



SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1022 be amended to read as follows:

- 1 Page 13, after line 35, begin a new paragraph and insert:
2 "SECTION 5. IC 21-17-5-4, AS ADDED BY P.L.2-2007, SECTION
3 258, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
4 1, 2016]: Sec. 4. (a) Police officers appointed under this chapter have
5 the following powers:
6 (1) General police powers, including the power to arrest, without
7 process, all persons who commit any offense within the view of
8 the officer.
9 (2) The same common law and statutory powers, privileges, and
10 immunities, **including the protections and immunities in**
11 **IC 34-13-3**, as **state police officers**, sheriffs, and constables.
12 However, the police officers are empowered to serve civil process
13 only to the extent authorized by the employing governing board.
14 (3) The duty to enforce and to assist the officials of the
15 educational institutions in the enforcement of the rules and
16 regulations of the educational institution.
17 (4) The duty to assist and cooperate with other law enforcement
18 agencies and law enforcement officers.
19 (b) The governing board of an educational institution employing a
20 police officer may expressly forbid the officer from exercising any
21 powers otherwise granted to the police officer by law.
22 (c) **If an educational institution, governing board of an**
23 **educational institution, delegated office or offices of a governing**
24 **board of an educational institution, or individual employed by the**
25 **educational institution as a police officer acts in accordance with**
26 **this chapter or engages in activities related to law enforcement:**
27 (1) **the educational institution, the governing board of an**

1 **educational institution, and the delegated office or offices of**
2 **the governing board of an educational institution have the**
3 **same common law and statutory immunities granted to the**
4 **state; and**
5 **(2) an individual employed by the educational institution as a**
6 **police officer has the same common law and statutory**
7 **immunities granted to a state police officer;**
8 **including the protections and immunities in IC 34-13-3.**
9 **(d) A record of an educational institution's police department is**
10 **a public record subject to IC 5-14-3, if the record meets the**
11 **requirements of IC 5-14-3-2.2.**
12 SECTION 6. IC 34-30-2-86.2 IS ADDED TO THE INDIANA
13 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
14 **[EFFECTIVE JULY 1, 2016]: Sec. 86.2. IC 21-17-5-4 (Concerning**
15 **an educational institution, an educational institution governing**
16 **board, the delegated office or offices of the governing board of an**
17 **educational institution, and an individual employed by an**
18 **educational institution as a police officer regarding activities**
19 **related to enforcement of the law and rules and regulations of the**
20 **educational institution)."**

(Reference is to EHB 1022 as printed February 24, 2016.)

Senator GLICK