

SENATE BILL No. 61

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-42-5-1; IC 35-44-2-2.

Synopsis: Robbery and false informing. Enhances robbery from a Class C felony to: (1) a Class B felony if it is committed against a financial institution; and (2) a Class A felony if it is committed against a financial institution while the person who commits the offense is armed with a deadly weapon. Enhances false informing from a Class B misdemeanor to a Class D felony if the offense is committed against a law enforcement officer.

Effective: July 1, 1998.

Worman

January 6, 1998, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.



Second Regular Session 110th General Assembly (1998)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

SENATE BILL No. 61

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

- 1 SECTION 1. IC 35-42-5-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 1. **(a) As used in this**
3 **section, "state or federally chartered or federally insured financial**
4 **institution" has the meaning set forth in IC 35-43-5-8(b).**
5 **(b)** A person who knowingly or intentionally takes property from
6 another person or from the presence of another person:
7 (1) by using or threatening the use of force on any person; or
8 (2) by putting any person in fear;
9 commits robbery, a Class C felony.
10 **(c)** However, the offense **under subsection (b)** is:
11 **(1)** a Class B felony if it:
12 **(A)** is committed while armed with a deadly weapon; ~~or~~
13 **(B)** results in bodily injury to any person other than a
14 defendant; **or**
15 **(C)** is committed against a state or federally chartered or
16 **federally insured financial institution;** and
17 **(2)** a Class A felony if it:



1 (A) results in serious bodily injury to any person other than a
2 defendant; or

3 (B) is committed against a state or federally chartered or
4 federally insured financial institution while armed with a
5 deadly weapon.

6 SECTION 2. IC 35-44-2-2 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 2. (a) As used in this
8 section, "consumer product" has the meaning set forth in IC 35-45-8-1.

9 (b) A person who reports, by telephone, telegraph, mail, or other
10 written or oral communication, that:

11 (1) the person or another person has placed or intends to place an
12 explosive or other destructive substance in a building or
13 transportation facility; or

14 (2) there has been or there will be tampering with a consumer
15 product introduced into commerce;

16 knowing the report to be false commits false reporting, a Class D
17 felony.

18 (c) A person who:

19 (1) gives a false report of the commission of a crime or gives false
20 information in the official investigation of the commission of a
21 crime, knowing the report or information to be false;

22 (2) gives a false alarm of fire to the fire department of a
23 governmental entity, knowing the alarm to be false;

24 (3) makes a false request for ambulance service to an ambulance
25 service provider, knowing the request to be false; or

26 (4) gives a false report concerning a missing child (as defined in
27 IC 10-1-7-2) or gives false information in the official
28 investigation of a missing child knowing the report or information
29 to be false;

30 commits false informing, a Class B misdemeanor.

31 (d) However, the offense **under subsection (c)** is a:

32 (1) Class A misdemeanor, if it ~~substantially hinders any law~~
33 ~~enforcement process or if it results in harm to an innocent person;~~
34 **and**

35 (2) **Class D felony, if it is committed against a law**
36 **enforcement officer.**

