



Adopted	Rejected
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COMMITTEE REPORT

YES:	13
NO:	0

MR. SPEAKER:

*Your Committee on Courts and Criminal Code, to which was referred House Bill 1248, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 2, between lines 23 and 24, begin a new paragraph and insert:
- 2 "Sec. 7. As used in this chapter, "qualified entity" means an
- 3 entity that meets all of the following requirements:
- 4 (A) The entity:
- 5 (i) is exempt from federal income taxation under Section
- 6 501(c)(3) of the Internal Revenue Code; and
- 7 (ii) has as its purpose, in whole or in part, to assist in
- 8 solving crimes through a partnership between the
- 9 community and a law enforcement agency.
- 10 (B) The entity has been in existence for at least five (5)
- 11 years.
- 12 (C) The entity has:
- 13 (i) a certificate of existence on file with the secretary of

- 1 state; and
- 2 (ii) a determination letter from the Internal Revenue
- 3 Service.
- 4 (D) The entity has funding, or a demonstrated ability to
- 5 raise funding, to cover the cost of advanced DNA testing
- 6 under this chapter.
- 7 (E) The entity agrees to cover all costs associated with
- 8 advanced DNA testing without use of state funding,
- 9 including costs incurred by the state police laboratory in
- 10 performing advanced DNA testing.
- 11 (F) The entity has entered into a memorandum of
- 12 understanding with a law enforcement agency under
- 13 section 10 of this chapter."
- 14 Page 2, line 24, delete "7." and insert "8."
- 15 Page 2, line 28, delete "Sec. 8." and insert "Sec. 9."
- 16 Page 2, between lines 31 and 32, begin a new paragraph and insert:
- 17 "Sec. 10. (a) A law enforcement agency may enter into a
- 18 memorandum of understanding with an entity for purposes of
- 19 funding advanced DNA testing for cold cases under this chapter if
- 20 the law enforcement agency finds the entity meets all of the
- 21 requirements under section 8(A) through 8(E) of this chapter.
- 22 (b) A law enforcement agency may cancel or suspend the
- 23 memorandum of understanding if the law enforcement agency has
- 24 reason to believe that the entity no longer meets all of the
- 25 requirements under section 8(A) through 8(E) of this chapter."
- 26 Page 2, line 32, delete "Sec. 9." and insert "Sec. 11."
- 27 Page 2, line 32, delete "Crime" and insert "a qualified entity".
- 28 Page 2, line 33, delete "Stoppers of Central Indiana".
- 29 Page 2, between lines 37 and 38, begin a new line block indented
- 30 and insert:
- 31 (4) A law enforcement agency that has entered into a
- 32 memorandum of understanding with a qualified entity."
- 33 Page 2, line 38, delete "Sec. 10. Crime Stoppers of Central Indiana"
- 34 and insert "Sec. 12. A qualified entity".
- 35 Page 3, line 1, delete "Crime" and insert "the qualified entity".
- 36 Page 3, line 2, delete "Stoppers of Central Indiana".
- 37 Page 3, line 3, delete "Sec. 11." and insert "Sec. 13."
- 38 Page 3, line 3, delete "10" and insert "12".

- 1 Page 3, line 4, delete "Crime Stoppers of Central Indiana" and insert
- 2 **"the qualified entity"**.
- 3 Page 3, line 7, delete "Sec. 12." and insert **"Sec. 14."**.
- 4 Page 3, line 7, delete "section 11" and insert **"section 13"**.
- 5 Page 3, line 12, delete "Sec. 13." and insert **"Sec. 15."**.
- 6 Page 3, line 15, delete "Sec. 14." and insert **"Sec. 16."**.
- 7 Page 3, line 19, delete "Sec. 15." and insert **"Sec. 17."**.
- 8 Renumber all SECTIONS consecutively.
(Reference is to HB 1248 as introduced.)

and when so amended that said bill do pass.

Representative McNamara