

HOUSE BILL No. 1556

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-33.5.

Synopsis: Translations of intercepted communications. Provides that if the contents of a recorded interception of an electronic communication include language of a person who is speaking in a language other than English, the superintendent of the state police department may employ or otherwise engage the services of a qualified person who is not a state police officer or otherwise employed by the state police department to act as a translator and provide an English translation of the contents of the recorded interception that are in a language other than English. Makes it unlawful use or disclosure of an interception, a Level 5 felony, for a person who acts as a translator to knowingly or intentionally use or disclose the contents of a recorded interception in violation of the law concerning interception of telephonic or telegraphic communications.

Effective: July 1, 2015.

Bauer, McMillin

January 20, 2015, read first time and referred to Committee on Courts and Criminal Code.



First Regular Session of the 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.

HOUSE BILL No. 1556



A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

1 SECTION 1. IC 35-33.5-4-6 IS ADDED TO THE INDIANA CODE
2 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2015]: **Sec. 6. If the contents of a recorded interception include**
4 **language of a person who is speaking in a language other than**
5 **English, the superintendent of the state police department may**
6 **employ or otherwise engage the services of a person who:**
7 (1) **is not a state police officer or otherwise employed by the**
8 **state police department; and**
9 (2) **is qualified as an expert in the translation of the language**
10 **other than English into English, as determined by the**
11 **superintendent;**
12 **to act as a translator and provide an English translation of the**
13 **contents of the recorded interception that are in a language other**
14 **than English.**
15 SECTION 2. IC 35-33.5-5-5, AS AMENDED BY P.L.158-2013,



1 SECTION 388, IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) This section does not apply
3 to a person who makes an interception authorized under federal law.
4 (b) A person who knowingly or intentionally intercepts a
5 communication in violation of this article commits unlawful
6 interception, a Level 5 felony.
7 (c) A person who:
8 (1) by virtue of the person's employment or official capacity in the
9 criminal justice system; **or**
10 (2) **is employed or otherwise engaged to act as a translator**
11 **under IC 35-33.5-4-6;**
12 knowingly or intentionally uses or discloses the contents of an
13 interception in violation of this article commits unlawful use or
14 disclosure of an interception, a Level 5 felony.

