

SENATE BILL No. 354

DIGEST OF INTRODUCED BILL

Citations Affected: IC 10-11-2.

Synopsis: State police officer compensation. Provides an annual salary increase for Indiana state police employees (peace officers), motor carrier inspectors, and capitol police officers. Provides that the increases are equal to 50% of the average annual salary percentage increase received by those state employees of the executive branch who are under a salary plan that is substantially similar to the salary matrix adopted by the state police board (board) for peace officers, motor carrier inspectors, and capitol police officers, respectively. However, provides that peace officers, motor carrier inspectors, and capitol police officers are not entitled to annual salary increases in a year in which those state employees of the executive branch who are under substantially similar salary plans did not receive increases. Requires the budget director to make the determination of those state employees of the executive branch who are under substantially similar salary plans and the average percentage amount of any salary increase those employees received, if any. Makes a technical correction.

Effective: July 1, 2021.

Houchin

January 11, 2021, read first time and referred to Committee on Appropriations.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

SENATE BILL No. 354

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

1 SECTION 1. IC 10-11-2-10 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 10. (a) The
3 superintendent, with the approval of the board, shall establish a
4 classification of ranks, grades, and positions in the department.
5 (b) For each rank, grade, and position established, the
6 superintendent shall designate the authority and responsibility within
7 the limits of this chapter.
8 (c) For each rank, grade, and position established, the
9 superintendent shall set standards of qualifications in conformity with
10 the plans and standards most widely adopted in other states, dominions,
11 and provinces. The superintendent shall fix the prerequisites of
12 training, education, and experience for each rank, grade, and position.
13 (d) The board, with the approval of the budget agency and the
14 governor, shall prescribe the salaries to be paid for each rank, grade,
15 and position, **including any increases required under this chapter.**
16 (e) The superintendent, with the approval of the board and in
17 accordance with the rules adopted by the superintendent, shall



1 designate the rank, grade, and position held by each employee of the
2 department until the superintendent designates an employee to hold
3 another rank, grade, or position. The superintendent may assign and
4 reassign each employee of the department to serve at stations and to
5 perform within the limits of this chapter the duties the superintendent
6 designates to the employee. The superintendent may determine the
7 conditions and amounts of bonds required in appropriate cases.

8 SECTION 2. IC 10-11-2-13, AS AMENDED BY P.L.234-2007,
9 SECTION 306, IS AMENDED TO READ AS FOLLOWS
10 [EFFECTIVE JULY 1, 2021]: Sec. 13. (a) The board shall categorize
11 salaries of police employees within each rank based upon the rank held
12 and the number of years of service in the department through the
13 twentieth year. The salary ranges the board assigns to each rank shall
14 be divided into a base salary and twenty (20) increments above the base
15 salary, with:

- 16 (1) the base salary in the rank paid to a person with less than one
17 (1) year of service in the department; and
18 (2) the highest salary in the rank paid to a person with at least
19 twenty (20) years of service in the department.

20 (b) The salary matrix prescribed by this section, **and any increase**
21 **under subsection (d)**, shall be reviewed and approved by the budget
22 agency before implementation.

23 (c) **For each state fiscal year beginning after June 30, 2021, the**
24 **budget director shall determine, on July 1 of the current state fiscal**
25 **year compared to the immediately preceding state fiscal year, the**
26 **average annual salary percentage increase, if any, received by**
27 **those state employees of the executive branch who, as determined**
28 **by the budget director, are under a salary plan that is substantially**
29 **similar to the salary matrix for police employees under this section.**
30 **The budget director shall make the determination under this**
31 **subsection on or before July 10 of the state fiscal year and shall**
32 **notify the board of the amount of any percentage increase**
33 **determined under this subsection not later than July 15 of the state**
34 **fiscal year.**

35 (d) **Beginning after June 30, 2021, if the budget director**
36 **determines under subsection (c) that state employees of the**
37 **executive branch (as described in subsection (c)) received a salary**
38 **increase, the board shall update the salary matrix under this**
39 **section for the state fiscal year in which the notice is received under**
40 **subsection (c) to increase, beginning July 1 of the state fiscal year,**
41 **the salary for all police employees under this chapter by a**
42 **percentage amount equal to:**



- 1 **(1) the percentage increase determined by the budget director**
 2 **under subsection (c); multiplied by**
 3 **(2) fifty percent (50%).**

4 **A police employee is not entitled to receive a salary increase under**
 5 **this subsection in a state fiscal year in which the budget director**
 6 **determines under subsection (c) that state employees of the**
 7 **executive branch (as described in subsection (c)) did not receive a**
 8 **salary increase as determined under that subsection.**

9 **(e) If salary increases are required under subsection (d), the**
 10 **budget director shall augment the appropriations in the state**
 11 **biennial budget for police employees in an amount sufficient to pay**
 12 **for the salary increases from funds as determined by the budget**
 13 **director.**

14 SECTION 3. IC 10-11-2-27, AS AMENDED BY P.L.234-2007,
 15 SECTION 304, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2021]: Sec. 27. (a) The board shall categorize
 17 salaries of motor carrier inspectors within each rank based upon the
 18 rank held and the number of years of service in the department through
 19 the tenth year. The salary ranges the board assigns to each rank shall be
 20 divided into a base salary and ten (10) increments above the base
 21 salary, with:

- 22 (1) the base salary in the rank paid to a person with less than one
 23 (1) year of service in the department; and
 24 (2) the highest salary in the rank paid to a person with at least ten
 25 (10) years of service in the department.

26 (b) For purposes of creating the salary matrix prescribed by this
 27 section, the board may not approve salary ranges for any rank that are
 28 less than the salary ranges effective for that rank on January 1, 1995.

29 (c) The salary matrix prescribed by this section, **and any increase**
 30 **under subsection (e):**

- 31 (1) shall be reviewed and approved by the budget agency before
 32 implementation; and
 33 (2) must include the job classifications of motor carrier district
 34 coordinator, motor carrier zone coordinator, and motor carrier
 35 administrator.

36 **(d) For each state fiscal year beginning after June 30, 2021, the**
 37 **budget director shall determine, on July 1 of the current state fiscal**
 38 **year compared to the immediately preceding state fiscal year, the**
 39 **average annual salary percentage increase, if any, received by**
 40 **those state employees of the executive branch who, as determined**
 41 **by the budget director, are under a salary plan that is substantially**
 42 **similar to the salary matrix for motor carrier inspectors under this**



1 **section. The budget director shall make the determination under**
 2 **this subsection on or before July 10 of the state fiscal year and shall**
 3 **notify the board of the amount of any percentage increase**
 4 **determined under this subsection not later than July 15 of the state**
 5 **fiscal year.**

6 **(e) Beginning after June 30, 2021, if the budget director**
 7 **determines under subsection (d) that state employees of the**
 8 **executive branch (as described in subsection (d)) received a salary**
 9 **increase, the board shall update the salary matrix under this**
 10 **section for the state fiscal year in which the notice is received under**
 11 **subsection (d) to increase, beginning July 1 of the state fiscal year,**
 12 **the salary for all motor carrier inspectors under the salary matrix**
 13 **by a percentage amount equal to:**

14 **(1) the percentage increase determined by the budget director**
 15 **under subsection (d); multiplied by**

16 **(2) fifty percent (50%).**

17 **A motor carrier inspector is not entitled to receive a salary**
 18 **increase under this subsection in a state fiscal year in which the**
 19 **budget director determines under subsection (d) that state**
 20 **employees of the executive branch (as described in subsection (d))**
 21 **did not receive a salary increase as determined under that**
 22 **subsection.**

23 **(f) If salary increases are required under subsection (e), the**
 24 **budget director shall augment the appropriations in the state**
 25 **biennial budget for motor carrier inspectors in an amount**
 26 **sufficient to pay for the salary increases from funds as determined**
 27 **by the budget director.**

28 **SECTION 4. IC 10-11-2-28.5, AS ADDED BY P.L.83-2006,**
 29 **SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
 30 **JULY 1, 2021]: Sec. 28.5. (a) After June 30, 2007, the board shall use**
 31 **a salary matrix that categorizes salaries of capitol police officers**
 32 **described in section 28 of this chapter within each rank based upon the**
 33 **rank held and the number of years of service in the department through**
 34 **the tenth year. The salary ranges the board assigns to each rank shall be**
 35 **divided into a base salary and ten (10) increments above the base**
 36 **salary, with:**

37 **(1) the base salary in the rank paid to a capitol police officer with**
 38 **less than one (1) year of service in the department; and**

39 **(2) the highest salary in the rank paid to a capitol police officer**
 40 **with at least ten (10) years of service in the department.**

41 **(b) For purposes of creating the salary matrix prescribed by this**
 42 **section, the board may not approve salary ranges for any rank of capitol**



1 police officers that are less than the salary ranges effective for that rank
2 on January 1, 2006.

3 (c) The salary matrix prescribed by this section, **and any increase**
4 **under subsection (f)**, shall be reviewed and approved by the budget
5 agency before implementation.

6 (d) The salary matrix developed under subsection (a), **including any**
7 **increase under subsection (f)**, must use the same percentage
8 differentials between increments that are used for the salary matrix for
9 police employees under ~~IC 10-11-2-13~~ **section 13 of this chapter**.

10 (e) For each state fiscal year beginning after June 30, 2021, the
11 budget director shall determine, on July 1 of the current state fiscal
12 year compared to the immediately preceding state fiscal year, the
13 average annual salary percentage increase, if any, received by
14 those state employees of the executive branch who, as determined
15 by the budget director, are under a salary plan that is substantially
16 similar to the salary matrix for capitol police officers under this
17 section. The budget director shall make the determination under
18 this subsection on or before July 10 of the state fiscal year and shall
19 notify the board of the amount of any percentage increase
20 determined under this subsection not later than July 15 of the state
21 fiscal year.

22 (f) Beginning after June 30, 2021, if the budget director
23 determines under subsection (e) that state employees of the
24 executive branch (as described in subsection (e)) received a salary
25 increase, the board shall update the salary matrix under this
26 section for the state fiscal year in which the notice is received under
27 subsection (e) to increase, beginning July 1 of the state fiscal year,
28 the salary for all capitol police officers under the salary matrix by
29 a percentage amount equal to:

- 30 (1) the percentage increase determined by the budget director
31 under subsection (e); multiplied by
32 (2) fifty percent (50%).

33 A capitol police officer is not entitled to receive a salary increase
34 under this subsection in a state fiscal year in which the budget
35 director determines under subsection (e) that state employees of
36 the executive branch (as described in subsection (e)) did not receive
37 a salary increase as determined under that subsection.

38 (g) If salary increases are required under subsection (f), the
39 budget director shall augment the appropriations in the state
40 biennial budget for capitol police officers in an amount sufficient
41 to pay for the salary increases from funds as determined by the
42 budget director.

