

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Corrections and Criminal Law, to which was referred House Bill No. 1108, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1           Page 3, line 27, delete "the offender is no longer amenable to" and
- 2           insert "**that placement of the offender in any juvenile facility of the**
- 3           **division of youth services is no longer appropriate.**".
- 4           Page 3, delete lines 28 through 29.
- 5           Page 4, line 8, delete "After" and insert "**Except as provided in**
- 6           **subsection (c), after**".
- 7           Page 4, between lines 26 and 27, begin a new paragraph and insert:
- 8           "**(c) This subsection applies to an offender convicted of one (1)**
- 9           **or more of the following offenses:**
- 10           **(1) Murder (IC 35-42-1-1).**
- 11           **(2) Attempted murder (IC 35-41-5-1).**
- 12           **(3) Kidnapping (IC 35-42-3-2).**
- 13           **(4) Rape as a Class A felony (IC 35-42-4-1(b)).**
- 14           **(5) Criminal deviate conduct as a Class A felony**
- 15           **(IC 35-42-4-2(b)).**
- 16           **(6) Robbery as a Class A felony (IC 35-42-5-1), if:**
- 17           **(A) the offense was committed while armed with a deadly**
- 18           **weapon; and**
- 19           **(B) the offense resulted in bodily injury to any person**
- 20           **other than a defendant.**
- 21           **The court may not modify the original sentence of an offender to**

1       **whom this subsection applies if the prosecuting attorney objects in**  
2       **writing to the modification. The prosecuting attorney shall set**  
3       **forth in writing the prosecuting attorney's reasons for objecting to**  
4       **the sentence modification."**

(Reference is to HB 1108 as printed February 8, 2013.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 7, Nays 0.

---

**Young R Michael**

**Chairperson**