

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.

SENATE ENROLLED ACT No. 464

AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

SECTION 1. IC 5-13-4-21.3 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: **Sec. 21.3. "Public servant" has the meaning set forth in IC 35-41-1-24.**

SECTION 2. IC 5-13-14-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 2. A public ~~officer~~ **servant** is not liable for loss of public funds in any closed depository if the funds have been deposited in the manner required by this article.

SECTION 3. IC 5-13-14-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 3. A public ~~officer~~ **servant** who knowingly **or intentionally**:

- (1) fails to deposit public funds; or ~~knowingly~~
- (2) deposits or draws any check or negotiable order of withdrawal against the funds;

except in the manner prescribed in this article, commits a ~~Class B felony~~: **Class A misdemeanor. However, the offense is a Class D felony if the amount involved is at least seven hundred fifty dollars (\$750), and a Class C felony if the amount involved is at least fifty thousand dollars (\$50,000).** The public ~~officer~~ **servant** also is liable upon the ~~officer's~~ **public servant's** official bond for any loss or damage that may accrue.

SECTION 4. IC 5-13-14-4 IS AMENDED TO READ AS

SEA 464+



C
O
P
Y

FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 4. A public ~~officer~~ **servant** who knowingly **or intentionally** fails to perform any duty imposed upon the ~~officer~~ **public servant** by this article, other than a duty for which a penalty is imposed by section 3 of this chapter, commits a Class B misdemeanor.

SECTION 5. IC 4-13-2-21 IS REPEALED [EFFECTIVE JULY 1, 2011].

**C
o
p
y**



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

C
O
P
Y

SEA 464+

