

SENATE BILL No. 258

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-42-4-10.

Synopsis: Ban on sex offenders providing child care services. Prohibits a sexually violent predator or an offender against children from working as a child care provider or babysitter.

Effective: July 1, 2019.

Mrvan

January 3, 2019, read first time and referred to Committee on Family and Children Services.



First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 258

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 35-42-4-10, AS AMENDED BY P.L.158-2013,
2 SECTION 446, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) As used in this section,
4 "offender against children" means a person who is an offender against
5 children under IC 35-42-4-11.
6 (b) As used in this section, "sexually violent predator" means a
7 person who is a sexually violent predator under IC 35-38-1-7.5.
8 (c) A sexually violent predator or an offender against children who
9 knowingly or intentionally works for compensation or as a volunteer:
10 (1) on school property;
11 (2) at a youth program center; ~~or~~
12 (3) at a public park;
13 (4) as a child care provider (as defined by IC 31-33-26-1); or
14 (5) as a babysitter;
15 commits unlawful employment near children by a sexual predator, a
16 Level 6 felony. However, the offense is a Level 5 felony if the person
17 has a prior unrelated conviction based on the person's failure to comply



1 with any requirement imposed on an offender under IC 11-8-8.

