

# HOUSE BILL No. 1258

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-2-17; IC 10-13-5; IC 12-7-2-197.5; 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 34-30-2-35.7.

**Synopsis:** Green alert for 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 web site under an agreement with the state police department.

**Effective:** July 1, 2020.

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## Deal

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January 13, 2020, read first time and referred to Committee on Veterans Affairs and Public Safety.

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Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

## HOUSE BILL No. 1258

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

*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 2020]: 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 12-7-2-197.5).**

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 2020]: 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 12-7-2-197.5) 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, 2020]: 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, 2020]: **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 10-13-5-4.8 IS ADDED TO THE INDIANA CODE  
 40 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY  
 41 1, 2020]: **Sec. 4.8. 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, 2020]: 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, 2020]: 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, 2020]: 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, 2020]: 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 endangered adult to one  
 30 (1) or more broadcasters participating in the Amber alert program, **the**  
 31 **green alert program**, or the silver alert program. The guidelines must  
 32 include criteria that the clearinghouse shall use in determining whether  
 33 to issue a silver alert **or green alert** and the geographic area or region  
 34 in which to issue the silver alert **or green alert**.

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

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



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

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

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

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

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

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

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

26 SECTION 10. IC 10-13-5-8.1, AS AMENDED BY P.L.115-2018,  
 27 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2020]: Sec. 8.1. (a) In addition to an agreement with a  
 29 broadcaster under section 8 of this chapter, the clearinghouse may enter  
 30 into an agreement with one (1) or more electronic billboard operators  
 31 to display Amber alerts, **green alerts**, or silver alerts under this section.  
 32 An agreement under this section may include a limitation on the days  
 33 and times that the electronic billboard operator is required to have staff  
 34 present to receive an Amber alert, **a green alert**, or a silver alert  
 35 notification.

36 (b) The department's guidelines adopted under section 8 of this  
 37 chapter may require staff, upon receiving a report that a child has been  
 38 abducted, an endangered child is missing, **a veteran at risk is missing**,  
 39 or an endangered adult is missing, to immediately send electronically  
 40 or by other means of communication a description of the abducted  
 41 child, missing endangered child, **missing veteran at risk**, or missing  
 42 endangered adult to one (1) or more electronic billboard operators



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

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

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

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

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

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

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

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

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

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

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





1 SECTION 11. IC 10-13-5-8.5, AS AMENDED BY P.L.115-2018,  
 2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2020]: Sec. 8.5. (a) A broadcaster or electronic billboard  
 4 operator that has agreed to participate in the Amber alert program,  
 5 **green alert program**, or silver alert program and that:

6 (1) receives an Amber alert notification, **a green alert**  
 7 **notification**, or a silver alert notification from the department;  
 8 and

9 (2) broadcasts or displays:

10 (A) a description of the abducted child, missing endangered  
 11 child, **missing veteran at risk**, or missing endangered adult  
 12 contained in the notification; and

13 (B) other information contained in the notification that will  
 14 assist in locating the child, **missing veteran at risk**, or  
 15 missing endangered adult;

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

18 (b) If:

19 (1) a person enters into an agreement with the department to  
 20 establish or maintain an Amber alert web site, **a green alert web**  
 21 **site**, or a silver alert web site; and

22 (2) the agreement provides that only the department has the  
 23 ability to place information on the web site;

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

27 SECTION 12. IC 12-7-2-197.5 IS ADDED TO THE INDIANA  
 28 CODE AS A **NEW SECTION** TO READ AS FOLLOWS  
 29 [EFFECTIVE JULY 1, 2020]: **Sec. 197.5. "Veteran at risk" means**  
 30 **a veteran or an active duty member of the armed forces of the**  
 31 **United States, the national guard, or a reserve component of the**  
 32 **armed forces of the United States who is known, based on the**  
 33 **information provided by the person making the report described**  
 34 **under IC 12-10-18-1, to have a physical or mental health condition**  
 35 **that is related to the veteran's military service.**

36 SECTION 13. IC 12-10-18-0.7 IS ADDED TO THE INDIANA  
 37 CODE AS A **NEW SECTION** TO READ AS FOLLOWS  
 38 [EFFECTIVE JULY 1, 2020]: **Sec. 0.7. A veteran at risk is a high**  
 39 **risk missing person under IC 5-2-17. A law enforcement agency**  
 40 **receiving a report of a veteran at risk shall follow the procedures**  
 41 **in IC 5-2-17 in addition to the procedures described in this chapter.**

42 SECTION 14. IC 12-10-18-1, AS ADDED BY P.L.140-2005,



1 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2020]: Sec. 1. (a) A law enforcement agency that receives a  
3 notification concerning a missing endangered adult **or missing veteran**  
4 **at risk** from:

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

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

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

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

37 SECTION 15. IC 12-10-18-2, AS ADDED BY P.L.140-2005,  
38 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
39 JULY 1, 2020]: Sec. 2. The law enforcement agency shall prepare the  
40 investigative report described by section 1 of this chapter as soon as  
41 practicable, and if possible not later than five (5) hours after the law  
42 enforcement agency receives notification of a missing endangered adult



1 **or missing veteran at risk.**

2 SECTION 16. IC 12-10-18-3, AS AMENDED BY P.L.43-2009,  
3 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2020]: Sec. 3. (a) Upon completion of the report described by  
5 section 1 of this chapter, if the law enforcement agency has reason to  
6 believe that public notification may assist in locating the missing  
7 endangered adult **or missing veteran at risk**, the law enforcement  
8 agency may immediately forward the contents of the report to:

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

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

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

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

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

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

26 (7) the Indiana clearinghouse for information on children, **missing**  
27 **veterans at risk**, and missing endangered adults, established by  
28 IC 10-13-5-5, to disseminate information concerning the missing  
29 endangered adult to be broadcast as part of the silver alert  
30 program **and to disseminate information concerning the**  
31 **missing veteran at risk to be broadcast as part of the green**  
32 **alert program.**

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

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

41 (1) notify the public that there is an endangered adult medical  
42 alert; and



- 1 (2) broadcast or publish:
- 2 (A) a description of the missing endangered adult **or missing**
- 3 **veteran at risk;** and
- 4 (B) any other relevant information that would assist in locating
- 5 the missing endangered adult **or missing veteran at risk.**
- 6 (d) A broadcaster or newspaper that receives a request concerning
- 7 a missing endangered adult **or missing veteran at risk** under
- 8 subsection (c) may, at the discretion of the broadcaster or newspaper:
- 9 (1) notify the public that there is an endangered adult medical
- 10 alert; and
- 11 (2) broadcast or publish:
- 12 (A) a description of the missing endangered adult **or missing**
- 13 **veteran at risk;** and
- 14 (B) any other relevant information that would assist in locating
- 15 the missing endangered adult **or missing veteran at risk.**
- 16 SECTION 17. IC 12-10-18-4, AS ADDED BY P.L.140-2005,
- 17 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 18 JULY 1, 2020]: Sec. 4. A law enforcement agency may begin an
- 19 investigation concerning a missing endangered adult **or missing**
- 20 **veteran at risk** as soon as possible after receiving notification of the
- 21 missing endangered adult **or missing veteran at risk.**
- 22 SECTION 18. IC 12-10-18-5, AS ADDED BY P.L.140-2005,
- 23 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 24 JULY 1, 2020]: Sec. 5. An individual described in section 1(a)(1) or
- 25 1(a)(2) of this chapter who notifies a law enforcement agency
- 26 concerning a missing endangered adult **or missing veteran at risk**
- 27 shall notify the law enforcement agency when the missing endangered
- 28 adult **or missing veteran at risk** is found.
- 29 SECTION 19. IC 12-10-18-6, AS ADDED BY P.L.140-2005,
- 30 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 31 JULY 1, 2020]: Sec. 6. (a) A broadcaster or newspaper that receives a
- 32 report of a missing endangered adult **or missing veteran at risk** from
- 33 a law enforcement agency under section 3 of this chapter is immune
- 34 from civil liability for an act or omission related to:
- 35 (1) the broadcast or publication of information contained in the
- 36 report, including:
- 37 (A) a description of the missing endangered adult **or missing**
- 38 **veteran at risk;** and
- 39 (B) any other relevant information that would assist in locating
- 40 the missing endangered adult **or missing veteran at risk;** or
- 41 (2) the decision of the broadcaster or newspaper not to broadcast
- 42 or publish information contained in the report.



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

4 SECTION 20. IC 12-17.2-2-1.5, AS AMENDED BY P.L.43-2009,  
5 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
6 JULY 1, 2020]: Sec. 1.5. (a) The division shall require all child care  
7 centers or child care homes to submit a report containing the names  
8 and birth dates of all children who are enrolled in the child care center  
9 or child care home within three (3) months from the date the child care  
10 center or child care home accepts its first child, upon receiving the  
11 consent of the child's parent, guardian, or custodian as required under  
12 subsection (b). The division shall require all child care centers and  
13 child care homes that receive written consent as described under  
14 subsection (b) to submit a monthly report of the name and birth date of  
15 each additional child who has been enrolled in or withdrawn from the  
16 child care center or child care home during the preceding thirty (30)  
17 days.

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

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

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

39 (d) The division shall require that a person who transports children  
40 who are in the care of the child care center on a public highway (as  
41 defined in IC 9-25-2-4) within or outside Indiana in a vehicle designed  
42 and constructed for the accommodation of more than ten (10)



1 passengers must comply with the same requirements set forth in  
 2 IC 20-27-9-12 for a public elementary or secondary school or a  
 3 preschool operated by a school corporation.

4 SECTION 21. IC 12-17.2-4-18.5, AS AMENDED BY P.L.43-2009,  
 5 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2020]: Sec. 18.5. (a) Upon receiving a report under  
 7 IC 31-36-1-4, a child care center shall thoroughly inspect the report. If  
 8 the child care center finds that a child on the report required under  
 9 IC 31-36-1-4 is enrolled at the child care center, the child care center  
 10 shall immediately notify the Indiana clearinghouse for information on  
 11 missing children, **missing veterans at risk**, and missing endangered  
 12 adults.

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

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

20 (1) obtain:

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

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

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

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

34 SECTION 22. IC 12-17.2-5-18.6, AS AMENDED BY P.L.43-2009,  
 35 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 36 JULY 1, 2020]: Sec. 18.6. (a) Upon receiving a report under  
 37 IC 31-36-1-4, a child care home shall thoroughly inspect the report. If  
 38 the child care home finds that a child on the report required under  
 39 IC 31-36-1-4 is enrolled at the child care home, the child care home  
 40 shall immediately notify the Indiana clearinghouse for information on  
 41 missing children, **missing veterans at risk**, and missing endangered  
 42 adults.



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

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

8 (1) obtain:

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

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

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

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

22 SECTION 23. IC 16-37-1-8, AS AMENDED BY P.L.43-2009,  
 23 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2020]: Sec. 8. (a) Except as provided in subsection (c), a local  
 25 health officer shall provide a certification of birth, death, or stillbirth  
 26 registration upon request by any person only if:

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

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

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

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

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

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



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

6 SECTION 24. IC 20-26-13-10, AS AMENDED BY P.L.159-2019,  
 7 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2020]: Sec. 10. (a) Except as provided in section 11 of this  
 9 chapter, the four (4) year graduation rate for a cohort in a high school  
 10 is the percentage determined under STEP FIVE of the following  
 11 formula:

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

15 STEP TWO: Add:

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

17 (B) the number of students who:

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

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

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

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

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

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

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

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

36 (F) Enrollment in a virtual school.

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

40 (H) Leaving school, if the location of the student cannot be  
 41 determined and the student has been reported to the Indiana  
 42 clearinghouse for information on missing children, **missing**





- 1           **veterans at risk**, and missing endangered adults.
- 2           (I) Withdrawing from school before graduation, if the student
- 3           is a high ability student (as defined in IC 20-36-1-3) who is a
- 4           full-time student at an accredited institution of higher
- 5           education during the semester in which the cohort graduates.
- 6           STEP FOUR: Determine the total number of students determined
- 7           under STEP TWO who have graduated during the current
- 8           reporting year or a previous reporting year.
- 9           STEP FIVE: Divide:
- 10           (A) the number determined under STEP FOUR; by
- 11           (B) the remainder determined under STEP THREE.
- 12           (b) This subsection applies to a high school in which:
- 13           (1) for a:
- 14           (A) cohort of one hundred (100) students or less, at least ten
- 15           percent (10%) of the students left a particular cohort for a
- 16           reason described in subsection (a) STEP THREE clause (B);
- 17           or
- 18           (B) cohort of more than one hundred (100) students, at least
- 19           five percent (5%) of the students left a particular cohort for a
- 20           reason described in subsection (a) STEP THREE clause (B);
- 21           and
- 22           (2) the students described in subdivision (1)(A) or (1)(B) are not
- 23           on track to graduate with their cohort.
- 24           A high school must submit a request to the state board in a manner
- 25           prescribed by the state board requesting that the students described in
- 26           this subsection be included in the subsection (a) STEP THREE
- 27           calculation. The state board shall review the request and may grant or
- 28           deny the request. The state board shall deny the request unless the high
- 29           school demonstrates good cause to justify that the students described
- 30           in this subsection should be included in the subsection (a) STEP
- 31           THREE calculation. If the state board denies the request the high
- 32           school may not subtract the students described in this subsection under
- 33           subsection (a) STEP THREE.
- 34           SECTION 25. IC 20-33-2-10, AS AMENDED BY P.L.144-2012,
- 35           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 36           JULY 1, 2020]: Sec. 10. (a) Each public school shall and each private
- 37           school may require a student who initially enrolls in the school to
- 38           provide:
- 39           (1) the name and address of the school the student last attended;
- 40           and
- 41           (2) a certified copy of the student's birth certificate or other
- 42           reliable proof of the student's date of birth.



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

4 (c) If the document described in subsection (a)(2):

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

7 (2) appears to be inaccurate or fraudulent;

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

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

16 (1) shall immediately notify the Indiana clearinghouse for  
 17 information on missing children, **missing veterans at risk**, and  
 18 missing endangered adults;

19 (2) may not send the school records without the authorization of  
 20 the clearinghouse; and

21 (3) may not inform the requesting school that a notice under  
 22 IC 31-36-1-5 (or IC 31-6-13-6 before its repeal) has been attached  
 23 to the records.

24 (e) Notwithstanding subsection (d), if a parent of a child who has  
 25 enrolled in an accredited nonpublic school is in breach of a contract  
 26 that conditions release of student records on the payment of  
 27 outstanding tuition and other fees, the accredited nonpublic school  
 28 shall provide a requesting school sufficient verbal information to  
 29 permit the requesting school to make an appropriate placement  
 30 decision regarding the child.

31 SECTION 26. IC 31-34-2-5, AS AMENDED BY P.L.43-2009,  
 32 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2020]: Sec. 5. If a child in need of services is a missing child  
 34 and is taken into custody under a court order, the person taking the  
 35 child into custody shall do the following:

36 (1) Take the child to a place designated in the order.

37 (2) Give notice to the following that the child has been taken into  
 38 custody:

39 (A) The child's legal custodian.

40 (B) The clearinghouse for information on missing children,  
 41 **missing veterans at risk**, and missing endangered adults  
 42 established by IC 10-13-5.



1 SECTION 27. IC 31-34-2.5-2, AS AMENDED BY P.L.43-2009,  
 2 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2020]: Sec. 2. (a) Immediately after an emergency medical  
 4 services provider takes custody of a child under section 1 of this  
 5 chapter, the provider shall notify the department of child services that  
 6 the provider has taken custody of the child.

7 (b) The department of child services shall:

8 (1) assume the care, control, and custody of the child immediately  
 9 after receiving notice under subsection (a); and

10 (2) not later than forty-eight (48) hours after the department of  
 11 child services has taken custody of the child, contact the Indiana  
 12 clearinghouse for information on missing children, **missing**  
 13 **veterans at risk**, and missing endangered adults established by  
 14 IC 10-13-5-5 to determine if the child has been reported missing.

15 SECTION 28. IC 31-36-1-3, AS AMENDED BY P.L.183-2017,  
 16 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2020]: Sec. 3. Upon completion of the report required by  
 18 section 1 of this chapter, the law enforcement agency shall immediately  
 19 forward the contents of the report to:

20 (1) all law enforcement agencies that have jurisdiction of the  
 21 location in which the missing child lives and all law enforcement  
 22 agencies that have jurisdiction of the location in which the  
 23 missing child was last seen;

24 (2) all law enforcement agencies to which the person who  
 25 provided notification requests the report be sent, if the law  
 26 enforcement agency determines that the request is reasonable in  
 27 light of the information contained in the report;

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

29 (4) the Indiana clearinghouse for information on missing children,  
 30 **missing veterans at risk**, and missing endangered adults  
 31 established by IC 10-13-5;

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

33 (6) the National Crime Information Center's Missing Person File;  
 34 and

35 (7) the department.

36 SECTION 29. IC 31-36-1-5, AS AMENDED BY P.L.43-2009,  
 37 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 38 JULY 1, 2020]: Sec. 5. (a) Upon receiving a report under section 4 of  
 39 this chapter, a school shall attach a notice to the child's school records  
 40 stating that the child has been reported missing. The school shall  
 41 remove the notice when the school is notified under IC 31-36-2-6 that  
 42 the child has been found.



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

3 (1) obtain:

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

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

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

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

17 SECTION 30. IC 31-36-2-2, AS AMENDED BY P.L.43-2009,  
18 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2020]: Sec. 2. A law enforcement agency involved in the  
20 investigation of a missing child shall do the following:

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

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

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

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

36 SECTION 31. IC 34-30-2-35.7, AS AMENDED BY P.L.38-2013,  
37 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38 JULY 1, 2020]: Sec. 35.7. IC 10-13-5-8.5 and IC 10-13-8-12  
39 (Concerning a broadcaster who broadcasts or an electronic billboard  
40 operator who displays an Amber alert notification, **green alert**  
41 **notification**, silver alert notification, or blue alert notification and a  
42 person who establishes or maintains an Amber alert web site, **green**



1 **alert web site**, silver alert web site, or blue alert web site under an  
2 agreement with the state police department).

