

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

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

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

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

HOUSE ENROLLED ACT No. 1280

AN ACT to amend the Indiana Code concerning motor vehicles.

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

SECTION 1. IC 9-26-10-1, AS ADDED BY P.L.131-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. (a) The bureau shall create and maintain the Indiana emergency contact data base. The purpose of the emergency contact data base is to provide law enforcement officers **and coroners** with the means to contact emergency contact persons in the event of a motor vehicle accident that renders a credential holder unable to communicate due to death or serious bodily injury.

(b) The emergency contact data base must consist of contact information for not more than two (2) emergency contact persons per credential holder.

SECTION 2. IC 9-26-10-2, AS ADDED BY P.L.131-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) As used in this section, "person" has the meaning set forth in IC 5-14-3-2(n).

(b) Except as provided in subsections (c), (d), ~~and~~ (e), **and (f)**, all information contained in the emergency contact data base is confidential and exempt from:

- (1) disclosure to any person; and
- (2) public inspection under IC 5-14-3.

(c) The bureau may access information contained in the emergency contact data base for the purpose of deleting, logging, or revising

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emergency contact information contained in the emergency contact data base.

(d) A law enforcement officer may access information contained in the emergency contact data base for the purpose of complying with IC 9-26-2-5.

(e) A coroner may access information contained in the emergency contact data base in the performance of the coroner's duties.

~~(e)~~ **(f)** Information contained in the emergency contact data base is subject to disclosure to an appropriate person upon the bureau's receipt of a:

- (1) grand jury subpoena; or
- (2) subpoena related to a criminal investigation.

SECTION 3. IC 9-26-10-3, AS ADDED BY P.L.131-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. The bureau shall adopt rules under IC 4-22-2 to implement this chapter. The rules must address the following:

- (1) The creation, maintenance, and operation of the emergency contact data base.
- (2) The content and organization of any forms the bureau determines are necessary.
- (3) The creation and enforcement of any protocols related to the creation, maintenance, and operation of the emergency contact data base.
- (4) Reliably providing **coroners**, law enforcement agencies, and law enforcement officers with access to the emergency contact data base for the purpose of complying with IC 9-26-2-5.
- (5) Any other aspect of the emergency contact data base, its maintenance, or its operation that the bureau determines necessary in order to implement this chapter.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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