

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.

SENATE ENROLLED ACT No. 7

AN ACT to amend the Indiana Code concerning public safety.

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

SECTION 1. IC 5-2-6-26 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2022]: **Sec. 26. (a) The following definitions apply throughout this section:**

- (1) "Department" means the Indianapolis Marion County metropolitan police department.**
- (2) "Institute" means the Indiana criminal justice institute.**
- (3) "Pilot project" means the Marion County violent crime reduction pilot project established by subsection (b).**
- (4) "Violent crime rate" means the violent crime rate as:**
 - (A) reported by the most recent edition of the Uniform Crime Reporting System of the Federal Bureau of Investigation; or**
 - (B) reported by the criminal justice data division of the state police using the same methodology as the Uniform Crime Reporting System of the Federal Bureau of Investigation, if the report under this clause is more recent than the report under clause (A).**
- (5) "Violent crime reduction district" means a defined geographical area within Marion County consisting of one (1) or more contiguous census tracts in which the violent crime rate is at least thirty-five percent (35%) higher than the**

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violent crime rate in the county as a whole.

(b) The Marion County violent crime reduction pilot project may be established by the institute. The purpose of the pilot project is to establish a grant program to provide funding to law enforcement in Marion County to permit additional law enforcement services within specified violent crime reduction districts, with the overall goal of reducing violent crime.

(c) The institute may accept an application for a grant to provide additional funding to the department or another law enforcement agency operating within Marion County, to permit additional law enforcement services within one (1) or more violent crime reduction districts. The department or another law enforcement agency applying for a grant under this section must include the following information:

(1) A description of each violent crime reduction district for which a grant is sought, including the boundaries of each violent crime reduction district.

(2) Data showing the violent crime rate in each census tract comprising the violent crime reduction district.

(3) A narrative description of the:

(A) type of criminal activity occurring in each violent crime reduction district; and

(B) manner in which the grant will be used.

(4) Any other information required by the institute.

(d) If the institute approves a grant application, the institute may provide a grant from the Marion County violent crime reduction pilot project fund established by section 27 of this chapter. Grant funding may be used for overtime, violent crime reduction programs, and other expenses related to the purposes of the grant and incurred in providing additional law enforcement services in a violent crime reduction district, but it may not be used to replace other funding of law enforcement services.

(e) The total value of all grants awarded under this section may not exceed five hundred thousand dollars (\$500,000) per state fiscal year.

(f) The institute may seek additional funding sources, including federal grants, to fund the Marion County violent crime reduction pilot project fund established by section 27 of this chapter.

(g) The institute shall, before November 1, 2022, and before November 1 of each year thereafter, provide a report of its activities to the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.



(h) This section expires December 31, 2027.

SECTION 2. IC 5-2-6-27 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: **Sec. 27. (a) The Marion County violent crime reduction pilot project fund is established to carry out the purposes of the Marion County violent crime reduction pilot project described in section 26 of this chapter. Money in the fund may be used only to carry out the purposes of the fund.**

(b) The fund shall be administered by the Indiana criminal justice institute.

(c) The fund consists of:

- (1) appropriations from the general assembly;**
- (2) other appropriations;**
- (3) grants; and**
- (4) donations.**

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

(e) This section expires December 31, 2027.

SECTION 3. IC 10-13-2-5, AS AMENDED BY P.L.15-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: **Sec. 5. (a) The division, under the supervision and direction of the superintendent and in accordance with the rules adopted under this chapter, shall do the following:**

- (1) Collect data necessary for the accomplishment of the purposes of this chapter from all persons and agencies mentioned in section 6 of this chapter.**
- (2) Prepare and distribute to all the persons and agencies the forms to be used in reporting data to the division. The forms also must provide for items of information needed by federal bureaus, agencies, or departments engaged in the development of national criminal statistics.**
- (3) Prescribe the form and content of records to be kept by the persons and agencies to ensure the correct reporting of data to the division.**
- (4) Instruct the persons and agencies in the installation, maintenance, and use of records and equipment and in the manner of reporting to the division.**
- (5) Tabulate, analyze, and interpret the data collected.**
- (6) Supply data, upon request, to federal bureaus, agencies, or departments engaged in collecting and analyzing national**



criminal statistics.

(7) Present the following to the governor:

(A) Not later than June 1 and December 1 of each year, a report containing the criminal statistics of the preceding six (6) months.

(B) At other times the superintendent considers necessary or the governor requests, reports on public aspects of criminal statistics in a sufficiently general distribution for public enlightenment.

(8) Upon request of the Indiana criminal justice institute, transmit not later than June 1 and December 1 of each year, a report containing the criminal statistics of Marion County for the preceding six (6) months, to assist the Indiana criminal justice institute in implementing the Marion County violent crime reduction pilot project under IC 5-2-6-26. This subdivision expires December 31, 2027.

(b) All laws regulating privacy or restricting use of the data apply to any data collected.

(c) The division may accept data and reports from agencies other than those required to report under this chapter if the data and reports are consistent with the purposes of this chapter.

SECTION 4. IC 16-18-4-7, AS AMENDED BY P.L.99-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 7. (a) For purposes of this section, "property" includes the physical plant of a hospital, the surrounding grounds, and hospital satellite offices and facilities.

(b) A hospital police officer appointed under this chapter may exercise the powers granted under this chapter only upon any property owned, leased, or occupied by the hospital, **or pursuant to the terms of an interoperability agreement approved under IC 36-8-26-5.**

SECTION 5. IC 21-39-4-6, AS AMENDED BY P.L.30-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 6. (a) A police officer may exercise the powers granted under this chapter as follows:

(1) A police officer may exercise the officer's powers:

(A) upon real property owned or occupied by the state educational institution employing the police officer, including the streets passing through and adjacent to the state educational institution; **and**

(B) pursuant to the terms of an interoperability agreement approved under IC 36-8-26-5.

(2) This subdivision applies only to a police officer who meets the



minimum basic training and educational requirements adopted by the law enforcement training board under IC 5-2-1-9 as necessary for employment as a law enforcement officer. An institution may extend a police officer's territorial jurisdiction to the entire state, or to any part of the state, if:

(A) the board of trustees adopts a resolution specifically describing the territorial jurisdiction of a police officer appointed under this chapter; and

(B) the board of trustees notifies the:

(i) superintendent of the state police department; and

(ii) sheriff of the county in which the institution is primarily located (or the chief of police of the consolidated city, if the institution is primarily located in a consolidated city);

of the boundaries of the extended territorial jurisdiction.

The institution shall provide the persons described in clause (B)(i) and (B)(ii) with notice of the extended jurisdiction every two (2) years, by January 31 of the second year.

(b) If a police officer appointed under this section exercises the officer's police powers outside of the county in which the institution is primarily located, the officer shall notify the sheriff (or, in the case of a consolidated city, the chief of police) as soon as practicable.

SECTION 6. IC 36-8-26 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]:

Chapter 26. Marion County Crime Reduction Pilot Project

Sec. 1. The following definitions apply throughout this chapter:

(1) "Board" means the Marion County crime reduction board established by section 2 of this chapter.

(2) "Downtown district" means the area bounded by:

(A) on the south:

(i) Morris Street from the White River to Prospect Street; and

(ii) Prospect Street going east from Morris Street to Interstate I-65 north;

(B) on the west, the White River from Morris Street to 10th Street;

(C) on the east, Interstate I-65 north from Prospect Street to Interstate I-70 east; and

(D) on the north:

(i) Fall Creek from the White River to Indiana Avenue;

(ii) 10th Street from Indiana Avenue to Brooks Street;

(iii) Oscar Robertson Boulevard/11th Street from Brooks



Street to the northbound exit onto Interstate I-65 south from Martin Luther King Boulevard;

(iv) the northbound exit onto Interstate I-65 south from Martin Luther King Boulevard to Capitol Avenue; and

(v) Interstate I-65 south from Capitol Avenue to Interstate I-70 east.

(3) "Interoperability agreement" means an agreement between two (2) or more members of the board that increases the duties or responsibilities of a law enforcement agency supervised or operated by a member of the board.

Sec. 2. (a) The Marion County crime reduction board is established. The board consists of the following members or their designees:

(1) The police chief of the Indianapolis metropolitan police department.

(2) The executive director of the department of homeland security. The member appointed under this subdivision serves as a nonvoting member.

(3) The superintendent of the Indiana University police department.

(4) The superintendent of the state police department.

(5) A member of the capitol police section of the state police department appointed by the superintendent of the state police department. The member appointed under this subdivision serves as a nonvoting member.

(6) The sheriff of Marion County.

(7) A law enforcement officer of the United States Federal Protective Service assigned to Indianapolis, appointed by the chief judge of the United States District Court for the Southern District of Indiana. The member appointed under this subdivision serves as a nonvoting member.

(8) The security manager for the Indiana Convention Center and Lucas Oil Stadium. The member appointed under this subdivision serves as a nonvoting member.

(9) The vice president for safety and security for Pacers Sports and Entertainment. The member appointed under this subdivision serves as a nonvoting member.

(10) The executive director of the Indiana criminal justice institute. The member appointed under this subdivision serves as a nonvoting member.

(11) A railroad police officer, appointed by the commissioner of the Indiana department of transportation. The member



appointed under this subdivision serves as a nonvoting member.

(12) An Indiana excise police officer, appointed by the chairperson of the alcohol and tobacco commission.

(13) The security director (or equivalent) from each hospital:

(A) having a facility located:

(i) in the downtown district; or

(ii) on a street that forms the border of the downtown district, even if the facility is located on the side of the street outside the downtown district; and

(B) with a hospital police department.

(14) The director of the law enforcement division of the department of natural resources.

(15) The police chief of the Indianapolis Airport Authority police department.

(16) The security director of Downtown Indy, Inc., who serves as a nonvoting member.

(17) One (1) individual who resides within the downtown district, appointed by the mayor of Indianapolis. The individual appointed under this subdivision serves as a nonvoting member.

(b) The board shall be hosted by the Indianapolis metropolitan police department, which shall administratively support the board.

(c) The purpose of the board is to improve the safety and security of Indianapolis for its residents, workers, businesses, and visitors. The board shall propose, review, and approve interoperability agreements relating to the duties and responsibilities of law enforcement agencies as described in section 5 of this chapter.

(d) A majority of the voting members of the board constitutes a quorum to do business.

(e) A majority of the voting members is required to take any official action, including approval of an interoperability agreement.

(f) A member of the board is not entitled to:

(1) the minimum salary per diem provided by IC 4-10-11-2.1(b); or

(2) reimbursement for traveling and other expenses as provided under IC 4-13-1-4.

(g) The Indiana criminal justice institute shall seek federal grants and other funding to support the board in carrying out its purpose.



Sec. 3. (a) The police chief of the Indianapolis metropolitan police department or the police chief's designee shall serve as the chairperson.

(b) The superintendent of the state police department or the superintendent's designee shall serve as the vice chairperson.

(c) The chairperson shall organize the first meeting of the board, which must occur before November 1, 2022.

Sec. 4. (a) The chairperson is the presiding officer at the meetings of the board. The vice chairperson shall preside if the chairperson is unable to serve at a meeting of the board. The chairperson shall prepare, certify, and authenticate all proceedings, minutes, records, rules, and regulations of the board.

(b) The board has the general power to organize its work and to enforce and administer this chapter.

(c) After its initial meeting, the board meets at the call of the chairperson.

Sec. 5. The board may propose, review, and approve an interoperability agreement. However, the board may not approve an interoperability agreement if the board member who supervises or operates the law enforcement agency whose duties or responsibilities will be increased does not vote in favor of the interoperability agreement (or, in the case of a nonvoting member, does not affirmatively indicate the member's assent to the interoperability agreement). An interoperability agreement expires not later than December 31, 2027.

Sec. 6. Before November 1, 2023, and before November 1 of every year thereafter, the board shall send a report of its activities to the legislative council. The report must be in an electronic format under IC 5-14-6 and include the following information:

(1) A copy of every interoperability agreement entered into or renewed in the past year.

(2) A list of all:

(A) Part One crimes (based on the reporting methodology of the Federal Bureau of Investigation); and

(B) crimes of violence (as defined in IC 35-50-1-2(a)); committed in the downtown district within the previous five (5) years.

(3) The crime clearance rates for each crime described in subdivision (2).

(4) A list of every major event that took place in the downtown district within the previous year.

(5) The number of times a law enforcement agency made a



referral to, or requested assistance from, a social worker or mental health services provider (including a provider who specializes in addiction services).

(6) A completed crime perception survey for the previous year (based on the survey prepared by Downtown Indy, Inc.).

Sec. 7. This chapter expires December 31, 2027.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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