

PROSECUTORIAL OVERSIGHT TASK FORCE



**Indiana Legislative Services Agency
200 W. Washington Street, Suite 301
Indianapolis, Indiana 46204**

November 10, 2022

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PROSECUTORIAL OVERSIGHT TASK FORCE

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FINAL REPORT

Prosecutorial Oversight Task Force

I. STATUTORY DIRECTIVE

The Prosecutorial Oversight Task Force ("Task Force") was created in Senate Enrolled Act 1 of the 2022 Special Session. SECTION 53 of SEA 1(ss) required the Task Force to do the following:

- (1) Study the circumstances in which a county prosecutor makes a blanket refusal to enforce a specific statute or constitutional provision.
- (2) Consider appropriate methods of enforcing the statute or constitutional provision, including:
 - (A) granting the attorney general concurrent jurisdiction to enforce the statute or constitutional provision under certain circumstances;
 - (B) granting another prosecuting attorney concurrent jurisdiction to enforce the statute or constitutional provision under certain circumstances;
 - (C) establishing a procedure to appoint a special prosecuting attorney under certain circumstances; or
 - (D) any other method the Task Force determines should be recommended.
- (3) Make recommendations resulting from the Task Force's study and considerations under this subsection. (Subdivisions (1) through (3) are collectively referenced in this report as the "SEA 1 Directive".)

Senate Enrolled Act 1(ss) also required the Task Force to make recommendations to the general assembly before December 1, 2022, concerning the Task Force's study and findings under the SEA 1 Directive.

II. SUMMARY OF WORK PROGRAM

The Task Force held one meeting on November 10, 2022, to complete the responsibilities outlined in the SEA 1 Directive.

The minutes for this meeting are available at the following link: [[Meeting Minutes](#)]; and the video for this meeting is available at the following link: [[Meeting Video](#)].

III. FINDINGS AND RECOMMENDATIONS OF THE TASK FORCE

The Task Force made no findings or recommendations.