

IC 33-39-8

Chapter 8. Prosecuting Attorneys Council

IC 33-39-8-1

Council defined

Sec. 1. As used in this chapter, "council" refers to the prosecuting attorneys council of Indiana established by section 2 of this chapter.
As added by P.L.98-2004, SEC.18.

IC 33-39-8-2

Creation; membership

Sec. 2. (a) The prosecuting attorneys council of Indiana is established.

(b) The membership of the council consists of all the prosecuting attorneys and their chief deputies acting in Indiana.

As added by P.L.98-2004, SEC.18.

IC 33-39-8-3

Board of directors

Sec. 3. The activities of the council shall be directed by a ten (10) member board of directors elected by the entire membership of the council.

As added by P.L.98-2004, SEC.18.

IC 33-39-8-4

Executive director; staff and clerical assistants

Sec. 4. The council may employ an executive director, staff, and clerical assistants necessary to fulfill the purposes of the council.

As added by P.L.98-2004, SEC.18.

IC 33-39-8-5

Duties of council

Sec. 5. The council shall do the following:

- (1) Assist in the coordination of the duties of the prosecuting attorneys of the state and their staffs.
- (2) Prepare manuals of procedure.
- (3) Give assistance in preparation of the trial briefs, forms, and instructions.
- (4) Conduct research and studies that would be of interest and value to all prosecuting attorneys and their staffs.
- (5) Maintain liaison contact with study commissions and agencies of all branches of local, state, and federal government that will be of benefit to law enforcement and the fair administration of justice in Indiana.
- (6) Adopt guidelines for the expenditure of funds derived from a deferral program or a pretrial diversion program.
- (7) The council shall:
 - (A) compile forfeiture data received under IC 34-24-1-4.5;

and

(B) annually submit a report to the legislative council containing the compiled data.

The council shall submit the report to the legislative council before July 15 of every year. The report must be in an electronic format under IC 5-14-6. The council may adopt rules under IC 4-22-2 to implement this subdivision.

As added by P.L.98-2004, SEC.18. Amended by P.L.176-2005, SEC.22; P.L.237-2015, SEC.7.

IC 33-39-8-6

Drug prosecution fund

Sec. 6. (a) The drug prosecution fund is established. The council shall administer the fund. Expenditures from the fund may be made only in accordance with appropriations made by the general assembly.

(b) The council may use money from the fund to provide assistance to prosecuting attorneys to:

- (1) investigate and prosecute violations of IC 35-48;
- (2) bring actions for forfeiture, law enforcement costs, and correction costs under IC 34-24-1;
- (3) bring actions for civil and criminal remedies for a violation of IC 35-45-6; and
- (4) obtain training, equipment, and technical assistance that would enhance the ability of prosecuting attorneys to reduce illegal drug activity.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

(d) Money in the fund at the end of a fiscal year does not revert to the state general fund.

As added by P.L.98-2004, SEC.18.