

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 465 be amended to read as follows:

- 1 Page 5, between lines 31 and 32, begin a new paragraph and insert:
- 2 "SECTION 5. IC 31-9-2-14, AS AMENDED BY P.L.52-2007,
- 3 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2011]: Sec. 14. (a) **Except as provided in subsection (d),**
- 5 "child abuse or neglect", for purposes of IC 31-32-11-1, IC 31-33,
- 6 IC 31-34-7-4, and IC 31-39-8-4, refers to a child who is alleged to be
- 7 a child in need of services as described in IC 31-34-1-1 through
- 8 IC 31-34-1-5.
- 9 (b) For purposes of subsection (a), the term under subsection (a)
- 10 does not refer to a child who is alleged to be a child in need of services
- 11 if the child is alleged to be a victim of a sexual offense under
- 12 IC 35-42-4-3 unless the alleged offense under IC 35-42-4-3 involves
- 13 the fondling or touching of the buttocks, genitals, or female breasts.
- 14 (c) "Child abuse or neglect", for purposes of IC 31-34-2.3, refers to
- 15 acts or omissions by a person against a child as described in
- 16 IC 31-34-1-1 through IC 31-34-1-9.
- 17 (d) **"Child abuse or neglect", for purposes of IC 31-33-5,**
- 18 **IC 31-33-6, and IC 31-33-22, refers to a child who is alleged to be**
- 19 **a:**
- 20 (1) **child in need of services as described in IC 31-34-1-1**
- 21 **through IC 31-34-1-5; or**
- 22 (2) **victim of a crime described in:**
- 23 (A) **IC 35-42-4 (sex crimes);**
- 24 (B) **IC 35-42-2-1 (battery);**

1 **(C) IC 35-46-1-4 (neglect of a dependent); or**
2 **(D) IC 35-42-3.5-1 (human trafficking)."**

3 Page 9, between lines 4 and 5, begin a new paragraph and insert:
4 "SECTION 13. IC 31-9-2-133 IS AMENDED TO READ AS
5 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 133. (a) **Except as**
6 **provided in subsection (c)**, "victim of child abuse or neglect", for
7 purposes of IC 31-32-11-1 and IC 31-33, refers to a child in need of
8 services as described in:

- 9 (1) IC 31-34-1-1 through IC 31-34-1-5;
- 10 (2) IC 31-34-1-10; or
- 11 (3) IC 31-34-1-11.

12 (b) The term does not include a child who is alleged to be a child in
13 need of services if the child is alleged to be a victim of a sexual offense
14 under IC 35-42-4-3 unless the alleged offense under IC 35-42-4-3
15 involves the fondling or touching of the buttocks, genitals, or female
16 breasts.

17 (c) **"Victim of child abuse or neglect", for purposes of**
18 **IC 31-33-5, IC 31-33-6, and IC 31-33-22, refers to a child who is**
19 **alleged to be a:**

- 20 (1) **child in need of services as described in IC 31-34-1-1**
21 **through IC 31-34-1-5; or**
- 22 (2) **victim of a crime described in:**
 - 23 (A) **IC 35-42-4 (sex crimes);**
 - 24 (B) **IC 35-42-2-1 (battery);**
 - 25 (C) **IC 35-46-1-4 (neglect of a dependent); or**
 - 26 (D) **IC 35-42-3.5-1 (human trafficking)."**

27 Renumber all SECTIONS consecutively.
 (Reference is to ESB 465 as printed April 8, 2011.)

Representative Tyler