

HOUSE BILL No. 1603

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-45-4-3.

Synopsis: Unlawful proposition of a minor. Provides that the crime of making an unlawful proposition is a Level 6 felony if the person unlawfully propositions another person less than 18 years of age.

Effective: July 1, 2019.

Wright

January 22, 2019, read first time and referred to Committee on Courts and Criminal Code.



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.

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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 35-45-4-3, AS AMENDED BY P.L.215-2018(ss),
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 3. (a) **Except as provided in subsection (b), a**
4 **person who knowingly or intentionally pays, or offers or agrees to pay,**
5 **money or other property to another person:**
6 (1) for having engaged in, or on the understanding that the other
7 person will engage in, sexual intercourse or other sexual conduct
8 (as defined in IC 35-31.5-2-221.5) with the person or with any
9 other person; or
10 (2) for having fondled, or on the understanding that the other
11 person will fondle, the genitals of the person or any other person;
12 commits making an unlawful proposition, a Class A misdemeanor.
13 **(b) However, The offense is a Level 6 felony if:**
14 **(1) the person has two (2) prior convictions under this section; or**
15 **(2) the other person described in subsection (a) is less than**
16 **eighteen (18) years of age at the time of the offense.**
17 ~~(b)~~ (c) It is not a defense to a prosecution under this section that the:



- 1 (1) victim consented to engage in prostitution; or
- 2 (2) intended victim of the offense is a law enforcement officer.

