

SENATE BILL No. 360

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-6-2.

Synopsis: Office of the attorney general. Specifies that the attorney general may conduct an independent investigation concerning human trafficking. Defines "multiple county offense" and authorizes the attorney general to: (1) access and maintain certain information relating to a multiple county offense; (2) investigate a multiple county offense; (3) assist in the investigation and prosecution of a multiple county offense; and (4) request the assistance of a law enforcement agency in conducting the investigation. Authorizes a law enforcement agency to assist the attorney general. Specifies that the attorney general does not have the power to arrest or prosecute a person.

Effective: July 1, 2019.

Crider

January 10, 2019, read first time and referred to Committee on Judiciary.



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.

SENATE BILL No. 360

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 4-6-2-12, AS AMENDED BY P.L.144-2018,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 12. (a) **As used in this section, "human**
4 **trafficking" means an alleged violation of IC 35-42-3.5-1 through**
5 **IC 35-42-3.5-1.4.**

6 **(b)** The attorney general has the same authority as a law
7 enforcement agency (as defined in IC 35-47-15-2) to:

8 (1) access (as defined in IC 35-43-2-3); and

9 (2) maintain;

10 information regarding ~~a violation of IC 35-42-3.5-1 through~~
11 ~~IC 35-42-3.5-1.4 (human trafficking);~~ **human trafficking.**

12 **(b) (c)** The attorney general may **do one (1) or more of the**
13 **following concerning human trafficking:**

14 **(1) Conduct an independent investigation.**

15 **(2) Assist with the an investigation and prosecution. of an alleged**
16 **violation of IC 35-42-3.5-1 through IC 35-42-3.5-1.4 (human**
17 **trafficking).**



1 However, the attorney general does not have the power to arrest or
 2 criminally prosecute individuals for a violation of IC 35-42-3.5-1
 3 through IC 35-42-3.5-1.4. **human trafficking.**

4 SECTION 2. IC 4-6-2-13 IS ADDED TO THE INDIANA CODE
 5 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 6 1, 2019]: **Sec. 13. (a) As used in this section, "multiple county
 7 offense" means an alleged criminal offense in Indiana:**

8 **(1) committed or intended to be committed in more than one**

9 **(1) county; or**

10 **(2) in which significant planning, preparation, transportation,
 11 or communication occurs in:**

12 **(A) another state or country; or**

13 **(B) a county other than the county in which the offense was
 14 committed or is intended to be committed.**

15 **(b) The attorney general has the same authority as a law
 16 enforcement agency (as defined in IC 35-47-15-2) to:**

17 **(1) access (as defined in IC 35-43-2-3); and**

18 **(2) maintain;**

19 **information regarding a multiple county offense.**

20 **(c) The attorney general may do one (1) or more of the
 21 following:**

22 **(1) Conduct an independent investigation of a multiple county
 23 offense.**

24 **(2) Assist in the investigation and prosecution of a multiple
 25 county offense.**

26 **(3) Request the assistance of a law enforcement agency having
 27 jurisdiction in the appropriate county to aid the attorney
 28 general in conducting the investigation of a multiple county
 29 offense.**

30 **(d) A law enforcement agency having jurisdiction in the county
 31 may assist the attorney general in carrying out the attorney
 32 general's responsibilities under subsection (c).**

33 **(e) The attorney general does not have the power to arrest or
 34 criminally prosecute a person for a multiple county offense.**

