

**CONFERENCE COMMITTEE REPORT
DIGEST FOR ESB 582**

Citations Affected: IC 16-18-4.

Synopsis: Hospital police departments. PROPOSED COMMITTEE AMENDMENT TO ESB 582. Allows the governing board of a county hospital, the Marion County health and hospital corporation, a municipal hospital, or a private hospital to establish a hospital police department. Provides that an individual appointed to a hospital police department must meet at least the following requirements: (1) The individual must successfully complete, within one year after the individual is appointed as a hospital police officer, the minimum basic training and educational requirements as approved by the governing board of the hospital and the law enforcement training board. (2) The individual must undergo a psychological evaluation. (3) The individual must undergo a national criminal history background check. Requires the governing board of the hospital to require a hospital police officer to annually attend inservice training courses approved by the governing board of the hospital. **(This conference committee report deletes provisions that do the following: (1) Require an individual appointed as a hospital police officer to successfully complete the basic training requirements adopted by the law enforcement training board as necessary for employment as a law enforcement officer. (2) Prohibit the individual from exercising police powers until completion of basic training. (3) Allow an individual to complete additional training courses approved by the hospital governing board in conjunction with the law enforcement training board. This conference committee report adds the following: (1) Requires an individual to successfully complete, within one year after the individual is appointed as a hospital police officer, the minimum basic training and educational requirements as approved by the governing board of the hospital and the law enforcement training board. (2) Requires the governing board of a hospital to require an individual to annually attend inservice training courses approved by the governing board of the hospital.)**

Effective: July 1, 2013.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 582 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 16-18-4 IS ADDED TO THE INDIANA CODE AS
- 3 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2013]:
- 5 **Chapter 4. Hospital Police Departments**
- 6 **Sec. 1. This chapter applies to the following:**
- 7 (1) A hospital licensed under IC 16-21-2 that is established
- 8 and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.
- 9 (2) A hospital licensed under IC 16-21-2 that is not:
- 10 (A) a unit of state or local government; or
- 11 (B) owned or operated by a unit of state or local
- 12 government.
- 13 **Sec. 2. The governing board of a hospital may establish a**
- 14 **hospital police department under this chapter.**
- 15 **Sec. 3. The governing board of a hospital may do the following**
- 16 **for a hospital police department established by the governing**
- 17 **board under section 2 of this chapter:**
- 18 (1) Appoint hospital police officers.
- 19 (2) Prescribe the duties and direct the conduct of hospital
- 20 police officers.
- 21 (3) Prescribe distinctive uniforms.
- 22 (4) Provide emergency vehicles.

1 **Sec. 4. (a) The governing board of a hospital shall require an**
 2 **individual appointed as a hospital police officer under this chapter**
 3 **to meet at least the following requirements:**

4 **(1) The individual must successfully complete, within one (1)**
 5 **year after the individual is appointed as a hospital police**
 6 **officer, the minimum basic training and educational**
 7 **requirements as approved by the governing board of the**
 8 **hospital and the law enforcement training board.**

9 **(2) The individual must undergo a psychological evaluation.**

10 **(3) The individual must undergo a national criminal history**
 11 **background check.**

12 **(b) The governing board of the hospital shall require an**
 13 **individual appointed as a hospital police officer to annually attend**
 14 **inservice training courses approved by the governing board of the**
 15 **hospital.**

16 **Sec. 5. A hospital police officer appointed under this chapter:**

17 **(1) must take an appropriate oath of office in a form and**
 18 **manner prescribed by the governing board of a hospital;**

19 **(2) serves at the governing board's pleasure; and**

20 **(3) performs the duties that the governing board assigns.**

21 **Sec. 6. (a) A hospital police officer appointed under this chapter**
 22 **has the following powers:**

23 **(1) General police powers, including the power to arrest,**
 24 **without process, all persons who commit any offense within**
 25 **the view of the police officer.**

26 **(2) The same common law and statutory powers, privileges,**
 27 **and immunities as sheriffs and constables. However, the**
 28 **police officer is empowered to serve civil process only to the**
 29 **extent authorized by the governing board of a hospital.**

30 **(3) The duty to enforce and to assist the officials of the**
 31 **hospital in the enforcement of the rules and regulations of the**
 32 **hospital.**

33 **(4) The duty to assist and cooperate with other law**
 34 **enforcement agencies and law enforcement officers.**

35 **(b) The governing board of a hospital employing a hospital**
 36 **police officer may expressly forbid the police officer from**
 37 **exercising any powers otherwise granted to the police officer by**
 38 **law.**

39 **Sec. 7. A hospital police officer appointed under this chapter**
 40 **may exercise the powers granted under this chapter only upon any**
 41 **property owned, leased, or occupied by the hospital.**

(Reference is to ESB 582 as reprinted March 20, 2013.)

Conference Committee Report
on
Engrossed Senate Bill 582

Signed by:

Senator Kruse
Chairperson

Representative Heuer

Senator Arnold J

Representative Lawson L

Senate Conferees

House Conferees