# HOUSE BILL No. 1016

DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 31-37.

**Synopsis:** Juvenile alcohol offenses. Repeals a provision providing that a child commits a delinquent act if the child violates the law concerning minors and alcoholic beverages. Makes a violation of the alcoholic beverage law by a child a felony, a misdemeanor, or an infraction, depending on the offense committed. Makes a conforming change.

**Effective:** July 1, 2011.

**Burton**

January 5, 2011, read first time and referred to Committee on Courts and Criminal Code.

C o p y

Introduced

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

# HOUSE BILL No. 1016

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

SECTION 1. IC 31-37-19-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 7. (a) With respect to a wardship awarded under section 6(b)(2)(A) of this chapter, a child may not be awarded to the department of correction if the child,

~~(1)~~ except as provided by subsection (b), is

~~(A)~~ less than twelve (12) years of age or

~~(B)~~ at least eighteen (18) years of age

at the time of the dispositional decree. ~~or~~

~~(2) was determined to be a delinquent child because the child violated IC 7.1-5-7.~~

(b) A wardship may be awarded to the department of correction if the child:

(1) is ten (10) or eleven (11) years of age; and

(2) is found to have committed an act that would have been murder if committed by an adult.

(c) The department of correction may not confine a delinquent child, except as provided in IC 11-10-2-10, at:

(1) an adult correctional facility; or

(2) a shelter care facility;

that houses persons charged with, imprisoned for, or incarcerated for crimes unless the child is restricted to an area of the facility where the child may have not more than haphazard or incidental sight or sound contact with persons charged with, imprisoned for, or incarcerated for crimes.

SECTION 2. IC 31-37-2-6 IS REPEALED [EFFECTIVE JULY 1, 2011].

C o p y