

**AMENDED VERSION 12 January 2011**

# HOUSE BILL

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-2-18

**Synopsis:** Notice to parent, guardian, or custodian. Requires a law enforcement agency that produced a written report naming a minor child as the victim of a crime to: (1) make a reasonable attempt to notify the parent, guardian, or custodian of the child about the report; and (2) inform the parent, custodian, or guardian of the minor child of the right to access the report and to provide the contact information of the victims advocate of the local prosecutor's office; Provides that both parents of a child must be notified if they are never married, divorced or adoptive parents and have been identified in an action under I.C. 31-14, I.C. 31-15 or I.C. 31-19.

**Effective:** July 1, 2011.

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## Representative Davisson

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

1 SECTION 1. IC 5-2-18 IS ADDED TO THE INDIANA CODE AS  
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2011]:  
4 **Chapter 18. Requirement to Notify Parent, Guardian, or**  
5 **Custodian of a Child**  
6 **Sec. 1. As used in this chapter, "child" means a person who is**  
7 **less than eighteen (18) years of age.**  
8 **Sec. 2. As used in this chapter, "law enforcement agency" has**  
9 **the meaning set forth IC 5-2-17-2.**  
10 **Sec. 3. If a child is named in a written report of a crime as a**  
11 **victim the law enforcement agency who produced the report**  
12 **shall:**  
13 **(1) make a reasonable attempt to notify the parent, guardian,**  
14 **or custodian of the child that the child has been named in the**  
15 **report as a victim of a crime; and**  
16 **(2) notify the parent, guardian, or custodian of the child of his**  
17 **right to access the report and the contact information for the**  
18 **victim's rights advocate of the local county prosecutor's office.**  
19 **Sec. 4. A law enforcement agency is not required to notify or**  
20 **send a letter to the parent, guardian, or custodian of a child under**  
21 **section 3 of this chapter if the parent, guardian, or custodian is the**  
22 **alleged perpetrator of the crime.**  
23 **Sec. 5. If the parents of the child are never married, divorced or**  
24 **adoptive parents and have been identified in an action under I.C.**  
25 **31-14, I.C. 31-15 or I.C. 31-19 the law enforcement agency shall**  
26 **contact both parents except as provided for in section 4 of this**  
27 **chapter. Requesting the Clerk of the Courts of the county where**  
28 **the child is known to reside to provide contact information for**  
29 **both parents shall constitute a reasonable attempt.**