

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1021

AN ACT to amend the Indiana Code concerning human services.

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

SECTION 1. IC 5-2-17-1, AS ADDED BY P.L.92-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. As used in this chapter, "high risk missing person" means a person whose whereabouts are not known and who may be at risk of injury or death. The term includes the following:

- (1) A person who is missing as the result of abduction by a stranger.
- (2) A person whose disappearance may be the result of the commission of a crime.
- (3) A person whose disappearance occurred under circumstances that are inherently dangerous.
- (4) A person who is missing for more than thirty (30) days.
- (5) A missing person who is in need of medical attention or prescription medication.
- (6) A missing person who may be at risk due to abduction by a noncustodial parent.
- (7) A missing person who is mentally impaired.
- (8) A missing person who is less than twenty-one (21) years of age.
- (9) A missing person who has previously been the victim of a threat of violence or an act of violence.
- (10) A missing person who has been determined by a law

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enforcement agency to be:

(A) at risk of injury or death; or

(B) a person that meets any of the descriptions in subdivisions (1) through (9).

(11) A missing person who is an endangered adult (as defined in IC 12-7-2-131.3).

(12) A missing person who is a veteran at risk (as defined in IC 12-7-2-197.3).

SECTION 2. IC 5-2-17-3, AS ADDED BY P.L.92-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. A law enforcement agency receiving a report of a missing:

(1) child less than eighteen (18) years of age shall comply with the requirements of IC 31-36-2; **or**

(2) endangered adult (as defined in IC 12-7-2-131.3) shall comply with the requirements of IC 12-10-18; **or**

(3) veteran at risk (as defined in IC 12-7-2-197.3) shall comply with the requirements of IC 12-10-18;

in addition to the procedures described in this chapter.

SECTION 3. IC 10-13-5-3, AS AMENDED BY P.L.43-2009, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. As used in this chapter, "clearinghouse" refers to the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults established by section 5 of this chapter.

SECTION 4. IC 10-13-5-3.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 3.5. As used in this chapter, "green alert program" means a program under which the clearinghouse transmits information about missing veterans at risk to broadcasters who:**

(1) have agreed to participate in the program; and

(2) immediately and repeatedly broadcast the information to the general public.

SECTION 5. IC 10-13-5-4.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 4.5. As used in this chapter, "missing veteran at risk" means a veteran who is a high risk missing person under IC 5-2-17-1.**

SECTION 6. IC 10-13-5-5, AS AMENDED BY P.L.43-2009, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. The Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered

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adults is established within the department.

SECTION 7. IC 10-13-5-6, AS AMENDED BY P.L.43-2009, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. (a) The superintendent shall designate staff responsible for the operation of the clearinghouse.

(b) The staff's duties include the following:

(1) Creation and operation of an intrastate network of communication designed for the speedy collection and processing of information concerning missing children, **missing veterans at risk**, and missing endangered adults.

(2) Creation and operation of a central data storage, retrieval, and information distribution system designed for the exchange of information on missing children, **missing veterans at risk**, and missing endangered adults within and outside Indiana. The system must be capable of interacting with:

(A) the Indiana data and communication system under IC 10-13-3-35; and

(B) the National Crime Information Center.

(3) Development of appropriate forms for the reporting of missing children, **missing veterans at risk**, and missing endangered adults that may be used by law enforcement agencies and private citizens to provide useful information about a missing child, a **missing veteran at risk**, or a missing endangered adult to the clearinghouse.

(4) Cooperation with the following agencies concerning the location of missing children, **missing veterans at risk**, and missing endangered adults:

(A) State and local public and private nonprofit agencies involved with the location and recovery of missing persons.

(B) Agencies of the federal government.

(C) State and local law enforcement agencies within and outside Indiana.

(5) Coordinating efforts to locate missing children, **missing veterans at risk**, and missing endangered adults with the agencies listed in subdivision (4).

(6) Operation of the toll free telephone line created under section 7(a) of this chapter.

(7) Publishing and updating, on a quarterly basis, a directory of missing children, **missing veterans at risk**, and missing endangered adults.

(8) Compiling statistics on missing children, **missing veterans at risk**, and missing endangered adult cases handled by the



clearinghouse, including the number of cases resolved each year.

SECTION 8. IC 10-13-5-7, AS AMENDED BY P.L.56-2023, SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 7. (a) The clearinghouse shall do the following:

(1) Collect, process, and maintain identification and investigative information to aid in finding missing children, **missing veterans at risk**, and missing endangered adults.

(2) Establish a statewide, toll free telephone line for the reporting:

(A) of missing children, **missing veterans at risk**, and missing endangered adults; and

(B) of sightings of missing children, **missing veterans at risk**, and missing endangered adults.

(3) Prescribe a uniform reporting form concerning missing children, **missing veterans at risk**, and missing endangered adults for use by law enforcement agencies within Indiana.

(4) Assist in training law enforcement and other professionals on issues relating to missing children, **missing veterans at risk**, and missing endangered adults.

(5) Operate a resource center of information regarding the prevention of:

(A) the abduction of children; and

(B) the sexual exploitation of children.

(6) Distribute the quarterly directory prepared under section 6(b)(7) of this chapter to schools and hospitals.

(7) Distribute the quarterly directory described in subdivision (6) to child care centers and child care homes that make an annual contribution of four dollars (\$4) to the clearinghouse. The contributions must be used to help defray the cost of publishing the quarterly directory.

(b) For a missing child who was born in Indiana, the clearinghouse shall notify the vital statistics division of the Indiana department of health:

(1) within fifteen (15) days after receiving a report under IC 31-36-1-3 (or IC 31-6-13-4 before its repeal) of a missing child less than thirteen (13) years of age; and

(2) promptly after the clearinghouse is notified that a missing child has been found.

(c) Upon receiving notification under subsection (b) that a child is missing or has been found, the vital statistics division of the Indiana department of health shall notify the local health department or the health and hospital corporation that has jurisdiction over the area where the child was born.

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(d) Information collected, processed, or maintained by the clearinghouse under subsection (a) is confidential and is not subject to IC 5-14-3, but may be disclosed by the clearinghouse for purposes of locating missing children, **missing veterans at risk**, and missing endangered adults.

SECTION 9. IC 10-13-5-8, AS AMENDED BY P.L.115-2018, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) The clearinghouse shall operate an Amber alert program, **a green alert program**, and ~~the~~ **a silver alert program**.

(b) Upon the establishment of ~~an~~ **the** Amber alert program, **the green alert program**, and the silver alert program, the clearinghouse may enter into an agreement with one (1) or more broadcasters to operate the Amber alert program, **the green alert program**, and the silver alert program under this chapter.

(c) The superintendent shall designate staff responsible for the operation of the Amber alert program, **the green alert program**, and the silver alert program.

(d) The department shall adopt guidelines governing the clearinghouse's operation of the Amber alert program, **the green alert program**, and the silver alert program. The department's guidelines may require that staff, upon receiving a report that a child has been abducted or an endangered child, **veteran at risk**, or endangered adult is missing, immediately send electronically or by other means of communication a description of the abducted child or missing endangered child, **missing veteran at risk**, or **missing** endangered adult to one (1) or more broadcasters participating in the Amber alert program, **the green alert program**, or the silver alert program. The guidelines must include criteria that the clearinghouse shall use in determining whether to issue a silver alert **or green alert** and the geographic area or region in which to issue the silver alert **or green alert**.

(e) A broadcaster participating in the Amber alert program, **the green alert program**, or the silver alert program shall immediately broadcast:

- (1) a description of the abducted child, missing endangered child, **missing veteran at risk**, or missing endangered adult; and
- (2) other information that will assist in locating the abducted child, missing endangered child, **missing veteran at risk**, or missing endangered adult;

to the general public in accordance with the Amber alert plan agreement, **green alert plan agreement**, or ~~the~~ silver alert plan agreement between the clearinghouse and the broadcaster.

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(f) The department shall adopt guidelines governing the voluntary Amber alert program agreement, ~~and the voluntary green alert program agreement,~~ or voluntary silver alert program agreement between the clearinghouse and a broadcaster. The voluntary agreements between the clearinghouse and the broadcaster may include the following provisions:

(1) Upon receiving a notification as part of the Amber alert program, **green alert program**, or ~~the~~ silver alert program, the broadcaster shall broadcast the information contained on the notice on an intermittent basis for a period of time as provided in the agreements between the clearinghouse and the broadcaster.

(2) The broadcaster shall treat the Amber alert notification, **green alert notification**, or ~~the~~ silver alert notification as an emergency.

(3) The broadcaster shall ensure that the form of communication used to receive an Amber alert notification, **a green alert notification**, or a silver alert notification is:

(A) generally available to receive an Amber alert notification, **a green alert notification**, or a silver alert notification; and

(B) located such that the broadcaster will immediately become aware of an incoming Amber alert notification, **green alert notification**, or silver alert notification.

SECTION 10. IC 10-13-5-8.1, AS AMENDED BY P.L.115-2018, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8.1. (a) In addition to an agreement with a broadcaster under section 8 of this chapter, the clearinghouse may enter into an agreement with one (1) or more electronic billboard operators to display Amber alerts, **green alerts**, or silver alerts under this section. An agreement under this section may include a limitation on the days and times that the electronic billboard operator is required to have staff present to receive an Amber alert, **a green alert**, or a silver alert notification.

(b) The department's guidelines adopted under section 8 of this chapter may require staff, upon receiving a report that a child has been abducted, an endangered child is missing, **a veteran at risk is missing**, or an endangered adult is missing, to immediately send electronically or by other means of communication a description of the abducted child, missing endangered child, **missing veteran at risk**, or missing endangered adult to one (1) or more electronic billboard operators participating in the Amber alert program, **green alert program**, or silver alert program if the Amber alert, **green alert**, or silver alert occurs during a period when the electronic billboard operator has agreed to have staff present to receive an Amber alert notification, **a**

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green alert notification, or a silver alert notification.

(c) An electronic billboard operator participating in the Amber alert program, **green alert program**, or silver alert program shall immediately display:

- (1) a description of the abducted child, missing endangered child, **missing veteran at risk**, or missing endangered adult; and
- (2) other information that will assist in locating the abducted child, missing endangered child, **missing veteran at risk**, or missing endangered adult;

to the general public in accordance with the Amber alert plan agreement, **green alert plan agreement**, or silver alert plan agreement between the clearinghouse and the electronic billboard operator.

(d) The department shall adopt guidelines governing the voluntary Amber alert program ~~and the agreement, voluntary green alert program agreement, or~~ voluntary silver alert program ~~agreements agreement~~ between the clearinghouse and an electronic billboard operator. The voluntary agreements between the clearinghouse and the electronic billboard operator may include the following provisions:

- (1) Upon receiving a notification as part of the Amber alert program, **the green alert program**, or the silver alert program, the electronic billboard operator shall display the information contained in the notice on an intermittent basis for a period of time as provided in the agreements between the clearinghouse and the electronic billboard operator.
- (2) The electronic billboard operator shall treat the Amber alert notification, **the green alert notification**, or the silver alert notification as an emergency.
- (3) The electronic billboard operator shall ensure that the form of communication used to receive an Amber alert notification, **a green alert notification**, or a silver alert notification is:
 - (A) generally available to receive an Amber alert notification, **a green alert notification**, or a silver alert notification; and
 - (B) located such that the electronic billboard operator will immediately become aware of an incoming Amber alert notification, **a green alert notification**, or a silver alert notification received during days and times when staff is present to receive an Amber alert notification, **a green alert notification**, or a silver alert notification.

SECTION 11. IC 10-13-5-8.5, AS AMENDED BY P.L.115-2018, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8.5. (a) A broadcaster or electronic billboard operator that has agreed to participate in the Amber alert program,

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green alert program, or silver alert program and that:

- (1) receives an Amber alert notification, **a green alert notification**, or a silver alert notification from the department; and
- (2) broadcasts or displays:
 - (A) a description of the abducted child, missing endangered child, **missing veteran at risk**, or missing endangered adult contained in the notification; and
 - (B) other information contained in the notification that will assist in locating the child, **missing veteran at risk**, or missing endangered adult;

is immune from civil liability based on the broadcast or display of the information received from the department.

(b) If:

- (1) a person enters into an agreement with the department to establish or maintain an Amber alert ~~web site~~ **website**, **a green alert website**, or a silver alert ~~web site~~; **website**; and
- (2) the agreement provides that only the department has the ability to place information on the ~~web site~~; **website**;

the person is immune from civil liability for the information placed on the ~~web site~~ **website** by the department. However, this subsection does not affect the applicability of IC 34-13-3 to the department.

SECTION 12. IC 12-7-2-197.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 197.3. "Veteran at risk" means a veteran or active duty member of the armed forces of the United States, the national guard, or a reserve component of the armed forces of the United States who is known, based on information provided by a person making a report under IC 12-10-18-1, to have a physical or mental health condition that is related to the veteran's military service.**

SECTION 13. IC 12-7-2-197.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 197.4. "Veteran at risk alert" means an alert indicating that law enforcement officials are searching for a missing veteran at risk.**

SECTION 14. IC 12-10-18-0.5, AS ADDED BY P.L.92-2007, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: **Sec. 0.5. (a)** A missing endangered adult is a high risk missing person under IC 5-2-17. A law enforcement agency receiving a report of a missing **endangered** adult shall follow the procedures in IC 5-2-17 in addition to the procedures described in this chapter.

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(b) A missing veteran at risk is a high risk missing person under IC 5-2-17. A law enforcement agency receiving a report of a missing veteran at risk shall follow the procedures in IC 5-2-17 in addition to the procedures described in this chapter.

SECTION 15. IC 12-10-18-1, AS AMENDED BY P.L.50-2021, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1. (a) A law enforcement agency that receives a notification concerning a missing endangered adult **or missing veteran at risk** from:

- (1) the missing endangered adult's **or missing veteran at risk's**:
 - (A) guardian;
 - (B) custodian; or
 - (C) guardian ad litem; or
- (2) an individual who:
 - (A) provides the missing endangered adult **or missing veteran at risk** with home health aid services;
 - (B) possesses a health care power of attorney that was executed under IC 30-5-5-16 for the missing endangered adult **or missing veteran at risk**; or
 - (C) has evidence that the missing endangered adult **or missing veteran at risk** has a condition that may prevent the missing endangered adult **or missing veteran at risk** from returning home without assistance;

shall prepare an investigative report on the missing endangered adult **or missing veteran at risk** if, based on the notification, the law enforcement agency has reason to believe that an endangered adult **or veteran at risk** is missing.

(b) The investigative report described in subsection (a) may include the following:

- (1) Relevant information obtained from the notification concerning the missing endangered adult **or missing veteran at risk**, including the following:
 - (A) A physical description of the missing endangered adult **or missing veteran at risk**.
 - (B) The date, time, and place that the missing endangered adult **or missing veteran at risk** was last seen.
 - (C) The missing endangered adult's **or missing veteran at risk's** address.
- (2) Information gathered by a preliminary investigation, if one was made.
- (3) A statement by the law enforcement officer in charge setting forth that officer's assessment of the case based upon the evidence

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and information received.

SECTION 16. IC 12-10-18-2, AS ADDED BY P.L.140-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. The law enforcement agency shall prepare the investigative report described by section 1 of this chapter as soon as practicable, and if possible not later than five (5) hours after the law enforcement agency receives notification of a missing endangered adult **or missing veteran at risk**.

SECTION 17. IC 12-10-18-3, AS AMENDED BY P.L.43-2009, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) Upon completion of the report described by section 1 of this chapter, if the law enforcement agency has reason to believe that public notification may assist in locating the missing endangered adult **or missing veteran at risk**, the law enforcement agency may immediately forward the contents of the report to:

- (1) all law enforcement agencies that have jurisdiction in the location where the missing endangered adult **or missing veteran at risk** lives and all law enforcement agencies that have jurisdiction in the location where the missing endangered adult **or missing veteran at risk** was last seen;
- (2) all law enforcement agencies to which the person who made the notification concerning the missing endangered adult **or missing veteran at risk** requests the report be sent, if the law enforcement agency determines that the request is reasonable in light of the information received;
- (3) all law enforcement agencies that request a copy of the report;
- (4) one (1) or more broadcasters that broadcast in an area where the missing endangered adult **or missing veteran at risk** may be located;
- (5) the Indiana data and communication system (IDACS);
- (6) the National Crime Information Center's Missing Person File, if appropriate; and
- (7) the Indiana clearinghouse for information on **missing children, missing veterans at risk**, and missing endangered adults, established by IC 10-13-5-5, to disseminate information concerning the:
 - (A) missing endangered adult to be broadcast as part of the silver alert program; **or**
 - (B) **missing veteran at risk to be broadcast as part of the green alert program.**

(b) Upon completion of the report described by section 1 of this chapter, a law enforcement agency may forward a copy of the contents

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of the report to one (1) or more newspapers distributed in an area where the missing endangered adult **or missing veteran at risk** may be located.

(c) After forwarding the contents of the report to a broadcaster or newspaper under this section, the law enforcement agency may request that the broadcaster or newspaper:

(1) notify the public that there is an endangered adult medical alert **or a missing veteran at risk alert**; and

(2) broadcast or publish:

(A) a description of the missing endangered adult **or missing veteran at risk**; and

(B) any other relevant information that would assist in locating the missing endangered adult **or missing veteran at risk**.

(d) A broadcaster or newspaper that receives a request concerning a missing endangered adult **or missing veteran at risk** under subsection (c) may, at the discretion of the broadcaster or newspaper:

(1) notify the public that there is an endangered adult medical alert **or a missing veteran at risk alert**; and

(2) broadcast or publish:

(A) a description of the missing endangered adult **or missing veteran at risk**; and

(B) any other relevant information that would assist in locating the missing endangered adult **or missing veteran at risk**.

SECTION 18. IC 12-10-18-4, AS ADDED BY P.L.140-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 4. A law enforcement agency may begin an investigation concerning a missing endangered adult **or missing veteran at risk** as soon as possible after receiving notification of the missing endangered adult **or missing veteran at risk**.

SECTION 19. IC 12-10-18-5, AS ADDED BY P.L.140-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. An individual described in section 1(a)(1) or 1(a)(2) of this chapter who notifies a law enforcement agency concerning a missing endangered adult **or missing veteran at risk** shall notify the law enforcement agency when the missing endangered adult **or missing veteran at risk** is found.

SECTION 20. IC 12-10-18-6, AS ADDED BY P.L.140-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 6. (a) A broadcaster or newspaper that receives a report of a missing endangered adult **or missing veteran at risk** from a law enforcement agency under section 3 of this chapter is immune from civil liability for an act or omission related to:

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(1) the broadcast or publication of information contained in the report, including:

(A) a description of the missing endangered adult **or missing veteran at risk**; and

(B) any other relevant information that would assist in locating the missing endangered adult **or missing veteran at risk**; or

(2) the decision of the broadcaster or newspaper not to broadcast or publish information contained in the report.

(b) The civil immunity described in subsection (a) does not apply to an act or omission that constitutes gross negligence or willful, wanton, or intentional misconduct.

SECTION 21. IC 12-17.2-2-1.5, AS AMENDED BY P.L.43-2009, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 1.5. (a) The division shall require all child care centers or child care homes to submit a report containing the names and birth dates of all children who are enrolled in the child care center or child care home within three (3) months from the date the child care center or child care home accepts its first child, upon receiving the consent of the child's parent, guardian, or custodian as required under subsection (b). The division shall require all child care centers and child care homes that receive written consent as described under subsection (b) to submit a monthly report of the name and birth date of each additional child who has been enrolled in or withdrawn from the child care center or child care home during the preceding thirty (30) days.

(b) The division shall require all child care centers or child care homes to request whether the child's parent, guardian, or custodian desires the center or home to include the child's name and birth date in the reports described under subsection (a) before enrolling the child in the center or home. No child's name or birth date may be included on the report required under subsection (a) without the signed consent of the child's parent, guardian, or custodian. The consent form must be in the following form:

"I give my permission for _____ (name of day care center or home) to report the name and birth date of my child or children to the division of family resources pursuant to IC 12-17.2-2-1.5.

Name of child _____

Birth date _____

Signature of parent, guardian, or custodian

Date _____".

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(c) The division shall submit a monthly report of the information provided under subsection (a) to the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults established under IC 10-13-5.

(d) The division shall require that a person who transports children who are in the care of the child care center on a public highway (as defined in IC 9-25-2-4) within or outside Indiana in a vehicle designed and constructed for the accommodation of more than ten (10) passengers must comply with the same requirements set forth in IC 20-27-9-12 for a public elementary or secondary school or a preschool operated by a school corporation.

SECTION 22. IC 12-17.2-4-18.5, AS AMENDED BY P.L.43-2009, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 18.5. (a) Upon receiving a report under IC 31-36-1-4, a child care center shall thoroughly inspect the report. If the child care center finds that a child on the report required under IC 31-36-1-4 is enrolled at the child care center, the child care center shall immediately notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(b) Upon receiving a report under IC 31-36-1-4, a child care center shall attach a notice to the child's enrollment records stating that the child has been reported missing. The child care center shall remove the notice when the center is notified under IC 31-36-2-6 that the child has been found.

(c) If a request for the enrollment records of a missing child is received, the child care center shall:

(1) obtain:

(A) the name, address, and telephone number of the person making the request; and

(B) the reason that the person is requesting the school records; and

(2) immediately notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(d) The child care center may not issue a copy of the enrollment records of a child reported missing without authorization from the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults and may not inform the person making the request that a notice that the child has been reported missing has been attached to the child's records.

SECTION 23. IC 12-17.2-5-18.6, AS AMENDED BY P.L.43-2009,

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SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 18.6. (a) Upon receiving a report under IC 31-36-1-4, a child care home shall thoroughly inspect the report. If the child care home finds that a child on the report required under IC 31-36-1-4 is enrolled at the child care home, the child care home shall immediately notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(b) Upon receiving a report under IC 31-36-1-4, a child care home shall attach a notice to the child's enrollment records stating that the child has been reported missing. The child care home shall remove the notice when the center is notified under IC 31-36-2-6 that the child has been found.

(c) If a request for the enrollment records of a missing child is received, the child care home shall:

(1) obtain:

(A) the name, address, and telephone number of the person making the request; and

(B) the reason that the person is requesting the school records; and

(2) immediately notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(d) The child care home may not issue a copy of the enrollment records of a child reported missing without authorization from the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults and may not inform the person making the request that a notice that the child has been reported missing has been attached to the child's records.

SECTION 24. IC 16-37-1-8, AS AMENDED BY P.L.147-2023, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 8. (a) Except as provided in subsection (d), a local health officer shall provide a certification of birth, death, or stillbirth registration upon request by any person only if:

(1) the health officer is satisfied that the applicant has a direct interest in the matter;

(2) the health officer determines that the certificate is necessary for the determination of personal or property rights or for compliance with state or federal law; and

(3) the applicant for a birth certificate presents at least one (1) form of identification.

However, the local health officer must issue a certificate of an

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applicant's own birth registration.

(b) A local health officer's decision whether or not to issue a certified copy of a birth certificate is subject to review by a court.

(c) A local health officer may issue a certification of birth, death, or stillbirth from the electronic registration systems in section 3.1 of this chapter, regardless of the location of the filing of the record.

(d) A local health officer may not issue a copy of a birth certificate of a missing child to which a notice has been attached under IC 10-13-5-11 without the authorization of the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(e) Upon determination that a person may be provided a certification of death under subsection (a), the local health officer shall provide to the person a certification of death that excludes information concerning the cause of death if the person requests the exclusion of this information.

SECTION 25. IC 20-26-13-10, AS AMENDED BY P.L.246-2023, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 10. (a) Except as provided in section 11 of this chapter and subject to IC 20-31-8-4.6 and IC 20-32-4-14, the four (4) year graduation rate for a cohort in a high school is the percentage determined under STEP FIVE of the following formula:

STEP ONE: Determine the grade 9 enrollment at the beginning of the reporting year three (3) years before the reporting year for which the graduation rate is being determined.

STEP TWO: Add:

(A) the number determined under STEP ONE; and

(B) the number of students who:

(i) have enrolled in the high school after the date on which the number determined under STEP ONE was determined; and

(ii) have the same expected graduation year as the cohort.

STEP THREE: Subtract from the sum determined under STEP TWO the number of students who have left the cohort for any of the following reasons:

(A) Transfer to another public or nonpublic school.

(B) Except as provided in IC 20-33-2-28.6 and subsection (b), removal by the student's parents under IC 20-33-2-28 to provide instruction equivalent to that given in the public schools.

(C) Withdrawal because of a long term medical condition or death.

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(D) Detention by a law enforcement agency or the department of correction.

(E) Placement by a court order or the department of child services.

(F) Enrollment in a virtual school.

(G) Leaving school, if the student attended school in Indiana for less than one (1) school year and the location of the student cannot be determined.

(H) Leaving school, if the location of the student cannot be determined and the student has been reported to the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(I) Withdrawing from school before graduation, if the student is a high ability student (as defined in IC 20-36-1-3) who is a full-time student at an accredited institution of higher education during the semester in which the cohort graduates.

(J) Withdrawing from school before graduation pursuant to providing notice of withdrawal under section 17 of this chapter.

(K) Participating in the high school equivalency pilot program under IC 20-30-8.5, unless the student fails to successfully complete the high school equivalency pilot program in the two (2) year period. This clause expires June 30, 2024.

STEP FOUR: Determine the result of:

(A) the total number of students determined under STEP TWO who have graduated during the current reporting year or a previous reporting year; minus

(B) the amount by which the number of students who graduated through a waiver process required under IC 20-32-3 through IC 20-32-5.1 exceeds:

(i) nine percent (9%) of the total number of students determined under clause (A) for the 2023-2024 school year;

(ii) six percent (6%) of the total number of students determined under clause (A) for the 2024-2025 school year;

or

(iii) three percent (3%) of the total number of students determined under clause (A) for each school year after June 30, 2025.

STEP FIVE: Divide:

(A) the number determined under STEP FOUR; by

(B) the remainder determined under STEP THREE.

(b) This subsection applies to a high school in which:

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(1) for a:

(A) cohort of one hundred (100) students or less, at least ten percent (10%) of the students left a particular cohort for a reason described in subsection (a) STEP THREE clause (B);

or

(B) cohort of more than one hundred (100) students, at least five percent (5%) of the students left a particular cohort for a reason described in subsection (a) STEP THREE clause (B);

and

(2) the students described in subdivision (1)(A) or (1)(B) are not on track to graduate with their cohort.

A high school must submit a request to the state board in a manner prescribed by the state board requesting that the students described in this subsection be included in the subsection (a) STEP THREE calculation. The state board shall review the request and may grant or deny the request. The state board shall deny the request unless the high school demonstrates good cause to justify that the students described in this subsection should be included in the subsection (a) STEP THREE calculation. If the state board denies the request the high school may not subtract the students described in this subsection under subsection (a) STEP THREE.

SECTION 26. IC 20-33-2-10, AS AMENDED BY P.L.32-2021, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 10. (a) Each public school shall and each private school may require a student who initially enrolls in the school to provide:

(1) the name and address of the school the student last attended; and

(2) a certified copy of the student's birth certificate or other reliable proof of the student's date of birth.

(b) Each public school, charter school, and nonpublic school with at least one (1) employee shall provide upon request of another school a copy of a particular student's disciplinary records that are relevant to the safety of students, if the particular student currently attends the requesting school and is currently enrolled in the requesting school.

(c) Not more than fourteen (14) days after initial enrollment in a school, the school shall request the student's records from the school the student last attended.

(d) If the document described in subsection (a)(2):

(1) is not provided to the school not more than thirty (30) days after the student's enrollment; or

(2) appears to be inaccurate or fraudulent;

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the school shall notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults established under IC 10-13-5-5 and determine if the student has been reported missing.

(e) A school in Indiana receiving a request for records shall send the records promptly to the requesting school. However, if a request is received for records to which a notice has been attached under IC 31-36-1-5 (or IC 31-6-13-6 before its repeal), the school:

- (1) shall immediately notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults;
- (2) may not send the school records without the authorization of the clearinghouse; and
- (3) may not inform the requesting school that a notice under IC 31-36-1-5 (or IC 31-6-13-6 before its repeal) has been attached to the records.

(f) Notwithstanding subsection (e), if a parent of a child who has enrolled in a state accredited nonpublic school is in breach of a contract that conditions release of student records on the payment of outstanding tuition and other fees, the state accredited nonpublic school shall provide a requesting school sufficient verbal information to permit the requesting school to make an appropriate placement decision regarding the child. However, the state accredited nonpublic school must provide the information described in subsection (b) to the requesting school.

SECTION 27. IC 31-34-2-5, AS AMENDED BY P.L.43-2009, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. If a child in need of services is a missing child and is taken into custody under a court order, the person taking the child into custody shall do the following:

- (1) Take the child to a place designated in the order.
- (2) Give notice to the following that the child has been taken into custody:
 - (A) The child's legal custodian.
 - (B) The clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults established by IC 10-13-5.

SECTION 28. IC 31-34-2.5-2, AS AMENDED BY P.L.45-2023, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) Immediately after an emergency medical services provider takes custody of a safe haven infant under section 1 of this chapter, the provider shall notify either:

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(1) the department of child services; or
(2) a licensed child placing agency;
that the provider has taken custody of the safe haven infant.

(b) If notified under subsection (a), the department of child services or a licensed child placing agency shall:

- (1) assume the care, control, and custody of the safe haven infant immediately after receiving notice under subsection (a);
- (2) not later than forty-eight (48) hours after the department of child services or a licensed child placing agency has taken custody of the safe haven infant, contact the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults established by IC 10-13-5-5 and the National Center for Missing and Exploited Children to determine if the safe haven infant has been reported missing; and
- (3) fifteen (15) days after the department of child services or a licensed child placing agency has taken custody of the safe haven infant, contact the National Center for Missing and Exploited Children a second time to determine if the safe haven infant has been reported missing.

SECTION 29. IC 31-36-1-3, AS AMENDED BY P.L.183-2017, SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. Upon completion of the report required by section 1 of this chapter, the law enforcement agency shall immediately forward the contents of the report to:

- (1) all law enforcement agencies that have jurisdiction of the location in which the missing child lives and all law enforcement agencies that have jurisdiction of the location in which the missing child was last seen;
- (2) all law enforcement agencies to which the person who provided notification requests the report be sent, if the law enforcement agency determines that the request is reasonable in light of the information contained in the report;
- (3) all law enforcement agencies that request a copy of the report;
- (4) the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults established by IC 10-13-5;
- (5) the Indiana data and communication system (IDACS);
- (6) the National Crime Information Center's Missing Person File; and
- (7) the department.

SECTION 30. IC 31-36-1-5, AS AMENDED BY P.L.43-2009,

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SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 5. (a) Upon receiving a report under section 4 of this chapter, a school shall attach a notice to the child's school records stating that the child has been reported missing. The school shall remove the notice when the school is notified under IC 31-36-2-6 that the child has been found.

(b) If a request for the school records of a missing child is received, the school shall:

(1) obtain:

(A) the name, address, and telephone number of the person making the request; and

(B) the reason that the person is requesting the school records; and

(2) immediately notify the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults.

(c) The school may not issue a copy of school records without authorization from the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults and may not inform the person making the request that a notice that the child has been reported missing has been attached to the child's records.

SECTION 31. IC 31-36-2-2, AS AMENDED BY P.L.43-2009, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 2. A law enforcement agency involved in the investigation of a missing child shall do the following:

(1) Update the initial report filed by the agency that received notification of the missing child upon the discovery of new information concerning the investigation.

(2) Forward the updated report to the agencies and organizations listed in IC 31-36-1-3.

(3) Search the National Crime Information Center's Wanted Person File for reports of arrest warrants issued for persons who allegedly abducted or unlawfully retained children and compare these reports to the missing child's National Crime Information Center's Missing Person File.

(4) Notify all law enforcement agencies involved in the investigation, the Indiana clearinghouse for information on missing children, **missing veterans at risk**, and missing endangered adults, and the National Crime Information Center when the missing child is located.

SECTION 32. IC 34-30-2.1-116, AS ADDED BY P.L.105-2022,

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SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 116. IC 10-13-5-8.5 (Concerning a broadcaster who broadcasts or an electronic billboard operator who displays an Amber alert notification, **a green alert notification**, or a silver alert notification and a person who establishes or maintains an Amber alert ~~web site website~~, **a green alert website**, or a silver alert ~~web site website~~ under an agreement with the state police department).

SECTION 33. IC 34-30-2.1-136, AS ADDED BY P.L.105-2022, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 136. IC 12-10-18-6 (Concerning a broadcaster or newspaper that receives a report concerning an endangered adult medical alert **or missing veteran at risk alert**).

SECTION 34. IC 35-44.1-2-3, AS AMENDED BY P.L.174-2021, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 3. (a) As used in this section, "consumer product" has the meaning set forth in IC 35-45-8-1.

(b) As used in this section, "misconduct" means a violation of a departmental rule or procedure of a law enforcement agency.

(c) A person who reports that:

- (1) the person or another person has placed or intends to place an explosive, a destructive device, or other destructive substance in a building or transportation facility;
- (2) there has been or there will be tampering with a consumer product introduced into commerce; or
- (3) there has been or will be placed or introduced a weapon of mass destruction in a building or a place of assembly;

knowing the report to be false, commits false reporting, a Level 6 felony.

(d) A person who:

- (1) gives:
 - (A) a false report of the commission of a crime; or
 - (B) false information to a law enforcement officer that relates to the commission of a crime;
 knowing the report or information to be false;
- (2) gives a false alarm of fire to the fire department of a governmental entity, knowing the alarm to be false;
- (3) makes a false request for ambulance service to an ambulance service provider, knowing the request to be false;
- (4) gives a false report concerning a missing child (as defined in IC 10-13-5-4), **missing veteran at risk (as defined in IC 12-7-2-197.3)**, or missing endangered adult (as defined in IC 12-7-2-131.3) or gives false information to a law enforcement

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officer or a governmental entity that relates to a missing child, **missing veteran at risk**, or missing endangered adult knowing the report or information to be false;

(5) makes a complaint against a law enforcement officer to the state or municipality (as defined in IC 8-1-13-3(b)) that employs the officer:

(A) alleging the officer engaged in misconduct while performing the officer's duties; and

(B) knowing the complaint to be false;

(6) makes a false report of a missing person, knowing the report or information is false;

(7) gives a false report of actions, behavior, or conditions concerning:

(A) a septic tank soil absorption system under IC 8-1-2-125 or IC 13-26-5-2.5; or

(B) a septic tank soil absorption system or constructed wetland septic system under IC 36-9-23-30.1;

knowing the report or information to be false; or

(8) makes a false report that a person is dangerous (as defined in IC 35-47-14-1) knowing the report or information to be false;

commits false informing, a Class B misdemeanor. However, the offense is a Class A misdemeanor if it substantially hinders any law enforcement process or if it results in harm to another person.



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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