

SENATE BILL No. 320

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-6-2-1.1.

Synopsis: Jurisdiction of the attorney general. Specifies actions in which a public officer or public servant is accused and for which the attorney general has concurrent jurisdiction with a prosecuting attorney.

Effective: July 1, 2015.

Smith J

January 8, 2015, read first time and referred to Committee on Judiciary.



First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 320

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 4-6-2-1.1, AS AMENDED BY P.L.205-2013,
- 2 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2015]: Sec. 1.1. The attorney general has concurrent
- 4 jurisdiction with the prosecuting attorney in the prosecution of the
- 5 following:
- 6 (1) Actions in which a person is accused of committing, while a
- 7 member of an unlawful assembly as defined in IC 35-45-1-1, a
- 8 homicide (IC 35-42-1).
- 9 (2) Actions in which a person is accused of assisting a criminal
- 10 (IC 35-44.1-2-5), if the person alleged to have been assisted is a
- 11 person described in subdivision (1).
- 12 (3) Actions in which a sheriff is accused of any offense that
- 13 involves a failure to protect the life of a prisoner in the sheriff's
- 14 custody.
- 15 (4) Actions in which a violation of IC 2-8.2-4-6 (concerning
- 16 constitutional convention delegates) has occurred.



- 1 **(5) Actions in which a public officer (as defined in**
- 2 **IC 5-11-1-16) or public servant (as defined in**
- 3 **IC 35-31.5-2-261) is accused of committing any of the**
- 4 **following:**
- 5 **(A) Official misconduct (IC 35-44.1-1-1).**
- 6 **(B) Bribery (IC 35-44.1-1-2).**
- 7 **(C) Ghost employment (IC 35-44.1-1-3).**
- 8 **(D) Conflict of interest (IC 35-44.1-1-4).**
- 9 **(E) Profiteering from public service (IC 35-44.1-1-5).**
- 10 **(F) Interference with the state examiner (IC 35-44.2-1-6).**
- 11 **(G) Failure to follow the state examiner's directives**
- 12 **(IC 35-44.2-1-7).**
- 13 **(H) Failure to provide an annual report to the state**
- 14 **examiner (IC 35-44.2-1-8).**

