

# HOUSE BILL No. 1217

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-43-4-3.

**Synopsis:** Criminal conversion of leased motor vehicles. Makes criminal conversion of a leased motor vehicle a Class D felony instead of a Class A misdemeanor.

**Effective:** July 1, 2011.

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### Grubb, Steuerwald

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January 12, 2011, read first time and referred to Committee on Courts and Criminal Code.

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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.

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## HOUSE BILL No. 1217



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 35-43-4-3, AS AMENDED BY P.L.143-2005,
- 2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2011]: Sec. 3. (a) A person who knowingly or intentionally
- 4 exerts unauthorized control over property of another person commits
- 5 criminal conversion, a Class A misdemeanor.
- 6 (b) The offense under subsection (a) is a Class D felony if
- 7 committed by a person who exerts unauthorized control over the motor
- 8 vehicle of another person with the intent to use the motor vehicle to
- 9 assist the person in the commission of a crime.
- 10 (c) The offense under subsection (a) is a Class C felony if:
- 11 (1) committed by a person who exerts unauthorized control over
- 12 the motor vehicle of another person; and
- 13 (2) the person uses the motor vehicle to assist the person in the
- 14 commission of a felony.
- 15 **(d) The offense under subsection (a) is a Class D felony if:**
- 16 **(1) the person acquires the property by lease;**
- 17 **(2) the property is a motor vehicle;**



- 1           **(3) the person signs a written agreement to return the**
- 2           **property to a specified location within a specified time; and**
- 3           **(4) the person fails to return the property:**
- 4               **(A) within fifteen (15) days after the specified time; or**
- 5               **(B) within three (3) days after a written demand for return**
- 6           **of the property is either:**
- 7               **(i) personally served on the person; or**
- 8               **(ii) sent by registered mail to the person's address that is**
- 9           **provided by the person in the written agreement.**

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