



COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Family and Children Services, to which was referred House Bill No. 1412, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 3, between lines 41 and 42, begin a new paragraph and insert:
2 "SECTION 3. IC 31-9-2-14, AS AMENDED BY P.L.109-2024,
3 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2025]: Sec. 14. (a) "Child abuse or neglect", for purposes of
5 IC 31-32-11-1, IC 31-33, IC 31-34-7-4, and IC 31-39-8-4, refers to:
6 (1) a child described in IC 31-34-1-1 through IC 31-34-1-5 and
7 IC 31-34-1-8 through IC 31-34-1-11, regardless of whether the
8 child needs care, treatment, rehabilitation, or the coercive
9 intervention of a court; or
10 (2) an individual who:
11 (A) is at least eighteen (18) years of age but less than
12 twenty-one (21) years of age;
13 (B) resides, or has previously resided, at a residential facility
14 licensed by the department; and
15 (C) is harmed or threatened with harm as a result of:
16 (i) a battery offense included in IC 35-42-2; or
17 (ii) sexual activity (as defined in IC 35-42-4-13(b));
18 committed by a member of the staff at the residential facility.
19 (b) For purposes of subsection (a), the term under subsection (a)
20 does not refer to a child who is alleged to be a victim of a sexual

1 offense under IC 35-42-4-3 unless the alleged offense under
 2 IC 35-42-4-3 involves the fondling or touching of the buttocks,
 3 genitals, or female breasts, regardless of whether the child needs care,
 4 treatment, rehabilitation, or the coercive intervention of a court.

5 (c) "Child abuse or neglect", for purposes of IC 31-34-2.3, refers to
 6 acts or omissions by a person against a child as described in
 7 IC 31-34-1-1 through IC 31-34-1-11, regardless of whether the child
 8 needs care, treatment, rehabilitation, or the coercive intervention of a
 9 court.

10 (d) **"Child abuse or neglect" does not include raising or**
 11 **referring to a child in a manner consistent with the child's**
 12 **biological sex."**

13 Page 6, after line 34, begin a new paragraph and insert:

14 "SECTION 9. IC 31-34-1-17 IS ADDED TO THE INDIANA CODE
 15 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 16 1, 2025]: **Sec. 17. A child is not a child in need of services under any**
 17 **section of this chapter due to the child's parent, guardian, or**
 18 **custodian referring to and raising the child consistent with the**
 19 **child's biological sex."**

20 Renumber all SECTIONS consecutively.

(Reference is to HB 1412 as printed February 6, 2025.)

and when so amended that said bill do pass .

Committee Vote: Yeas 6, Nays 0.

Senator Walker G, Chairperson