



February 23, 2018

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**ENGROSSED  
SENATE BILL No. 60**

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DIGEST OF SB 60 (Updated February 21, 2018 2:18 pm - DI 84)

**Citations Affected:** IC 11-8.

**Synopsis:** Out of state sex or violent offenders. Provides that a failure to register as a sex or violent offender for an offense originating from another jurisdiction is a Level 5 felony in certain instances.

**Effective:** July 1, 2018.

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**Zakas, Young M, Freeman,  
Houchin, Holdman, Taylor G, Delph,  
Bohacek, Lanane**  
(HOUSE SPONSORS — MCNAMARA, WASHBURNE)

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January 3, 2018, read first time and referred to Committee on Corrections and Criminal Law.

January 18, 2018, amended, reported favorably — Do Pass.

January 22, 2018, read second time, ordered engrossed. Engrossed.

January 23, 2018, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

February 6, 2018, read first time and referred to Committee on Courts and Criminal Code.

February 22, 2018, reported — Do Pass.

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ES 60—LS 6172/DI 123





February 23, 2018

Second Regular Session 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 60

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A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

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

- 1 SECTION 1. IC 11-8-8-17, AS AMENDED BY P.L.158-2013,  
2 SECTION 174, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2018]: Sec. 17. (a) A sex or violent offender  
4 who knowingly or intentionally:  
5 (1) fails to register when required to register under this chapter;  
6 (2) fails to register in every location where the sex or violent  
7 offender is required to register under this chapter;  
8 (3) makes a material misstatement or omission while registering  
9 as a sex or violent offender under this chapter;  
10 (4) fails to register in person as required under this chapter; or  
11 (5) does not reside at the sex or violent offender's registered  
12 address or location;  
13 commits a Level 6 felony.  
14 (b) The offense described in subsection (a) is a Level 5 felony if the  
15 sex or violent offender has a prior unrelated conviction for an offense:  
16 (1) under this section; ~~or~~  
17 (2) based on the person's failure to comply with any requirement

ES 60—LS 6172/DI 123



1 imposed on a sex or violent offender under this chapter or under  
2 IC 5-2-12 before its repeal; or  
3 **(3) that:**  
4 **(A) is a crime under the laws of another jurisdiction,**  
5 **including a military court; and**  
6 **(B) is:**  
7 **(i) the same or substantially similar to an offense under**  
8 **this section; or**  
9 **(ii) based on the person's failure to comply with a**  
10 **requirement imposed on the person that is the same or**  
11 **substantially similar to a requirement imposed on a sex**  
12 **or violent offender under this chapter or under IC 5-2-12**  
13 **before its repeal.**  
14 (c) It is not a defense to a prosecution under this section that the sex  
15 or violent offender was unable to pay the sex or violent offender  
16 registration fee or the sex or violent offender address change fee  
17 described under IC 36-2-13-5.6.



COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 60, 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:

Page 2, line 6, after "is" insert ":

**(i)**".

Page 2, line 7, delete "described in section 4.5(a) of this chapter." and insert "**under this section; or**

**(ii) based on the person's failure to comply with a requirement imposed on the person that is the same or substantially similar to a requirement imposed on a sex or violent offender under this chapter or under IC 5-2-12 before its repeal.**"

and when so amended that said bill do pass.

(Reference is to SB 60 as introduced.)

YOUNG M, Chairperson

Committee Vote: Yeas 9, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 60, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 60 as printed January 19, 2018.)

WASHBURNE

Committee Vote: Yeas 10, Nays 0

