



Adopted

Rejected

## COMMITTEE REPORT

YES: 13  
NO: 0

### MR. SPEAKER:

*Your Committee on Courts and Criminal Code, to which was referred House Bill 1412, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 1 through 17.
- 2 Delete page 2.
- 3 Page 3, delete lines 1 through 38.
- 4 Page 6, line 5, reset in roman "or".
- 5 Page 6, line 5, delete "and".
- 6 Page 6, line 5, strike "a local" and insert "**an appropriate**".
- 7 Page 6, line 5, delete "in Indiana".
- 8 Page 6, delete lines 13 through 42, begin a new paragraph and
- 9 insert:
- 10 "SECTION 4. IC 31-33-5-2, AS AMENDED BY P.L.183-2017,
- 11 SECTION 32, IS AMENDED TO READ AS FOLLOWS[EFFECTIVE
- 12 JULY 1, 2025]: Sec. 2. ~~(a) This section does not apply to an individual~~

required to make a report under this article in the individual's capacity as a member of the staff of a hospital licensed under IC 16-21-2. An individual required to make a report under this article in the individual's capacity as a member of the staff of a hospital licensed under IC 16-21-2 is subject to section 2.5 of this chapter.

~~(b)~~ (a) If an individual is required to make a report under this article in the individual's capacity as a member of the staff of a ~~medical or other~~ public or private institution, school, facility, **organization**, or agency, the individual shall immediately make a report to:

(1) the department; or

(2) the ~~local~~ **appropriate** law enforcement agency.

**The individual does not have discretion to decide not to report known or suspected child abuse or neglect, unless a report has already been made and documented by the individual in charge under subsection (d).**

(b) An individual required to make a report of known or suspected child abuse or neglect may not delegate the duty to make the report to another individual, unless:

(1) the individual to whom the duty is being delegated is part of the child's care team and has personally been involved in the child's care; and

(2) the notification of suspected child abuse or neglect made to the individual described in subdivision (1) is in writing.

(c) The individual described in subsection (b)(1) shall immediately report the suspected child abuse or neglect to the appropriate law enforcement agency or the department. As soon as possible after making the report to law enforcement or the department, the individual described in subsection (b)(1) shall do the following:

(1) Record in writing that they were notified of suspected child abuse or neglect, including the identity of the person who notified them, the date and time that they received the notification, and the date and time that they reported the suspected child abuse or neglect to law enforcement or the department of child services.

(2) Place or cause to be placed in the child's medical file:

(A) the details included in the report to law enforcement or the department of child services, including the date and

- 1           time;  
 2           **(B) the condition of the child at the time the report was**  
 3           **made, if known; and**  
 4           **(C) any other relevant and necessary information.**  
 5           **(d)** After making the report, the individual **required to make the**  
 6 **report and the individual described in subsection (b)(1)** shall notify  
 7 the individual in charge of the institution, school, facility,  
 8 **organization**, or agency or the designated agent of the individual in  
 9 charge of the institution, school, facility, **organization**, or agency that  
 10 the report was made."  
 11       Page 7, delete lines 1 through 13.  
 12       Page 7, line 34, strike "local" and insert "**appropriate**".  
 13       Page 7, line 34, delete "agency in Indiana based on the" and insert  
 14 "agency."  
 15       Page 7, delete lines 35 through 36.  
 16       Page 7, line 40, delete "and" and insert "**or**".  
 17       Page 7, line 41, delete "local" and insert "**appropriate**".  
 18       Page 7, line 41, delete "agency in Indiana based on the" and insert  
 19 "**agency**".  
 20       Page 7, delete line 42.  
 21       Page 8, delete line 1.  
 22       Page 8, line 38, after " misdemeanor." insert "**However, the offense**  
 23 **is a Level 6 felony if the person has a prior unrelated conviction for**  
 24 **a violation of this section.**".  
 25       ReNUMBER all SECTIONS consecutively.  
       (Reference is to HB 1412 as printed January 30, 2025.)

**and when so amended that said bill do pass.**

Representative McNamara