



April 7, 2009

**ENGROSSED
SENATE BILL No. 322**

DIGEST OF SB 322 (Updated March 24, 2009 9:49 am - DI 96)

Citations Affected: IC 36-8.

Synopsis: Firefighter training. Provides that a full-time firefighter employed after December 31, 2009, must complete the training for Firefighter I and Firefighter II during the firefighter's first year of employment as a full-time firefighter. Allows the education board of the division of preparedness and training of the department of homeland security (board) to grant six month extensions of time to complete the training requirements for any reason. Requires a fire department to request the extension on behalf of a firefighter employed by the department. Requires a fire department to report to the board when a firefighter employed by the department has completed the training requirements.

Effective: January 1, 2010.

Charbonneau, Wyss, Arnold

(HOUSE SPONSORS — TYLER, SOLIDAY, BARNES, MOSELEY)

January 8, 2009, read first time and referred to Committee on Homeland Security, Transportation & Veterans Affairs.

January 22, 2009, amended, reported favorably — Do Pass.

January 26, 2009, read second time, ordered engrossed.

January 27, 2009, engrossed. Read third time, passed. Yeas 33, nays 15.

HOUSE ACTION

February 25, 2009, read first time and referred to Committee on Labor and Employment.

April 6, 2009, reported — Do Pass.

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ES 322—LS 6849/DI 87+



April 7, 2009

First Regular Session 116th General Assembly (2009)

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 2008 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 322

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 36-8-10.5-7, AS AMENDED BY P.L.148-2007,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2010]: Sec. 7. (a) The education board shall adopt rules
4 under IC 4-22-2 establishing minimum basic training requirements for
5 full-time firefighters and volunteer firefighters, subject to subsection
6 (b) **and section 7.5 of this chapter**. The requirements must include
7 training in the following areas:
8 (1) Orientation.
9 (2) Personal safety.
10 (3) Forcible entry.
11 (4) Ventilation.
12 (5) Apparatus.
13 (6) Ladders.
14 (7) Self-contained breathing apparatus.
15 (8) Hose loads.
16 (9) Streams.
17 (10) Basic recognition of special hazards.

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1 (b) A person who fulfills the certification requirements for:

2 (1) Firefighter I, as described in 655 IAC 1-2.1-4; or

3 (2) Firefighter II, as described in 655 IAC 1-2.1-5;

4 is considered to comply with the requirements established under
5 subsection (a).

6 (c) In addition to the requirements of subsections (a) and (d), the
7 minimum basic training requirements for full-time firefighters and
8 volunteer firefighters must include successful completion of a basic or
9 inservice course of education and training on sudden infant death
10 syndrome that is certified by the emergency medical services
11 commission (created under IC 16-31-2-1) in conjunction with the state
12 health commissioner.

13 (d) In addition to the requirements of subsections (a) and (c), the
14 minimum basic training requirements for full-time and volunteer
15 firefighters must include successful completion of an instruction course
16 on vehicle emergency response driving safety. The education board
17 shall adopt rules under IC 4-22-2 to operate this course.

18 SECTION 2. IC 36-8-10.5-7.5 IS ADDED TO THE INDIANA
19 CODE AS A NEW SECTION TO READ AS FOLLOWS
20 [EFFECTIVE JANUARY 1, 2010]: **Sec. 7.5. (a) Except as provided**
21 **in subsection (b), an individual whose employment by a fire**
22 **department as a full-time firefighter begins after December 31,**
23 **2009, must complete the training for Firefighter I (as described in**
24 **655 IAC 1-2.1-4) and Firefighter II (as described in 655**
25 **IAC 1-2.1-5) during the firefighter's first year of employment. The**
26 **fire department that employs a firefighter shall report to the**
27 **education board when the firefighter has completed the training**
28 **requirements established by this subsection.**

29 (b) The education board may grant a firefighter any number of
30 extensions of six (6) months to complete the training required
31 under subsection (a). An extension must be requested by the fire
32 department that employs the firefighter. An extension may be
33 requested for any reason, including the following:

34 (1) The firefighter has been attending training in accordance
35 with section 8 of this chapter in any of the following:

36 (A) Hazardous materials.

37 (B) Paramedic training.

38 (C) Emergency medical technician training.

39 (D) Technical training.

40 (2) The firefighter was unable to complete the training due to
41 economic reasons.

42 (c) The education board shall determine whether a firefighter

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1 receives an extension under this section.

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COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Bill No. 322, 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 1, line 3, delete "JULY 1, 2009]" and insert "JANUARY 1, 2010]".

Page 2, line 20, delete "JULY 1, 2009]" and insert "JANUARY 1, 2010]".

Page 2, line 20, delete "(a) As used in this section,".

Page 2, delete lines 21 through 23.

Page 2, run in lines 20 through 24.

Page 2, line 24, delete "(b)" and insert "(a)".

Page 2, line 24, delete "(c)," and insert "(b),".

Page 2, line 26, delete "June 30," and insert "**December 31,**".

Page 2, line 30, delete "director" and insert "**education board**".

Page 2, line 32, delete "(c)" and insert "(b)".

Page 2, line 32, delete "director" and insert "**education board**".

Page 2, line 34, delete "(b)." and insert "(a).".

Page 3, line 3, delete "(d)" and insert "(c)".

Page 3, line 3, delete "director" and insert "**education board**".

and when so amended that said bill do pass.

(Reference is to SB 322 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 7, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred Senate Bill 322, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

NIEZGODSKI, Chair

Committee Vote: yeas 11, nays 0.

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