

Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 410

AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

SECTION 1. IC 31-9-2-107, AS AMENDED BY P.L.3-2016, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 107. (a) "Relative", for purposes of IC 31-19-18 and IC 31-19-25, means:

- (1) an adoptive or whole blood related parent;
- (2) a sibling; or
- (3) a child.

(b) "Relative", for purposes of IC 31-34-3, means:

- (1) a maternal or paternal grandparent;
- (2) an adult aunt or uncle;
- (3) a parent of a child's sibling if the parent has legal custody of the sibling; or
- (4) any other adult relative suggested by either parent of a child.

(c) "Relative", for purposes of **IC 31-9-2-131.7**, IC 31-27, IC 31-28-5.8, IC 31-34-4, IC 31-34-19, and IC 31-37, means any of the following in relation to a child:

- (1) A parent.
- (2) A grandparent.
- (3) A brother.
- (4) A sister.
- (5) A stepparent.

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- (6) A stepgrandparent.
- (7) A stepbrother.
- (8) A stepsister.
- (9) A first cousin.
- (10) An uncle.
- (11) An aunt.
- (12) Any other individual with whom a child has an established and significant relationship.

SECTION 2. IC 31-9-2-131.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: **Sec. 131.7. "Unlicensed caregiver", for purposes of IC 31-32-2.5 and IC 31-34-21-4.5, means a relative (as defined by IC 31-9-2-107(c)) who is:**

- (1) providing care and supervision to a child under a court order for purposes of placement in a child in need of services case or juvenile delinquency case; and**
- (2) not licensed as a foster parent under IC 31-27-4.**

SECTION 3. IC 31-32-2.5-1, AS ADDED BY P.L.210-2019, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 1. (a) Except as provided in subsection (b) and subject to this chapter: ~~a~~

- (1) a foster parent;
- (2) a long term foster parent; ~~or~~
- (3) a person who has been a foster parent; **or**
- (4) an unlicensed caregiver;**

of a child may petition the court to request intervention as a party during any stage of a child in need of services proceeding under IC 31-34 or a termination of parent-child relationship proceeding under IC 31-35 concerning the child.

(b) Any person described in subsection (a) who has been:

- (1) the subject of a substantiated report of child abuse or neglect;
- or
- (2) convicted of a nonwaivable offense, as defined in IC 31-9-2-84.8;

may not petition the court to intervene under this chapter.

SECTION 4. IC 31-34-21-4.5, AS AMENDED BY P.L.210-2019, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 4.5. A:

- (1) foster parent;**
- (2) long term foster parent; ~~or a~~**
- (3) person who has been a foster parent; ~~or~~**
- (4) person who is an unlicensed caregiver;**

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may petition the court to request intervention as a party to a proceeding as set forth in IC 31-32-2.5.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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