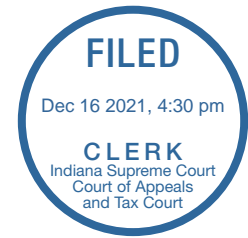


In the
Indiana Supreme Court



Cause No. 21S-MS-19

Order Amending Indiana Rules on Access to Court Records

Under the authority vested in this Court to provide by rule for the procedure employed in all courts of this state and this Court's inherent authority to supervise the administration of all courts of this state, the Indiana Rules on Access to Court Records are amended as follows (deletions shown by ~~striking~~ and new text shown by underlining):

...

Rule 5: Records Excluded From Public Access

...

Commentary

...

Rule 5(B)(9) excludes from Public Access mental health records compiled for treatment purposes. Reports for competency to stand trial, or for purposes of the insanity defense, remain accessible to the public.

Reports related to the defendant's treatment while undergoing the process of restoration to competency are treatment records and are excluded from Public Access. If the defendant does not regain competency, regular commitment proceedings are initiated under a mental health case, which is excluded from Public Access in its entirety.

...

This amendment is effective January 1, 2022.

Done at Indianapolis, Indiana, on 12/16/2021.

A handwritten signature in black ink that reads "Loretta H. Rush".

Loretta H. Rush
Chief Justice of Indiana

All Justices concur.