

ORDINANCE 2023- 08 B
ORDINANCE ESTABLISHING INFRACTION DEFERRAL FUND

A. The LaPorte County Council now establishes the Infraction Deferral Fund, Fund Number 2501, established for the deposit of funds collected pursuant to Indiana Code §33-37-4-2;

B. The funds are to be used for the purposes set forth in Indiana Code §33-37-8-6(b), as follows:

- (1) Personnel expenses related to the operation of the diversion program.
 - (2) Special training for:
 - (a) A prosecuting attorney;
 - (b) A deputy prosecuting attorney;
 - (c) Support staff for a prosecuting attorney or deputy prosecuting attorney;
- or
- (d) A law enforcement officer.
 - (3) Employment of a deputy prosecutor or prosecutorial support staff.
 - (4) Victim assistance.
 - (5) Electronic legal research.
 - (6) Office equipment, including computers, computer software, communication devices, office machinery, furnishings, and office supplies.
 - (7) Expenses of a criminal investigation and prosecution.
 - (8) An activity or program operated by the prosecuting attorney that is intended to reduce or prevent criminal activity, including:
 - (a) Substance abuse;
 - (b) Child abuse;
 - (c) Domestic violence;
 - (d) Operating while intoxicated; and
 - (e) Juvenile delinquency.
 - (9) The provision of evidence based mental health and addiction, intellectual disability, developmental disability, autism, and co-occurring autism and mental illness forensic treatment services to reduce the risk of recidivism in a program administered or coordinated by a provider certified or licensed by the division of mental health and addiction or the division of disability and rehabilitative services with expertise in providing evidence based forensic treatment services.
 - (10) Any other purpose that benefits the office of the prosecuting attorney or law enforcement and that is agreed upon by the county fiscal body and the prosecuting attorney.

Additionally, funds collected under this Ordinance may only be distributed/used within the guidelines issued by the Indiana Prosecuting Attorney Council;

C. Appropriations from the fund shall be subject to approval by the LaPorte County Council or as otherwise permitted by law;

D. Any money remaining in the Fund at the end of the year shall not revert to the General Fund but continue in the Infraction Deferral Fund, subject to appropriation by the LaPorte County Council, or otherwise permitted by law.

E. All other ordinances regarding this fund are hereby abolished.

Adopted this 28 day of August, 2023.

LAPORTE COUNTY COUNCIL


Michael Rosenbaum, President


Justin Kiel, Vice President


Randy Novak


Mark Yagelski


Mike Mollenhauer


Earl Cunningham


Adam Koronka

Attest:


LaPorte County Auditor

First Reading: 8/28/23

Second Reading: 8/28/23