
HOUSE BILL No. 1201

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-44-3-3.

Synopsis: Penalty for fleeing officer in vehicle. Increases the penalty for using a vehicle to flee a law enforcement officer from a Class A misdemeanor to a Class D felony.

Effective: July 1, 1998.

Alderman

January 8, 1998, read first time and referred to Committee on Courts and Criminal Code.

C
o
p
y



Introduced

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.

C
O
P
Y

HOUSE BILL No. 1201



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 35-44-3-3 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 3. (a) A person who
 3 knowingly or intentionally:
 4 (1) forcibly resists, obstructs, or interferes with a law enforcement
 5 officer or a person assisting the officer while the officer is
 6 lawfully engaged in the execution of his duties as an officer;
 7 (2) forcibly resists, obstructs, or interferes with the authorized
 8 service or execution of a civil or criminal process or order of a
 9 court; or
 10 (3) flees from a law enforcement officer after the officer has, by
 11 visible or audible means, identified himself and ordered the
 12 person to stop;
 13 commits resisting law enforcement, a Class A misdemeanor, except as
 14 provided in subsection (b).
 15 (b) The offense under subsection (a) is a:
 16 (1) Class D felony if:
 17 (A) **the offense is described in subsection (a)(3) and the**



1 **person uses a vehicle to commit the offense; or**
 2 **(B) while committing it; any offense described in subsection**
 3 **(a),** the person draws or uses a deadly weapon, inflicts bodily
 4 injury on another person, or operates a vehicle in a manner
 5 that creates a substantial risk of bodily injury to another
 6 person;
 7 (2) Class C felony if, while committing it; **any offense described**
 8 **in subsection (a),** the person operates a vehicle in a manner that
 9 causes serious bodily injury to another person; and
 10 (3) Class B felony if, while committing it; **any offense described**
 11 **in subsection (a),** the person operates a vehicle in a manner that
 12 causes the death of another person.
 13 (c) For purposes of this section, a law enforcement officer includes
 14 an alcoholic beverage enforcement officer and a conservation officer
 15 of the department of natural resources.
 16 SECTION 2. [EFFECTIVE JULY 1, 1998] **IC 35-44-3-3, as**
 17 **amended by this act, applies only to offenses committed after June**
 18 **30, 1998.**

C
O
P
Y

