

SENATE BILL No. 60

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-45.

Synopsis: Judicial computer systems commission. Creates the judicial computer systems commission to evaluate court and law enforcement computer systems and the judicial technology and automation project. (The introduced version of this bill was prepared by the sentencing policy study committee.)

Effective: July 1, 2010.

Steele

January 5, 2010, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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Second Regular Session 116th General Assembly (2010)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

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SENATE BILL No. 60



A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

1 SECTION 1. IC 33-45 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2010]:

4 **ARTICLE 45. JUDICIAL COMMISSIONS**

5 **Chapter 1. Judicial Computer Systems Commission**

6 **Sec. 1. As used in this chapter, "law enforcement agencies"**
7 **include the following:**

- 8 (1) **police departments;**
- 9 (2) **county sheriffs' departments;**
- 10 (3) **probation departments; and**
- 11 (4) **parole authorities.**

12 **Sec. 2. The judicial computer systems commission is established**
13 **to evaluate and analyze the computer systems used by courts and**
14 **law enforcement agencies in Indiana.**

15 **Sec. 3. (a) The commission shall:**

- 16 (1) **evaluate the computer systems used by different courts**
17 **and law enforcement agencies in Indiana;**



- 1 (2) evaluate the judicial technology and automation project;
- 2 and
- 3 (3) evaluate computer software and hardware for court and
- 4 law enforcement agency computer systems and the judicial
- 5 technology and automation project.

6 (b) The commission may study other topics as assigned by the
7 legislative council or as directed by its chairperson.

8 Sec. 4. The commission shall file a report with the:

- 9 (1) governor;
- 10 (2) legislative council; and
- 11 (3) chief justice of the supreme court;

12 before November 1 of each year. The report filed with the
13 legislative council must be in an electronic format under IC 5-14-6.

14 Sec. 5. The report filed under section 4 of this chapter must
15 include the following information:

- 16 (1) A description of the computer systems used by Indiana
17 courts and law enforcement agencies.
- 18 (2) A fiscal analysis of computer related expenses by Indiana
19 courts and law enforcement agencies for the prior fiscal year.
- 20 (3) A fiscal analysis of the judicial technology and automation
21 project's expenditures for the prior fiscal year.
- 22 (4) The progress of the judicial technology and automation
23 project.
- 24 (5) Recommendations concerning cost effective and efficient
25 computer hardware and software for Indiana courts and law
26 enforcement agencies.

27 Sec. 6. (a) The commission consists of twenty (20) members
28 appointed as follows:

- 29 (1) Four (4) members of the senate, not more than two (2) of
30 whom may be affiliated with the same political party,
31 appointed by the president pro tempore of the senate.
- 32 (2) Four (4) members of the house of representatives, not
33 more than two (2) of whom may be affiliated with the same
34 political party, appointed by the speaker of the house of
35 representatives.
- 36 (3) One (1) judge appointed by the president pro tempore of
37 the senate.
- 38 (4) One (1) judge appointed by the speaker of the house of
39 representatives.
- 40 (5) One (1) sheriff appointed by the president pro tempore of
41 the senate.
- 42 (6) One (1) sheriff appointed by the speaker of the house of

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- 1 **representatives.**
- 2 **(7) One (1) county clerk appointed by the president pro**
- 3 **tempore of the senate.**
- 4 **(8) One (1) county clerk appointed by the speaker of the house**
- 5 **of representatives.**
- 6 **(9) The executive director of the prosecuting attorneys council**
- 7 **of Indiana.**
- 8 **(10) One (1) prosecuting attorney appointed by the executive**
- 9 **director of the prosecuting attorneys council of Indiana.**
- 10 **(11) One (1) attorney appointed by the president pro tempore**
- 11 **of the senate.**
- 12 **(12) One (1) attorney appointed by the speaker of the house of**
- 13 **representatives.**
- 14 **(13) The executive director of the public defender council.**
- 15 **(14) The commissioner of the department of correction.**
- 16 **(b) The chairman of the legislative council shall appoint a**
- 17 **member of the commission to serve as chairperson. Whenever**
- 18 **there is a new chairman of the legislative council, the new**
- 19 **chairman may remove the chairperson of the commission and**
- 20 **appoint another chairperson.**
- 21 **(c) If a legislative member of the commission ceases being a**
- 22 **member of the chamber from which the member was appointed,**
- 23 **the member also ceases to be a member of the commission.**
- 24 **(d) A legislative member of the commission may be removed at**
- 25 **any time by the appointing authority who appointed the legislative**
- 26 **member.**
- 27 **(e) If a vacancy exists on the commission, the appointing**
- 28 **authority who appointed the former member whose position has**
- 29 **become vacant shall appoint an individual to fill the vacancy.**
- 30 **Sec. 7. The commission may employ consultants to assist it with**
- 31 **its study.**
- 32 **Sec. 8. Each member of the commission is entitled to receive the**
- 33 **same per diem, mileage, and travel allowances paid to individuals**
- 34 **who serve as legislative and lay members, respectively, of interim**
- 35 **study committees established by the legislative council.**
- 36 **Sec. 9. The legislative services agency shall staff the commission.**

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