b) This SECTION expires July 1, 2025.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1312, 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 1, delete lines 12 through 17, begin a new paragraph and insert:

"Sec. 4. As used in this chapter, "qualified law enforcement agency" means a law enforcement agency (as defined in IC 35-47-15-2):

- (1) that is located in Indiana; and**
- (2) for which the number of arrests of individuals who reside outside of Indiana made by the law enforcement agency during the immediately preceding year is equal to or greater than two hundred percent (200%) of:**

(A) the mean number of arrests of individuals who reside outside Indiana made by the law enforcement agency for either:

- (i) misdemeanors; or**
- (ii) felonies;**

for the immediately preceding ten (10) years that exceed the number of arrests made by the law enforcement agency for misdemeanors or felonies (as applicable) for the tenth year preceding the immediately preceding year;

(B) the number of arrests of individuals who reside outside Indiana made by the law enforcement agency for either:

- (i) misdemeanors; or**
- (ii) felonies;**

during the year preceding the immediately preceding year;

or

(C) the number of arrests of individuals who reside outside Indiana made by the law enforcement agency for either:

- (i) misdemeanors; or**
- (ii) felonies;**

during the tenth year preceding the immediately preceding year."

Page 2, delete lines 1 through 6.

Page 2, delete line 28, begin a new line block indented and insert:

"(4) vehicle mounted GPS launchers for use in fresh pursuit of another vehicle;"

Page 2, delete line 30, begin a new line block indented and insert:

"(6) other equipment which has proven effective in its



application by other law enforcement agencies that is approved by the institute."

and when so amended that said bill do pass.

(Reference is to HB 1312 as introduced.)

FRYE R

Committee Vote: yeas 12, nays 0.

