

# SENATE BILL No. 131

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-45-9-1; IC 35-50-2-1.4.

**Synopsis:** Criminal gangs. Changes the definition of "criminal gang", for purposes of certain criminal statutes, to provide that a criminal gang consists of at least three members (instead of five members).

**Effective:** July 1, 2007.

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**Mrvan**

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January 8, 2007, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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First Regular Session 115th General Assembly (2007)

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 2006 Regular Session of the General Assembly.

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## SENATE BILL No. 131



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 35-45-9-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. As used in this  
3 chapter, "criminal gang" means a group with at least ~~five (5)~~ **three (3)**  
4 members that specifically:

- 5 (1) either:  
6 (A) promotes, sponsors, or assists in; or  
7 (B) participates in; or  
8 (2) requires as a condition of membership or continued  
9 membership;  
10 the commission of a felony or an act that would be a felony if  
11 committed by an adult or the offense of battery (IC 35-42-2-1).

12 SECTION 2. IC 35-50-2-1.4, AS ADDED BY P.L.109-2006,  
13 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
14 JULY 1, 2007]: Sec. 1.4. For purposes of section 15 of this chapter,  
15 "criminal gang" means a group with at least ~~five (5)~~ **three (3)** members  
16 that specifically:

- 17 (1) either:



1                   (A) promotes, sponsors, or assists in; or  
2                   (B) participates in; or  
3                   (2) requires as a condition of membership or continued  
4                   membership;  
5                   the commission of a felony or an act that would be a felony if  
6                   committed by an adult or the offense of battery (IC 35-42-2-1).

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