
HOUSE BILL No. 1100

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-44-3-9.5.

Synopsis: Inmate possession of a cellular device prohibited. Makes it a Class C felony for a person incarcerated in a penal facility to possess a cellular telephone or other wireless or cellular communications device.

Effective: July 1, 2010.

Goodin

January 5, 2010, read first time and referred to Committee on Veterans Affairs and Public Safety.

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Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

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HOUSE BILL No. 1100



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 35-44-3-9.5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 9.5. A person who
3 knowingly or intentionally while incarcerated in a penal facility
4 possesses:

- 5 (1) a device, equipment, a chemical substance, or other material
- 6 that:
- 7 (1) (A) is used; or
- 8 (2) (B) is intended to be used;
- 9 in a manner that is readily capable of causing bodily injury; or
- 10 (2) a cellular telephone or other wireless or cellular
- 11 communications device;

12 commits a Class C felony. However, the offense is a Class B felony if
13 the device, equipment, chemical substance, or other material is a
14 deadly weapon.

15 SECTION 2. [EFFECTIVE JULY 1, 2010] **IC 35-44-3-9.5, as**
16 **amended by this act, applies only to crimes committed after June**
17 **30, 2010.**

