
SENATE BILL No. 368

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-14-2-31.

Synopsis: Vote fraud and employment. Provides that a person who is convicted of any of certain offenses relating to voting shall be prohibited from being employed by the state or a county, municipality, or township for three years, unless the sentencing court finds that the person committed the offense because the person feared employment related retaliation and that the person appreciates the wrongfulness of the person's conduct.

Effective: July 1, 2011.

Mrvan

January 11, 2011, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

C
o
p
y



First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

C
o
p
y

SENATE BILL No. 368



A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-14-2-31 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2011]: **Sec. 31. (a) Notwithstanding IC 35-50-2-7 or IC 35-50-3-2,**
4 **and except as provided in subsection (b), if a person is convicted of**
5 **an offense under this chapter:**
6 (1) **the court sentencing the person for the offense shall**
7 **prohibit the person from being employed by the state or a unit**
8 **(as defined in IC 36-1-2-23) for a period of three (3) years;**
9 **and**
10 (2) **if the person is currently employed by the state or a unit,**
11 **the person's employment is terminated as a matter of law on**
12 **the date of sentencing.**
13 (b) **The court sentencing a person convicted of an offense under**
14 **this chapter may suspend or modify the prohibition under**
15 **subsection (a)(1) or the termination under subsection (a)(2), or**
16 **both, if the court finds that the person:**
17 (1) **committed the offense because the person feared**



- 1 **employment related retaliation; and**
- 2 **(2) appreciates the wrongfulness of the person's conduct.**

**C
o
p
y**

