

**CONFERENCE COMMITTEE REPORT  
DIGEST FOR ESB 190**

**Citations Affected:** None (noncode).

**Synopsis:** Study of terminating parenting rights. Conference committee report for ESB 190. Urges the legislative council to assign to the Indiana child custody and support advisory committee the task of studying the termination of parenting rights of an individual with a child who was conceived as a result of an act of rape by the individual. **(This conference committee report removes the following provisions: (1) Prohibiting a person who is convicted of rape and is the natural father of a child from having a right to custody, visitation, or parenting time with the child unless the natural mother or legal guardian consents to the person having custody, visitation, or parenting time and the court determines it is in the best interests of the child. (2) Providing an exception if the person convicted of rape is the spouse of the victim at the time of the rape. (3) Providing that if the natural mother and natural father later divorce, the conviction of rape creates a rebuttable presumption that sole or joint custody of the child by the perpetrator of the rape is not in the best interests of the child. (4) Requiring the legislative council to assign the child custody and support advisory committee the task of reviewing and studying the issue of the denial of parenting rights to a person convicted of rape.)**

**Effective:** July 1, 2012.

Adopted      Rejected

## CONFERENCE COMMITTEE REPORT

**MR. SPEAKER:**

*Your Conference Committee appointed to confer with a like committee from the Senate upon Engrossed House Amendments to Engrossed Senate Bill No. 190 respectfully reports that said two committees have conferred and agreed as follows to wit:*

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1           Delete the title and insert the following:
- 2           A BILL FOR AN ACT concerning family law and juvenile law.
- 3           Delete everything after the enacting clause and insert the following:
- 4           SECTION 1. [EFFECTIVE JULY 1, 2012] (a) **As used in this**
- 5           **SECTION, "committee" refers to the Indiana child custody and**
- 6           **support advisory committee established by IC 33-24-11-1.**
- 7           **(b) The general assembly urges the legislative council to assign**
- 8           **to the committee the task of studying the termination of parenting**
- 9           **rights of an individual with a child who was conceived as a result**
- 10          **of an act of rape by the individual.**
- 11          **(c) If the committee is assigned the topic described in subsection**
- 12          **(b), the committee shall issue a report to the legislative council**
- 13          **containing the committee's findings and recommendations,**
- 14          **including any recommended legislation concerning the topic, not**
- 15          **later than November 1, 2012.**
- 16          **(d) This SECTION expires December 31, 2012.**  
              (Reference is to ESB 190 as reprinted February 24, 2012.)

**Conference Committee Report**  
**on**  
**Engrossed Senate Bill 190**

**S**igned by:

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Senator Charbonneau  
Chairperson

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Representative Kubacki

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Senator Lanane

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Representative Lawson L

**Senate Conferees**

**House Conferees**