

SENATE BILL No. 12

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-4-2.

Synopsis: Residency requirements for police and firefighters. Allows a member of a city police or fire department to reside within a county located outside Indiana that is contiguous to the county in which the city is located.

Effective: July 1, 2017.

Zakas

January 3, 2017, read first time and referred to Committee on Local Government.



First Regular Session 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

SENATE BILL No. 12

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

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

- 1 SECTION 1. IC 36-8-4-2, AS AMENDED BY P.L.65-2008,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2017]: Sec. 2. (a) Members of the police and fire departments
4 must reside in ~~Indiana~~ within:
5 (1) the county in which the city is located; or
6 (2) a county that is:
7 (A) contiguous to the county in which the city is located; **and**
8 (B) **located inside or outside Indiana.**
9 (b) In a consolidated city, a member who was residing outside the
10 county on January 1, 1975, is exempt from subsection (a).
11 (c) A city with a population of less than seven thousand five
12 hundred (7,500) may adopt an ordinance that requires a member of the
13 city's police or fire department to comply with the following:
14 (1) Reside within the county in which the city is located.
15 (2) Have adequate means of transportation into the city.
16 (3) Maintain in the member's residence telephone service with the
17 city.



1 (d) This subsection applies to a city that:
2 (1) has a population of less than seven thousand five hundred
3 (7,500); and
4 (2) adopted an ordinance to establish the requirements described
5 in this subsection before September 1, 1984.
6 A city may require, in addition to the requirements of subsection (c),
7 that a member of the police or fire department reside within the city
8 until the member has served in the department for five (5) years.
9 (e) An ordinance adopted under subsection (c) or described in
10 subsection (d)(2) may not require a member of a city's police or fire
11 department to reside within the county in which the city is located if the
12 member resides outside the county on the date the ordinance is
13 adopted.

