



SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 170 be amended to read as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 35-42-5-1, AS AMENDED BY P.L.158-2013,
- 3 SECTION 450, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2017]: Sec. 1. **(a)** A person who knowingly or
- 5 intentionally takes property from another person or from the presence
- 6 of another person:
- 7 (1) by using or threatening the use of force on any person; or
- 8 (2) by putting any person in fear;
- 9 commits robbery, a Level 5 felony, **except as provided in subsection**
- 10 **(b).**
- 11 **(b) However, the offense Robbery is:**
- 12 **(1) a Level 4 felony if it is committed by a person at least**
- 13 **eighteen (18) years of age who aids, induces, or causes a child**
- 14 **to commit the offense, even if the child:**
- 15 **(A) has not been prosecuted for the offense;**
- 16 **(B) has not been convicted of or adjudicated as a**
- 17 **delinquent child for the offense; or**
- 18 **(C) has been acquitted of the offense;**
- 19 **(2) a Level 3 felony if it is committed while armed with a deadly**
- 20 **weapon or results in bodily injury to any person other than a**
- 21 **defendant; and**

- 1 **(3)** a Level 2 felony if it results in serious bodily injury to any
 - 2 person other than a defendant.
- (Reference is to SB 170 as printed January 27, 2017.)

Senator DELPH