



March 25, 2021

ENGROSSED

SENATE BILL No. 186

DIGEST OF SB 186 (Updated March 24, 2021 1:24 pm - DI 131)

Citations Affected: IC 5-4; IC 31-11; IC 31-14; IC 33-37; IC 33-39.

Synopsis: Prosecuting attorneys. Permits a prosecuting attorney to purchase a crime insurance policy instead of executing a surety bond. Allows a prosecuting attorney or deputy prosecuting attorney to solemnize a marriage. Permits the department of child services (DCS) or a prosecuting attorney to file a paternity action if the mother, the person with whom the child resides, the alleged father, or DCS has applied for services under Title IV-D of the federal Social Security Act. Requires a prosecuting attorney to investigate information received about the commission of a felony, a misdemeanor, acts of delinquency, or an infraction. Allows a prosecuting attorney to issue subpoenas or ask a court with jurisdiction to issue subpoenas, search warrants, or any other process necessary to support or aid an investigation. Broadens the types of expenses a county auditor pays for in connection with a criminal case. Allows a prosecuting attorney to appoint employees with the approval of the county council. Allows the prosecuting attorneys council of Indiana (council) to call two conferences each year and specifies who may attend the conferences. Requires the council to conduct training for prosecuting attorneys and their staffs. Renames the drug prosecution fund as the substance abuse prosecution fund. Makes other changes and conforming amendments.

Effective: July 1, 2021.

Koch, Freeman

(HOUSE SPONSOR — STEUERWALD)

January 5, 2021, read first time and referred to Committee on Corrections and Criminal Law.

February 18, 2021, amended, reported favorably — Do Pass.

February 22, 2021, read second time, ordered engrossed. Engrossed.

February 23, 2021, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

March 4, 2021, read first time and referred to Committee on Courts and Criminal Code.

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

ES 186—LS 6463/DI 136



March 25, 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 SENATE BILL No. 186

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

1 SECTION 1. IC 5-4-1-2 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2021]: Sec. 2. (a) The oath required by section
3 1 of this chapter, except in the case of a notary public or in those cases
4 specified in section 3 of this chapter, shall be endorsed on or attached
5 to the:
6 (1) commission;
7 (2) certificate if a certificate was issued under IC 3-10-7-34,
8 IC 3-12-4, or IC 3-12-5; or
9 (3) certificate of appointment pro tempore under IC 3-13-11-11;
10 signed by the person taking the oath, and certified to by the officer
11 before whom the oath was taken, who shall also deliver to the person
12 taking the oath a copy of the oath.
13 (b) A copy of the oath of office of a prosecuting attorney shall be
14 (+) recorded on the bond required by section 20 of this chapter; or
15 (±) attached to the commission of the prosecuting attorney.

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1 SECTION 2. IC 5-4-1-20 IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2021]: Sec. 20. (a) **This section does not apply**
 3 **if the person elected to the office of prosecuting attorney has**
 4 **purchased a crime insurance policy that is endorsed to cover the**
 5 **faithful performance of the duties of the prosecuting attorney. A**
 6 **crime insurance policy may also cover other employees of the**
 7 **prosecuting attorney, including an investigator. The cost of the**
 8 **crime insurance policy shall be paid by the county. For multiple**
 9 **county judicial circuits, the cost shall be paid by each county in the**
 10 **judicial circuit in the manner provided by IC 33-38-5-3. For the**
 11 **sole purpose of recovering public funds on behalf of a local**
 12 **government unit, the state is considered to be an additional named**
 13 **insured on all crime insurance policies and endorsements obtained**
 14 **under this subsection.**

15 (b) A person elected to the office of prosecuting attorney shall
 16 execute an individual surety bond for the faithful performance of the
 17 duties of the office. The amount of the bond must be at least eight
 18 thousand five hundred dollars (\$8,500).

19 ~~(b)~~ (c) A person elected to the office of prosecuting attorney may
 20 not take office until that person has filed a bond:

21 (1) in the office of the county recorder of the county in which the
 22 person resides; and

23 (2) within ten (10) days after the bond is issued.

24 ~~(c)~~ (d) The cost of a bond shall be paid by the county. For multiple
 25 county judicial circuits, the cost shall be paid by each county in the
 26 judicial circuit in the manner provided by IC 33-38-5-3.

27 ~~(d)~~ (e) A bond must be:

28 (1) executed by the person elected prosecuting attorney and one

29 (1) or more freehold sureties; and

30 (2) payable to the state as provided in section 10 of this chapter.

31 ~~(e)~~ (f) A bond is not void on first recovery, and suits may be brought
 32 on the bond until the penalty is exhausted.

33 ~~(f)~~ (g) If a bond has been legally certified, any of the following have
 34 the same effect in evidence as the bond:

35 (1) A copy of the bond.

36 (2) A record of the bond.

37 (3) A copy of a record of the bond.

38 ~~(g)~~ (h) The county recorder of the county in which the person
 39 elected prosecuting attorney resides shall record the bond in an official
 40 bond register.

41 SECTION 3. IC 31-11-6-1, AS AMENDED BY P.L.93-2017,
 42 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2021]: Sec. 1. (a) Marriages may be solemnized by any of the
2 following:

3 (1) A member of the clergy of a religious organization (even if the
4 cleric does not perform religious functions for an individual
5 congregation), such as a minister of the gospel, a priest, a bishop,
6 an archbishop, or a rabbi.

7 (2) A judge.

8 **(3) A prosecuting attorney or deputy prosecuting attorney.**

9 ~~(3)~~ **(4)** A mayor, within the mayor's county.

10 ~~(4)~~ **(5)** A clerk or a clerk-treasurer of a city or town, within a
11 county in which the city or town is located.

12 ~~(5)~~ **(6)** A clerk of the circuit court.

13 ~~(6)~~ **(7)** The governor.

14 ~~(7)~~ **(8)** The lieutenant governor.

15 ~~(8)~~ **(9)** A member of the general assembly.

16 ~~(9)~~ **(10)** The Friends Church, in accordance with the rules of the
17 Friends Church.

18 ~~(10)~~ **(11)** The German Baptists, in accordance with the rules of
19 their society.

20 ~~(11)~~ **(12)** The Bahai faith, in accordance with the rules of the
21 Bahai faith.

22 ~~(12)~~ **(13)** The Church of Jesus Christ of Latter Day Saints, in
23 accordance with the rules of the Church of Jesus Christ of Latter
24 Day Saints.

25 ~~(13)~~ **(14)** An imam of a masjid (mosque), in accordance with the
26 rules of the religion of Islam.

27 (b) The governor, the lieutenant governor, or a member of the
28 general assembly may not accept any money for solemnizing a
29 marriage.

30 SECTION 4. IC 31-14-4-3, AS AMENDED BY P.L.206-2015,
31 SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2021]: Sec. 3. The department or a prosecuting attorney
33 operating under an agreement or contract described in IC 31-25-4-13.1,
34 may file a paternity action if:

35 (1) the mother;

36 (2) the person with whom the child resides; **or**

37 (3) the department; **or**

38 **(4) the alleged father;**

39 has executed an assignment of support rights **or applied for services**
40 under Title IV-D of the federal Social Security Act (42 U.S.C. 651
41 through 669).

42 SECTION 5. IC 33-37-9-4, AS AMENDED BY P.L.161-2018,



1 SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2021]: Sec. 4. (a) The treasurer of state shall distribute
3 semiannually one million two hundred eighty-eight thousand dollars
4 (\$1,288,000) of the amounts transferred to the state fund under section
5 3 of this chapter as follows:

6 (1) Fourteen and ninety-eight hundredths percent (14.98%) shall
7 be deposited into the alcohol and drug countermeasures fund
8 established by IC 9-27-2-11.

9 (2) Eight and forty-two hundredths percent (8.42%) shall be
10 deposited into the drug interdiction fund established by
11 IC 10-11-7-1.

12 (3) Four and sixty-eight hundredths percent (4.68%) shall be
13 deposited into the ~~drug~~ **substance abuse** prosecution fund
14 established by IC 33-39-8-6.

15 (4) Five and sixty-two hundredths percent (5.62%) shall be
16 deposited into the corrections drug abuse fund established by
17 IC 11-8-2-11.

18 (5) Twenty-two and forty-seven hundredths percent (22.47%)
19 shall be deposited into the state drug free communities fund
20 established by IC 5-2-10-2.

21 (6) Seven and ninety-eight hundredths percent (7.98%) shall be
22 distributed to the Indiana department of transportation for use
23 under IC 8-23-2-15.

24 (7) Twenty and thirty-two hundredths percent (20.32%) shall be
25 deposited in the family violence and victim assistance fund
26 established by IC 5-2-6.8-3.

27 (8) Fifteen and fifty-three hundredths percent (15.53%) shall be
28 deposited in the Indiana safe schools fund established by
29 IC 5-2-10.1.

30 (b) The treasurer of state shall distribute semiannually the amount
31 remaining after the distributions are made under subsection (a) to the
32 court technology fund established by IC 33-24-6-12.

33 SECTION 6. IC 33-39-1-3 IS AMENDED TO READ AS
34 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 3. A person elected to
35 the office of prosecuting attorney, before entering upon the duties of
36 the office, shall execute a bond **or crime insurance policy** in the
37 manner prescribed by IC 5-4-1.

38 SECTION 7. IC 33-39-1-4, AS AMENDED BY P.L.84-2016,
39 SECTION 152, IS AMENDED TO READ AS FOLLOWS
40 [EFFECTIVE JULY 1, 2021]: Sec. 4. ~~(a) When a prosecuting attorney
41 receives information of the commission of a felony or misdemeanor,
42 the prosecuting attorney shall cause process to issue from a court~~



1 having jurisdiction to issue the process to the proper officer; directing
 2 the officer to subpoena the persons named in the process who are likely
 3 to have information concerning the commission of the felony or
 4 misdemeanor. The prosecuting attorney shall examine a person
 5 subpoenaed before the court that issued the process concerning the
 6 offense.

7 **(a) When a prosecuting attorney receives information or an**
 8 **allegation of the commission of a felony, a misdemeanor, an act of**
 9 **delinquency, or an infraction, the prosecuting attorney:**

10 **(1) shall cause an investigation of the information or**
 11 **allegation;**

12 **(2) may issue subpoenas ad testificandum; and**

13 **(3) may cause a court having jurisdiction to issue:**

14 **(A) subpoenas;**

15 **(B) subpoenas duces tecum;**

16 **(C) search warrants; or**

17 **(D) any other process necessary to support or aid the**
 18 **investigation.**

19 **(b) If the facts elicited under subsection (a) are sufficient to**
 20 **establish a reasonable presumption of guilt against the party charged,**
 21 **the court shall:**

22 **(1) cause the testimony that amounts to a charge of a felony or**
 23 **misdemeanor to be reduced to writing and subscribed and sworn**
 24 **to by the witness; and**

25 **(2) issue process for the apprehension of the accused, as in other**
 26 **cases.**

27 SECTION 8. IC 33-39-2-1 IS AMENDED TO READ AS
 28 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 1. A prosecuting
 29 attorney or deputy prosecuting attorney may:

30 **(1) take acknowledgments of deeds or other instruments in**
 31 **writing;**

32 **(2) administer oaths;**

33 **(3) protest notes and checks;**

34 **(4) take the deposition of a witness;**

35 **(5) take and certify affidavits and depositions; and**

36 **(6) perform any duty now conferred upon a notary public by a**
 37 **statute; and**

38 **(7) solemnize a marriage under IC 31-11-6-1.**

39 An acknowledgment of a deed or another instrument taken by a
 40 prosecuting attorney or deputy prosecuting attorney may be recorded
 41 in the same manner as though a deed or another instrument were
 42 acknowledged before a notary public.



1 SECTION 9. IC 33-39-3-1 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 1. Except as provided
 3 in section 2 of this chapter and upon the order of a judge trying a
 4 criminal case, the county auditor shall pay to a prosecuting attorney,
 5 from funds in the county treasury not otherwise appropriated and as a
 6 part of the costs of the trial, an amount equal to the expenses
 7 necessarily incurred by a prosecuting attorney ~~in traveling to attend the~~
 8 ~~taking of any deposition~~ in connection with the criminal action.

9 SECTION 10. IC 33-39-4-1 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 1. (a) The prosecuting
 11 attorney of any judicial circuit of Indiana may appoint ~~one (1) or more~~
 12 ~~investigators employees, including investigators,~~ with the approval
 13 of the county council or councils. ~~An investigator~~ **Employees**
 14 appointed under this section **work under the direction of the**
 15 **prosecuting attorney.**

16 ~~(1) works under the direction of the prosecuting attorney; and~~
 17 ~~(2) may conduct investigations and assist in collecting and~~
 18 ~~assembling evidence that, in the judgment of the prosecuting~~
 19 ~~attorney, may be necessary for the successful prosecution of any~~
 20 ~~of the criminal offenders of the judicial circuit.~~

21 (b) An investigator appointed under this section shall give bond in
 22 the sum of five thousand dollars (\$5,000). **However, an investigator**
 23 **is not required to give a bond if the investigator is covered by a**
 24 **crime insurance policy, including a crime insurance policy**
 25 **described in IC 5-4-1-20. An investigator** and has the same police
 26 powers within the county authorized by law to all police officers.

27 (c) In each judicial circuit the salary or other compensation to be
 28 paid an investigator appointed under this section shall be set by the
 29 county council or councils. A county council or councils may not
 30 reduce the number of investigators or compensation of any investigator
 31 without approval of the prosecuting attorney.

32 SECTION 11. IC 33-39-6-1 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 1. (a) Prosecuting
 34 attorneys and deputy prosecuting attorneys are entitled to receive the
 35 compensation provided in this chapter. The minimum compensation of
 36 the prosecuting attorneys shall be paid in the manner prescribed in
 37 section 5 of this chapter. The compensation of the deputy prosecuting
 38 attorneys shall be paid in the manner prescribed in section 2 of this
 39 chapter.

40 (b) Upon the allowance of an itemized and verified claim by the
 41 board of county commissioners, the auditor of the county shall issue a
 42 warrant to a prosecuting attorney or deputy prosecuting attorney who



1 filed the claim to pay any part of the compensation of a prosecuting
 2 attorney or a deputy prosecuting attorney that exceeds the amount that
 3 the state is to pay.

4 (c) A deputy prosecuting attorney who knowingly divides
 5 compensation with the prosecuting attorney or any other officer or
 6 person in connection with employment commits a Class B
 7 misdemeanor.

8 (d) A prosecuting attorney or any other officer or person who
 9 knowingly accepts any division of compensation described in
 10 subsection (c) commits a Class B misdemeanor.

11 (e) ~~The attorney general~~ **prosecuting attorneys council of Indiana**
 12 shall call at least one (1) and not more than two (2) conferences of the
 13 prosecuting attorneys, each year, to consider, discuss, and develop
 14 coordinated plans for the enforcement of the laws of Indiana. The date
 15 or dates upon which the conferences are held shall be fixed by the
 16 ~~attorney general~~ **prosecuting attorneys council of Indiana**. The
 17 expenses necessarily incurred by a prosecuting attorney, **a deputy**
 18 **prosecuting attorney, or employee of a prosecuting attorney** in
 19 attending a conference, including the actual expense of transportation
 20 to and from the place where the conference is held, together with meals
 21 and lodging, shall be paid from the general fund of the county upon the
 22 presentation of an itemized and verified claim, filed as required by law,
 23 and by warrant issued by the county auditor. If there is more than one
 24 (1) county in any judicial circuit, the expenses of the prosecuting
 25 attorneys, **deputy prosecuting attorneys, and employees of the**
 26 **prosecuting attorneys** incurred by virtue of this subsection shall be
 27 paid from the general fund of the respective counties constituting the
 28 circuit in the same proportion ~~that the classification factor of each~~
 29 ~~county bears to the classification factor of the judicial circuit as~~
 30 ~~determined according to law by the state board of accounts:~~ **as the**
 31 **population of the county.**

32 SECTION 12. IC 33-39-6-8 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 8. (a) The
 34 compensation provided in this chapter for prosecuting attorneys and
 35 their deputies is in full for all services required by law. Prosecuting
 36 attorneys shall appear in all courts and in all cases where the law
 37 provides that they shall appear.

38 (b) Prosecuting attorneys, deputy prosecuting attorneys, ~~and~~
 39 investigators, **and other employees of prosecuting attorneys** are
 40 entitled to a sum for mileage for the miles necessarily traveled in the
 41 discharge of their duties. The sum for mileage provided by this
 42 subsection must:

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- 1 (1) equal the sum per mile paid to state officers and employees,
 2 with the rate changing each time the state government changes its
 3 rate per mile;
 4 (2) be allowed by the board of county commissioners on a claim
 5 duly filed monthly by the prosecutor, deputy prosecuting
 6 attorneys, ~~and~~ investigators, **and other employees** itemizing the
 7 specific mileage traveled; and
 8 (3) be paid by the county in which the duty arose that necessitated
 9 the travel.
- 10 (c) This chapter does not prohibit the payment of other expenses as
 11 may be allowed by law.
- 12 (d) If a board of county commissioners does not furnish the
 13 prosecuting attorney with office space, the county council shall
 14 appropriate a reasonable amount of money per year to the prosecuting
 15 attorney for office space.
- 16 SECTION 13. IC 33-39-8-5, AS AMENDED BY P.L.237-2015,
 17 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2021]: Sec. 5. The council shall do the following:
- 19 (1) Assist in the coordination of the duties of the prosecuting
 20 attorneys of the state and their staffs.
 21 (2) Prepare manuals of procedure.
 22 (3) Give assistance in preparation of the trial briefs, forms, and
 23 instructions.
 24 **(4) Conduct training for prosecuting attorneys and their
 25 staffs.**
- 26 ~~(4)~~ **(5)** Conduct research and studies that would be of interest and
 27 value to all prosecuting attorneys and their staffs.
 28 ~~(5)~~ **(6)** Maintain liaison contact with study commissions and
 29 agencies of all branches of local, state, and federal government
 30 that will be of benefit to law enforcement and the fair
 31 administration of justice in Indiana.
 32 ~~(6)~~ **(7)** Adopt guidelines for the expenditure of funds derived from
 33 a deferral program or a pretrial diversion program.
 34 ~~(7)~~ **(8)** The council shall:
 35 (A) compile forfeiture data received under IC 34-24-1-4.5; and
 36 (B) annually submit a report to the legislative council
 37 containing the compiled data.
- 38 The council shall submit the report to the legislative council before
 39 July 15 of every year. The report must be in an electronic format under
 40 IC 5-14-6. The council may adopt rules under IC 4-22-2 to implement
 41 this subdivision.
 42 SECTION 14. IC 33-39-8-6 IS AMENDED TO READ AS



1 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 6. (a) The ~~drug~~
2 **substance abuse** prosecution fund is established. The council shall
3 administer the fund. Expenditures from the fund may be made only in
4 accordance with appropriations made by the general assembly.

5 (b) The council may use money from the fund to provide assistance
6 to prosecuting attorneys to:

7 (1) investigate and prosecute violations of IC 35-48;

8 (2) bring actions for forfeiture, law enforcement costs, and
9 correction costs under IC 34-24-1;

10 (3) bring actions for civil and criminal remedies for a violation of
11 IC 35-45-6; and

12 (4) obtain training, equipment, and technical assistance that
13 would enhance the ability of prosecuting attorneys to reduce
14 illegal drug activity.

15 (c) The treasurer of state shall invest the money in the fund not
16 currently needed to meet the obligations of the fund in the same
17 manner as other public funds may be invested.

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

20 SECTION 15. IC 33-39-9-1 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 1. This chapter does not
22 apply to a threatened, pending, or completed action or a proceeding
23 that:

24 (1) results in the criminal conviction of; or

25 (2) is a disciplinary action or proceeding **outside the scope of**
26 **employment** against;

27 a prosecuting attorney.



COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 186, 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 2, delete lines 1 through 27, begin a new paragraph, and insert:

"SECTION 2. IC 5-4-1-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 20. (a) **This section does not apply if the person elected to the office of prosecuting attorney has purchased a crime insurance policy that is endorsed to cover the faithful performance of the duties of the prosecuting attorney. A crime insurance policy may also cover other employees of the prosecuting attorney, including an investigator. The cost of the crime insurance policy shall be paid by the county. For multiple county judicial circuits, the cost shall be paid by each county in the judicial circuit in the manner provided by IC 33-38-5-3. For the sole purpose of recovering public funds on behalf of a local government unit, the state is considered to be an additional named insured on all crime insurance policies and endorsements obtained under this subsection.**

(b) A person elected to the office of prosecuting attorney shall execute an individual surety bond for the faithful performance of the duties of the office. The amount of the bond must be at least eight thousand five hundred dollars (\$8,500).

~~(b)~~ (c) A person elected to the office of prosecuting attorney may not take office until that person has filed a bond:

- (1) in the office of the county recorder of the county in which the person resides; and
- (2) within ten (10) days after the bond is issued.

~~(c)~~ (d) The cost of a bond shall be paid by the county. For multiple county judicial circuits, the cost shall be paid by each county in the judicial circuit in the manner provided by IC 33-38-5-3.

~~(d)~~ (e) A bond must be:

- (1) executed by the person elected prosecuting attorney and one
- (1) or more freehold sureties; and
- (2) payable to the state as provided in section 10 of this chapter.

~~(e)~~ (f) A bond is not void on first recovery, and suits may be brought on the bond until the penalty is exhausted.

~~(f)~~ (g) If a bond has been legally certified, any of the following have the same effect in evidence as the bond:

- (1) A copy of the bond.

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(2) A record of the bond.

(3) A copy of a record of the bond.

~~(g)~~ **(h)** The county recorder of the county in which the person elected prosecuting attorney resides shall record the bond in an official bond register."

Page 3, line 23, strike "or".

Page 3, line 24, after "department;" insert "**or**

(4) the alleged father;".

Page 4, delete lines 19 through 22, begin a new paragraph, and insert:

"SECTION 6. IC 33-39-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 3. A person elected to the office of prosecuting attorney, before entering upon the duties of the office, shall execute a bond **or crime insurance policy** in the manner prescribed by IC 5-4-1."

Page 6, line 6, reset in roman "shall give bond in".

Page 6, line 7, reset in roman "the sum of five thousand dollars (\$5,000)".

Page 6, line 7, after "(\$5,000)" insert ". **However, an investigator is not required to give a bond if the investigator is covered by a crime insurance policy, including a crime insurance policy described in IC 5-4-1-20. An investigator**".

Page 7, delete lines 15 through 42.

Delete pages 8 through 10.

Page 11, delete lines 1 through 34.

Page 12, delete lines 19 through 22.

Page 14, delete lines 15 through 42.

Page 15, delete lines 1 through 10.

Page 15, line 13, reset in roman "(a)".

Page 15, line 17, delete "statute." and insert "statute".

Page 15, line 17, reset in roman "subject to subsection".

Page 15, line 18, reset in roman "(b)".

Page 15, after line 21, begin a new paragraph and insert:

"(b) The county fiscal body may make an appropriation described in subsection (a) to increase the minimum salary for each judge or full-time prosecuting attorney in any calendar year. However, the county fiscal body may not reduce an appropriation made under this section during the previous calendar year without the consent of the judge or full-time prosecuting attorney."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.



(Reference is to SB 186 as introduced.)

YOUNG M, Chairperson

Committee Vote: Yeas 7, Nays 1.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 186, 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 6, line 28, reset in roman "an investigator".

Page 6, line 28, delete "to employees".

Page 6, line 30, reset in roman "investigators".

Page 6, line 30, delete "employees".

Page 6, line 31, reset in roman "investigator".

Page 6, line 31, delete "employee".

Page 9, delete lines 29 through 42.

Delete page 10.

and when so amended that said bill do pass.

(Reference is to SB 186 as printed February 19, 2021.)

MCNAMARA

Committee Vote: yeas 11, nays 0.

