

SENATE BILL No. 445

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-41-1-4.3; IC 35-47-5.

Synopsis: Definition of bomb. Defines "bomb" for purposes of criminal law and procedure statutes.

Effective: July 1, 2000.

Zakas

January 10, 2000, read first time and referred to Committee on Judiciary.

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Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

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SENATE BILL No. 445



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 35-41-1-4.3 IS ADDED TO THE INDIANA CODE
 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 2000]: **Sec. 4.3. (a) "Bomb" means an explosive or incendiary**
 4 **weapon designed to release:**
 5 **(1) destructive materials or force; or**
 6 **(2) dangerous gases;**
 7 **that is detonated by impact, proximity to an object, a timing**
 8 **mechanism, a chemical reaction, or other predetermined means.**
 9 **(b) The term does not include the following:**
 10 **(1) A firearm (as defined in IC 35-47-1-5) or the ammunition**
 11 **for a firearm.**
 12 **(2) Fireworks regulated under IC 22-11-14.**
 13 **(3) Boating, railroad, and other safety flares.**
 14 **(4) Propellants used in model rockets or similar hobby**
 15 **activities.**
 16 SECTION 2. IC 35-47-5-8 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 8. A person who owns



1 or possesses:
2 (1) a machine gun; or
3 (2) a bomb; ~~loaded with either explosives or dangerous gases;~~
4 commits a Class C felony.
5 SECTION 3. IC 35-47-5-9 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 9. A person who:
7 (1) operates a loaded machine gun; or
8 (2) hurls or drops a bomb; ~~loaded with either explosives or~~
9 ~~dangerous gases;~~
10 commits a Class B felony.
11 SECTION 4. [EFFECTIVE JULY 1, 2000] **IC 35-41-1-4.3, as**
12 **added by this act, and IC 35-47-5-8 and IC 35-47-5-9, both as**
13 **amended by this act, apply to crimes committed after June 30,**
14 **2000.**

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