

First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

HOUSE ENROLLED ACT No. 1014

AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 35-46-1-21, AS AMENDED BY P.L.113-2017, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 21. (a) As used in this section, "advertisement" means any communication by any medium within the borders of Indiana, including print advertisements, digital advertisements, radio, television, and outdoor advertising signs.

(b) Except as provided in subsection ~~(e)~~; **(d)**, only a person that is an attorney licensed to practice law in Indiana or a child placing agency licensed under the laws of Indiana may place an advertisement that:

- (1) a child is offered or wanted for adoption; or
- (2) the person is able to place, locate, or receive a child for adoption.

~~(e)~~ A person described in subsection (b) that places an advertisement in Indiana shall include the following in the advertisement:

- ~~(1)~~ For an attorney licensed to practice law in Indiana, the person's attorney number.
- ~~(2)~~ For a child placing agency licensed under the laws of Indiana, the number on the person's child placing agency license.

~~(d)~~ **(c)** A person who knowingly or intentionally violates subsection (b) commits unauthorized adoption advertising, a Level 6 felony.

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~~(e)~~ **(d)** Subsection (b) may not be enforced against:

(1) a federal agency; ~~or~~

(2) the Indiana department of child services; ~~or~~

(3) an Indiana resident seeking to adopt a child on the resident's own behalf.

SECTION 2. An emergency is declared for this act.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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