

HOUSE BILL No. 1180

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-31.5-2-64; IC 35-46-1-23.

Synopsis: Endangering an unborn child. Provides that a person who knows she is pregnant and knowingly or intentionally consumes a controlled substance commits endangering an unborn child, a Level 6 felony.

Effective: July 1, 2015.

Karickhoff

January 12, 2015, read first time and referred to Committee on Courts and Criminal Code.



First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1180

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 35-31.5-2-64, AS ADDED BY P.L.114-2012,
2 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 64. (a) **"Controlled substance", for purposes of**
4 **IC 35-46-1-23, has the meaning set forth in IC 35-46-1-23(b).**
5 (b) "Controlled substance", for purposes of IC 35-48, has the
6 meaning set forth in IC 35-48-1-9.
7 SECTION 2. IC 35-46-1-23 IS ADDED TO THE INDIANA CODE
8 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
9 1, 2015]: Sec. 23. (a) **This section does not apply to a person who**
10 **consumes a controlled substance under a prescription or under the**
11 **direction of a practitioner (as defined in IC 35-48-1-24).**
12 (b) **As used in this section, "controlled substance" means a pure**
13 **or adulterated substance classified in schedule I, II, III, or IV as**
14 **described in IC 35-48-2.**
15 (c) **A person who:**



1 **(1) knows or reasonably should know that she is pregnant;**
2 **and**
3 **(2) knowingly or intentionally consumes a controlled**
4 **substance while the person is pregnant;**
5 **commits endangering an unborn child, a Level 6 felony.**

