

## SENATE BILL No. 588

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-31.5-2-72.

**Synopsis:** Aggravated battery on a child. Provides that a person at least 21 years of age who commits aggravated battery against a child less than 12 years of age is a credit restricted felon. (A credit restricted felon earns one day of credit time for each six days served and is not entitled to educational credit.)

**Effective:** July 1, 2013.

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January 15, 2013, read first time and referred to Committee on Corrections & Criminal Law.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

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# SENATE BILL No. 588



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 35-31.5-2-72, AS ADDED BY P.L.114-2012,  
2 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2013]: Sec. 72. "Credit restricted felon" means a person who  
4 has been convicted of at least one (1) of the following offenses:  
5 (1) Child molesting involving sexual intercourse or deviate sexual  
6 conduct (IC 35-42-4-3(a)), if:  
7 (A) the offense is committed by a person at least twenty-one  
8 (21) years of age; and  
9 (B) the victim is less than twelve (12) years of age.  
10 (2) Child molesting (IC 35-42-4-3) resulting in serious bodily  
11 injury or death.  
12 (3) Murder (IC 35-42-1-1), if:  
13 (A) the person killed the victim while committing or  
14 attempting to commit child molesting (IC 35-42-4-3);  
15 (B) the victim was the victim of a sex crime under IC 35-42-4  
16 for which the person was convicted; or  
17 (C) the victim of the murder was listed by the state or known



1 by the person to be a witness against the person in a  
2 prosecution for a sex crime under IC 35-42-4 and the person  
3 committed the murder with the intent to prevent the victim  
4 from testifying.  
5 **(4) Aggravated battery (IC 35-42-2-1.5), if:**  
6 **(A) the offense is committed by a person at least**  
7 **twenty-one (21) years of age; and**  
8 **(B) the victim is less than twelve (12) years of age.**

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