

SENATE BILL No. 455

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-25-2-2.5; IC 34-30-2.1-506.

Synopsis: Limitation of liability for DCS contractors. Limits the civil liability of contractors that provide specified services under a contract with the department of child services (DCS).

Effective: Upon passage.

Brown L

January 19, 2023, read first time and referred to Committee on Judiciary.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

SENATE BILL No. 455

A BILL FOR 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:

1 SECTION 1. IC 31-25-2-2.5, AS ADDED BY P.L.146-2008,
2 SECTION 563, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: Sec. 2.5. (a) The following are not
4 personally liable, except to the state, for an official act done or omitted
5 in connection with performance of duties under this title:

- 6 (1) The director of the department.
 - 7 (2) Other officers and employees of the department.
- 8 **(b) An individual or a nonprofit corporation organized under**
9 **the laws of Indiana is not liable, except to the state, for an act done**
10 **or omitted in connection with the individual's or nonprofit**
11 **corporation's provision of services described in section 7(a) of this**
12 **chapter under a contract entered into with the department.**

13 SECTION 2. IC 34-30-2.1-506, AS ADDED BY P.L.105-2022,
14 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 UPON PASSAGE]: Sec. 506. IC 31-25-2-2.5 (Concerning ~~the~~ officers,
16 ~~and other~~ employees, **and certain contractors** of the department of
17 child services).



1 **SECTION 3. An emergency is declared for this act.**

