



March 26, 2021

ENGROSSED HOUSE BILL No. 1372

DIGEST OF HB 1372 (Updated March 25, 2021 10:53 am - DI 87)

Citations Affected: IC 12-26.

Synopsis: Emergency transport. Provides that the county sheriff may receive reimbursement from a nonincarcerated person's health coverage for providing nonemergency transport of the person to a facility for a mental health detention.

Effective: July 1, 2021.

Barrett, Pressel, Bartels, Frye R

(SENATE SPONSOR — RAATZ)

January 14, 2021, read first time and referred to Committee on Veterans Affairs and Public Safety.

February 8, 2021, amended, reported — Do Pass.

February 11, 2021, read second time, ordered engrossed. Engrossed.

February 15, 2021, read third time, passed. Yeas 92, nays 0.

SENATE ACTION

March 11, 2021, read first time and referred to Committee on Local Government.

March 25, 2021, amended, reported favorably — Do Pass.

EH 1372—LS 7294/DI 77



March 26, 2021

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.

ENGROSSED HOUSE BILL No. 1372

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

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

1 SECTION 1. IC 12-26-5-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 2. (a) If a judicial
3 officer authorized to issue a warrant for arrest in the county in which
4 the individual is present endorses an application made under section 1
5 of this chapter, the application authorizes a police officer to take the
6 individual into custody and transport the individual to a facility.
7 (b) **Except as provided in subsection (c)**, the expense of
8 transportation under this section shall be paid by the county in which
9 the individual is present.
10 (c) **This subsection applies only to the nonemergency transport**
11 **to a facility by the county sheriff or deputy sheriff of an individual**
12 **who:**
13 (1) **is not in lawful detention (as defined in IC 36-2-13-18);**
14 (2) **has had an application for the individual's detention under**
15 **section 1 of this chapter endorsed by a judicial officer; and**
16 (3) **is transported more than thirty (30) miles.**
17 **The county sheriff may be reimbursed from the individual's health**

EH 1372—LS 7294/DI 77



1 care coverage, including health coverage offered or administered
2 by the state.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1372, 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 10 through 17, begin a new paragraph and insert:

"(c) The political subdivision employing a police officer who transports an individual under subsection (a) may bill the individual or the individual's responsible party for the transportation provided in subsection (a). Any funds collected from billing under this section must be deposited in the general fund of the political subdivision."

Delete page 2.

and when so amended that said bill do pass.

(Reference is to HB 1372 as introduced.)

FRYE R

Committee Vote: yeas 11, nays 0.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred House Bill No. 1372, 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 1, line 10, delete "The political subdivision employing a police officer who" and insert: **"This subsection applies only to the nonemergency transport to a facility by the county sheriff or deputy sheriff of an individual who:**

- (1) is not in lawful detention (as defined in IC 36-2-13-18);**
- (2) has had an application for the individual's detention under section 1 of this chapter endorsed by a judicial officer; and**
- (3) is transported more than thirty (30) miles.**

The county sheriff may be reimbursed from the individual's health care coverage, including health coverage offered or administered by the state."

Page 1, delete lines 11 through 15.

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and when so amended that said bill do pass.

(Reference is to HB 1372 as printed February 8, 2021.)

BUCK, Chairperson

Committee Vote: Yeas 10, Nays 0.

