

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 160 be amended to read as follows:

- 1 Page 3, line 37, after "the" insert "**state**".  
2 Page 20, line 17, strike ",".  
3 Page 20, line 41, delete "athletic".  
4 Page 32, between lines 19 and 20, begin a new paragraph and insert:  
5 "SECTION 49. IC 35-44-3-2 IS AMENDED TO READ AS  
6 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. **(a)** A person not  
7 standing in the relation of parent, child, or spouse to another person  
8 who has committed a crime or is a fugitive from justice who, with  
9 intent to hinder the apprehension or punishment of the other person,  
10 harbors, conceals, or otherwise assists the person commits assisting a  
11 criminal, a Class A misdemeanor. However, the offense is:  
12 (1) a Class D felony if the person assisted has committed a Class  
13 B, Class C, or Class D felony; and  
14 (2) a Class C felony if the person assisted has committed murder  
15 or a Class A felony, or if the assistance was providing a deadly  
16 weapon.  
17 **(b) It is not a defense to a prosecution under this section that the**  
18 **person assisted:**  
19 **(1) has not been prosecuted for the offense;**  
20 **(2) has not been convicted of the offense; or**  
21 **(3) has been acquitted of the offense by reason of insanity.**  
22 Page 33, after line 31, begin a new paragraph and insert:  
23 "SECTION 55. [EFFECTIVE JULY 1, 2009] **IC 35-44-3-2, as**  
24 **amended by this act, applies only to crimes committed after June**

- 1 **30, 2009."**
- 2 Renumber all SECTIONS consecutively.  
(Reference is to ESB 160 as printed April 3, 2009.)

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Representative Foley