

HOUSE BILL No. 1188

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-17; IC 10-13-5; IC 12-7-2-197.3; IC 12-10-18; IC 12-17.2; IC 16-37-1-8; IC 20-26-13-10; IC 20-33-2-10; IC 31-34; IC 31-36; IC 34-30-2.

Synopsis: Green alert for missing at-risk veterans. Defines "veteran at risk". Creates the green alert program. Changes the name of the Indiana clearinghouse for information on missing children and missing endangered adults to the Indiana clearinghouse for information on missing children, missing veterans at risk, and missing endangered adults (clearinghouse). Makes conforming changes to the duties of the clearinghouse. Creates certain duties and reporting requirements for law enforcement agencies concerning missing veterans at risk. Provides immunity for a broadcaster who broadcasts, or an electronic billboard operator who displays, a green alert notification and a person who establishes or maintains a green alert Internet web site under an agreement with the state police department.

Effective: July 1, 2021.

Gore, Pack

January 7, 2021, read first time and referred to Committee on Veterans Affairs and Public Safety.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1188

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

- 1 SECTION 1. IC 5-2-17-1, AS ADDED BY P.L.92-2007, SECTION
- 2 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 3 2021]: Sec. 1. As used in this chapter, "high risk missing person"
- 4 means a person whose whereabouts are not known and who may be at
- 5 risk of injury or death. The term includes the following:
- 6 (1) A person who is missing as the result of abduction by a
- 7 stranger.
- 8 (2) A person whose disappearance may be the result of the
- 9 commission of a crime.
- 10 (3) A person whose disappearance occurred under circumstances
- 11 that are inherently dangerous.
- 12 (4) A person who is missing for more than thirty (30) days.
- 13 (5) A missing person who is in need of medical attention or
- 14 prescription medication.
- 15 (6) A missing person who may be at risk due to abduction by a
- 16 noncustodial parent.
- 17 (7) A missing person who is mentally impaired.



- 1 (8) A missing person who is less than twenty-one (21) years of
 2 age.
 3 (9) A missing person who has previously been the victim of a
 4 threat of violence or an act of violence.
 5 (10) A missing person who has been determined by a law
 6 enforcement agency to be:
 7 (A) at risk of injury or death; or
 8 (B) a person that meets any of the descriptions in subdivisions
 9 (1) through (9).
 10 (11) A missing person who is an endangered adult (as defined in
 11 IC 12-7-2-131.3).
 12 **(12) A missing person who is a veteran at risk (as defined in**
 13 **IC 12-7-2-197.3).**

14 SECTION 2. IC 5-2-17-3, AS ADDED BY P.L.92-2007, SECTION
 15 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 16 2021]: Sec. 3. A law enforcement agency receiving a report of a
 17 missing:

- 18 (1) child less than eighteen (18) years of age shall comply with
 19 the requirements of IC 31-36-2; ~~or~~
 20 (2) endangered adult (as defined in IC 12-7-2-131.3) shall comply
 21 with the requirements of IC 12-10-18; ~~or~~
 22 **(3) veteran at risk (as defined in IC 12-7-2-197.3) shall comply**
 23 **with the requirement of IC 12-10-18;**

24 in addition to the procedures described in this chapter.

25 SECTION 3. IC 10-13-5-3, AS AMENDED BY P.L.43-2009,
 26 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2021]: Sec. 3. As used in this chapter, "clearinghouse" refers
 28 to the Indiana clearinghouse for information on missing children,
 29 **missing veterans at risk**, and missing endangered adults established
 30 by section 5 of this chapter.

31 SECTION 4. IC 10-13-5-3.5 IS ADDED TO THE INDIANA CODE
 32 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 33 1, 2021]: **Sec. 3.5. As used in this chapter, "green alert program"**
 34 **means a program under which the clearinghouse transmits**
 35 **information about missing veterans at risk to broadcasters who:**

- 36 **(1) have agreed to participate in the program; and**
 37 **(2) immediately and repeatedly broadcast the information to**
 38 **the general public.**

39 SECTION 5. IC 10-13-5-4.5 IS ADDED TO THE INDIANA CODE
 40 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 41 1, 2021]: **Sec. 4.5. As used in this chapter, "missing veteran at risk"**
 42 **means a veteran who is a high risk missing person under**



1 **IC 5-2-17-1.**

2 SECTION 6. IC 10-13-5-5, AS AMENDED BY P.L.43-2009,
3 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2021]: Sec. 5. The Indiana clearinghouse for information on
5 missing children, **missing veterans at risk**, and missing endangered
6 adults is established within the department.

7 SECTION 7. IC 10-13-5-6, AS AMENDED BY P.L.43-2009,
8 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2021]: Sec. 6. (a) The superintendent shall designate staff
10 responsible for the operation of the clearinghouse.

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

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

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

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

23 (B) the National Crime Information Center.

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

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

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

35 (B) Agencies of the federal government.

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

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

41 (6) Operation of the toll free telephone line created under section
42 7(a) of this chapter.



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

4 (8) Compiling statistics on missing children, **missing veterans at**
 5 **risk**, and missing endangered adult cases handled by the
 6 clearinghouse, including the number of cases resolved each year.

7 SECTION 8. IC 10-13-5-7, AS AMENDED BY P.L.43-2009,
 8 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2021]: Sec. 7. (a) The clearinghouse shall do the following:

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

13 (2) Establish a statewide, toll free telephone line for the reporting:
 14 (A) of missing children, **missing veterans at risk**, and missing
 15 endangered adults; and

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

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

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

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

26 (A) the abduction of children; and

27 (B) the sexual exploitation of children.

28 (6) Distribute the quarterly directory prepared under section
 29 6(b)(7) of this chapter to schools and hospitals.

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

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

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

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

42 (c) Upon receiving notification under subsection (b) that a child is



1 missing or has been found, the vital statistics division of the state
 2 department of health shall notify the local health department or the
 3 health and hospital corporation that has jurisdiction over the area where
 4 the child was born.

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

10 SECTION 9. IC 10-13-5-8, AS AMENDED BY P.L.115-2018,
 11 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2021]: Sec. 8. (a) The clearinghouse shall operate an Amber
 13 alert program, **a green alert program**, and the silver alert program.

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

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

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

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

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



1 missing endangered adult;
 2 to the general public in accordance with the Amber alert plan
 3 agreement, **the green alert plan agreement**, or the silver alert plan
 4 agreement between the clearinghouse and the broadcaster.

5 (f) The department shall adopt guidelines governing the voluntary
 6 Amber alert program agreement, **and the voluntary green alert**
 7 **program agreement**, or voluntary silver alert program agreement
 8 between the clearinghouse and a broadcaster. The voluntary
 9 agreements between the clearinghouse and the broadcaster may include
 10 the following provisions:

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

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

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

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

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

27 SECTION 10. IC 10-13-5-8.1, AS AMENDED BY P.L.115-2018,
 28 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2021]: Sec. 8.1. (a) In addition to an agreement with a
 30 broadcaster under section 8 of this chapter, the clearinghouse may enter
 31 into an agreement with one (1) or more electronic billboard operators
 32 to display Amber alerts, **green alerts**, or silver alerts under this section.
 33 An agreement under this section may include a limitation on the days
 34 and times that the electronic billboard operator is required to have staff
 35 present to receive an Amber alert, **a green alert**, or a silver alert
 36 notification.

37 (b) The department's guidelines adopted under section 8 of this
 38 chapter may require staff, upon receiving a report that a child has been
 39 abducted, an endangered child is missing, **a veteran at risk is missing**,
 40 or an endangered adult is missing, to immediately send electronically
 41 or by other means of communication a description of the abducted
 42 child, missing endangered child, **missing veteran at risk**, or missing



1 endangered adult to one (1) or more electronic billboard operators
 2 participating in the Amber alert program, **green alert program**, or
 3 silver alert program if the Amber alert, **green alert**, or silver alert
 4 occurs during a period when the electronic billboard operator has
 5 agreed to have staff present to receive an Amber alert notification, **a**
 6 **green alert notification**, or a silver alert notification.

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

10 (1) a description of the abducted child, missing endangered child,
 11 **missing veteran at risk**, or missing endangered adult; and

12 (2) other information that will assist in locating the abducted
 13 child, missing endangered child, **missing veteran at risk**, or
 14 missing endangered adult;

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

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

24 (1) Upon receiving a notification as part of the Amber alert
 25 program, **the green alert program**, or the silver alert program,
 26 the electronic billboard operator shall display the information
 27 contained in the notice on an intermittent basis for a period of
 28 time as provided in the agreements between the clearinghouse and
 29 the electronic billboard operator.

30 (2) The electronic billboard operator shall treat the Amber alert
 31 notification, **the green alert notification**, or the silver alert
 32 notification as an emergency.

33 (3) The electronic billboard operator shall ensure that the form of
 34 communication used to receive an Amber alert notification, **a**
 35 **green alert notification**, or a silver alert notification is:

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

38 (B) located such that the electronic billboard operator will
 39 immediately become aware of an incoming Amber alert
 40 notification, **green alert notification**, or a silver alert
 41 notification received during days and times when staff is
 42 present to receive an Amber alert notification, **a green alert**



1 **notification**, or a silver alert notification.
 2 SECTION 11. IC 10-13-5-8.5, AS AMENDED BY P.L.115-2018,
 3 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2021]: Sec. 8.5. (a) A broadcaster or electronic billboard
 5 operator that has agreed to participate in the Amber alert program,
 6 **green alert program**, or silver alert program and that:

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

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

- 19 (b) If:
 20 (1) a person enters into an agreement with the department to
 21 establish or maintain an Amber alert web site, **a green alert web**
 22 **site**, or a silver alert web site; and
 23 (2) the agreement provides that only the department has the
 24 ability to place information on the web site;

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

28 SECTION 12. IC 12-7-2-197.3 IS ADDED TO THE INDIANA
 29 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 30 [EFFECTIVE JULY 1, 2021]: **Sec. 197.3. "Veteran at risk" means**
 31 **a veteran or active duty member of the armed forces of the United**
 32 **States, the national guard, or a reserve component of the armed**
 33 **forces of the United States who is known, based on information**
 34 **provided by a person making a report under IC 12-10-18-1, to have**
 35 **a physical or mental health condition that is related to the**
 36 **veteran's military service.**

37 SECTION 13. IC 12-10-18-0.7 IS ADDED TO THE INDIANA
 38 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 39 [EFFECTIVE JULY 1, 2021]: **Sec. 0.7. A veteran at risk is a high**
 40 **risk missing person under IC 5-2-17. A law enforcement agency**
 41 **receiving a report of a veteran at risk shall follow the procedures**
 42 **in IC 5-2-17 in addition to the procedures described in this chapter.**



1 SECTION 14. IC 12-10-18-1, AS ADDED BY P.L.140-2005,
 2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2021]: Sec. 1. (a) A law enforcement agency that receives a
 4 notification concerning a missing endangered adult **or missing veteran**
 5 **at risk** from:

- 6 (1) the missing endangered adult's **or missing veteran at risk's**:
 7 (A) guardian;
 8 (B) custodian; or
 9 (C) guardian ad litem; or
 10 (2) an individual who:
 11 (A) provides the missing endangered adult **or missing veteran**
 12 **at risk** with home health aid services;
 13 (B) possesses a health care power of attorney for the missing
 14 endangered adult **or missing veteran at risk**; or
 15 (C) has evidence that the missing endangered adult **or missing**
 16 **veteran at risk** has a condition that may prevent the missing
 17 endangered adult **or missing veteran at risk** from returning
 18 home without assistance;

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

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

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

39 SECTION 15. IC 12-10-18-2, AS ADDED BY P.L.140-2005,
 40 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2021]: Sec. 2. The law enforcement agency shall prepare the
 42 investigative report described by section 1 of this chapter as soon as



1 practicable, and if possible not later than five (5) hours after the law
 2 enforcement agency receives notification of a missing endangered adult
 3 **or missing veteran at risk.**

4 SECTION 16. IC 12-10-18-3, AS AMENDED BY P.L.43-2009,
 5 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2021]: Sec. 3. (a) Upon completion of the report described by
 7 section 1 of this chapter, if the law enforcement agency has reason to
 8 believe that public notification may assist in locating the missing
 9 endangered adult **or missing veteran at risk**, the law enforcement
 10 agency may immediately forward the contents of the report to:

11 (1) all law enforcement agencies that have jurisdiction in the
 12 location where the missing endangered adult **or missing veteran**
 13 **at risk** lives and all law enforcement agencies that have
 14 jurisdiction in the location where the missing endangered adult **or**
 15 **missing veteran at risk** was last seen;

16 (2) all law enforcement agencies to which the person who made
 17 the notification concerning the missing endangered adult **or**
 18 **missing veteran at risk** requests the report be sent, if the law
 19 enforcement agency determines that the request is reasonable in
 20 light of the information received;

21 (3) all law enforcement agencies that request a copy of the report;

22 (4) one (1) or more broadcasters that broadcast in an area where
 23 the missing endangered adult **or missing veteran at risk** may be
 24 located;

25 (5) the Indiana data and communication system (IDACS);

26 (6) the National Crime Information Center's Missing Person File,
 27 if appropriate; and

28 (7) the Indiana clearinghouse for information on children, **missing**
 29 **veterans at risk**, and missing endangered adults, established by
 30 IC 10-13-5-5, to disseminate information concerning the:

31 (A) missing endangered adult to be broadcast as part of the
 32 silver alert program; **or**

33 (B) **missing veteran at risk to be broadcast as part of the**
 34 **green alert program.**

35 (b) Upon completion of the report described by section 1 of this
 36 chapter, a law enforcement agency may forward a copy of the contents
 37 of the report to one (1) or more newspapers distributed in an area
 38 where the missing endangered adult **or missing veteran at risk** may
 39 be located.

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



- 1 (1) notify the public that there is ~~an~~ **a missing** endangered adult
 2 ~~medical alert or missing veteran at risk alert~~; and
 3 (2) broadcast or publish:
 4 (A) a description of the missing endangered adult **or missing**
 5 **veteran at risk**; and
 6 (B) any other relevant information that would assist in locating
 7 the missing endangered adult **or missing veteran at risk**.
 8 (d) A broadcaster or newspaper that receives a request concerning
 9 a missing endangered adult **or missing veteran at risk** under
 10 subsection (c) may, at the discretion of the broadcaster or newspaper:
 11 (1) notify the public that there is ~~an~~ **a missing** endangered adult
 12 ~~medical alert or missing veteran at risk alert~~; and
 13 (2) broadcast or publish:
 14 (A) a description of the missing endangered adult **or missing**
 15 **veteran at risk**; and
 16 (B) any other relevant information that would assist in locating
 17 the missing endangered adult **or missing veteran at risk**.
 18 SECTION 17. IC 12-10-18-4, AS ADDED BY P.L.140-2005,
 19 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2021]: Sec. 4. A law enforcement agency may begin an
 21 investigation concerning a missing endangered adult **or missing**
 22 **veteran at risk** as soon as possible after receiving notification of the
 23 missing endangered adult **or missing veteran at risk**.
 24 SECTION 18. IC 12-10-18-5, AS ADDED BY P.L.140-2005,
 25 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2021]: Sec. 5. An individual described in section 1(a)(1) or
 27 1(a)(2) of this chapter who notifies a law enforcement agency
 28 concerning a missing endangered adult **or missing veteran at risk**
 29 shall notify the law enforcement agency when the missing endangered
 30 adult **or missing veteran at risk** is found.
 31 SECTION 19. IC 12-10-18-6, AS ADDED BY P.L.140-2005,
 32 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2021]: Sec. 6. (a) A broadcaster or newspaper that receives a
 34 report of a missing endangered adult **or missing veteran at risk** from
 35 a law enforcement agency under section 3 of this chapter is immune
 36 from civil liability for an act or omission related to:
 37 (1) the broadcast or publication of information contained in the
 38 report, including:
 39 (A) a description of the missing endangered adult **or missing**
 40 **veteran at risk**; and
 41 (B) any other relevant information that would assist in locating
 42 the missing endangered adult **or missing veteran at risk**; or



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

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

6 SECTION 20. IC 12-17.2-2-1.5, AS AMENDED BY P.L.43-2009,
7 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2021]: Sec. 1.5. (a) The division shall require all child care
9 centers or child care homes to submit a report containing the names
10 and birth dates of all children who are enrolled in the child care center
11 or child care home within three (3) months from the date the child care
12 center or child care home accepts its first child, upon receiving the
13 consent of the child's parent, guardian, or custodian as required under
14 subsection (b). The division shall require all child care centers and
15 child care homes that receive written consent as described under
16 subsection (b) to submit a monthly report of the name and birth date of
17 each additional child who has been enrolled in or withdrawn from the
18 child care center or child care home during the preceding thirty (30)
19 days.

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

28 "I give my permission for _____ (name of day
29 care center or home) to report the name and birth date of my child
30 or children to the division of family resources pursuant to
31 IC 12-17.2-2-1.5.
32 Name of child _____
33 Birth date _____
34 Signature of parent, guardian, or custodian
35 _____
36 Date _____".

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

41 (d) The division shall require that a person who transports children
42 who are in the care of the child care center on a public highway (as



1 defined in IC 9-25-2-4) within or outside Indiana in a vehicle designed
 2 and constructed for the accommodation of more than ten (10)
 3 passengers must comply with the same requirements set forth in
 4 IC 20-27-9-12 for a public elementary or secondary school or a
 5 preschool operated by a school corporation.

6 SECTION 21. IC 12-17.2-4-18.5, AS AMENDED BY P.L.43-2009,
 7 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2021]: Sec. 18.5. (a) Upon receiving a report under
 9 IC 31-36-1-4, a child care center shall thoroughly inspect the report. If
 10 the child care center finds that a child on the report required under
 11 IC 31-36-1-4 is enrolled at the child care center, the child care center
 12 shall immediately notify the Indiana clearinghouse for information on
 13 missing children, **missing veterans at risk**, and missing endangered
 14 adults.

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

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

22 (1) obtain:

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

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

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

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

36 SECTION 22. IC 12-17.2-5-18.6, AS AMENDED BY P.L.43-2009,
 37 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2021]: Sec. 18.6. (a) Upon receiving a report under
 39 IC 31-36-1-4, a child care home shall thoroughly inspect the report. If
 40 the child care home finds that a child on the report required under
 41 IC 31-36-1-4 is enrolled at the child care home, the child care home
 42 shall immediately notify the Indiana clearinghouse for information on



1 missing children, **missing veterans at risk**, and missing endangered
2 adults.

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

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

10 (1) obtain:

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

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

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

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

24 SECTION 23. IC 16-37-1-8, AS AMENDED BY P.L.43-2009,
25 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2021]: Sec. 8. (a) Except as provided in subsection (c), a local
27 health officer shall provide a certification of birth, death, or stillbirth
28 registration upon request by any person only if:

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

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

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

36 However, the local health officer must issue a certificate of an
37 applicant's own birth registration.

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

40 (c) A local health officer may not issue a copy of a birth certificate
41 of a missing child to which a notice has been attached under
42 IC 10-13-5-11 without the authorization of the Indiana clearinghouse



1 for information on missing children, **missing veterans at risk**, and
 2 missing endangered adults.

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

8 SECTION 24. IC 20-26-13-10, AS AMENDED BY THE
 9 TECHNICAL CORRECTIONS BILL OF THE 2021 GENERAL
 10 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2021]: Sec. 10. (a) Except as provided in section 11 of this
 12 chapter, the four (4) year graduation rate for a cohort in a high school
 13 is the percentage determined under STEP FIVE of the following
 14 formula:

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

18 STEP TWO: Add:

19 (A) the number determined under STEP ONE; and

20 (B) the number of students who:

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

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

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

28 (A) Transfer to another public or nonpublic school.

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

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

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

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

39 (F) Enrollment in a virtual school.

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



- 1 (H) Leaving school, if the location of the student cannot be
 2 determined and the student has been reported to the Indiana
 3 clearinghouse for information on missing children, **missing**
 4 **veterans at risk**, and missing endangered adults.
- 5 (I) Withdrawing from school before graduation, if the student
 6 is a high ability student (as defined in IC 20-36-1-3) who is a
 7 full-time student at an accredited institution of higher
 8 education during the semester in which the cohort graduates.
- 9 (J) Withdrawing from school before graduation pursuant to
 10 providing notice of withdrawal under section 17 of this
 11 chapter.
- 12 (K) Participating in the high school equivalency pilot program
 13 under IC 20-30-8.5, unless the student fails to successfully
 14 complete the high school equivalency pilot program in the two
 15 (2) year period. **This clause expires June 30, 2024.**
- 16 STEP FOUR: Determine the total number of students determined
 17 under STEP TWO who have graduated during the current
 18 reporting year or a previous reporting year.
- 19 STEP FIVE: Divide:
- 20 (A) the number determined under STEP FOUR; by
 21 (B) the remainder determined under STEP THREE.
- 22 (b) This subsection applies to a high school in which:
- 23 (1) for a:
- 24 (A) cohort of one hundred (100) students or less, at least ten
 25 percent (10%) of the students left a particular cohort for a
 26 reason described in subsection (a) STEP THREE clause (B);
 27 or
 28 (B) cohort of more than one hundred (100) students, at least
 29 five percent (5%) of the students left a particular cohort for a
 30 reason described in subsection (a) STEP THREE clause (B);
 31 and
- 32 (2) the students described in subdivision (1)(A) or (1)(B) are not
 33 on track to graduate with their cohort.
- 34 A high school must submit a request to the state board in a manner
 35 prescribed by the state board requesting that the students described in
 36 this subsection be included in the subsection (a) STEP THREE
 37 calculation. The state board shall review the request and may grant or
 38 deny the request. The state board shall deny the request unless the high
 39 school demonstrates good cause to justify that the students described
 40 in this subsection should be included in the subsection (a) STEP
 41 THREE calculation. If the state board denies the request the high
 42 school may not subtract the students described in this subsection under



- 1 subsection (a) STEP THREE.
- 2 SECTION 25. IC 20-33-2-10, AS AMENDED BY P.L.92-2020,
3 SECTION 75, AND AS AMENDED BY P.L.155-2020, SECTION 17,
4 AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL
5 OF THE 2021 GENERAL ASSEMBLY, IS CORRECTED AND
6 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]:
7 Sec. 10. (a) Each public school shall and each private school may
8 require a student who initially enrolls in the school to provide:
9 (1) the name and address of the school the student last attended;
10 and
11 (2) a certified copy of the student's birth certificate or other
12 reliable proof of the student's date of birth.
13 *(b) Each public school, charter school, and nonpublic school with*
14 *at least one (1) employee shall provide upon request of another school*
15 *a copy of a particular student's disciplinary records that are relevant*
16 *to the safety of students, if the particular student currently attends the*
17 *requesting school and is currently enrolled in the requesting school.*
18 ~~(b)~~ (c) Not more than fourteen (14) days after initial enrollment in
19 a school, the school shall request the student's records from the school
20 the student last attended.
21 ~~(c)~~ (d) If the document described in subsection (a)(2):
22 (1) is not provided to the school not more than thirty (30) days
23 after the student's enrollment; or
24 (2) appears to be inaccurate or fraudulent;
25 the school shall notify the Indiana clearinghouse for information on
26 missing children, **missing veterans at risk**, and missing endangered
27 adults established under IC 10-13-5-5 and determine if the student has
28 been reported missing.
29 ~~(d)~~ (e) A school in Indiana receiving a request for records shall send
30 the records promptly to the requesting school. However, if a request is
31 received for records to which a notice has been attached under
32 IC 31-36-1-5 (or IC 31-6-13-6 before its repeal), the school:
33 (1) shall immediately notify the Indiana clearinghouse for
34 information on missing children, **missing veterans at risk**, and
35 missing endangered adults;
36 (2) may not send the school records without the authorization of
37 the clearinghouse; and
38 (3) may not inform the requesting school that a notice under
39 IC 31-36-1-5 (or IC 31-6-13-6 before its repeal) has been attached
40 to the records.
41 ~~(e)~~ (f) Notwithstanding subsection ~~(d)~~, (e), if a parent of a child who
42 has enrolled in ~~an~~ a state accredited nonpublic school is in breach of



1 a contract that conditions release of student records on the payment of
 2 outstanding tuition and other fees, the *state* accredited nonpublic
 3 school shall provide a requesting school sufficient verbal information
 4 to permit the requesting school to make an appropriate placement
 5 decision regarding the child. *However, the state accredited nonpublic*
 6 *school must provide the information described in subsection (b) to the*
 7 *requesting school.*

8 SECTION 26. IC 31-34-2-5, AS AMENDED BY P.L.43-2009,
 9 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2021]: Sec. 5. If a child in need of services is a missing child
 11 and is taken into custody under a court order, the person taking the
 12 child into custody shall do the following:

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

20 SECTION 27. IC 31-34-2.5-2, AS AMENDED BY P.L.43-2009,
 21 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2021]: Sec. 2. (a) Immediately after an emergency medical
 23 services provider takes custody of a child under section 1 of this
 24 chapter, the provider shall notify the department of child services that
 25 the provider has taken custody of the child.

26 (b) The department of child services shall:

- 27 (1) assume the care, control, and custody of the child immediately
 28 after receiving notice under subsection (a); and
- 29 (2) not later than forty-eight (48) hours after the department of
 30 child services has taken custody of the child, contact the Indiana
 31 clearinghouse for information on missing children, **missing**
 32 **veterans at risk**, and missing endangered adults established by
 33 IC 10-13-5-5 to determine if the child has been reported missing.

34 SECTION 28. IC 31-36-1-3, AS AMENDED BY P.L.183-2017,
 35 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2021]: Sec. 3. Upon completion of the report required by
 37 section 1 of this chapter, the law enforcement agency shall immediately
 38 forward the contents of the report to:

- 39 (1) all law enforcement agencies that have jurisdiction of the
 40 location in which the missing child lives and all law enforcement
 41 agencies that have jurisdiction of the location in which the
 42 missing child was last seen;



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

13 SECTION 29. IC 31-36-1-5, AS AMENDED BY P.L.43-2009,
 14 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2021]: Sec. 5. (a) Upon receiving a report under section 4 of
 16 this chapter, a school shall attach a notice to the child's school records
 17 stating that the child has been reported missing. The school shall
 18 remove the notice when the school is notified under IC 31-36-2-6 that
 19 the child has been found.

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

- 22 (1) obtain:
 23 (A) the name, address, and telephone number of the person
 24 making the request; and
 25 (B) the reason that the person is requesting the school records;
 26 and
 27 (2) immediately notify the Indiana clearinghouse for information
 28 on missing children, **missing veterans at risk**, and missing
 29 endangered adults.

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

36 SECTION 30. IC 31-36-2-2, AS AMENDED BY P.L.43-2009,
 37 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2021]: Sec. 2. A law enforcement agency involved in the
 39 investigation of a missing child shall do the following:

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



- 1 (2) Forward the updated report to the agencies and organizations
 2 listed in IC 31-36-1-3.
 3 (3) Search the National Crime Information Center's Wanted
 4 Person File for reports of arrest warrants issued for persons who
 5 allegedly abducted or unlawfully retained children and compare
 6 these reports to the missing child's National Crime Information
 7 Center's Missing Person File.
 8 (4) Notify all law enforcement agencies involved in the
 9 investigation, the Indiana clearinghouse for information on
 10 missing children, **missing veterans at risk**, and missing
 11 endangered adults, and the National Crime Information Center
 12 when the missing child is located.

13 SECTION 31. IC 34-30-2-35.7, AS AMENDED BY P.L.38-2013,
 14 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2021]: Sec. 35.7. IC 10-13-5-8.5 and IC 10-13-8-12
 16 (Concerning a broadcaster who broadcasts or an electronic billboard
 17 operator who displays an Amber alert notification, **green alert**
 18 **notification**, silver alert notification, or blue alert notification and a
 19 person who establishes or maintains an Amber alert web site, **green**
 20 **alert web site**, silver alert web site, or blue alert web site under an
 21 agreement with the state police department).

22 SECTION 32. IC 34-30-2-43.3, AS ADDED BY P.L.140-2005,
 23 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2021]: Sec. 43.3. IC 12-10-18-6 (Concerning a broadcaster or
 25 newspaper that receives a report concerning ~~an~~ **a missing** endangered
 26 adult ~~medical~~ alert **or missing veteran at risk alert**).

