

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 109

AN ACT to amend the Indiana Code concerning human services.

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

SECTION 1. IC 12-10-3-7, AS AMENDED BY P.L.116-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 7. (a) The division shall provide coverage for the services required in each county under this chapter and may contract with:

(1) a prosecuting attorney;

(2) a person qualified to provide the services required; or

~~(2) (3) a prosecuting attorney to perform part of the services and a person described in subdivision (2) or a governmental entity qualified to perform the remainder of the services required. or~~

~~(3) if a prosecuting attorney decides not to enter into a contract; a governmental entity qualified to provide the services required.~~

(b) The contracts entered into by the division under this section must specify that the notification provisions described in sections 21(4) and 28(b)(5) of this chapter must be followed.

(c) A prosecuting attorney who is contracted to provide services under this section may perform services under this chapter in accordance with ~~subsection subsections~~ (d) and (e).

(d) Except as provided in subsection (e), a prosecuting attorney who has contracted to provide services under this section may provide services in another county if:

(1) the prosecuting attorney of the other county has not entered

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into a contract with the division to provide services; or

(2) the prosecuting attorney of the other county requests the prosecuting attorney to provide services.

(e) Services provided by a prosecuting attorney who is providing services in another county under this section may include the investigation of matters related to the abuse, neglect, or exploitation of an endangered adult. However, a prosecuting attorney who is providing services in another county under this section may not initiate any judicial proceeding (including seeking a temporary restraining order, an order for protection, or a similar order from a court) in the other county.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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