



Reprinted
March 28, 2017

ENGROSSED HOUSE BILL No. 1370

DIGEST OF HB 1370 (Updated March 27, 2017 3:53 pm - DI 106)

Citations Affected: IC 36-8.

Synopsis: Completion of training by volunteer firefighters. Requires a volunteer firefighter to successfully complete certain minimum basic training requirements before performing the emergency response duties of a volunteer firefighter. Grants police powers to a fire investigator who has successfully completed law enforcement training and meets other specified conditions.

Effective: July 1, 2017.

Smith M, Macer, Frye R, Forestal

(SENATE SPONSORS — WALKER, NIEZGODSKI,
RANDOLPH LONNIE M)

January 17, 2017, read first time and referred to Committee on Veterans Affairs and Public Safety.

February 7, 2017, reported — Do Pass.

February 9, 2017, read second time, ordered engrossed. Engrossed.

February 13, 2017, read third time, passed. Yeas 92, nays 1.

SENATE ACTION

February 20, 2017, read first time and referred to Committee on Homeland Security and Transportation.

March 21, 2017, reported favorably — Do Pass.

March 27, 2017, read second time, amended, ordered engrossed.

EH 1370—LS 7226/DI 128



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First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1370

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

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

1 SECTION 1. IC 36-8-10.5-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 6. (a) A full-time
3 firefighter must successfully complete the minimum basic training
4 requirements established by this chapter before the firefighter may
5 perform the duties of a full-time firefighter for the political subdivision.

6 **(b) A volunteer firefighter must successfully complete the**
7 **minimum basic training requirements established by this chapter**
8 **before performing the emergency response duties of a volunteer**
9 **firefighter.**

10 ~~(b)~~ (c) A volunteer firefighter who has successfully completed the
11 minimum basic training requirements established by this chapter may
12 be elected or appointed to membership in more than one (1) volunteer
13 fire department.

14 SECTION 2. IC 36-8-17-7.5 IS ADDED TO THE INDIANA CODE
15 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
16 1, 2017]: **Sec. 7.5. (a) As used in this section, "police powers" means**
17 **the power to:**

EH 1370—LS 7226/DI 128



- 1 **(1) make an arrest;**
- 2 **(2) conduct a search or seizure of a person or property; or**
- 3 **(3) carry a firearm.**
- 4 **(b) A fire investigator of a first class or second class city may**
- 5 **exercise police powers if the fire investigator meets all of the**
- 6 **following requirements:**
- 7 **(1) The fire investigator has been authorized to exercise police**
- 8 **powers by the:**
- 9 **(A) police chief; and**
- 10 **(B) fire chief;**
- 11 **of the first class or second class city.**
- 12 **(2) The fire investigator has successfully completed the**
- 13 **pre-basic training course established under IC 5-2-1-9(f).**
- 14 **(3) The fire investigator has successfully completed the**
- 15 **minimum basic training and educational requirements**
- 16 **adopted by the law enforcement training board under**
- 17 **IC 5-2-1-9 as necessary for employment as a law enforcement**
- 18 **officer.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1370, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1370 as introduced.)

FRYE R

Committee Vote: Yeas 11, Nays 0

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred House Bill No. 1370, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to HB1370 as printed February 7, 2017.)

CRIDER, Chairperson

Committee Vote: Yeas 8, Nays 0

SENATE MOTION

Madam President: I move that Engrossed House Bill 1370 be amended to read as follows:

Page 1, after line 13, begin a new paragraph and insert:

"SECTION 2. IC 36-8-17-7.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 7.5. (a) As used in this section,**

"police powers" means the power to:

- (1) make an arrest;**
- (2) conduct a search or seizure of a person or property; or**
- (3) carry a firearm.**

(b) A fire investigator of a first class or second class city may exercise police powers if the fire investigator meets all of the following requirements:

- (1) The fire investigator has been authorized to exercise police powers by the:**

- (A) police chief; and**

EH 1370—LS 7226/DI 128



- (B) fire chief;
of the first class or second class city.**
- (2) The fire investigator has successfully completed the pre-basic training course established under IC 5-2-1-9(f).**
- (3) The fire investigator has successfully completed the minimum basic training and educational requirements adopted by the law enforcement training board under IC 5-2-1-9 as necessary for employment as a law enforcement officer."**

(Reference is to EHB 1370 as printed March 22, 2017.)

BROWN L

