



February 19, 2019

HOUSE BILL No. 1552

DIGEST OF HB 1552 (Updated February 19, 2019 12:03 pm - DI 133)

Citations Affected: IC 5-2.

Synopsis: Reserve police officer continuing education. Allows a county, city, or town law enforcement agency to provide continuing education to appointed police reserve officers.

Effective: July 1, 2019.

Mayfield, Bartels, Mahan, Macer

January 17, 2019, read first time and referred to Committee on Veterans Affairs and Public Safety.
February 19, 2019, reported — Do Pass.

HB 1552—LS 6704/DI 87



February 19, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1552

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 5-2-8-1, AS AMENDED BY P.L.217-2017,
2 SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 1. (a) The following definitions apply in this
4 section:
5 (1) "Abuse" means:
6 (A) conduct that causes bodily injury (as defined in
7 IC 35-31.5-2-29) or damage to property; or
8 (B) a threat of conduct that would cause bodily injury (as
9 defined in IC 35-31.5-2-29) or damage to property.
10 (2) "County law enforcement agency" includes:
11 (A) postsecondary educational institution police officers
12 appointed under IC 21-17-5 or IC 21-39-4; and
13 (B) school corporation police officers appointed under
14 IC 20-26-16.
15 (b) There is established in each county a county law enforcement
16 continuing education program. The program is funded by amounts
17 appropriated under IC 33-37-8-4 or IC 33-37-8-6.

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1 (c) A county law enforcement agency receiving amounts based upon
2 claims for law enforcement continuing education funds under
3 IC 33-37-8-4 or IC 33-37-8-6 shall deposit each fee collected into the
4 county law enforcement continuing education fund.

5 (d) Distribution of money in the county law enforcement continuing
6 education fund shall be made to a county law enforcement agency
7 without the necessity of first obtaining an appropriation from the
8 county fiscal body.

9 (e) Money in excess of one hundred dollars (\$100) that is
10 unencumbered and remains in a county law enforcement continuing
11 education fund for at least one (1) entire calendar year from the date of
12 its deposit shall, at the end of a county's fiscal year, be deposited by the
13 county auditor in the law enforcement academy fund established under
14 IC 5-2-1-13.

15 (f) To make a claim under IC 33-37-8-6, a law enforcement agency
16 shall submit to the fiscal body a verified statement of cause numbers
17 for fees collected that are attributable to the law enforcement efforts of
18 that agency.

19 (g) A law enforcement agency shall submit a claim for fees under
20 this section in the same county fiscal year in which the fees are
21 collected under IC 33-37-4.

22 (h) A county law enforcement agency program shall provide to each
23 law enforcement officer employed by the county and may provide to
24 each law enforcement officer employed by a city or town law
25 enforcement agency within the county continuing education concerning
26 the following:

27 (1) Duties of a law enforcement officer in enforcing restraining
28 orders, protective orders, temporary injunctions, and permanent
29 injunctions involving abuse.

30 (2) Guidelines for making felony and misdemeanor arrests in
31 cases involving abuse.

32 (3) Techniques for handling incidents of abuse that:

33 (A) minimize the likelihood of injury to the law enforcement
34 officer; and

35 (B) promote the safety of a victim.

36 (4) Information about the nature and extent of abuse.

37 (5) Information about the legal rights of and remedies available
38 to victims of abuse, including the U nonimmigrant visa created
39 under the federal Victims of Trafficking and Violence Protection
40 Act of 2000 (P.L. 106-386).

41 (6) How to document and collect evidence in an abuse case.

42 (7) The legal consequences of abuse.



- 1 (8) The impact on children of law enforcement intervention in
 2 abuse cases.
 3 (9) Services and facilities available to victims of abuse and
 4 abusers.
 5 (10) Verification of restraining orders, protective orders,
 6 temporary injunctions, and permanent injunctions.
 7 (11) Policies concerning arrest or release of suspects in abuse
 8 cases.
 9 (12) Emergency assistance to victims of abuse and criminal
 10 justice options for victims of abuse.
 11 (13) Landlord-tenant concerns in abuse cases.
 12 (14) The taking of an abused child into protective custody.
 13 (15) Assessment of a situation in which a child may be seriously
 14 endangered if the child is left in the child's home.
 15 (16) Assessment of a situation involving an endangered adult (as
 16 defined in IC 12-10-3-2).
 17 (17) Response to a sudden, unexpected infant death.
 18 (18) Performing cardiopulmonary resuscitation and the Heimlich
 19 maneuver.
 20 (19) Cultural diversity awareness that includes an understanding
 21 of cultural issues related to race, religion, gender, age, domestic
 22 violence, national origin, and physical and mental disabilities.
- 23 **(i) A county law enforcement agency may provide continuing**
 24 **education under subsection (h) to each police reserve officer**
 25 **(described in IC 36-8-3-20) appointed by the county law**
 26 **enforcement agency.**
- 27 ~~(i)~~ **(j)** A county law enforcement agency may enter into an
 28 agreement with other law enforcement agencies to provide the
 29 continuing education required by this section and section 2(f) of this
 30 chapter.
- 31 SECTION 2. IC 5-2-8-2, AS AMENDED BY P.L.257-2017,
 32 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2019]: Sec. 2. (a) The following definitions apply in this
 34 section:
- 35 (1) "Abuse" has the meaning set forth in section 1(a) of this
 36 chapter.
 37 (2) "City or town law enforcement agency" includes:
 38 (A) postsecondary educational institution police officers
 39 appointed under IC 21-17-5 or IC 21-39-4; and
 40 (B) school corporation police officers appointed under
 41 IC 20-26-16.
 42 (b) There is established in each city and in each town with a city or



1 town court a local law enforcement continuing education program. The
2 program is funded by amounts appropriated under IC 33-37-8-4 and
3 fees collected under IC 9-17-2-12(e), IC 9-26-9-3, and IC 35-47-2-3.

4 (c) A city or town law enforcement agency receiving amounts based
5 upon claims for law enforcement continuing education funds under
6 IC 33-37-8-4 or IC 33-37-8-6 shall deposit each fee collected into the
7 local law enforcement continuing education fund.

8 (d) Distribution of money in a local law enforcement continuing
9 education fund shall be made to a city or town law enforcement agency
10 without the necessity of first obtaining an appropriation from the fiscal
11 body of the city or town.

12 (e) To make a claim under IC 33-37-8-4, a law enforcement agency
13 shall submit to the fiscal body a verified statement of cause numbers
14 for fees collected that are attributable to the law enforcement efforts of
15 that agency.

16 (f) A city or town law enforcement agency shall provide to each law
17 enforcement officer employed by the city or town law enforcement
18 agency continuing education concerning the following:

19 (1) Duties of a law enforcement officer in enforcing restraining
20 orders, protective orders, temporary injunctions, and permanent
21 injunctions involving abuse.

22 (2) Guidelines for making felony and misdemeanor arrests in
23 cases involving abuse.

24 (3) Techniques for handling incidents of abuse that:

25 (A) minimize the likelihood of injury to the law enforcement
26 officer; and

27 (B) promote the safety of a victim.

28 (4) Information about the nature and extent of abuse.

29 (5) Information about the legal rights of and remedies available
30 to victims of abuse.

31 (6) How to document and collect evidence in an abuse case.

32 (7) The legal consequences of abuse.

33 (8) The impact on children of law enforcement intervention in
34 abuse cases.

35 (9) Services and facilities available to victims of abuse and
36 abusers.

37 (10) Verification of restraining orders, protective orders,
38 temporary injunctions, and permanent injunctions.

39 (11) Policies concerning arrest or release of suspects in abuse
40 cases.

41 (12) Emergency assistance to victims of abuse and criminal
42 justice options for victims of abuse.



- 1 (13) Landlord-tenant concerns in abuse cases.
- 2 (14) The taking of an abused child into protective custody.
- 3 (15) Assessment of a situation in which the child may be seriously
- 4 endangered if the child is left in the child's home.
- 5 (16) Assessment of a situation involving an endangered adult (as
- 6 defined in IC 12-10-3-2).
- 7 (17) Response to a sudden, unexpected infant death.
- 8 (18) Performing cardiopulmonary resuscitation and the Heimlich
- 9 maneuver.
- 10 **(g) A city or town law enforcement agency may provide**
- 11 **continuing education under subsection (f) to each police reserve**
- 12 **officer (described in IC 36-8-3-20) appointed by the city or town**
- 13 **law enforcement agency.**
- 14 ~~(g)~~ **(h)** A city or town law enforcement agency may enter into an
- 15 agreement with other county, city, or town law enforcement agencies
- 16 to provide the continuing education required by this section and section
- 17 1(h) of this chapter.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1552, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1552 as introduced.)

FRYE R

Committee Vote: Yeas 13, Nays 0

