

# HOUSE BILL No. 1192

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-2-1; IC 33-37.

**Synopsis:** Law enforcement academies and 911 fees and funds. Requires the clerk of a circuit court and the clerk of a city and town court to collect: (1) a county 911 administration fee of \$10; and (2) a law enforcement academy fee of \$2; for each criminal, infraction, and ordinance violation that is a traffic offense. Provides that: (1) county 911 administration fees are deposited in the appropriate county 911 administration fund; and (2) law enforcement academy fees are deposited in the law enforcement academy fund. Establishes a county 911 administration fund in each county. Provides that a county 911 administration fund must be used only to pay for the costs of installing, operating, maintaining, and upgrading the communication system in the county that uses the three digit number 911 for reporting police, fire, medical, or other emergency situations. Establishes the law enforcement academy fund. Provides that each month the law enforcement training board shall: (1) transfer 50% of the money in the fund to the Indiana law enforcement academy in Plainfield to be used to maintain and operate that academy; (2) transfer 25% of the money in the fund to the northwest Indiana law enforcement academy in Hobart to be used to maintain and operate that academy; and (3) transfer 25% of the money in the fund to the southwest Indiana law enforcement training academy in Evansville to be used to maintain and operate that academy. Makes an appropriation.

**Effective:** July 1, 2014.

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January 14, 2014, read first time and referred to Committee on Ways and Means.

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Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## HOUSE BILL No. 1192

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

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

- 1 SECTION 1. IC 5-2-1-10.5, AS AMENDED BY P.L.2-2005,  
2 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2014]: Sec. 10.5. (a) The board may adopt rules under  
4 IC 4-22-2 to establish a southwest Indiana law enforcement training  
5 academy.  
6 (b) If the board adopts rules under subsection (a) to establish a  
7 southwest Indiana law enforcement training academy, the board shall  
8 in accordance with IC 4-22-2 adopt rules establishing minimum  
9 standards for the southwest Indiana law enforcement training academy.  
10 (c) The southwest Indiana law enforcement training academy may  
11 provide:  
12 (1) basic training to a law enforcement officer who is not accepted  
13 by the law enforcement academy for the next basic training course  
14 because the academy does not have a space for the officer in the  
15 next basic training course;  
16 (2) pre-basic courses described in section 9(f) of this chapter;



1 (3) inservice training described in section 9(g) of this chapter; and  
 2 (4) other law enforcement training approved by the board;  
 3 if the training academy meets or exceeds the minimum standards  
 4 established under subsection (b) by the board.

5 (d) The southwest Indiana law enforcement training academy  
 6 established under this section may receive funding only from the  
 7 following:

- 8 (1) A local unit of government (as defined in IC 14-22-31.5-1).
- 9 (2) A unit of a fraternal order or a similar association.
- 10 (3) Charitable contributions.
- 11 (4) Federal grants.

12 **(5) The law enforcement academy fund established by**  
 13 **IC 5-2-1-13(c).**

14 SECTION 2. IC 5-2-1-13 IS AMENDED TO READ AS FOLLOWS  
 15 [EFFECTIVE JULY 1, 2014]: Sec. 13. (a) There is created a  
 16 continuing fund which shall be known as the law enforcement academy  
 17 building fund. The fund consists of amounts deposited under  
 18 IC 33-37-7-9. This fund may be used by the board to acquire for the  
 19 state of Indiana land and interests in and to land, and to construct upon  
 20 such land a fully equipped law enforcement academy to consist of  
 21 classrooms, housing facilities, a cafeteria, firearms ranges, a driving  
 22 course, and other physical facilities which are deemed necessary in the  
 23 discretion of the board for the basic, inservice, and advanced training  
 24 of law enforcement officers in the skills and techniques of law  
 25 enforcement. Any balance of the fund that is unexpended at the end of  
 26 any fiscal year shall not revert to the general fund but shall be carried  
 27 forward as an appropriation for the next fiscal year. Expenditures may  
 28 be made by the board for, among other things, all expenses required for  
 29 land acquisition and transfer, including but not limited to personal  
 30 services, appraisers fees, and the cost of acquiring any interest in land  
 31 and the construction and maintenance of improvements thereon. The  
 32 budget agency may, with the approval of the board and the governor,  
 33 make allocations and transfers of funds appropriated by the general  
 34 assembly to state agencies having jurisdiction and control over land  
 35 acquired by the board for the purposes stated herein, except that such  
 36 allocations and transfers shall not be made in the acquisition of land  
 37 which has been declared surplus land of the state pursuant to statute.  
 38 The board is hereby further authorized to acquire said land and law  
 39 enforcement academy buildings by gift, donation, bequest, devise,  
 40 exchange, purchase, or eminent domain, or other means. However, any  
 41 money or proceeds from gifts, bequests, grants, or other donations shall  
 42 be deposited in a special donation fund which is hereby established for



1 the purposes outlined in this section, for the use of the board to  
 2 accomplish said purposes. No part of said special donation fund shall  
 3 revert to the general fund of the state unless specified by the donor as  
 4 a condition to ~~his~~ **the donor's** gift. All land and academy buildings,  
 5 however acquired, shall become the property of the state.

6 (b) There is created a continuing fund which shall be known as the  
 7 law enforcement training fund. The fund consists of amounts deposited  
 8 under IC 33-37-7-9. The board is further authorized to accept gifts and  
 9 grants of money, services, or property to supplement the law  
 10 enforcement training fund and to use the same for any purpose  
 11 consistent with the authorized uses of said fund. This fund may be used  
 12 by the board for the following purposes:

13 (1) Building and grounds maintenance for the law enforcement  
 14 academy.

15 (2) Training equipment and supplies necessary to operate the law  
 16 enforcement academy.

17 (3) Aid to approved law enforcement training schools certified as  
 18 having met or exceeded the minimum standards established by  
 19 the board.

20 (4) Personal services, as authorized by the board with the  
 21 approval of the governor.

22 (5) Any other purpose necessary to carry out the provisions of this  
 23 chapter, as determined by the board.

24 **(c) The law enforcement academy fund is established. The fund**  
 25 **shall be administered by the board. The fund consists of amounts**  
 26 **deposited under IC 33-37-7-2(p) and IC 33-37-7-8(l). The fund shall**  
 27 **be used by the board as follows:**

28 (1) **Each month, fifty percent (50%) of the money in the fund**  
 29 **shall be transferred to the Indiana law enforcement academy**  
 30 **in Plainfield to be used to maintain and operate that academy.**

31 (2) **Each month, twenty-five percent (25%) of the money in**  
 32 **the fund shall be transferred to the northwest Indiana law**  
 33 **enforcement academy in Hobart to be used to maintain and**  
 34 **operate that academy.**

35 (3) **Each month, twenty-five percent (25%) of the money in**  
 36 **the fund shall be transferred to the southwest Indiana law**  
 37 **enforcement training academy in Evansville to be used to**  
 38 **maintain and operate that academy.**

39 **The expenses of administering the fund shall be paid from money**  
 40 **in the fund. Money in the fund is continuously appropriated for the**  
 41 **purposes of this subsection.**

42 SECTION 3. IC 33-37-5-33 IS ADDED TO THE INDIANA CODE



1 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
2 1, 2014]: **Sec. 33. (a) This section applies to criminal, infraction,  
3 and ordinance violation actions that are traffic offenses (as defined  
4 in IC 9-13-2-183).**

5 **(b) The clerk shall collect a county 911 administration fee of ten  
6 dollars (\$10).**

7 SECTION 4. IC 33-37-5-34 IS ADDED TO THE INDIANA CODE  
8 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
9 1, 2014]: **Sec. 34. (a) This section applies to criminal, infraction,  
10 and ordinance violation actions that are traffic offenses (as defined  
11 in IC 9-13-2-183).**

12 **(b) The clerk shall collect a law enforcement academy fee of two  
13 dollars (\$2).**

14 SECTION 5. IC 33-37-7-2, AS AMENDED BY P.L.284-2013,  
15 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2014]: Sec. 2. (a) The clerk of a circuit court shall distribute  
17 semiannually to the auditor of state as the state share for deposit in the  
18 homeowner protection unit account established by IC 4-6-12-9 one  
19 hundred percent (100%) of the automated record keeping fees collected  
20 under IC 33-37-5-21 with respect to actions resulting in the accused  
21 person entering into a pretrial diversion program agreement under  
22 IC 33-39-1-8 or a deferral program agreement under IC 34-28-5-1 and  
23 for deposit in the state general fund seventy percent (70%) of the  
24 amount of fees collected under the following:

- 25 (1) IC 33-37-4-1(a) (criminal costs fees).
- 26 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- 27 (3) IC 33-37-4-3(a) (juvenile costs fees).
- 28 (4) IC 33-37-4-4(a) (civil costs fees).
- 29 (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- 30 (6) IC 33-37-4-7(a) (probate costs fees).
- 31 (7) IC 33-37-5-17 (deferred prosecution fees).

32 (b) The clerk of a circuit court shall distribute semiannually to the  
33 auditor of state for deposit in the state user fee fund established in  
34 IC 33-37-9-2 the following:

- 35 (1) Twenty-five percent (25%) of the drug abuse, prosecution,  
36 interdiction, and correction fees collected under  
37 IC 33-37-4-1(b)(5).
- 38 (2) Twenty-five percent (25%) of the alcohol and drug  
39 countermeasures fees collected under IC 33-37-4-1(b)(6),  
40 IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- 41 (3) One hundred percent (100%) of the child abuse prevention  
42 fees collected under IC 33-37-4-1(b)(7).



1 (4) One hundred percent (100%) of the domestic violence  
2 prevention and treatment fees collected under IC 33-37-4-1(b)(8).

3 (5) One hundred percent (100%) of the highway work zone fees  
4 collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).

5 (6) One hundred percent (100%) of the safe schools fee collected  
6 under IC 33-37-5-18.

7 (7) The following:

8 (A) For a county operating under the state's automated judicial  
9 system, one hundred percent (100%) of the automated record  
10 keeping fee (IC 33-37-5-21) not distributed under subsection  
11 (a).

12 (B) This clause applies before July 1, 2013, and after June 30,  
13 2015. For a county not operating under the state's automated  
14 judicial system, eighty percent (80%) of the automated record  
15 keeping fee (IC 33-37-5-21) not distributed under subsection  
16 (a).

17 (C) This clause applies after June 30, 2013, and before July 1,  
18 2015. For a county not operating under the state's automated  
19 judicial system, five dollars (\$5) of the automated record  
20 keeping fee (IC 33-37-5-21) not distributed under subsection  
21 (a).

22 (c) The clerk of a circuit court shall distribute monthly to the county  
23 auditor the following:

24 (1) Seventy-five percent (75%) of the drug abuse, prosecution,  
25 interdiction, and correction fees collected under  
26 IC 33-37-4-1(b)(5).

27 (2) Seventy-five percent (75%) of the alcohol and drug  
28 countermeasures fees collected under IC 33-37-4-1(b)(6),  
29 IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

30 The county auditor shall deposit fees distributed by a clerk under this  
31 subsection into the county drug free community fund established under  
32 IC 5-2-11.

33 (d) The clerk of a circuit court shall distribute monthly to the county  
34 auditor one hundred percent (100%) of the late payment fees collected  
35 under IC 33-37-5-22. The county auditor shall deposit fees distributed  
36 by a clerk under this subsection as follows:

37 (1) If directed to do so by an ordinance adopted by the county  
38 fiscal body, the county auditor shall deposit forty percent (40%)  
39 of the fees in the clerk's record perpetuation fund established  
40 under IC 33-37-5-2 and sixty percent (60%) of the fees in the  
41 county general fund.

42 (2) If the county fiscal body has not adopted an ordinance



1 described in subdivision (1), the county auditor shall deposit all  
2 the fees in the county general fund.

3 (e) The clerk of the circuit court shall distribute semiannually to the  
4 auditor of state for deposit in the sexual assault victims assistance  
5 account established by IC 5-2-6-23(h) one hundred percent (100%) of  
6 the sexual assault victims assistance fees collected under  
7 IC 33-37-5-23.

8 (f) The clerk of a circuit court shall distribute monthly to the county  
9 auditor the following:

10 (1) One hundred percent (100%) of the support and maintenance  
11 fees for cases designated as non-Title IV-D child support cases in  
12 the Indiana support enforcement tracking system (ISETS) or the  
13 successor statewide automated support enforcement system  
14 collected under IC 33-37-5-6.

15 (2) The percentage share of the support and maintenance fees for  
16 cases designated as Title IV-D child support cases in ISETS or the  
17 successor statewide automated support enforcement system  
18 collected under IC 33-37-5-6 that is reimbursable to the county at  
19 the federal financial participation rate.

20 The county clerk shall distribute monthly to the department of child  
21 services the percentage share of the support and maintenance fees for  
22 cases designated as Title IV-D child support cases in ISETS, or the  
23 successor statewide automated support enforcement system, collected  
24 under IC 33-37-5-6 that is not reimbursable to the county at the  
25 applicable federal financial participation rate.

26 (g) The clerk of a circuit court shall distribute monthly to the county  
27 auditor the following:

28 (1) One hundred percent (100%) of the small claims service fee  
29 under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2) for deposit in  
30 the county general fund.

31 (2) One hundred percent (100%) of the small claims garnishee  
32 service fee under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for  
33 deposit in the county general fund.

34 (h) This subsection does not apply to court administration fees  
35 collected in small claims actions filed in a court described in IC 33-34.  
36 The clerk of a circuit court shall semiannually distribute to the auditor  
37 of state for deposit in the state general fund one hundred percent  
38 (100%) of the following:

39 (1) The public defense administration fee collected under  
40 IC 33-37-5-21.2.

41 (2) The judicial salaries fees collected under IC 33-37-5-26.

42 (3) The DNA sample processing fees collected under



1 IC 33-37-5-26.2.

2 (4) The court administration fees collected under IC 33-37-5-27.

3 (i) The clerk of a circuit court shall semiannually distribute to the  
4 auditor of state for deposit in the judicial branch insurance adjustment  
5 account established by IC 33-38-5-8.2 one hundred percent (100%) of  
6 the judicial insurance adjustment fee collected under IC 33-37-5-25.

7 (j) The proceeds of the service fee collected under  
8 IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall be distributed as  
9 follows:

10 (1) The clerk shall distribute one hundred percent (100%) of the  
11 service fees collected in a circuit, superior, county, or probate  
12 court to the county auditor for deposit in the county general fund.

13 (2) The clerk shall distribute one hundred percent (100%) of the  
14 service fees collected in a city or town court to the city or town  
15 fiscal officer for deposit in the city or town general fund.

16 (k) The proceeds of the garnishee service fee collected under  
17 IC 33-37-5-28(b)(3) or IC 33-37-5-28(b)(4) shall be distributed as  
18 follows:

19 (1) The clerk shall distribute one hundred percent (100%) of the  
20 garnishee service fees collected in a circuit, superior, county, or  
21 probate court to the county auditor for deposit in the county  
22 general fund.

23 (2) The clerk shall distribute one hundred percent (100%) of the  
24 garnishee service fees collected in a city or town court to the city  
25 or town fiscal officer for deposit in the city or town general fund.

26 (l) The clerk of the circuit court shall distribute semiannually to the  
27 auditor of state for deposit in the home ownership education account  
28 established by IC 5-20-1-27 one hundred percent (100%) of the  
29 following:

30 (1) The mortgage foreclosure counseling and education fees  
31 collected under IC 33-37-5-32 (before its expiration on January  
32 1, 2015).

33 (2) Any civil penalties imposed and collected by a court for a  
34 violation of a court order in a foreclosure action under  
35 IC 32-30-10.5.

36 (m) This subsection applies to a county that is not operating under  
37 the state's automated judicial system. The clerk of a circuit court shall  
38 distribute monthly to the county auditor the following part of the  
39 automated record keeping fee (IC 33-37-5-21) not distributed under  
40 subsection (a) for deposit in the clerk's record perpetuation fund:

41 (1) Twenty percent (20%), before July 1, 2013, and after June 30,  
42 2015.





- 1           (2) Two dollars (\$2) of each fee collected, after June 30, 2013,  
2           and before July 1, 2015.
- 3           (n) The clerk of a circuit court shall distribute semiannually to the  
4           auditor of state one hundred percent (100%) of the pro bono legal  
5           services fees collected before July 1, 2017, under IC 33-37-5-31. The  
6           auditor of state shall transfer semiannually the pro bono legal services  
7           fees to the Indiana Bar Foundation (or a successor entity) as the entity  
8           designated to organize and administer the interest on lawyers trust  
9           accounts (IOLTA) program under Rule 1.15 of the Rules of  
10          Professional Conduct of the Indiana supreme court. The Indiana Bar  
11          Foundation shall:
- 12          (1) deposit in an appropriate account and otherwise manage the  
13          fees the Indiana Bar Foundation receives under this subsection in  
14          the same manner the Indiana Bar Foundation deposits and  
15          manages the net earnings the Indiana Bar Foundation receives  
16          from IOLTA accounts; and
- 17          (2) use the fees the Indiana Bar Foundation receives under this  
18          subsection to assist or establish approved pro bono legal services  
19          programs.
- 20          The handling and expenditure of the pro bono legal services fees  
21          received under this section by the Indiana Bar Foundation (or its  
22          successor entity) are subject to audit by the state board of accounts. The  
23          amounts necessary to make the transfers required by this subsection are  
24          appropriated from the state general fund.
- 25          **(o) The clerk of a circuit court shall distribute monthly to the  
26          county auditor one hundred percent (100%) of the county 911  
27          administration fees collected under IC 33-37-5-33. The county  
28          auditor shall deposit fees distributed by a clerk under this  
29          subsection into the county 911 administration fund established  
30          under IC 33-37-12.**
- 31          **(p) The clerk of a circuit court shall distribute monthly to the  
32          auditor of state one hundred percent (100%) of the law  
33          enforcement academy fees collected under IC 33-37-5-34 for  
34          deposit in the law enforcement academy fund established by  
35          IC 5-2-1-13(c).**
- 36          SECTION 6. IC 33-37-7-8, AS AMENDED BY P.L.136-2012,  
37          SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38          JULY 1, 2014]: Sec. 8. (a) The clerk of a city or town court shall  
39          distribute semiannually to the auditor of state as the state share for  
40          deposit in the homeowner protection unit account established by  
41          IC 4-6-12-9 one hundred percent (100%) of the automated record  
42          keeping fees collected under IC 33-37-5-21 with respect to actions



1 resulting in the accused person entering into a pretrial diversion  
 2 program agreement under IC 33-39-1-8 or a deferral program  
 3 agreement under IC 34-28-5-1 and for deposit in the state general fund  
 4 fifty-five percent (55%) of the amount of fees collected under the  
 5 following:

- 6 (1) IC 33-37-4-1(a) (criminal costs fees).
- 7 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- 8 (3) IC 33-37-4-4(a) (civil costs fees).
- 9 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- 10 (5) IC 33-37-5-17 (deferred prosecution fees).

11 (b) The city or town fiscal officer shall distribute monthly to the  
 12 county auditor as the county share twenty percent (20%) of the amount  
 13 of fees collected under the following:

- 14 (1) IC 33-37-4-1(a) (criminal costs fees).
- 15 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- 16 (3) IC 33-37-4-4(a) (civil costs fees).
- 17 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- 18 (5) IC 33-37-5-17 (deferred prosecution fees).

19 (c) The city or town fiscal officer shall retain twenty-five percent  
 20 (25%) as the city or town share of the fees collected under the  
 21 following:

- 22 (1) IC 33-37-4-1(a) (criminal costs fees).
- 23 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- 24 (3) IC 33-37-4-4(a) (civil costs fees).
- 25 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- 26 (5) IC 33-37-5-17 (deferred prosecution fees).

27 (d) The clerk of a city or town court shall distribute semiannually to  
 28 the auditor of state for deposit in the state user fee fund established in  
 29 IC 33-37-9 the following:

- 30 (1) Twenty-five percent (25%) of the drug abuse, prosecution,  
 31 interdiction, and correction fees collected under  
 32 IC 33-37-4-1(b)(5).
- 33 (2) Twenty-five percent (25%) of the alcohol and drug  
 34 countermeasures fees collected under IC 33-37-4-1(b)(6),  
 35 IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- 36 (3) One hundred percent (100%) of the highway work zone fees  
 37 collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).
- 38 (4) One hundred percent (100%) of the safe schools fee collected  
 39 under IC 33-37-5-18.
- 40 (5) One hundred percent (100%) of the automated record keeping  
 41 fee (IC 33-37-5-21) not distributed under subsection (a).

42 (e) The clerk of a city or town court shall distribute monthly to the



- 1 county auditor the following:
- 2 (1) Seventy-five percent (75%) of the drug abuse, prosecution,  
3 interdiction, and corrections fees collected under  
4 IC 33-37-4-1(b)(5).
- 5 (2) Seventy-five percent (75%) of the alcohol and drug  
6 countermeasures fees collected under IC 33-37-4-1(b)(6),  
7 IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- 8 The county auditor shall deposit fees distributed by a clerk under this  
9 subsection into the county drug free community fund established under  
10 IC 5-2-11.
- 11 (f) The clerk of a city or town court shall distribute monthly to the  
12 city or town fiscal officer (as defined in IC 36-1-2-7) one hundred  
13 percent (100%) of the following:
- 14 (1) The late payment fees collected under IC 33-37-5-22.  
15 (2) The small claims service fee collected under  
16 IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2).  
17 (3) The small claims garnishee service fee collected under  
18 IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3).
- 19 The city or town fiscal officer (as defined in IC 36-1-2-7) shall deposit  
20 fees distributed by a clerk under this subsection in the city or town  
21 general fund.
- 22 (g) The clerk of a city or town court shall semiannually distribute to  
23 the auditor of state for deposit in the state general fund one hundred  
24 percent (100%) of the following:
- 25 (1) The public defense administration fee collected under  
26 IC 33-37-5-21.2.  
27 (2) The DNA sample processing fees collected under  
28 IC 33-37-5-26.2.  
29 (3) The court administration fees collected under IC 33-37-5-27.
- 30 (h) The clerk of a city or town court shall semiannually distribute to  
31 the auditor of state for deposit in the judicial branch insurance  
32 adjustment account established by IC 33-38-5-8.2 one hundred percent  
33 (100%) of the judicial insurance adjustment fee collected under  
34 IC 33-37-5-25.
- 35 (i) The clerk of a city or town court shall semiannually distribute to  
36 the auditor of state for deposit in the state general fund seventy-five  
37 percent (75%) of the judicial salaries fee collected under  
38 IC 33-37-5-26. The city or town fiscal officer shall retain twenty-five  
39 percent (25%) of the judicial salaries fee collected under  
40 IC 33-37-5-26. The funds retained by the city or town shall be  
41 prioritized to fund city or town court operations.
- 42 (j) The clerk of a city or town court shall distribute semiannually to



1 the auditor of state one hundred percent (100%) of the pro bono legal  
 2 services fees collected before July 1, 2017, under IC 33-37-5-31. The  
 3 auditor of state shall transfer semiannually the pro bono legal services  
 4 fees to the Indiana Bar Foundation (or a successor entity) as the entity  
 5 designated to organize and administer the interest on lawyers trust  
 6 accounts (IOLTA) program under Rule 1.15 of the Rules of  
 7 Professional Conduct of the Indiana supreme court. The Indiana Bar  
 8 Foundation shall:

9 (1) deposit in an appropriate account and otherwise manage the  
 10 fees the Indiana Bar Foundation receives under this subsection in  
 11 the same manner the Indiana Bar Foundation deposits and  
 12 manages the net earnings the Indiana Bar Foundation receives  
 13 from IOLTA accounts; and

14 (2) use the fees the Indiana Bar Foundation receives under this  
 15 subsection to assist or establish approved pro bono legal services  
 16 programs.

17 The handling and expenditure of the pro bono legal services fees  
 18 received under this section by the Indiana Bar Foundation (or its  
 19 successor entity) are subject to audit by the state board of accounts. The  
 20 amounts necessary to make the transfers required by this subsection are  
 21 appropriated from the state general fund.

22 **(k) The clerk of a city or town court shall distribute monthly to**  
 23 **the county auditor one hundred percent (100%) of the county 911**  
 24 **administration fees collected under IC 33-37-5-33. The county**  
 25 **auditor shall deposit fees distributed by a clerk under this**  
 26 **subsection into the county 911 administration fund established**  
 27 **under IC 33-37-12.**

28 **(l) The clerk of a city or town court shall distribute monthly to**  
 29 **the auditor of state one hundred percent (100%) of the law**  
 30 **enforcement academy fees collected under IC 33-37-5-34 for**  
 31 **deposit in the law enforcement academy fund established by**  
 32 **IC 5-2-1-13(c).**

33 SECTION 7. IC 33-37-12 IS ADDED TO THE INDIANA CODE  
 34 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 35 JULY 1, 2014]:

36 **Chapter 12. County 911 Administration Fund**

37 **Sec. 1. As used in this chapter, "fund" refers to a county 911**  
 38 **administration fund established by section 2(a) of this chapter.**

39 **Sec. 2. (a) A county 911 administration fund is established in**  
 40 **each county.**

41 **(b) The fund may be used only to pay for the costs of installing,**  
 42 **operating, maintaining, and upgrading the communication system**



1       **in the county that uses the three (3) digit number 911 to send:**  
2             **(1) automatic number identification or its functional**  
3             **equivalent or successor; and**  
4             **(2) automatic location information or its functional equivalent**  
5             **or successor;**  
6       **for reporting police, fire, medical, or other emergency situations.**  
7             **(c) The fund shall be administered by the county auditor.**  
8             **(d) The fund consists of county 911 administration fees**  
9       **transferred to the county by the auditor of state under:**  
10            **(1) IC 33-37-7-2(o); and**  
11            **(2) IC 33-37-7-8(k).**  
12            **(e) The expenses of administering the fund shall be paid from**  
13       **money in the fund.**

