

SENATE BILL No. 374

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-42-4-7.

Synopsis: Child seduction. Expands the categories of persons who can be convicted of child seduction to include: (1) a child care worker who provides care or supervision of a child in a school or shelter care facility; and (2) a custodian who resides with a child and is responsible for the child's welfare.

Effective: July 1, 1998.

Miller

January 9, 1998, read first time and referred to Committee on Judiciary.

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

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SENATE BILL No. 374



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 35-42-4-7, AS AMENDED BY P.L.1-1997,
- 2 SECTION 148, IS AMENDED TO READ AS FOLLOWS
- 3 [EFFECTIVE JULY 1, 1998]: Sec. 7. (a) As used in this section,
- 4 "adoptive parent" has the meaning set forth in IC 31-9-2-6.
- 5 (b) As used in this section, "adoptive grandparent" means the
- 6 parent of an adoptive parent.
- 7 (c) **As used in this section, "child care worker" means a person**
- 8 **who provides care or supervision of a child within the scope of the**
- 9 **person's employment in a public or private school or shelter care**
- 10 **facility.**
- 11 ~~(c)~~ (d) As used in this section, "custodian" ~~includes~~ **means** any
- 12 person **who resides with a child and is** responsible for a **the** child's
- 13 welfare. ~~who is employed by a public or private residential school or~~
- 14 ~~foster care facility.~~
- 15 ~~(d)~~ (e) As used in this section, "stepparent" means an individual
- 16 who is married to a child's custodial or noncustodial parent and is not
- 17 the child's adoptive parent.



1 ~~(e)~~ **(f)** If a person who is:
2 (1) at least eighteen (18) years of age; and
3 (2) the:
4 **(A)** guardian, adoptive parent, adoptive grandparent,
5 custodian, or stepparent of; **or**
6 **(B) child care worker for;**
7 a child at least sixteen (16) years of age but less than eighteen
8 (18) years of age;
9 engages in sexual intercourse or deviate sexual conduct with the child,
10 the person commits child seduction, a Class D felony.

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