

# SENATE BILL No. 241

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 31-34-23-3.

**Synopsis:** Change of child placement. Requires that before changing the out-of-home placement of a child who has been in the same out-of-home placement for a period of at least one year, the department of child services must file a motion requesting a change in placement and the juvenile court shall hold a hearing on the question.

**Effective:** July 1, 2017.

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## Head

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January 9, 2017, read first time and referred to Committee on Judiciary.

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First Regular Session 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

## SENATE BILL No. 241

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

1 SECTION 1. IC 31-34-23-3, AS AMENDED BY P.L.146-2008,  
2 SECTION 612, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2017]: Sec. 3. **(a) Except as provided in**  
4 **subsection (b), before changing the out-of-home placement of a**  
5 **child who has been in the same out-of-home placement for at least**  
6 **one (1) year, the department must file a motion requesting a**  
7 **change in placement. Upon filing the motion, the department shall**  
8 **give notice to the persons affected and the juvenile court shall hold**  
9 **a hearing on the question. The department must show that the**  
10 **change in out-of-home placement is in the best interests of the**  
11 **child.**

12 ~~(a)~~ **(b)** If the motion requests an emergency change in the child's  
13 residence, the court may issue a temporary order. However, the  
14 department shall then give notice to the persons affected and the  
15 juvenile court shall hold a hearing on the question. ~~if requested.~~

16 ~~(b)~~ **(c)** If the motion requests any other modification, the department  
17 shall give notice to the persons affected, and the juvenile court shall



1 hold a hearing on the question.

