

IC 1-1-2

Chapter 2. Laws Governing the State

IC 1-1-2-1

Hierarchy of law

Sec. 1. The law governing this state is declared to be:

First. The Constitution of the United States and of this state.

Second. All statutes of the general assembly of the state in force, and not inconsistent with such constitutions.

Third. All statutes of the United States in force, and relating to subjects over which congress has power to legislate for the states, and not inconsistent with the Constitution of the United States.

Fourth. The common law of England, and statutes of the British Parliament made in aid thereof prior to the fourth year of the reign of James the First (except the second section of the sixth chapter of forty-third Elizabeth, the eighth chapter of thirteenth Elizabeth, and the ninth chapter of thirty-seventh Henry the Eighth,) and which are of a general nature, not local to that kingdom, and not inconsistent with the first, second and third specifications of this section.

(Formerly: Acts 1852, IRS, c.61, s.1.)

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Criminal law statutory

Sec. 2. Crimes shall be defined and punishment therefor fixed by statutes of this state and not otherwise.

(Formerly: Acts 1852, IRS, c.61, s.2.) As amended by Acts 1978, P.L.2, SEC.101.