
SENATE BILL No. 499

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-8-8-21; IC 36-2-13-5.6.

Synopsis: Sex offender fees. Permits a county to adopt: (1) an annual sex offender registration fee that does not exceed \$50; and (2) a sex offender address change fee that does not exceed \$5. Provides that 90% of each fee is deposited in the county sex offender administration fund, and 10% of each fee is transferred to the state for deposit in the state sex offender administration fund. Specifies that the funds are to be used for expenses related to the operation of the Indiana sex offender registry.

Effective: July 1, 2007.

Heinold, Steele

January 18, 2007, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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First Regular Session 115th General Assembly (2007)

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 2006 Regular Session of the General Assembly.

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SENATE BILL No. 499



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

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

1 SECTION 1. IC 11-8-8-21 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: **Sec. 21. (a) The state sex offender administration fund is**
4 **established to assist the department in carrying out its duties under**
5 **IC 11-8-2-12.4 concerning the Indiana sex offender registry. The**
6 **fund shall be administered by the department.**

7 (b) The expenses of administering the fund shall be paid from
8 money in the fund.

9 (c) The fund consists of grants, donations, appropriations, and
10 money from the annual sex offender registration fee
11 (IC 36-2-13-5.6(a)(1)(A)) and the sex offender address change fee
12 (IC 36-2-13-5.6(a)(1)(B)).

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

16 (e) Money in the fund is continually appropriated to carry out
17 the purposes of the fund.



1 SECTION 2. IC 36-2-13-5.6 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: **Sec. 5.6. (a) The legislative body of a county may adopt an
4 ordinance:**

5 **(1) requiring the local law enforcement authority (as defined
6 in IC 11-8-8-2) to collect:**

7 **(A) an annual sex offender registration fee; and**

8 **(B) a sex offender address change fee; and**

9 **(2) establishing a county sex offender administration fund to
10 fund the administration of the sex offender registration
11 system.**

12 **(b) If an ordinance is adopted under subsection (a), the
13 legislative body of the county shall establish the amount of the
14 annual sex offender registration fee. However, the annual sex
15 offender registration fee may not exceed fifty dollars (\$50).**

16 **(c) If an ordinance is adopted under subsection (a), the
17 legislative body of the county shall establish the amount of the sex
18 offender address change fee. However, a sex offender address
19 change fee may not exceed five dollars (\$5) per address change.**

20 **(d) The legislative body of the county shall determine the
21 manner in which the local law enforcement authority shall collect
22 the annual sex offender registration fee and the sex offender
23 address change fee. However, the annual sex offender registration
24 fee may be collected only one (1) time per year. The sex offender
25 address change fee may be collected each time a sex offender
26 registers an address change with the local law enforcement
27 authority.**

28 **(e) The local law enforcement authority shall transfer fees
29 collected under this section to the county auditor of the county in
30 which the local law enforcement authority exercises jurisdiction.**

31 **(f) The county auditor shall monthly:**

32 **(1) deposit ninety percent (90%) of the fees collected under
33 this section in the county sex offender administration fund
34 established under subsection (a); and**

35 **(2) transfer ten percent (10%) of the fees collected under this
36 section to the treasurer of state for deposit in the state sex
37 offender administration fund under IC 11-8-8-21.**

38 **(g) A county fiscal body may appropriate money from the
39 county sex offender administration fund to an agency or
40 organization involved in the administration of the sex offender
41 registry to defray the expense of administering or ensuring
42 compliance with the laws concerning the Indiana sex offender**

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