

**IC 35-40-4**  
**Chapter 4. Definitions**

**IC 35-40-4-1**  
**Applicability of definitions**

Sec. 1. The definitions in this chapter apply throughout this article.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-2**  
**"Accused"**

Sec. 2. "Accused" means that an indictment or information charging a person with a crime or a petition alleging that a child is a delinquent child has been filed.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-3**  
**"Crime"**

Sec. 3. "Crime" includes a delinquent act.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-4**  
**"Delinquent act"**

Sec. 4. "Delinquent act" has the meaning set forth in IC 31-37-1-2.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-5**  
**"Postarrest release"**

Sec. 5. "Postarrest release" means the discharge on recognizance, bond, or other condition imposed under IC 31 or IC 35-33 of an accused person from confinement.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-6**  
**"Postconviction release"**

Sec. 6. "Postconviction release" means parole, work release, home detention, or any other permanent, conditional, or temporary discharge from confinement of a person who is confined in:

- (1) the custody of:
  - (A) the department of correction; or
  - (B) a sheriff;
- (2) a county jail;
- (3) a secure mental health facility; or
- (4) a secure juvenile facility or shelter care facility.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-7**  
**"Public court proceeding"**

Sec. 7. "Public court proceeding" means a hearing, an argument, or another matter scheduled by and held before a trial court. The term does not include:

- (1) a deposition;
- (2) a lineup;
- (3) a grand jury proceeding; or
- (4) any other procedure not held in the presence of a court having jurisdiction.

*As added by P.L.139-1999, SEC.1.*

**IC 35-40-4-8**

**"Victim"**

Sec. 8. "Victim" means a person that has suffered harm as a result of a crime that was perpetrated directly against the person. The term does not include a person that has been charged with a crime arising out of the same occurrence.

*As added by P.L.139-1999, SEC.1.*