
HOUSE BILL No. 1079

DIGEST OF INTRODUCED BILL

Citations Affected: IC 10-17-2-4.

Synopsis: Veteran's records. Provides that a veteran's discharge record recorded in a county recorder's office is considered a public record if the veteran's Social Security number has been redacted. Requires a county recorder to redact the Social Security number from a veteran's discharge record upon receiving a written public record request for the discharge record.

Effective: July 1, 2011.

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January 5, 2011, read first time and referred to Committee on Veterans Affairs and Public Safety.

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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.

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HOUSE BILL No. 1079



A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

1 SECTION 1. IC 10-17-2-4, AS ADDED BY P.L.174-2007,
 2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2011]: Sec. 4. (a) As used in this section, "photographic
 4 identification" means an identification document that:
 5 (1) shows the name of the individual to whom the document was
 6 issued;
 7 (2) shows a photograph of the individual to whom the document
 8 was issued;
 9 (3) includes an expiration date indicating that the document has
 10 not expired; and
 11 (4) was issued by the United States or the state of Indiana.
 12 (b) A discharge record is not a public record under IC 5-14-3 **unless**
 13 **the veteran's Social Security number has been redacted. A county**
 14 **recorder shall redact the veteran's Social Security number upon**
 15 **receiving a written public record request for the discharge record.**
 16 A county recorder may provide a certified copy of a discharge record
 17 **that has not been redacted** only to the following persons:



- 1 (1) The veteran who is the subject of the discharge record if the
- 2 veteran provides photographic identification.
- 3 (2) A person who provides photographic identification that
- 4 identifies the person as a county or city service officer.
- 5 (3) A person who provides photographic identification that
- 6 identifies the person as an employee of the Indiana department of
- 7 veterans' affairs.
- 8 (4) A person who:
- 9 (A) is a funeral director licensed under IC 25-15; and
- 10 (B) assists with the burial of the veteran who is the subject of
- 11 the discharge record;
- 12 if the person provides photographic identification and the person's
- 13 funeral director license.
- 14 (5) If the veteran who is the subject of the discharge record is
- 15 deceased, the spouse or next of kin of the deceased, if the spouse
- 16 or next of kin provides photographic identification and a copy of
- 17 the veteran's death certificate.
- 18 (6) The following persons under a court order, if the person
- 19 provides photographic identification and a certified copy of the
- 20 court order:
- 21 (A) The attorney in fact of the person who is the subject of the
- 22 discharge record.
- 23 (B) The guardian of the person who is the subject of the
- 24 discharge record.
- 25 (C) If the person who is the subject of the discharge record is
- 26 deceased, the personal representative of the estate of the
- 27 deceased.
- 28 (c) To the extent technologically feasible, a county recorder shall
- 29 take precautions to prevent the disclosure of a discharge record filed
- 30 with the county recorder before May 15, 2007. After May 14, 2007, a
- 31 county recorder shall ensure that a discharge record filed with the
- 32 county recorder is maintained in a separate, confidential, and secure
- 33 file.
- 34 (d) **Except as provided in subsection (b)**, disclosure of a discharge
- 35 record **that has not been redacted** by the county recorder under this
- 36 section is subject to IC 5-14-3-10.

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