
HOUSE BILL No. 1313

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-42-4-14.

Synopsis: Sex offenders in homes with children. Provides that an offender against children who resides with an unrelated child commits unlawfully residing with a child, a Class D felony.

Effective: July 1, 2009.

Kersey

January 13, 2009, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 116th General Assembly (2009)

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 2008 Regular Session of the General Assembly.

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HOUSE BILL No. 1313



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 35-42-4-14 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2009]: **Sec. 14. (a) As used in this section, "offender against**
- 4 **children" has the meaning set forth in section 11(a) of this chapter.**
- 5 **(b) As used in this section, "reside" means to spend more than**
- 6 **three (3) nights in a residence in a thirty (30) day period.**
- 7 **(c) As used in this section, "unrelated child" means a child who**
- 8 **is not a:**
- 9 **(1) descendent of the person or of the person's spouse;**
- 10 **(2) first cousin of the person or of the person's spouse;**
- 11 **(3) nephew or niece of the person or of the person's spouse;**
- 12 **(4) parent or grandparent of the person or of the person's**
- 13 **spouse; or**
- 14 **(5) sibling of the person or of the person's spouse.**
- 15 **(d) An offender against children who resides in a residence in**
- 16 **knowing that an unrelated child also resides in the residence**
- 17 **commits unlawfully residing with a child, a Class D felony.**



1 SECTION 2. [EFFECTIVE JULY 1, 2009] **IC 35-42-4-14, as**
2 **added by this act, applies only to crimes committed after June 30,**
3 **2009.**

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