

SENATE BILL No. 36

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-22.5.

Synopsis: Elder abuse registry. Defines "crime of elder or adult abuse" and requires the office of judicial administration to establish an electronic elder and adult abuse registry containing information relating to persons convicted of a crime of elder or adult abuse.

Effective: July 1, 2019.

Head

January 3, 2019, read first time and referred to Committee on Family and Children Services.



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.

SENATE BILL No. 36

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

- 1 SECTION 1. IC 5-2-22.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]:
4 **Chapter 22.5. Elder and Adult Abuse Registry**
5 **Sec. 1. The following definitions apply throughout this chapter:**
6 **(1) "Crime of elder or adult abuse" means any of the**
7 **following:**
8 **(A) Neglect of a dependent (IC 35-46-1-4) if the dependent**
9 **is an endangered adult and the offense is committed under:**
10 **(i) IC 35-46-1-4(a)(1);**
11 **(ii) IC 35-46-1-4(a)(2);**
12 **(iii) IC 35-46-1-4(a)(3);**
13 **(iv) IC 35-46-1-4(b)(1)(A);**
14 **(v) IC 35-46-1-4(b)(2);**
15 **(vi) IC 35-46-1-4(b)(3); or**
16 **(vii) IC 35-46-1-4(b)(4).**
17 **(B) A sex offense (as defined in IC 11-8-8-5.2) committed**



- 1 **against an endangered adult.**
 2 **(C) Battery against an endangered adult under:**
 3 **(i) IC 35-42-2-1(e)(5);**
 4 **(ii) IC 35-42-2-1(g)(5)(D);**
 5 **(iii) IC 35-42-2-1(i); or**
 6 **(iv) IC 35-42-2-1(k)(2).**
 7 **(D) Domestic battery against an endangered adult under:**
 8 **(i) IC 35-42-2-1.3(b)(6);**
 9 **(ii) IC 35-42-2-1.3(c)(5)(C);**
 10 **(iii) IC 35-42-2-1.3(d); or**
 11 **(iv) IC 35-42-2-1.3(f)(2).**
 12 **(E) Exploitation of an endangered adult under:**
 13 **(i) IC 35-46-1-12(a)(1); or**
 14 **(ii) IC 35-46-1-12(b).**
 15 **(F) Financial exploitation of an endangered adult under:**
 16 **(i) IC 35-46-1-12(c); or**
 17 **(ii) IC 35-46-1-12(d).**
 18 **(2) "Endangered adult" has the meaning set forth in**
 19 **IC 12-10-3-2(a).**
 20 **(3) "Office" refers to the office of judicial administration**
 21 **created under IC 33-24-6-1.**
 22 **(4) "Registry" means the elder and adult abuse registry**
 23 **established under section 2 of this chapter.**
 24 **Sec. 2. The office shall establish and maintain an elder and adult**
 25 **abuse registry.**
 26 **Sec. 3. The registry must contain:**
 27 **(1) the name;**
 28 **(2) the age;**
 29 **(3) the last known city of residence;**
 30 **(4) a photograph, if available;**
 31 **(5) a description of the crime of elder or adult abuse of which**
 32 **the person was convicted; and**
 33 **(6) any other identifying information, as determined by the**
 34 **office;**
 35 **of every person convicted of a crime of elder or adult abuse.**
 36 **Sec. 4. (a) The office shall publish the registry on the office's**
 37 **Internet web site. The registry must be searchable and available to**
 38 **the public.**
 39 **(b) The office shall ensure that the registry is updated at least**
 40 **one (1) time every thirty (30) days.**
 41 **(c) The office shall ensure that the registry displays the**
 42 **following or similar words:**



1 **"Based on information submitted to law enforcement, a**
2 **person whose name appears in this registry has been**
3 **convicted of a crime of elder or adult abuse. However,**
4 **information on the registry may not be complete."**

