

IC 34-30**ARTICLE 30. IMMUNITY FROM CIVIL LIABILITY**

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IC 34-30-1**Chapter 1. Scope of Article**

34-30-1-1	Additional immunities
34-30-1-2	Legal research for other immunities

IC 34-30-1-1 Additional immunities

Sec. 1. This article is not intended to be an exhaustive compilation of all sources of immunity from civil liability in the Indiana Code. In addition to the immunities from civil liability that are recognized in this article, other immunities from civil liability may be found in other provisions of the Indiana Code.

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-1-2 Legal research for other immunities

Sec. 2. As an aid to the reader, an effort has been made to list other locations in the Indiana Code where immunities from civil liability are recognized. This list provided in IC 34-30-2 does not take the place of traditional legal research.

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2**Chapter 2. Statutes Outside IC 34 That Confer Immunity**

34-30-2-1	List of references; effect of listing and failure to list; exceptions
34-30-2-2	Repealed
34-30-2-2.2	Records of the attorney general
34-30-2-3	Repealed
34-30-2-3.4	Corrective action plans of the state and state agencies
34-30-2-3.6	Mediators
34-30-2-3.8	Small business providing voluntary notice of violation of agency rule
34-30-2-4	Medical examiners
34-30-2-5	Safekeeping of escaped inmate's property
34-30-2-6	State lottery commission
34-30-2-6.5	Riverboat gambling licensees; payment of winnings to obligors
34-30-2-6.7	Gambling games at racetracks licensees; payment of winnings to obligors
34-30-2-6.8	State museum and historic sites board
34-30-2-7	Bonds or notes for hospital bonding authorities
34-30-2-8	Repealed
34-30-2-8.5	Indiana stadium and convention building authority
34-30-2-8.6	Obligations of or violation by the Indiana finance authority and the northwest Indiana regional development authority
34-30-2-8.7	Indiana finance authority
34-30-2-8.8	Indiana finance authority and brownfield contamination
34-30-2-9	Local public improvement bond bank director or issuer of bonds or notes
34-30-2-10	Indiana bond bank director or issuer of bonds or notes
34-30-2-10.5	Report of cause for revocation of law enforcement officer's diploma, certificate, or badge
34-30-2-11	Law enforcement academy building commission law
34-30-2-11.1	Victim services division determinations
34-30-2-11.2	Employee breaks for nursing mothers
34-30-2-11.3	Divestment by the Indiana state teachers' retirement fund and the public employees' retirement fund
34-30-2-11.4	Divestment from a state sponsor of terror by the Indiana state teachers' retirement fund and the public employees' retirement fund
34-30-2-11.5	Release of health care provider records to law enforcement agency
34-30-2-11.6	Divestment from restricted businesses by Indiana state teachers' retirement fund and public employees' retirement fund
34-30-2-12	Disbursing officers
34-30-2-13	Board for depositories
34-30-2-14	Loss of public funds by public officers
34-30-2-14.1	Failure to provide notice of meeting
34-30-2-14.2	Denial or interference with public records request
34-30-2-14.3	Disclosure of confidential or erroneous information by public employee or officer of contractor or subcontractor of public agency
34-30-2-14.6	Repealed
34-30-2-14.7	State officers, officials, and employees posting certain state agency information
34-30-2-14.8	Property owners; volunteers issuing complaints and summonses for parking violations
34-30-2-14.9	State employees posting certain school or local government information
34-30-2-15	Indiana housing and community development authority
34-30-2-15.3	State contractors; violation of consumer sales laws by subsequently acquired business
34-30-2-16	Repealed
34-30-2-16.3	Acts or omissions arising out of performance of duties in a distressed political subdivision
34-30-2-16.4	Employees of the department of state revenue pilot program
34-30-2-16.5	Address confidentiality program
34-30-2-16.6	Closing agents; failure to perform certain tasks related to property tax deductions
34-30-2-16.7	Department of state revenue for Internet publication of list of delinquent taxpayers

34-30-2-16.8	Department of state revenue; collection of tax judgments and levies
34-30-2-17	Alcohol and tobacco commission
34-30-2-18	Collection of money under alcoholic beverage laws
34-30-2-19	Beer wholesaler
34-30-2-19.5	Wine purchased at estate sale and resold
34-30-2-20	Liquor license permittee
34-30-2-20.8	Alcoholic beverage permittee or employee; retention of ID card
34-30-2-21	Alcohol related injuries; postsecondary educational institutions
34-30-2-22	Alcoholic beverage permittee
34-30-2-23	Person furnishing alcoholic beverage; damages caused by impaired or intoxicated person
34-30-2-24	Municipalities and joint agencies operating electric utilities
34-30-2-24.1	Counties; material errors in the list of properties for which certain delinquent fees are to be collected
34-30-2-24.2	Dual party relay services and telecommunications services; member or director of a surviving corporation
34-30-2-24.3	Enforcement of food transportation safety laws
34-30-2-24.4	Railroad companies
34-30-2-24.5	Officers, directors, and employees of the Indiana finance authority and the treasurer of state; next generation trust fund; next level Indiana trust and trust fund (before repeal of prior law)
34-30-2-24.6	Officers, directors, and employees of the Indiana finance authority and the treasurer of state; transfers from the next level Indiana trust fund to the next generation trust fund
34-30-2-25	Indiana finance authority; payment of bonds or notes
34-30-2-25.5	New Harmony and Wabash River bridge authority
34-30-2-25.6	New Harmony and Wabash River bridge authority; state and political subdivisions
34-30-2-26	Guest statute for aircraft passengers
34-30-2-26.5	Contractors providing services to the Indiana department of transportation
34-30-2-27	Driver licensing medical advisory board
34-30-2-28	Bureau of motor vehicles and license branches; invalid odometer readings
34-30-2-28.2	Motor vehicle safety recall information
34-30-2-28.4	Property owners; volunteers issuing complaints and summonses for parking violations
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34-30-2-28.6	Bureau of motor vehicles; false information in certificate of title for manufactured home
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34-30-2-29	Loss or damage to abandoned vehicles or parts
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34-30-2-30.5	Physicians; optometrists; advanced practice registered nurses; fitness of patient to operate motor vehicle
34-30-2-31	Bureau of motor vehicles; nondriver identification cards
34-30-2-31.5	Commissioner, employees, and agents of the bureau of motor vehicles
34-30-2-31.7	Actions taken by retailers and employees of retailers
34-30-2-31.8	Anatomical gifts; state and health care providers
34-30-2-31.9	Attempted contact with emergency contact persons
34-30-2-32	Toxicology accident research participants
34-30-2-32.5	Driver education advisory board members; motorcycle operator safety education program advisory board members
34-30-2-33	Testing of blood, urine, and other bodily samples
34-30-2-33.1	Visitation at a facility used in a victim impact program
34-30-2-34	Repealed
34-30-2-34.2	Watercraft dealers
34-30-2-34.3	Salvage motor vehicles
34-30-2-34.5	Duties related to dealer services

34-30-2-35	Criminal justice data division; furnishing information to
34-30-2-35.5	Retailer education program
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34-30-2-35.8	State officers and employees providing aid under an emergency management assistance compact; emergency responders providing mutual aid
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34-30-2-37	Assistance or aid under the intrastate mutual aid compact
34-30-2-37.2	Political subdivision employees rendering aid in other political subdivision or out of state
34-30-2-38	Sheltering persons during attack, emergency, disaster, or drill
34-30-2-38.1	Shipment of radioactive waste; requirement for alternate routes
34-30-2-38.3	Repealed
34-30-2-38.5	Health care providers that provide hyperbaric oxygen, and physicians who supervise treatment under the veterans pilot program
34-30-2-39	Indiana war memorials commission members
34-30-2-39.3	Release of information to department of correction ombudsman
34-30-2-39.5	Department of correction ombudsman
34-30-2-39.6	Release of information to department of child services ombudsman
34-30-2-39.7	Department of child services ombudsman
34-30-2-39.9	Interstate compact for adult offender supervision; interstate compact for juveniles
34-30-2-40	Endangered adult; report
34-30-2-40.2	Adult protective services unit report of animal cruelty, abandonment, or neglect
34-30-2-41	Endangered adult; rendering care for
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34-30-2-43	Long term care ombudsman
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34-30-2-43.5	Disclosure of records to statewide waiver ombudsman
34-30-2-43.7	Statewide waiver ombudsman
34-30-2-43.8	Repealed
34-30-2-43.9	Actions of personal services attendant
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34-30-2-44.1	Repealed
34-30-2-45	Repealed
34-30-2-45.2	Repealed
34-30-2-45.3	Repealed
34-30-2-45.5	Aiding patients applying for assistance under hospital care for the indigent program
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34-30-2-45.8	Local domestic violence fatality review teams
34-30-2-45.9	Providing services under hospital care for the indigent program
34-30-2-46	Division of family resources and county offices
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34-30-2-47.3	Division of mental health and addiction; voluntary addiction treatment of minor; notification or consent
34-30-2-47.5	Alcohol and drug services program
34-30-2-47.6	Employers in hiring employees in a drug education and addiction treatment program
34-30-2-47.7	Repealed
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34-30-2-51.2	Persons who engage in certain surficial activities
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34-30-2-51.4	Fiduciaries; release or threatened release of a hazardous substance or petroleum; oil discharge response assistance

34-30-2-51.6	Release, threatened release, and presence of hazardous substances; fiduciaries; hazardous substances response action
34-30-2-51.8	Persons receiving certificate of completion for voluntary remediation; claims for contribution
34-30-2-52	Midwest Interstate Low-level Radioactive Waste Commission
34-30-2-53	Illegal dumping of garbage or solid waste; reporting
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34-30-2-53.8	Removal of abandoned watercraft by the department of natural resources
34-30-2-53.9	Watercraft operators; injury to a diver
34-30-2-54	Landowners and tenants; operation of vehicles for recreational purposes
34-30-2-55	Repealed
34-30-2-55.8	Access to cemetery lands
34-30-2-56	Owners of premises used by persons for certain recreational vehicles
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34-30-2-56.2	Noise caused by a shooting range
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34-30-2-56.5	Person acting under the Great Lakes—St. Lawrence River Basin Water Resources Compact
34-30-2-56.7	Department of natural resources; low head dams not owned by the state
34-30-2-57	Department of natural resources; plugging of oil and natural gas wells; plugging abandoned test holes
34-30-2-57.8	Farmers; possession of proprietary material
34-30-2-58	Removal of detrimental plants
34-30-2-59	Repealed
34-30-2-60	Corn marketing council debts and actions
34-30-2-60.1	Issuance by state health commissioner or designee of statewide standing orders, prescriptions, or protocols permitting pharmacists to administer or dispense certain items
34-30-2-60.2	Repealed
34-30-2-60.7	Documents concerning real estate; misrepresentations by a licensed broker
34-30-2-61	Veterinarians and veterinary technicians; emergency treatment
34-30-2-62	Abandoned animals; disposition by veterinarians
34-30-2-62.2	Veterinarians and veterinary technicians; reporting suspected animal cruelty
34-30-2-62.4	Detention, seizure, and embargo of hemp crops
34-30-2-62.7	Actions of the state veterinarian or employee of the state board of animal health when engaged in private veterinary medicine
34-30-2-62.8	Actions of agents of the United States Department of Agriculture
34-30-2-63	Repealed
34-30-2-64	Indiana rural rehabilitation corporation; transfer of assets
34-30-2-64.3	Certification of animals and animal products
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34-30-2-73	Health care providers; failure to provide medical treatment to patient refusing consent
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34-30-2-84	State egg board; dean of agriculture of Purdue University
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34-30-2-84.5	Repealed
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34-30-2-134.5	Operation of newborn safety device
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34-30-2-140.5	Repealed
34-30-2-140.7	Staff members of a problem solving court
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34-30-2-144.5	Circuit court clerks; personal liability for dishonored checks

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34-30-2-150	Hazing; reporting or participating in judicial proceeding
34-30-2-150.2	Repealed
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34-30-2-151.2	Interactive computer services
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34-30-2-152	Neglect, battery, or exploitation; reporting or participating in proceedings
34-30-2-152.1	State or law enforcement agency; retired law enforcement officer carrying firearms
34-30-2-152.2	Repealed
34-30-2-152.3	Pharmacy or NPLEx retailer; sale of product containing ephedrine or pseudoephedrine; judgment not to sell ephedrine or pseudoephedrine
34-30-2-152.4	County treasurers; personal liability
34-30-2-152.5	Repealed
34-30-2-152.6	County recorders; personal liability for dishonored checks
34-30-2-152.7	Disclosure of restricted addresses
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34-30-2-156.6	Vehicular carbon monoxide testing
34-30-2-156.7	Telephone cardiopulmonary resuscitation instruction
34-30-2-156.8	Repealed
34-30-2-156.9	Counties; material errors in the list of properties for which certain delinquent fees are to be collected
34-30-2-157	Crops grown on drainage right-of-way

IC 34-30-2-1 List of references; effect of listing and failure to list; exceptions

Sec. 1. (a) This chapter contains a list of references to other immunity from civil liability provisions outside IC 34.

(b) Listing in this chapter does not equate to the creation of an immunity from civil liability, and failure to be listed in this chapter does not negate an immunity from civil liability recognized elsewhere in the Indiana Code.

(c) Many of the statutes granting immunity from civil liability also contain exceptions to the immunity granted. Therefore, each statute must be consulted directly to determine the extent of the immunity provided.

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-2 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.235-2005, SEC.205. Repealed by P.L.189-2018, SEC.153.

IC 34-30-2-2.2 Records of the attorney general

Sec. 2.2. IC 4-6-14-11 (Concerning the attorney general's maintenance of certain records).

As added by P.L.86-2018, SEC.232.

IC 34-30-2-3 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.235-2005, SEC.206. Repealed by P.L.189-2018, SEC.154.

IC 34-30-2-3.4 Corrective action plans of the state and state agencies

Sec. 3.4. IC 4-21.5-2.5-12 (Concerning corrective action plans of the state and state agencies for alleged rule violations).

As added by P.L.215-2017, SEC.3.

IC 34-30-2-3.6 Mediators

Sec. 3.6. IC 4-21.5-3.5-4 (Concerning a mediator, co-mediator, or team mediator).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-3.8 Small business providing voluntary notice of violation of agency rule

Sec. 3.8. IC 4-22-2-28.2 (Concerning voluntary notice by a small business of an actual or a potential violation of an agency rule).

As added by P.L.239-2005, SEC.4.

IC 34-30-2-4 Medical examiners

Sec. 4. IC 4-23-6-6 (Concerning medical examiners performing certain examinations or autopsies).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-5 Safekeeping of escaped inmate's property

Sec. 5. IC 4-24-6-5 (Concerning the department of correction for the safekeeping of the property of escaped inmates).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-6 State lottery commission

Sec. 6. IC 4-30-15-2 (Concerning the state, the state lottery commission, and officers and

employees of the state lottery commission if an annuity is assigned to a lottery prize winner).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-6.5 Riverboat gambling licensees; payment of winnings to obligors

Sec. 6.5. IC 4-33-8.5-4 (Concerning persons holding licenses regarding riverboat gambling that make payments of cash winnings to obligors in violation of IC 4-33-4-27 or that act in compliance with IC 4-33-4-27).

As added by P.L.80-2010, SEC.53.

IC 34-30-2-6.7 Gambling games at racetracks licensees; payment of winnings to obligors

Sec. 6.7. IC 4-35-6.5-12 (Concerning persons holding licenses regarding gambling games at racetracks who make payments of cash winnings to obligors in violation of IC 4-35-4-16 or who act in compliance with IC 4-35-4-16).

As added by P.L.80-2010, SEC.54.

IC 34-30-2-6.8 State museum and historic sites board

Sec. 6.8. IC 4-37-3-5 (Concerning actions of members of the board of trustees for the Indiana state museum and historic sites corporation).

As added by P.L.167-2011, SEC.29.

IC 34-30-2-7 Bonds or notes for hospital bonding authorities

Sec. 7. IC 5-1-4-13 (Concerning bonds or notes executed for hospital bonding authorities).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-8 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.235-2005, SEC.207; P.L.162-2007, SEC.40. Repealed by P.L.189-2018, SEC.155.

IC 34-30-2-8.5 Indiana stadium and convention building authority

Sec. 8.5. IC 5-1-17-9.5 (Concerning members, officers, employees, and the executive director of the Indiana stadium and convention building authority for acts authorized by law).

As added by P.L.120-2006, SEC.3.

IC 34-30-2-8.6 Obligations of or violation by the Indiana finance authority and the northwest Indiana regional development authority

Sec. 8.6. IC 5-1.3-6-9 (Concerning the state for monetary damages for obligations of or violation by the Indiana finance authority and the northwest Indiana regional development authority).

As added by P.L.189-2018, SEC.156. Amended by P.L.10-2019, SEC.130.

IC 34-30-2-8.7 Indiana finance authority

Sec. 8.7. IC 5-1.2-4-17 (Concerning the Indiana finance authority).

As added by P.L.189-2018, SEC.157.

IC 34-30-2-8.8 Indiana finance authority and brownfield contamination

Sec. 8.8. IC 5-1.2-4-32 (Concerning loan or financial assistance under IC 5-1.2 governing the Indiana finance authority and the Indiana finance authority's addressing of brownfield contamination issues).

As added by P.L.189-2018, SEC.158.

IC 34-30-2-9 Local public improvement bond bank director or issuer of bonds or notes

Sec. 9. IC 5-1.4-2-8 (Concerning directors of and persons executing bonds or notes for a local public improvement bond bank).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-10 Indiana bond bank director or issuer of bonds or notes

Sec. 10. IC 5-1.5-2-8 (Concerning directors of and persons executing bonds or notes for the Indiana bond bank).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-10.5 Report of cause for revocation of law enforcement officer's diploma, certificate, or badge

Sec. 10.5. IC 5-2-1-12.5 (Concerning a good faith report of cause for revoking a law enforcement officer's diploma, certificate, or document showing compliance with training requirements).

As added by P.L.52-2005, SEC.13. Amended by P.L.12-2021, SEC.5.

IC 34-30-2-11 Law enforcement academy building commission law

Sec. 11. IC 5-2-2-14(b) (Concerning the state for violations of the law enforcement academy building commission law).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-11.1 Victim services division determinations

Sec. 11.1. IC 5-2-6.1-45 (Concerning a determination by the victim services division of the Indiana criminal justice institute regarding awards from the violent crime victims compensation fund).

As added by P.L.86-2018, SEC.233.

IC 34-30-2-11.2 Employee breaks for nursing mothers

Sec. 11.2. IC 5-10-6-2 (Concerning employee breaks for nursing mothers).

As added by P.L.13-2008, SEC.5.

IC 34-30-2-11.3 Divestment by the Indiana state teachers' retirement fund and the public employees' retirement fund

Sec. 11.3. IC 5-10.2-9-35 (Concerning the state and certain public pension funds for divestment of fund assets authorized by law).

As added by P.L.149-2007, SEC.4. Amended by P.L.86-2018, SEC.234.

IC 34-30-2-11.4 Divestment from a state sponsor of terror by the Indiana state teachers' retirement fund and the public employees' retirement fund

Sec. 11.4. IC 5-10.2-10-29 (Concerning the state and certain public pension funds for divestment of fund assets authorized by law).

As added by P.L.67-2009, SEC.2.

IC 34-30-2-11.5 Release of health care provider records to law enforcement agency

Sec. 11.5. IC 5-2-17-8 (Concerning health care providers for disclosure of dental records or skeletal x-rays to a law enforcement agency).
As added by P.L.92-2007, SEC.4.

IC 34-30-2-11.6 Divestment from restricted businesses by Indiana state teachers' retirement fund and public employees' retirement fund

Sec. 11.6. IC 5-10.2-11-25 (Concerning removal of certain assets from the Indiana state teachers' retirement fund or the public employees' retirement fund).
As added by P.L.177-2016, SEC.2.

IC 34-30-2-12 Disbursing officers

Sec. 12. IC 5-11-10-1 (Concerning certain disbursing officers for disbursements).
[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26.

IC 34-30-2-13 Board for depositories

Sec. 13. IC 5-13-12-7 (Concerning members, officers, and employees of the board for depositories).
[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26.

IC 34-30-2-14 Loss of public funds by public officers

Sec. 14. IC 5-13-14-2 (Concerning public officers for loss of certain public funds).
[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26.

IC 34-30-2-14.1 Failure to provide notice of meeting

Sec. 14.1. IC 5-14-1.5-7.5 (Concerning a public employee who, acting on the orders of a superior or on the advice of the agency attorney or the attorney general, fails to provide proper notice of a public meeting or executive session).
As added by P.L.134-2012, SEC.34.

IC 34-30-2-14.2 Denial or interference with public records request

Sec. 14.2. IC 5-14-3-9.5 (Concerning a public employee who, acting on the orders of a superior or on the advice of the agency attorney or the attorney general, denies or interferes with a person's request for inspection or copying of a public record).
As added by P.L.134-2012, SEC.35.

IC 34-30-2-14.3 Disclosure of confidential or erroneous information by public employee or officer of contractor or subcontractor of public agency

Sec. 14.3. IC 5-14-3-10 (Concerning a public employee or officer of a contractor or subcontractor of a public agency for disclosure of certain confidential or erroneous information).
[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26.

IC 34-30-2-14.6 Repealed

As added by P.L.113-2010, SEC.105. Repealed by P.L.6-2012, SEC.222.

IC 34-30-2-14.7 State officers, officials, and employees posting certain state agency information

Sec. 14.7. IC 5-14-3.5-5 and IC 5-14-3.3-14 (Concerning state and state officers, officials, and employees for posting certain confidential information).
As added by P.L.172-2011, SEC.136. Amended by P.L.269-2017, SEC.9.

IC 34-30-2-14.8 Property owners; volunteers issuing complaints and summonses for parking violations

Sec. 14.8. IC 5-16-9-11 (Concerning a property owner for actions of a volunteer appointed to issue complaints and summonses for violations of parking regulations on the property).
As added by P.L.86-2018, SEC.235.

IC 34-30-2-14.9 State employees posting certain school or local government information

Sec. 14.9. IC 5-14-3.7-6 and IC 5-14-3.8-4 (Concerning state employees for posting certain confidential information).
As added by P.L.172-2011, SEC.137.

IC 34-30-2-15 Indiana housing and community development authority

Sec. 15. IC 5-20-1-19 (Concerning members and officers of the Indiana housing and community development authority).
[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26. Amended by P.L.1-2006, SEC.519 and P.L.181-2006, SEC.60.

IC 34-30-2-15.3 State contractors; violation of consumer sales laws by subsequently acquired business

Sec. 15.3. IC 5-22-3-7 (Concerning a state contractor for violations of consumer sales laws by a business that is subsequently acquired by the state contractor).
As added by P.L.86-2018, SEC.236.

IC 34-30-2-16 Repealed

[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26. Repealed by P.L.177-2005, SEC.47.

IC 34-30-2-16.3 Acts or omissions arising out of performance of duties in a distressed political subdivision

Sec. 16.3. IC 6-1.1-20.3-7.5 (Concerning an act or omission of a fiscal management board member, an emergency manager, a chief financial officer, or a chief academic officer within the scope of and arising out of the performance of prescribed duties in a distressed political subdivision).
As added by P.L.86-2018, SEC.237.

IC 34-30-2-16.4 Employees of the department of state revenue pilot program

Sec. 16.4. IC 6-8.1-16.3-3 (Concerning actions taken by an employee of the department of state revenue pilot program).
As added by P.L.147-2018, SEC.25.

IC 34-30-2-16.5 Address confidentiality program

Sec. 16.5. IC 5-26.5-3-7 (Concerning actions taken under the address confidentiality program).
As added by P.L.133-2002, SEC.58.

IC 34-30-2-16.6 Closing agents; failure to perform certain tasks related to

property tax deductions

Sec. 16.6. (a) IC 6-1.1-12-2 (Concerning a closing agent for failure to perform certain tasks for purposes of obtaining a property tax deduction for the property).

(b) IC 6-1.1-12-43 (Concerning a closing agent's failure to provide a form concerning property tax benefits).

As added by P.L.64-2004, SEC.33. Amended by P.L.86-2018, SEC.238.

IC 34-30-2-16.7 Department of state revenue for Internet publication of list of delinquent taxpayers

Sec. 16.7. IC 6-8.1-3-16(j) (Concerning the department of state revenue for publishing a list of delinquent taxpayers).

As added by P.L.81-2004, SEC.42.

IC 34-30-2-16.8 Department of state revenue; collection of tax judgments and levies

Sec. 16.8. IC 6-8.1-8-8.7 (Concerning actions taken to collect tax judgments and levies).

As added by P.L.138-2008, SEC.8.

IC 34-30-2-17 Alcohol and tobacco commission

Sec. 17. IC 7.1-2-3-30 (Concerning members, officers, and employees of the alcohol and tobacco commission).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.204-2001, SEC.62.

IC 34-30-2-18 Collection of money under alcoholic beverage laws

Sec. 18. IC 7.1-2-8-2 (Concerning the alcohol and tobacco commission, its chairman and chairman pro tempore, and the state for claim arising from collection of money under alcoholic beverage laws).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.204-2001, SEC.63.

IC 34-30-2-19 Beer wholesaler

Sec. 19. IC 7.1-3-3-14 (Concerning beer wholesalers for operating under suspended or ineffective order of denial).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-19.5 Wine purchased at estate sale and resold

Sec. 19.5. IC 7.1-3-13-3.5 (Concerning wine purchased at an estate sale and resold by a wine wholesaler).

As added by P.L.94-2008, SEC.60.

IC 34-30-2-20 Liquor license permittee

Sec. 20. IC 7.1-3-23-42 (Concerning liquor license permittees operating under stay of license suspension or revocation).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-20.8 Alcoholic beverage permittee or employee; retention of ID card

Sec. 20.8. IC 7.1-5-7-4.5 (Concerning an alcoholic beverage permittee or employee of a permittee who retains a person's identification card).

As added by P.L.214-2016, SEC.34.

IC 34-30-2-21 Alcohol related injuries; postsecondary educational institutions

Sec. 21. IC 7.1-5-7-8 (Concerning postsecondary educational institutions for alcohol related injuries).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2007, SEC.374.

IC 34-30-2-22 Alcoholic beverage permittee

Sec. 22. IC 7.1-5-10-15 (Concerning alcoholic beverage permittee or permittee's agent refusing to serve alcoholic beverages to certain persons).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-23 Person furnishing alcoholic beverage; damages caused by impaired or intoxicated person

Sec. 23. IC 7.1-5-10-15.5 (Concerning persons who furnish an alcoholic beverage for damages caused by an impaired or intoxicated person).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-24 Municipalities and joint agencies operating electric utilities

Sec. 24. IC 8-1-2.2-28 (Concerning officers of, or persons acting on behalf of certain municipalities or joint agencies that operate electric utilities).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-24.1 Counties; material errors in the list of properties for which certain delinquent fees are to be collected

Sec. 24.1. IC 8-1.5-5-30 (Concerning a county for material errors in the county's list of properties for which delinquent storm water management fees are to be collected).

As added by P.L.86-2018, SEC.239.

IC 34-30-2-24.2 Dual party relay services and telecommunications services; member or director of a surviving corporation

Sec. 24.2. (a) IC 8-1-2.8-25 (Concerning InTRAC or a local exchange company for the development, adoption, implementation, maintenance, or operation of dual party relay services or telecommunications devices).

(b) IC 8-1-17.5-16 (Concerning a member or director of a rural electric membership corporation or communications cooperative corporation that is merged or consolidated).

As added by P.L.60-2004, SEC.2. Amended by P.L.86-2018, SEC.240; P.L.73-2020, SEC.10; P.L.81-2020, SEC.23; P.L.133-2020, SEC.13.

IC 34-30-2-24.3 Enforcement of food transportation safety laws

Sec. 24.3. IC 8-2.1-27-8 (Concerning persons who enforce certain food transportation safety laws).

As added by P.L.108-2012, SEC.2.

IC 34-30-2-24.4 Railroad companies

Sec. 24.4. IC 8-6-4-1(g) (Concerning a railroad company and its employees for injury or property damage resulting from certain accidents).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.182-2009(ss), SEC.509; P.L.69-2013, SEC.4.

IC 34-30-2-24.5 Officers, directors, and employees of the Indiana finance authority and the treasurer of state; next generation trust fund; next level Indiana trust and trust fund (before repeal of prior law)

Sec. 24.5. IC 8-14-15-4(d) (before its repeal) (Concerning officers, directors, and employees of the Indiana finance authority and the treasurer of state for transfers made from the next generation trust fund to the next level Indiana trust and trust fund).

As added by P.L.217-2017, SEC.157. Amended by P.L.189-2018, SEC.159.

IC 34-30-2-24.6 Officers, directors, and employees of the Indiana finance authority and the treasurer of state; transfers from the next level Indiana trust fund to the next generation trust fund

Sec. 24.6. IC 8-14-15.1-5.5(b) (Concerning officers, directors, and employees of the Indiana finance authority and the treasurer of state for transfers made from the next level Indiana trust fund to the next generation trust fund).

As added by P.L.189-2018, SEC.160.

IC 34-30-2-25 Indiana finance authority; payment of bonds or notes

Sec. 25. IC 8-14.5-6-11 (Concerning the state for violations of IC 8-14.5 or for payments of bonds or notes of the Indiana finance authority).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.235-2005, SEC.208.

IC 34-30-2-25.5 New Harmony and Wabash River bridge authority

Sec. 25.5. IC 8-16-15.5-9.1 (Concerning members, officers, and employees of the New Harmony and Wabash River bridge authority).

As added by P.L.185-2018, SEC.43. Amended by P.L.163-2020, SEC.4.

IC 34-30-2-25.6 New Harmony and Wabash River bridge authority; state and political subdivisions

Sec. 25.6. IC 8-16-15.5-15 (Concerning actions taken by the New Harmony and Wabash River bridge authority).

As added by P.L.185-2018, SEC.44.

IC 34-30-2-26 Guest statute for aircraft passengers

Sec. 26. IC 8-21-5-1 (Concerning guest statute for aircraft passengers).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-26.5 Contractors providing services to the Indiana department of transportation

Sec. 26.5. IC 8-23-2-12.5 (Concerning contractors providing services to the Indiana department of transportation).

As added by P.L.50-2008, SEC.3.

IC 34-30-2-27 Driver licensing medical advisory board

Sec. 27. IC 9-14-11-7 (Concerning members of the driver licensing medical advisory board).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.208-2003, SEC.15; P.L.198-2016, SEC.669.

IC 34-30-2-28 Bureau of motor vehicles and license branches; invalid

odometer readings

Sec. 28. IC 9-17-2-6 (Concerning bureau of motor vehicles and license branches for invalid odometer readings on motor vehicle titles).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-28.2 Motor vehicle safety recall information

Sec. 28.2. IC 9-18.1-4-9 (Concerning manufacturer issued motor vehicle safety recall information provided by the bureau of motor vehicles).

As added by P.L.178-2019, SEC.66.

IC 34-30-2-28.4 Property owners; volunteers issuing complaints and summonses for parking violations

Sec. 28.4. IC 9-21-16-5.5 (Concerning a property owner for actions of a volunteer appointed to issue complaints and summonses for violations of parking regulations on the property).

As added by P.L.86-2018, SEC.241.

IC 34-30-2-28.5 Expired

As added by P.L.38-2016, SEC.4. Expired 12-31-2020 by P.L.38-2016, SEC.4.

IC 34-30-2-28.6 Bureau of motor vehicles; false information in certificate of title for manufactured home

Sec. 28.6. IC 9-17-6-18 (Concerning the bureau of motor vehicles for false information contained in a certificate of title for a manufactured home).

As added by P.L.198-2016, SEC.670.

IC 34-30-2-28.7 Landowner authorization

Sec. 28.7. IC 9-24-8.5-4.5 (Concerning land owners who authorize the bureau of motor vehicles to use their land for purposes of administering an operational skills test in connection with awarding a motorcycle endorsement).

As added by P.L.256-2017, SEC.188.

IC 34-30-2-28.8 Residential complexes and enforcement contracts; moving traffic ordinances

Sec. 28.8. IC 9-21-18-4.3 (Concerning residential complexes and enforcement contracts for enforcement of moving traffic ordinances).

As added by P.L.135-2021, SEC.4.

IC 34-30-2-29 Loss or damage to abandoned vehicles or parts

Sec. 29. IC 9-22-1-32 (Concerning loss of or damage to abandoned vehicles or parts).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-30 Auto theft; release or provision of evidence or information

Sec. 30. IC 9-22-3-25 (Concerning persons releasing or providing evidence or information concerning salvage motor vehicles).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.42-2011, SEC.68.

IC 34-30-2-30.2 Application and operation of a motor vehicle by minors under the care and supervision of the department of child services

Sec. 30.2. IC 9-24-9-4.1 (Concerning liability of a state or local government agency,

foster parent, or entity providing services to a minor for costs and damages associated with the minor's application for a driver's license or permit or the operation of a motor vehicle).
As added by P.L.116-2017, SEC.9.

**IC 34-30-2-30.3 Driver education instructors; licensed ophthalmologists;
licensed optometrists**

Sec. 30.3. IC 9-24-10-4(d) (Concerning driver education instructors, licensed ophthalmologists, and licensed optometrists who make reports concerning the fitness of the applicant to operate a motor vehicle).

As added by P.L.145-2011, SEC.28. Amended by P.L.86-2018, SEC.242; P.L.147-2018, SEC.26.

**IC 34-30-2-30.5 Physicians; optometrists; advanced practice registered nurses;
fitness of patient to operate motor vehicle**

Sec. 30.5. IC 9-24-10-7.5 (Concerning physicians, optometrists, or advanced practice registered nurses making reports concerning driver impairment).

As added by P.L.210-2005, SEC.75. Amended by P.L.129-2018, SEC.43.

IC 34-30-2-31 Bureau of motor vehicles; nondriver identification cards

Sec. 31. IC 9-24-16-11 (Concerning the commissioner, employees, and agents of the bureau of motor vehicles for the validity of the information contained on nondriver identification cards).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

**IC 34-30-2-31.5 Commissioner, employees, and agents of the bureau of motor
vehicles**

Sec. 31.5. IC 9-24-16.5-12 (Concerning the commissioner, employees, and agents of the bureau of motor vehicles for the validity of the information contained on photo exempt identification cards).

As added by P.L.197-2015, SEC.19.

IC 34-30-2-31.7 Actions taken by retailers and employees of retailers

Sec. 31.7. IC 9-24-16.5-13 (Concerning actions taken by retailers and employees of retailers concerning photo exempt identification cards).

As added by P.L.197-2015, SEC.20.

IC 34-30-2-31.8 Anatomical gifts; state and health care providers

Sec. 31.8. IC 9-24-17-10 (Concerning the state and health care providers with regard to anatomical gifts).

As added by P.L.86-2018, SEC.243. Amended by P.L.10-2019, SEC.131.

IC 34-30-2-31.9 Attempted contact with emergency contact persons

Sec. 31.9. IC 9-26-2-5 (Concerning law enforcement officers and attempted contact with emergency contact persons).

As added by P.L.131-2017, SEC.3.

IC 34-30-2-32 Toxicology accident research participants

Sec. 32. IC 9-27-5-3 (Concerning individuals participating in toxicology accident research).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-32.5 Driver education advisory board members; motorcycle operator safety education program advisory board members

Sec. 32.5. (a) IC 9-27-6-5(h) (Concerning members of the driver education advisory board).

(b) IC 9-27-7-6(e) (Concerning members of the advisory board to the motorcycle operator safety education program).

As added by P.L.145-2011, SEC.29. Amended by P.L.125-2012, SEC.413; P.L.86-2018, SEC.244.

IC 34-30-2-33 Testing of blood, urine, and other bodily samples

Sec. 33. IC 9-30-6-6 (Concerning physicians, licensed health care professionals, hospitals, and their agents for matters related to obtaining, testing, and releasing samples and information regarding blood, urine, or other bodily substances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.224-2019, SEC.6.

IC 34-30-2-33.1 Visitation at a facility used in a victim impact program

Sec. 33.1. IC 9-30-14-4 (Concerning facilities used in a victim impact program).

As added by P.L.86-2018, SEC.245.

IC 34-30-2-34 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Repealed by P.L.284-2019, SEC.39.

IC 34-30-2-34.2 Watercraft dealers

Sec. 34.2. IC 9-32-8-7 (Concerning watercraft dealers who authorize the use of a temporary watercraft license plate).

As added by P.L.284-2019, SEC.40.

IC 34-30-2-34.3 Salvage motor vehicles

Sec. 34.3. IC 9-32-9-21 (Concerning persons releasing or providing evidence or information concerning salvage motor vehicles).

As added by P.L.179-2017, SEC.98.

IC 34-30-2-34.5 Duties related to dealer services

Sec. 34.5. IC 9-32-16-1(h) (Concerning the secretary of state and employees concerning duties related to dealer services).

As added by P.L.92-2013, SEC.83.

IC 34-30-2-35 Criminal justice data division; furnishing information to

Sec. 35. IC 10-13-2-6 (Concerning officials who furnish reports, information, or statistics to the criminal justice data division).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.83.

IC 34-30-2-35.5 Retailer education program

Sec. 35.5. IC 10-11-8-7 (Concerning a retailer who makes a good faith report relating to the sale of a methamphetamine chemical reagent or precursor).

As added by P.L.229-2003, SEC.2.

IC 34-30-2-35.7 Amber alert, silver alert, and blue alert program participants

Sec. 35.7. IC 10-13-5-8.5 and IC 10-13-8-12 (Concerning a broadcaster who broadcasts or an electronic billboard operator who displays an Amber alert notification, silver alert

notification, or blue alert notification and a person who establishes or maintains an Amber alert web site, silver alert web site, or blue alert web site under an agreement with the state police department).

As added by P.L.131-2003, SEC.2. Amended by P.L.66-2007, SEC.8; P.L.43-2009, SEC.24; P.L.38-2013, SEC.2.

IC 34-30-2-35.8 State officers and employees providing aid under an emergency management assistance compact; emergency responders providing mutual aid

Sec. 35.8. (a) IC 10-14-5-6 (Concerning officers or employees of a state providing aid under an emergency management assistance compact).

(b) IC 10-14-6.5-6(b) (Concerning an emergency responder from another state who is providing mutual aid or engaged in training and exercises under an interstate mutual aid agreement authorized by IC 10-14-6.5).

As added by P.L.94-2011, SEC.2. Amended by P.L.86-2018, SEC.246.

IC 34-30-2-36 National guard members

Sec. 36. IC 10-16-7-7 (Concerning members of the national guard).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.84.

IC 34-30-2-37 Assistance or aid under the intrastate mutual aid compact

Sec. 37. (a) IC 10-14-3-10.8 (Concerning assistance or aid provided by a political subdivision, fire department, or volunteer fire department under Indiana's intrastate mutual aid compact).

(b) IC 10-14-3-15 (Concerning the state, political subdivisions, and emergency management workers for injury, death, or property damage).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.85; P.L.86-2018, SEC.247.

IC 34-30-2-37.2 Political subdivision employees rendering aid in other political subdivision or out of state

Sec. 37.2. IC 10-14-3-18 (Concerning employees of a political subdivision rendering aid in another political subdivision or out of state).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.86.

IC 34-30-2-38 Sheltering persons during attack, emergency, disaster, or drill

Sec. 38. IC 10-14-3-25(e) (Concerning persons owning or controlling real estate or other premises used to shelter persons during an attack, emergency, disaster, or drill).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.87.

IC 34-30-2-38.1 Shipment of radioactive waste; requirement for alternate routes

Sec. 38.1. IC 10-14-8-5 (Concerning the state for requiring alternate routes for shipment of radioactive waste).

As added by P.L.86-2018, SEC.248.

IC 34-30-2-38.3 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.88. Repealed by P.L.115-2003, SEC.20.

IC 34-30-2-38.5 Health care providers that provide hyperbaric oxygen, and physicians who supervise treatment under the veterans pilot program

Sec. 38.5. IC 10-17-13.5-7 (Concerning health care providers that provide hyperbaric oxygen, and physicians who supervise treatment, under the pilot program).

As added by P.L.155-2018, SEC.5.

IC 34-30-2-39 Indiana war memorials commission members

Sec. 39. IC 10-18-1-2 (Concerning members of the Indiana war memorials commission).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.89; P.L.86-2018, SEC.249.

IC 34-30-2-39.3 Release of information to department of correction ombudsman

Sec. 39.3. IC 4-13-1.2-6 (Concerning a person who releases information to the department of correction ombudsman).

As added by P.L.292-2001, SEC.6.

IC 34-30-2-39.5 Department of correction ombudsman

Sec. 39.5. IC 4-13-1.2-9 (Concerning the department of correction ombudsman).

As added by P.L.292-2001, SEC.7.

IC 34-30-2-39.6 Release of information to department of child services ombudsman

Sec. 39.6. IC 4-13-19-6 (Concerning a person who releases information to the department of child services ombudsman).

As added by P.L.182-2009(ss), SEC.397.

IC 34-30-2-39.7 Department of child services ombudsman

Sec. 39.7. IC 4-13-19-9 (Concerning the department of child services ombudsman for the good faith performance of official duties).

As added by P.L.182-2009(ss), SEC.398.

IC 34-30-2-39.9 Interstate compact for adult offender supervision; interstate compact for juveniles

Sec. 39.9. (a) IC 11-13-4.5-1 (Concerning the interstate compact for adult offender supervision).

(b) IC 11-13-4.5-1.5 (Concerning the interstate compact for juveniles).

As added by P.L.137-2011, SEC.7. Amended by P.L.86-2018, SEC.250.

IC 34-30-2-40 Endangered adult; report

Sec. 40. IC 12-10-3-11 (Concerning persons making or involved in a report concerning an endangered adult).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-40.2 Adult protective services unit report of animal cruelty, abandonment, or neglect

Sec. 40.2. IC 12-10-3-8.5 (Concerning an adult protective services unit for making a report of animal cruelty, abandonment, or neglect).

As added by P.L.106-2018, SEC.5.

IC 34-30-2-41 Endangered adult; rendering care for

Sec. 41. IC 12-10-3-29 (Concerning an officer, agency, or employee of a division or adult protective services unit who renders care to an endangered adult).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-42 Long term care facility and its employees

Sec. 42. IC 12-10-13-16.7 (Concerning a long term care facility or its employees for release or disclosure of records to an ombudsman).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.168-2018, SEC.35.

IC 34-30-2-43 Long term care ombudsman

Sec. 43. IC 12-10-13-18 (Concerning representatives of the long term care ombudsman's office).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-43.3 Broadcaster or newspaper; endangered adult report

Sec. 43.3. IC 12-10-18-6 (Concerning a broadcaster or newspaper that receives a report concerning an endangered adult medical alert).

As added by P.L.140-2005, SEC.5.

IC 34-30-2-43.5 Disclosure of records to statewide waiver ombudsman

Sec. 43.5. IC 12-11-13-8 (Concerning disclosure of records to the statewide waiver ombudsman by providers of waiver services and employees of providers).

As added by P.L.272-1999, SEC.64.

IC 34-30-2-43.7 Statewide waiver ombudsman

Sec. 43.7. IC 12-11-13-12 (Concerning the statewide waiver ombudsman).

As added by P.L.272-1999, SEC.65.

IC 34-30-2-43.8 Repealed

As added by P.L.34-2001, SEC.7. Repealed by P.L.145-2006, SEC.376.

IC 34-30-2-43.9 Actions of personal services attendant

Sec. 43.9. IC 12-10-17.1-14(b) (Concerning actions of a personal services attendant).

As added by P.L.255-2001, SEC.19. Amended by P.L.141-2006, SEC.111.

IC 34-30-2-44 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Repealed by P.L.283-2001, SEC.40.

IC 34-30-2-44.1 Repealed

As added by P.L.70-2004, SEC.30. Repealed by P.L.145-2006, SEC.376.

IC 34-30-2-45 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Repealed by P.L.283-2001, SEC.40.

IC 34-30-2-45.2 Repealed

As added by P.L.145-2005, SEC.29. Amended by P.L.145-2006, SEC.367. Repealed by P.L.1-2010, SEC.156.

IC 34-30-2-45.3 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Repealed by P.L.283-2001, SEC.40.

IC 34-30-2-45.5 Aiding patients applying for assistance under hospital care for the indigent program

Sec. 45.5. IC 12-16-4.5-6 (Concerning persons who aid a patient in completing an application for assistance under the hospital care for the indigent program).

As added by P.L.283-2001, SEC.35. Amended by P.L.120-2002, SEC.47; P.L.97-2004, SEC.116.

IC 34-30-2-45.7 Providers providing information verifying indigency of patient

Sec. 45.7. IC 12-16-5.5-2 (Concerning providers for providing information verifying indigency of patient).

As added by P.L.283-2001, SEC.36. Amended by P.L.120-2002, SEC.48; P.L.97-2004, SEC.117; P.L.212-2007, SEC.30; P.L.218-2007, SEC.51.

IC 34-30-2-45.8 Local domestic violence fatality review teams

Sec. 45.8. (a) IC 12-18-8-8 and IC 12-18-8-17 (Concerning information provided to and discussions involving a local domestic violence fatality review team).

(b) IC 12-18-9-7 and IC 12-18-9-12 (Concerning information provided to and discussions involving the statewide domestic violence fatality review committee).

As added by P.L.181-2003, SEC.7. Amended by P.L.97-2004, SEC.118; P.L.258-2017, SEC.15.

IC 34-30-2-45.9 Providing services under hospital care for the indigent program

Sec. 45.9. IC 12-16-13.5-1 (Concerning hospitals or persons providing services under the hospital care for the indigent program).

As added by P.L.283-2001, SEC.37. Amended by P.L.120-2002, SEC.49; P.L.97-2004, SEC.119.

IC 34-30-2-46 Division of family resources and county offices

Sec. 46. IC 12-19-2-2 (Concerning the officers and other employees of the division of family resources, including the county offices of the division of family resources).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.146-2008, SEC.679; P.L.44-2009, SEC.35.

IC 34-30-2-47 Police officer; custody of intoxicated person for delivery for treatment or alcoholic rehabilitation

Sec. 47. IC 12-23-9-8 (Concerning a police officer who takes custody of an intoxicated person for the purpose of delivering the person to a certified treatment facility or alcoholic rehabilitation program).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-47.3 Division of mental health and addiction; voluntary addiction treatment of minor; notification or consent

Sec. 47.3. IC 12-23-12-2 (Concerning the division of mental health and addiction or its agents for exercise of discretion regarding notification or consent when a minor seeks voluntary addiction treatment).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.215-2001, SEC.107.

IC 34-30-2-47.5 Alcohol and drug services program

Sec. 47.5. IC 12-23-14-19 (Concerning the director and members of the professional and administrative staff of a court alcohol and drug services program).

As added by P.L.168-2002, SEC.14.

IC 34-30-2-47.6 Employers in hiring employees in a drug education and addiction treatment program

Sec. 47.6. IC 12-23-23-12 (Concerning negligent hiring actions against employers who hire employees in a drug education and addiction treatment program).

As added by P.L.195-2018, SEC.21.

IC 34-30-2-47.7 Repealed

As added by P.L.168-2002, SEC.15. Repealed by P.L.108-2010, SEC.10.

IC 34-30-2-48 Detention and treatment of mentally ill persons

Sec. 48. IC 12-26-2-6 (Concerning persons who participate or assist in proceedings, detention, care, or treatment of persons alleged to be mentally ill).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-49 Child's advocate

Sec. 49. IC 12-26-2-7 (Concerning a child's advocate for performing duties).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-50 County homes

Sec. 50. IC 12-30-3-25 (Concerning members of county home boards, superintendents, officers, and employees of county homes).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-51 Allen and St. Joseph county health centers

Sec. 51. IC 12-30-7-42 (Concerning members of the board, the administrator, and officers and employees of the Allen and St. Joseph county health centers).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-51.1 Wastewater revolving loan program; environmental remediation revolving loan program

Sec. 51.1. (a) IC 13-18-13-7 (Concerning the wastewater revolving loan program).

(b) IC 13-19-5-3 and IC 13-19-5-6 (Concerning the environmental remediation revolving loan program).

As added by P.L.86-2018, SEC.251.

IC 34-30-2-51.2 Persons who engage in certain surficial activities

Sec. 51.2. IC 13-19-6 (Concerning persons who engage in certain surficial activities).

As added by P.L.6-2011, SEC.2.

IC 34-30-2-51.3 Solid waste management district financing

Sec. 51.3. IC 13-21-11-4 (Concerning solid waste management district financing).

As added by P.L.86-2018, SEC.252.

IC 34-30-2-51.4 Fiduciaries; release or threatened release of a hazardous substance or petroleum; oil discharge response assistance

Sec. 51.4. (a) IC 13-23-13-15 (Concerning a fiduciary with regard to the release or threatened release of a hazardous substance from an underground storage tank).

(b) IC 13-24-1-11 (Concerning a fiduciary with regard to the release or threatened release of petroleum from a petroleum facility).

(c) IC 13-24-2-2 (Concerning persons for certain acts or omissions while providing oil discharge response assistance).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.253.

IC 34-30-2-51.6 Release, threatened release, and presence of hazardous substances; fiduciaries; hazardous substances response action

Sec. 51.6. (a) IC 13-25-4-8 (Concerning multiple parties with regard to the release or threatened release of a hazardous substance, and concerning the presence of a hazardous substance on certain property acquired by certain governmental units).

(b) IC 13-25-4-8.4 (Concerning a fiduciary with regard to the release or threatened release of a hazardous substance from a vessel or facility).

(c) IC 13-25-4-27 (Concerning a person who implements or completes an approved hazardous substances response action).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.254.

IC 34-30-2-51.8 Persons receiving certificate of completion for voluntary remediation; claims for contribution

Sec. 51.8. (a) IC 13-25-5-18 (Concerning a person who receives a certificate of completion for voluntary remediation after release or threatened release of a hazardous substance or petroleum, for certain claims arising under IC 13).

(b) IC 13-25-5-20 (Concerning voluntary remediation of hazardous substances and petroleum).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.255.

IC 34-30-2-52 Midwest Interstate Low-level Radioactive Waste Commission

Sec. 52. IC 13-29-1-3 and IC 13-29-1-7 (Concerning members of the Midwest Interstate Low-Level Radioactive Waste Commission and its employees).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.256.

IC 34-30-2-53 Illegal dumping of garbage or solid waste; reporting

Sec. 53. IC 13-30-3-13 (Concerning a landowner for reporting illegal dumping of garbage or solid waste to the commissioner of the department of environmental management).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-53.5 Conservation officers; lake patrol duties

Sec. 53.5. IC 14-9-8-27 (Concerning a conservation officer carrying out lake patrol duties).

As added by P.L.86-2018, SEC.257.

IC 34-30-2-53.8 Removal of abandoned watercraft by the department of natural resources

Sec. 53.8. IC 14-15-3-30 (Concerning removal of abandoned watercraft by the department

of natural resources).

As added by P.L.86-2018, SEC.258.

IC 34-30-2-53.9 Watercraft operators; injury to a diver

Sec. 53.9. IC 14-15-9-7 (Concerning the operator of a watercraft for injury to a diver).

As added by P.L.86-2018, SEC.259.

IC 34-30-2-54 Landowners and tenants; operation of vehicles for recreational purposes

Sec. 54. IC 14-16-1-28 (Concerning landowners or tenants of property used by persons operating vehicles for recreational purposes).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.97-2004, SEC.120.

IC 34-30-2-55 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Repealed by P.L.97-2004, SEC.133.

IC 34-30-2-55.8 Access to cemetery lands

Sec. 55.8. IC 14-21-5-4 (Concerning landowners, guides, and family members or invitees granted access to cemetery land under IC 14-21-5).

As added by P.L.68-2012, SEC.5.

IC 34-30-2-56 Owners of premises used by persons for certain recreational vehicles

Sec. 56. IC 14-22-10-2 (Concerning owners of premises used by persons for certain recreational activities).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-56.1 Owners of premises used by persons for certain recreational activities

Sec. 56.1. IC 14-22-10-2.5 (Concerning owners of premises used by persons for hunting, fishing, or trapping).

As added by P.L.29-2018, SEC.2.

IC 34-30-2-56.2 Noise caused by a shooting range

Sec. 56.2. IC 14-22-31.5-6 (Concerning owners, operators, and users of a shooting range for noise caused by the shooting range).

As added by P.L.86-2018, SEC.260.

IC 34-30-2-56.3 Department of natural resources; fighting forest fires

Sec. 56.3. IC 14-23-5-2 (Concerning officers and employees of the department of natural resources for fighting forest fires).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-56.5 Person acting under the Great Lakes—St. Lawrence River Basin Water Resources Compact

Sec. 56.5. IC 14-25-15-1 (Section 2.8 concerning a person acting under the Great Lakes—St. Lawrence River Basin Water Resources Compact).

As added by P.L.4-2008, SEC.6.

IC 34-30-2-56.7 Department of natural resources; low head dams not owned by the state

Sec. 56.7. IC 14-27-7.3-11 (Concerning state liability for low head dams not owned by the state).

As added by P.L.104-2020, SEC.4.

IC 34-30-2-57 Department of natural resources; plugging of oil and natural gas wells; plugging abandoned test holes

Sec. 57. (a) IC 14-37-8-13 and IC 14-37-8-14 (Concerning persons authorized by the department of natural resources to plug abandoned oil or natural gas wells).

(b) IC 14-38-2-18 (Concerning persons who plug abandoned test holes).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.261.

IC 34-30-2-57.8 Farmers; possession of proprietary material

Sec. 57.8. IC 15-15-6-11 (Concerning seed contracts).

As added by P.L.86-2018, SEC.262.

IC 34-30-2-58 Removal of detrimental plants

Sec. 58. IC 15-16-8-4 (Concerning township trustees or persons hired by them for the removal of detrimental plants upon another person's real property).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2008, SEC.72.

IC 34-30-2-59 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2008, SEC.73. Repealed by P.L.9-2018, SEC.7.

IC 34-30-2-60 Corn marketing council debts and actions

Sec. 60. IC 15-15-12-31 (Concerning the state, political subdivisions, and the members, officers, employees, and agents of the corn marketing council for debts or actions of the council).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2008, SEC.74.

IC 34-30-2-60.1 Issuance by state health commissioner or designee of statewide standing orders, prescriptions, or protocols permitting pharmacists to administer or dispense certain items

Sec. 60.1. IC 16-19-4-11 (Concerning issuance of certain standing orders, prescriptions, or protocols by the state health commissioner and designated public health authorities).

As added by P.L.96-2017, SEC.6; P.L.202-2017, SEC.22. Amended by P.L.86-2018, SEC.263.

IC 34-30-2-60.2 Repealed

As added by P.L.138-2014, SEC.10. Repealed by P.L.111-2018, SEC.14.

IC 34-30-2-60.7 Documents concerning real estate; misrepresentations by a licensed broker

Sec. 60.7. (a) IC 25-34.1-6-4 (Concerning licensed brokers for certain reports, statements, and information).

(b) IC 25-34.1-10-16(a) (Concerning a client of a licensed broker for a misrepresentation made by the licensed broker).

(c) IC 25-34.1-10-16(b) (Concerning a licensed broker for a misrepresentation made by another licensed broker).

As added by P.L.116-2015, SEC.37. Amended by P.L.86-2018, SEC.264.

IC 34-30-2-61 Veterinarians and veterinary technicians; emergency treatment

Sec. 61. IC 25-38.1-4-7 (Concerning veterinarians or veterinary technicians who give emergency treatment to sick or injured animals).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2008, SEC.75.

IC 34-30-2-62 Abandoned animals; disposition by veterinarians

Sec. 62. IC 25-38.1-4-8 (Concerning veterinarians who dispose of, and persons who receive from veterinarians, abandoned animals).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2008, SEC.76.

IC 34-30-2-62.2 Veterinarians and veterinary technicians; reporting suspected animal cruelty

Sec. 62.2. IC 25-38.1-4-8.5 (Concerning veterinarians and registered veterinary technicians who report suspected incidents of animal cruelty).

As added by P.L.58-2008, SEC.50.

IC 34-30-2-62.4 Detention, seizure, and embargo of hemp crops

Sec. 62.4. IC 15-15-13-9 (Concerning liability of the state police department, a federal law enforcement agency, or a local law enforcement agency for the detention, seizure, or embargo of a hemp crop).

As added by P.L.190-2019, SEC.25.

IC 34-30-2-62.7 Actions of the state veterinarian or employee of the state board of animal health when engaged in private veterinary medicine

Sec. 62.7. IC 15-17-4-12 (Concerning actions of the state veterinarian or an employee of the state board of animal health when engaged in private veterinary medicine).

As added by P.L.86-2018, SEC.265.

IC 34-30-2-62.8 Actions of agents of the United States Department of Agriculture

Sec. 62.8. IC 15-17-10-4 (Concerning the state for actions of agents of the United States Department of Agriculture).

As added by P.L.86-2018, SEC.266.

IC 34-30-2-63 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2008, SEC.77. Repealed by P.L.9-2018, SEC.8.

IC 34-30-2-64 Indiana rural rehabilitation corporation; transfer of assets

Sec. 64. IC 15-12-2-6 (Concerning the United States and the United States Secretary of Agriculture for the transfer of assets to the director of the Indiana state department of agriculture on behalf of the Indiana rural rehabilitation corporation).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.1-2006, SEC.520; P.L.2-2008, SEC.78; P.L.120-2008, SEC.92.

IC 34-30-2-64.3 Certification of animals and animal products

Sec. 64.3. IC 15-17-20-3 (Concerning the state and the state veterinarian for acts taken under the animals and animal products certification program).

As added by P.L.9-2018, SEC.9.

IC 34-30-2-64.5 State health commissioner; employed physicians; providing medical care to a patient in an individual capacity

Sec. 64.5. IC 16-19-4-5 (Concerning the state for medical care provided to a patient by the state health commissioner or a physician employed by the state department of health in an individual capacity).

As added by P.L.86-2018, SEC.267. Amended by P.L.130-2021, SEC.17.

IC 34-30-2-65 Hospital disciplinary actions and investigations

Sec. 65. IC 16-21-2-6 (Concerning the governing board of a hospital, and its employees, agents, consultants, and attorneys for participation in disciplinary actions and investigations).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-66 Medical staff committee; retrospective review

Sec. 66. IC 16-21-2-8 (Concerning members of a medical staff committee for conduct related to a retrospective review).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-66.1 Facility protocols on visitor admissions to facility

Sec. 66.1. IC 16-21-2-15.7 (Concerning facility protocols on admittance of visitors into the facility).

As added by P.L.142-2021, SEC.6.

IC 34-30-2-66.3 Providers conducting a forensic medical examination

Sec. 66.3. IC 16-21-8-1.1 (Concerning a provider conducting a forensic medical examination).

As added by P.L.161-2014, SEC.20.

IC 34-30-2-66.4 County hospitals; sale or lease of buildings; transfer of assets; loss or damage of patient's personal property

Sec. 66.4. (a) IC 16-22-3-17 (Concerning sale or lease of county hospital buildings).

(b) IC 16-22-3-18 (Concerning transfer of county hospital assets).

(c) IC 16-22-3-29 (Concerning a county hospital for loss or damage of personal property of patients).

As added by P.L.86-2018, SEC.268.

IC 34-30-2-66.7 Home health agencies and drug testing

Sec. 66.7. IC 16-27-2.5-5 (Concerning drug testing of home health employees by home health agencies).

As added by P.L.224-2017, SEC.11.

IC 34-30-2-66.8 Essential family caregiver program implementation and compliance

Sec. 66.8. IC 16-28-6.5-10 (Concerning implementation of or compliance with the essential family caregiver program).

As added by P.L.142-2021, SEC.7.

IC 34-30-2-67 Denying or terminating employment of individual with criminal history; state department of health proceedings; nurse aide registry

Sec. 67. IC 16-28-13-9 (Concerning persons for denying or terminating employment of an individual with a criminal history, or reporting to or participating in proceedings of the state department of health or the nurse aide registry).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-67.5 Denying or terminating employment of individual with criminal history; state department of health proceedings; registry of nurse aides

Sec. 67.5. IC 16-27-2-9 (Concerning persons for denying or terminating employment of an individual with a criminal history, or reporting to or participating in the proceedings of the state department of health or the registry of nurse aides).

As added by P.L.110-1999, SEC.5.

IC 34-30-2-68 Certified emergency medical services providers

Sec. 68. IC 16-31-6-1 (Concerning certified emergency medical services providers).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.113-2020, SEC.3; P.L.166-2021, SEC.15.

IC 34-30-2-68.4 Emergency medical responders; use of a defibrillator

Sec. 68.4. IC 16-31-6-2 (Concerning use of defibrillators by emergency medical responders).

As added by P.L.86-2018, SEC.269.

IC 34-30-2-68.6 Administration of an overdose intervention drug

Sec. 68.6. IC 16-31-6-2.5 (Concerning administration of an overdose intervention drug by emergency medical personnel, a community corrections officer, a firefighter, a volunteer firefighter, a law enforcement officer, a paramedic, or a probation officer).

As added by P.L.86-2018, SEC.270. Amended by P.L.4-2018, SEC.4.

IC 34-30-2-69 Paramedics; emergency medical technicians

Sec. 69. IC 16-31-6-3 (Concerning paramedics and emergency medical technicians).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-69.5 Care in emergency response to terrorism

Sec. 69.5. IC 16-31-6-4 (Concerning care in emergency response to terrorism).

As added by P.L.156-2001, SEC.7.

IC 34-30-2-70 Food service establishments; aid to person with food lodged in throat

Sec. 70. IC 16-31-9-4 (Concerning persons rendering assistance and owners and operators of food service establishments for service rendered to a person suffering from food lodged in the throat).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-70.2 Care or transportation for an injured operational canine

Sec. 70.2. IC 16-31-13-3 (Concerning care or transportation for an injured operational canine).

As added by P.L.37-2021, SEC.4.

IC 34-30-2-70.5 Emergency medical services personnel licensure interstate compact

Sec. 70.5. IC 16-31.5-10-10 (Concerning the interstate commission for EMS personnel practice).

As added by P.L.3-2020, SEC.2. Amended by P.L.32-2021, SEC.92.

IC 34-30-2-71 Health care provider; actions or declining to act in reliance on consent or refusal to consent

Sec. 71. IC 16-36-1-10 (Concerning a health care provider who acts or declines to act in reliance on the consent or refusal to consent of a representative that the provider believes is authorized to do so).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.81-2015, SEC.25.

IC 34-30-2-71.5 Individual; unaware of or failure to comply with a psychiatric advance directive

Sec. 71.5. IC 16-36-1.7-4 (Concerning a person who is not aware of, and does not comply with, a psychiatric advance directive).

As added by P.L.16-2004, SEC.4.

IC 34-30-2-72 Facility superintendent; disclosure of confidential information or consent to medical procedure for patient unable to do so

Sec. 72. IC 16-36-3-9 (Concerning the superintendent of a facility for disclosing confidential information or consenting to a medical procedure on behalf of a patient who is unable to do so).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-73 Health care providers; failure to provide medical treatment to patient refusing consent

Sec. 73. IC 16-36-4-7 (Concerning health care providers who fail to provide medical treatment to patients who refuse medical treatment).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-74 Living will or life-prolonging procedures will declaration; failure to act upon

Sec. 74. IC 16-36-4-12 (Concerning certain persons who fail to act upon a revocation of a living will declaration or a life-prolonging procedures will declaration).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-75 Health care providers; withholding or withdrawal of life-prolonging procedures for patient with living will

Sec. 75. IC 16-36-4-13 (Concerning health care providers and their employees who participate in the withholding or withdrawal of life prolonging procedures for a patient who has executed a living will declaration).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-75.2 Health care providers; provision or withholding of CPR based

on good faith belief regarding do not resuscitate declaration

Sec. 75.2. IC 16-36-5-20 (Concerning a health care provider's provision or withholding of CPR based on the provider's good faith belief regarding the existence or absence of a do not resuscitate (DNR) declaration by the patient).

As added by P.L.86-2018, SEC.271.

IC 34-30-2-75.3 Use or misuse of POST form

Sec. 75.3. IC 16-36-6-9(d) (Concerning use or misuse of the POST form placed on the Internet web site of the state department of health).

As added by P.L.164-2013, SEC.10.

IC 34-30-2-75.5 Orders specified in POST form

Sec. 75.5. IC 16-36-6-16 (Concerning health care providers and their employees who carry out the orders of a physician order for scope of treatment form).

As added by P.L.164-2013, SEC.11.

IC 34-30-2-75.6 Advance directive

Sec. 75.6. IC 16-36-7-40 (Concerning a health care provider's or other person's reliance on an advance directive).

As added by P.L.50-2021, SEC.79.

IC 34-30-2-75.7 Affidavit regarding advance directive

Sec. 75.7. IC 16-36-7-41 (Concerning a health care provider's or other person's reliance on an affidavit regarding an advance directive or decision of a health care representative).

As added by P.L.50-2021, SEC.80.

IC 34-30-2-76 Cancer registry system; reporting information

Sec. 76. IC 16-38-2-8 (Concerning persons who report information to the cancer registry system).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-77 Birth problems registry; reporting information

Sec. 77. IC 16-38-4-14 (Concerning persons who report information to the birth problems registry).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-77.2 Immunization data registry information

Sec. 77.2. IC 16-38-5-4 (Concerning persons who report information to or receive information from the immunization data registry).

As added by P.L.135-2003, SEC.5.

IC 34-30-2-77.4 Reporting information to chronic disease registry

Sec. 77.4. IC 16-38-6-8 (Concerning persons who report information to the chronic disease registry).

As added by P.L.212-2003, SEC.12.

IC 34-30-2-77.5 Release of mental health records or mental health safety plans

Sec. 77.5. IC 16-39-2-6 (Concerning a person who releases mental health records or mental health safety plans under certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.225-2019, SEC.4.

IC 34-30-2-77.6 Receipt of mental health records

Sec. 77.6. IC 16-39-4-3 (Concerning school principals and school leaders who receive information and mental health records).

As added by P.L.41-2014, SEC.7.

IC 34-30-2-77.7 Provision of mental health records

Sec. 77.7. IC 16-39-4-2 (Concerning providers that disclose information and records to a school principal or school leader).

As added by P.L.41-2014, SEC.8.

IC 34-30-2-77.8 Maintenance of health records

Sec. 77.8. IC 16-39-7-1 (Concerning medical care providers for maintenance of health records in connection with a disaster).

As added by P.L.177-2009, SEC.61.

IC 34-30-2-77.9 Insurance companies; inadvertent receipt of insured's genetic testing results without consent

Sec. 77.9. IC 16-39-5-2 (Concerning an insurance company that inadvertently receives genetic testing results of an insured without the consent of the insured).

As added by P.L.86-2018, SEC.272.

IC 34-30-2-78 Medical care providers; maintenance of x-ray film

Sec. 78. IC 16-39-7-2 (Concerning medical care providers for maintenance of x-ray film).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-78.3 Maintenance of original mammogram films

Sec. 78.3. IC 16-39-7-3 (Concerning medical care providers for maintenance of original mammogram films and reports).

As added by P.L.86-2001, SEC.3.

IC 34-30-2-79 Medical care providers; patient health records

Sec. 79. IC 16-39-8-1 (Concerning medical care providers, their employees, agents, and representatives for entries or information made in a patient health record).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-80 Physicians, hospitals, and laboratories; reporting communicable or serious diseases

Sec. 80. IC 16-41-2-6 (Concerning physicians, hospitals, and laboratories for reporting communicable or serious diseases).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.112-2020, SEC.60.

IC 34-30-2-81 Good faith reporting of persons thought to pose serious and present risk or to be at risk; physicians providing notification of serious communicable disease

Sec. 81. (a) IC 16-41-7-2 (Concerning the good faith reporting to a health officer of an individual thought to present a serious and present risk to the health of others, to have engaged in noncompliant behavior, or to be at risk of carrying a serious communicable disease).

(b) IC 16-41-7-3 (Concerning a physician who provides notification to certain individuals regarding a patient's serious communicable disease).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.273; P.L.112-2020, SEC.61.

IC 34-30-2-81.3 Disclosure of medical information

Sec. 81.3. IC 16-41-8-5(f) (Concerning a health care provider who discloses information in compliance with IC 16-41-8-5).

As added by P.L.125-2009, SEC.4. Amended by P.L.42-2011, SEC.69.

IC 34-30-2-81.5 Testing a patient for the presence of communicable diseases

Sec. 81.5. IC 16-41-10-3.5 (Concerning a provider who tests a patient for the presence of a serious communicable disease).

As added by P.L.212-2003, SEC.13. Amended by P.L.112-2020, SEC.62.

IC 34-30-2-82 Emergency medical services provider's exposure to serious communicable disease; reporting

Sec. 82. IC 16-41-10-6 (Concerning a person reporting that an emergency medical services provider has been exposed to a serious communicable disease during the course of emergency duties).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.112-2020, SEC.64.

IC 34-30-2-83 Expert review panels consulting or advising health care workers with communicable diseases

Sec. 83. IC 16-41-11-10 (Concerning expert review panels who consult and advise health care workers who have communicable diseases).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-83.2 Mobile home community operators; weather radio functionality

Sec. 83.2. IC 16-41-27-16.6 (Concerning an operator, an owner, or an employee of a mobile home community for the operator providing a reminder, assistance, or instructions concerning the function of a weather radio contained in a manufactured home).

As added by P.L.31-2007, SEC.3. Amended by P.L.3-2008, SEC.244.

IC 34-30-2-83.3 Concentration of lead in the blood of children

Sec. 83.3. IC 16-41-39.4-4 (Concerning sharing information involving the concentration of lead in the blood of children less than seven (7) years of age).

As added by P.L.99-2002, SEC.11.

IC 34-30-2-83.5 Members of the spinal cord and brain injury research board

Sec. 83.5. IC 16-41-42.2-5(k) (Concerning members of the spinal cord and brain injury research board).

As added by P.L.234-2007, SEC.70. Amended by P.L.3-2008, SEC.245.

IC 34-30-2-83.6 Dispensing and administration of auto-injectable epinephrine

Sec. 83.6. IC 16-41-43-5.5 (Concerning the administration of auto-injectable epinephrine by laypersons and the dispensing of auto-injectable epinephrine by pharmacists).

As added by P.L.114-2020, SEC.22.

IC 34-30-2-83.7 Administration of auto-injectable epinephrine

Sec. 83.7. IC 16-41-43-6 (Concerning nurses, an entity's personnel, and health care

providers and the administration of auto-injectable epinephrine).
As added by P.L.59-2015, SEC.3.

IC 34-30-2-83.9 Records, suicide overdose fatality review

Sec. 83.9. (a) IC 16-49.5-2-8 (Concerning certain persons and entities complying with a records request related to a suicide or overdose fatality review).

(b) IC 16-49.5-2-11 (Concerning the substance of a suicide or overdose fatality review team meeting).

As added by P.L.112-2020, SEC.63.

IC 34-30-2-84 State egg board; dean of agriculture of Purdue University

Sec. 84. IC 16-42-11-15 (Concerning members and employees of the state egg board and the dean of agriculture of Purdue University).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-84.1 Prescribing, dispensing, or administering of an overdose intervention drug

Sec. 84.1. IC 16-42-27-3 (Concerning physicians, pharmacists, and other individuals or entities and the prescribing, dispensing, or administering of an overdose intervention drug).

As added by P.L.32-2015, SEC.8.

IC 34-30-2-84.2 Hospitals, physicians, coroners, law enforcement officers, or mental health professionals; records

Sec. 84.2. (a) IC 16-49-3-5 (Concerning hospitals, physicians, coroners, law enforcement officers, and mental health providers who provide certain records to local child fatality review teams).

(b) IC 16-49-6-6 (Concerning health care providers, health care facilities, individuals, and entities that provide certain records to the local fetal-infant mortality review team).

As added by P.L.119-2013, SEC.15. Amended by P.L.31-2019, SEC.7.

IC 34-30-2-84.3 Members of local child fatality review teams and local fetal-infant mortality review teams attending meetings

Sec. 84.3. (a) IC 16-49-3-9 (Concerning a member of a local child fatality review team or an individual who attends a meeting of a local child fatality review team as an invitee of the chairperson).

(b) IC 16-49-6-10 (Concerning a member of the local fetal-infant mortality review team or an individual who attends a meeting of the local fetal-infant mortality review team as an invitee of the chairperson).

As added by P.L.119-2013, SEC.16. Amended by P.L.31-2019, SEC.8.

IC 34-30-2-84.4 Hospitals, physicians, coroners, law enforcement officers, or mental health professionals; records

Sec. 84.4. (a) IC 16-49-4-5 (Concerning hospitals, physicians, coroners, law enforcement officers, and mental health providers who provide certain records to the statewide child fatality review committee).

(b) IC 16-49-4-10 (Concerning a member of the statewide child fatality review committee or an individual who attends a meeting of the statewide child fatality review committee as an invitee of the chairperson).

As added by P.L.119-2013, SEC.17. Amended by P.L.48-2018, SEC.5.

IC 34-30-2-84.5 Repealed

As added by P.L.161-2003, SEC.9. Repealed by P.L.1-2005, SEC.240.

IC 34-30-2-84.6 Members of the statewide maternal mortality review committee or individuals attending a committee meeting

Sec. 84.6. (a) IC 16-50-1-8 (Concerning a health care provider, health care facility, individual, or entity that provides certain records to the statewide maternal mortality review committee).

(b) IC 16-50-1-10 (Concerning discussion of confidential matters by a member of the statewide maternal mortality review committee or an individual who attends a meeting of the statewide maternal mortality review committee by invitation of the chairperson).

As added by P.L.119-2013, SEC.18. Amended by P.L.48-2018, SEC.6.

IC 34-30-2-84.7 School corporation personnel; school discipline; reasonable actions

Sec. 84.7. IC 20-33-8-8 (Concerning school corporation personnel who take reasonable actions concerning school discipline).

As added by P.L.121-2009, SEC.16.

IC 34-30-2-84.8 Ball State University; Muncie Community School Corporation

Sec. 84.8. IC 20-23-18-12 (Concerning Ball State University and the Muncie Community school corporation).

As added by P.L.213-2018(ss), SEC.26.

IC 34-30-2-84.9 Disclosure or report of education records of a student

Sec. 84.9. IC 20-33-7-4 (Concerning the disclosure or report of education records of a student).

As added by P.L.255-2019, SEC.3.

IC 34-30-2-85 Alcoholic beverage or controlled substance laws on school property; reporting violations

Sec. 85. IC 20-33-9-8 (Concerning a person who reports or supervises a person who reports a violation of alcoholic beverage or controlled substance laws on school property).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.1-2005, SEC.219.

IC 34-30-2-85.1 Report of threat against school employee

Sec. 85.1. IC 20-33-9-14 (Concerning a person who reports or causes a report to be made of a threat against, or intimidation of, a school employee).

As added by P.L.241-2001, SEC.2. Amended by P.L.1-2005, SEC.220.

IC 34-30-2-85.2 Attendance officer or designee

Sec. 85.2. IC 20-33-2-47(d) (Concerning attendance officer or officer's designee for failure to contact a parent or guardian regarding a student's absences).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.1-2005, SEC.221.

IC 34-30-2-85.3 Interstate commission on educational opportunities for military children; executive director and employees

Sec. 85.3. IC 20-38-3-11 (Concerning the executive director and employees of the interstate commission on educational opportunity for military children).

As added by P.L.86-2018, SEC.274.

IC 34-30-2-85.4 School corporations, schools, and school personnel; possession and use of sunscreen

Sec. 85.4. IC 20-34-3-22 (Concerning school corporations, schools, and school personnel

and sunscreen).

As added by P.L.5-2018, SEC.2.

IC 34-30-2-85.5 Disclosure or reporting of educational records

Sec. 85.5. IC 20-33-7-3 (Concerning the disclosure or reporting of education records of a child).

As added by P.L.85-2004, SEC.52. Amended by P.L.1-2005, SEC.222.

IC 34-30-2-85.6 School nurses, school employees, and health care providers in the administration of emergency stock medication

Sec. 85.6. IC 20-34-4.5-4 (Concerning school nurses, school employees, and health care providers and the administration of emergency stock medication).

As added by P.L.92-2014, SEC.2. Amended by P.L.117-2017, SEC.15.

IC 34-30-2-85.7 Volunteer health care provider evaluating student athlete head injury or concussion; immunity

Sec. 85.7. IC 20-34-7-5 (Concerning a licensed health care provider who provides voluntary evaluations of concussions and head injuries for student athletes).

As added by P.L.144-2011, SEC.2.

IC 34-30-2-85.8 Provision of student data

Sec. 85.8. IC 21-12-12-2 (Concerning the provision of student data).

As added by P.L.169-2011, SEC.22.

IC 34-30-2-85.9 Coaching services

Sec. 85.9. IC 20-34-7-6, IC 20-34-7-7, and IC 20-34-8-9 (Concerning coaches and assistant coaches, marching band leaders, or other extracurricular activity leaders).

As added by P.L.34-2014, SEC.4. Amended by P.L.135-2016, SEC.8; P.L.56-2021, SEC.10.

IC 34-30-2-86 Corporation serving as secondary market for education loans

Sec. 86. IC 21-16-5-15 (Concerning officers and directors of a corporation designated by the governor to serve as a secondary market for education loans).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2007, SEC.375.

IC 34-30-2-86.1 Use of bleeding control kits by school employees

Sec. 86.1. IC 20-34-3-24 (Concerning the use of bleeding control kits by school employees).

As added by P.L.44-2019, SEC.3.

IC 34-30-2-86.2 Immunity of educational institution police officers, offices, board

Sec. 86.2. IC 21-17-5-4 (Concerning an educational institution, an educational institution governing board, the delegated office or offices of the governing board of an educational institution, and an individual employed by an educational institution as a police officer regarding activities related to enforcement of the law and rules and regulations of the educational institution).

As added by P.L.217-2016, SEC.6.

IC 34-30-2-86.3 State educational institution board of trustees; improper use of grant anticipation note proceeds

Sec. 86.3. IC 21-34-7-4 (Concerning purchasers of notes issued by a state educational institution for grant anticipation loans).

As added by P.L.86-2018, SEC.275.

IC 34-30-2-86.4 Licensed campus medical professionals, trained designees, and health care providers and administration of epinephrine

Sec. 86.4. IC 21-44.5-2-6 (Concerning licensed campus medical professionals, trained designees, and licensed health care providers and the administration of auto-injectable epinephrine).

As added by P.L.45-2014, SEC.2.

IC 34-30-2-86.5 Teacher license revocation reporting

Sec. 86.5. IC 20-26-14-8 (Concerning teacher license revocation reporting).

As added by P.L.169-2019, SEC.4.

IC 34-30-2-86.7 Department of workforce development; collection of unemployment insurance assessments

Sec. 86.7. IC 22-4-29-14 (Concerning actions taken to collect unemployment insurance assessments).

As added by P.L.138-2008, SEC.9.

IC 34-30-2-87 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.235-2005, SEC.209; P.L.2-2007, SEC.376; P.L.162-2007, SEC.41. Repealed by P.L.189-2018, SEC.161.

IC 34-30-2-87.2 Expressing and storage of an employee's breast milk

Sec. 87.2. IC 22-2-14-2(c) (Concerning the expressing and storage of an employee's breast milk on an employer's premises).

As added by P.L.13-2008, SEC.6.

IC 34-30-2-87.3 Employers; disclosure of information about a current or former employee

Sec. 87.3. IC 22-5-3-1 (Concerning an employer that discloses information about a current or former employee).

As added by P.L.86-2018, SEC.276.

IC 34-30-2-87.4 Income withholding of overpaid unemployment benefits

Sec. 87.4. IC 22-4-13.3-7 (Concerning the withholding of overpaid unemployment benefits).

As added by P.L.183-2015, SEC.10.

IC 34-30-2-87.5 Operators of underground mines

Sec. 87.5. IC 22-10-12-11(d) (Concerning the operator of an underground mine that is the subject of a rescue attempt that results in the injury to or death of a member of a mine rescue team).

As added by P.L.35-2007, SEC.25.

IC 34-30-2-87.7 Emotional support animals

Sec. 87.7. IC 22-9-7-15 (Concerning a person who offers to rent or otherwise make available a dwelling to an individual with a disability who uses an emotional support animal as a reasonable accommodation).

As added by P.L.162-2018, SEC.2.

IC 34-30-2-88 Business corporations; shareholders; acceptance or rejection of

vote, consent, waiver, or proxy appointment; directors

Sec. 88. (a) IC 23-1-26-3 (Concerning a shareholder of a business corporation for acts or debts of the corporation).

(b) IC 23-1-30-5 (Concerning acceptance or rejection of a vote, consent, waiver, or proxy appointment by a corporation or its officer or agent).

(c) IC 23-1-35-1 (Concerning directors of business corporations in certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.277.

IC 34-30-2-88.2 Directors of benefit corporations

Sec. 88.2. IC 23-1.3-6-5 (Concerning personal liability of the directors of a benefit corporation).

As added by P.L.93-2015, SEC.4.

IC 34-30-2-88.3 Officers of benefit corporations

Sec. 88.3. IC 23-1.3-7-3 (Concerning personal liability of the officers of a benefit corporation).

As added by P.L.93-2015, SEC.5.

IC 34-30-2-88.4 Benefit corporations or its directors or officers

Sec. 88.4. IC 23-1.3-9 (Concerning action against a benefit corporation or its directors or officers).

As added by P.L.93-2015, SEC.6.

IC 34-30-2-89 Secretary of state; securities division

Sec. 89. IC 23-2-2.5-46 and IC 23-2-3.1-9 (Concerning the secretary of state, commissioner and employees of the securities division of the office of the secretary of state).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-89.7 Crematories; refusal to accept remains or perform cremation; damages caused by implanted devices; disposal of cremated remains left in crematory's possession

Sec. 89.7. (a) IC 23-14-31-26 and IC 23-14-31-48 (Concerning refusal by a crematory to accept remains and concerning refusal to perform cremation).

(b) IC 23-14-31-27 (Concerning a crematory for damages caused by an implanted device and concerning disposal by a crematory of cremated remains left in the possession of the crematory).

(c) IC 23-14-31-28 (Concerning crematory authority for relying on a cremation authorization form).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.278.

IC 34-30-2-90 Crematories and funeral directors; authority for cremation and disposal of remains; refusal to release or dispose of cremated remains; unauthorized disposal

Sec. 90. (a) IC 23-14-31-30 and IC 23-14-31-47 (Concerning crematory authority for cremation of human remains and for disposal of cremated remains).

(b) IC 23-14-31-43 (Concerning funeral director for acts of an authorizing agent with respect to final disposition of cremated remains).

(c) IC 23-14-31-49 (Concerning refusal by a crematory authority to release or dispose of cremated remains).

(d) IC 23-14-31-51 (Concerning cemetery for unauthorized disposal of cremated remains)

on the cemetery's grounds).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.279.

IC 34-30-2-90.1 Cemeteries; cemetery plot co-owner's burial rights

Sec. 90.1. IC 23-14-42-5 (Concerning cemetery acting upon request of co-owner of burial rights in a cemetery plot).

As added by P.L.86-2018, SEC.280.

IC 34-30-2-90.3 Veterans' service organizations; receiving and interring, entombing, or inurning cremated remains

Sec. 90.3. IC 23-14-54.5-9 (Concerning a veterans' service organization receiving and interring, entombing, or inurning cremated remains).

As added by P.L.90-2016, SEC.3.

IC 34-30-2-90.4 Funeral directors; releasing verification information or cremated remains to a veterans' service organization

Sec. 90.4. IC 23-14-54.5-10 (Concerning funeral directors releasing verification information or cremated remains to a veterans' service organization).

As added by P.L.90-2016, SEC.4.

IC 34-30-2-91 Cemeteries; owner's reliance on certain authorizations; refusal to accept remains during a dispute

Sec. 91. (a) IC 23-14-55-1 (Concerning owners of cemeteries for cremations and interments made upon authorization of next of kin).

(b) IC 23-14-55-2 (Concerning refusal of a cemetery to accept remains during a dispute).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.34-2011, SEC.10; P.L.86-2018, SEC.281.

IC 34-30-2-91.2 Funeral directors and cemetery owners; next of kin

Sec. 91.2. IC 23-14-57-1 (Concerning licensed funeral directors and cemetery owners for the removal of human remains performed upon authorization of next of kin).

As added by P.L.113-2007, SEC.10.

IC 34-30-2-91.3 Removal of human remains by cemetery owner if purchase price unpaid

Sec. 91.3. IC 23-14-57-3 (Concerning cemetery owners for the removal of human remains from a plot, building, or structure for which the purchase price is past due and unpaid).

As added by P.L.113-2007, SEC.11.

IC 34-30-2-91.4 Cemetery owners and reinterment, reinterment, or reinurnment

Sec. 91.4. IC 23-14-57-8 (Concerning cemetery owners for the removal or reinterment, reinterment, or reinurnment of human remains).

As added by P.L.113-2007, SEC.12.

IC 34-30-2-91.5 Cemetery owners; placement of improper description

Sec. 91.5. IC 23-14-59-1 and IC 23-14-59-3 (Concerning a cemetery owner for placement of improper description).

As added by P.L.86-2018, SEC.282.

IC 34-30-2-92 Amended certificates of limited partnership; filing or failure to file

Sec. 92. IC 23-16-3-3 and IC 23-16-3-8 (Concerning persons filing or failing to file amended certificates of limited partnership reporting the occurrence of certain events).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-93 Limited partner; limited partnership obligations

Sec. 93. IC 23-16-4-3 (Concerning limited partners for certain obligations of a limited partnership).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-94 Assignee of limited partnership interest; limited partnership obligations

Sec. 94. IC 23-16-8-4 (Concerning assignees of a limited partnership interest for certain obligations of a limited partnership).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-95 Limited partner; failure to file certificate of limited partnership

Sec. 95. IC 23-16-12-2(h)(2) (Concerning limited partner for failure to file certificate of limited partnership).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-95.7 Nonprofit corporations; acceptance or rejection of a vote, consent, waiver, or proxy appointment

Sec. 95.7. IC 23-17-11-9 (Concerning acceptance or rejection of a vote, consent, waiver, or proxy appointment by a nonprofit corporation or its officer or agent).

As added by P.L.86-2018, SEC.283.

IC 34-30-2-95.9 Limited liability companies; actions by members and managers on behalf of company; reliance by members and managers on certain records and information

Sec. 95.9. (a) IC 23-18-4-2 (Concerning actions by a member or manager on behalf of a limited liability company).

(b) IC 23-18-4-10 (Concerning reliance by members and managers of a limited liability company on company records and on information, opinions, reports, and statements provided to the company).

As added by P.L.86-2018, SEC.284.

IC 34-30-2-96 Nonprofit corporation directors

Sec. 96. IC 23-17-13-1 (Concerning directors of nonprofit corporations in certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-96.1 Acts by broker-dealers, investment advisers, and qualified individuals regarding financially vulnerable adults; information provided by certain required records

Sec. 96.1. (a) IC 23-19-4.1-8 (Concerning acts by broker-dealers, investment advisers, and qualified individuals regarding financially vulnerable adults).

(b) IC 23-19-5-7 (Concerning information provided in a required record of a

broker-dealer, investment adviser, federal covered investment adviser, or investment adviser representative).

As added by P.L.39-2016, SEC.3. Amended by P.L.158-2017, SEC.14; P.L.86-2018, SEC.285.

IC 34-30-2-96.2 Enforcement of the Indiana uniform securities act; determinations regarding awards from the securities restitution fund

Sec. 96.2. (a) IC 23-19-6-1 (Concerning the secretary of state, securities commissioner, and employees of the securities division of the office of the secretary of state in their enforcement of the Indiana uniform securities act).

(b) IC 23-20-1-29 (Concerning a determination by the securities division of the office of the secretary of state regarding awards from the securities restitution fund).

As added by P.L.86-2018, SEC.286.

IC 34-30-2-96.3 Automated external defibrillators in health clubs

Sec. 96.3. IC 24-4-15-6 (Concerning acts or omissions in gratuitously rendering emergency care involving the use of automated external defibrillators in health clubs).

As added by P.L.129-2007, SEC.3.

IC 34-30-2-96.4 False listings in a telephone directory or directory assistance; debt collection practices

Sec. 96.4. (a) IC 24-5-0.5-3(g) (Concerning a provider of a telephone directory or directory assistance that publishes a listing for a fictitious or assumed name of a business).

(b) IC 24-5-0.5-4(l) (Concerning certain practices governed by the federal Fair Debt Collection Practices Act (15 U.S.C. 1692 et seq.)).

As added by P.L.226-2011, SEC.23. Amended by P.L.86-2018, SEC.287.

IC 34-30-2-96.5 Blocking electronic mail messages

Sec. 96.5. IC 24-5-22-9 (Concerning the action of an interactive computer service in blocking the receipt or transmission of certain electronic mail messages).

As added by P.L.36-2003, SEC.2.

IC 34-30-2-96.6 Voluntary disclosure of improperly influencing real estate appraisals

Sec. 96.6. IC 24-5-23.5-8(e) (Concerning the voluntary disclosure of suspected violations of the statute prohibiting improperly influencing a real estate appraisal through bribery, coercion, extortion, intimidation, collusion, or other means).

As added by P.L.1-2010, SEC.138.

IC 34-30-2-96.7 Use of communications service provider's equipment or services in violations of telephone solicitation laws

Sec. 96.7. IC 24-4.7-4-7(e) (Concerning the use of a communications service provider's equipment or services to transport, handle, or retransmit a communication that violates IC 24-4.7 or IC 24-5-14).

As added by P.L.227-2015, SEC.7.

IC 34-30-2-97 Occupational and professional regulatory board members; regulatory board officers and employees

Sec. 97. IC 25-1-3-2 (Concerning members of occupational and professional regulatory boards and officers and employees of regulatory boards).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-98 Regulatory board; investigatory, hearing, or review proceedings; persons making sworn or written statements to

Sec. 98. IC 25-1-3-3 (Concerning persons making sworn or written statements to a regulatory board, its directors, or staff for investigatory, hearing, or review proceedings).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-98.1 Maintenance of professions registry

Sec. 98.1. IC 25-1-5.5-4 (Concerning the registry maintained by the Indiana professional licensing agency concerning certain professions).

As added by P.L.177-2009, SEC.62.

IC 34-30-2-98.2 Physician writings to licensed acupuncturist

Sec. 98.2. IC 25-2.5-3-3 (Concerning a physician licensed under IC 25-22.5 who issues a written letter of referral or written diagnosis of a patient to a licensed acupuncturist).

As added by P.L.1-2002, SEC.145.

IC 34-30-2-98.3 Entity administering quality review

Sec. 98.3. IC 25-2.1-9-5 (Concerning immunity of an entity administering a quality review (before July 1, 2012) or peer review (after June 30, 2012) program and members of a quality review committee (before July 1, 2012) or peer review committee (after June 30, 2012)).

As added by P.L.197-2011, SEC.125.

IC 34-30-2-98.5 Funeral homes; refusal to accept remains during dispute regarding disposition; reliance on certain authorizations

Sec. 98.5. (a) IC 25-15-9-18 (Concerning refusal by a funeral home to accept remains if a dispute exists regarding disposition of the remains).

(b) IC 25-15-9-19 (Concerning a funeral home for actions taken in reliance on a signed authorization for cremation, interment, entombment, or inurnment).

As added by P.L.34-2011, SEC.11. Amended by P.L.86-2018, SEC.288.

IC 34-30-2-98.7 Professional geologists; board of licensure

Sec. 98.7. IC 25-17.6-2-7 (Concerning actions of members of the Indiana board of licensure for professional geologists).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.17-1999, SEC.34.

IC 34-30-2-98.8 Home inspectors; persons who recommend a home inspector

Sec. 98.8. IC 25-20.2-9-2 and IC 25-20.2-9-3 (Concerning actions of home inspectors and persons who recommend a home inspector).

As added by P.L.145-2003, SEC.14. Amended by P.L.86-2018, SEC.289.

IC 34-30-2-99 Indiana professional licensing agency

Sec. 99. IC 25-22.5-6-3 (Concerning the executive director, employees, hearing officers, and board members of the Indiana professional licensing agency).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.1-2006, SEC.521.

IC 34-30-2-99.4 Health practitioners; health records

Sec. 99.4. IC 25-23-1-19.8(i) (Concerning licensed practitioners who release health records and patient information to the Indiana professional licensing agency).

As added by P.L.158-2003, SEC.9. Amended by P.L.1-2006, SEC.522.

IC 34-30-2-99.5 Repealed

As added by P.L.134-2008, SEC.51. Repealed by P.L.86-2018, SEC.290.

IC 34-30-2-99.6 Mobile home installers; weather radio functionality

Sec. 99.6. IC 25-23.7-8-6 (Concerning the functionality of weather radios supplied by manufactured home installers).

As added by P.L.31-2007, SEC.4.

IC 34-30-2-99.7 Hospital for a certified direct entry midwife's errors and omissions

Sec. 99.7. IC 25-23.4-8-1 (Concerning a hospital for the errors or omissions of a certified direct entry midwife).

As added by P.L.232-2013, SEC.25.

IC 34-30-2-99.8 Physicians for acts or omissions of certified direct entry midwives; health care providers for acts or omissions of physicians or certified direct entry midwives

Sec. 99.8. IC 25-23.4-8-2 (Concerning a physician for the acts or omissions of a certified direct entry midwife and a health care provider for the acts or omissions of a physician or certified direct entry midwife).

As added by P.L.185-2015, SEC.28. Amended by P.L.149-2016, SEC.86.

IC 34-30-2-99.9 Damages or injury from packaging, manufacturing, or dispensing of contact lenses or eye glasses

Sec. 99.9. IC 25-24-1-4.7 (Concerning certain prescribers for damage or injury to an individual resulting from the packaging, manufacturing, or dispensing of contact lenses or prescription eye glasses).

As added by P.L.32-2021, SEC.93.

IC 34-30-2-100 Pharmacy; pharmacist; release of information

Sec. 100. IC 25-26-13-15 (Concerning pharmacy or pharmacist for release of certain information).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-101 Pharmacist; refusal to honor prescription

Sec. 101. IC 25-26-13-16 (Concerning pharmacist for refusal to honor a prescription for certain reasons).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-101.4 Physical therapy compact commission

Sec. 101.4. IC 25-27-2-1 (Concerning the physical therapy compact commission).

As added by P.L.196-2021, SEC.39.

IC 34-30-2-101.5 Donation to a regional drug repository program

Sec. 101.5. IC 25-26-20-6 (Concerning drugs donated to a regional drug repository program).

As added by P.L.75-2004, SEC.5.

IC 34-30-2-101.6 Interstate nurse licensure compact

Sec. 101.6. IC 25-42-7-12 (Concerning acts and omissions under the interstate nurse licensure compact).

As added by P.L.135-2019, SEC.6.

IC 34-30-2-101.8 Entity participating in returning unused medication programs; practitioners and INSPECT; providing INSPECT information to law enforcement

Sec. 101.8. (a) IC 25-26-23-8 (Concerning an entity participating in a returning unused medication program).

(b) IC 25-26-24-19(l) (Concerning a practitioner obtaining information from the Indiana scheduled prescription electronic collection and tracking program and using the information for the treatment of a patient).

(c) IC 25-26-24-19(n) (Concerning providing information to a law enforcement agency based on a report from the Indiana scheduled prescription electronic collection and tracking program).

As added by P.L.119-2011, SEC.5. Amended by P.L.51-2019, SEC.11.

IC 34-30-2-101.9 Banks; responsibility for loss when item is in another's possession or in transit; actions taken per transferor of an instrument

Sec. 101.9. (a) IC 26-1-4-202 (Concerning a bank with regard to the insolvency, neglect, misconduct, mistake, or default of another bank or person and for loss or destruction of items not in the bank's possession).

(b) IC 26-1-4-203 (Concerning actions taken by a bank in accordance with the instructions of or an agreement with the transferor of an instrument).

As added by P.L.86-2018, SEC.291.

IC 34-30-2-102 Issuers of a bill of lading for damage to goods; bailees for delivery or disposal of goods under certain circumstances

Sec. 102. (a) IC 26-1-7-301 (Concerning the issuer of a bill of lading for damage to goods caused by improper loading of the goods by the shipper).

(b) IC 26-1-7-404 (Concerning a bailee for delivery or disposal of goods under certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.292.

IC 34-30-2-102.1 Security intermediaries, brokers, and other financial asset bailees; liability if adverse claim; transfer of security registration

Sec. 102.1. (a) IC 26-1-8.1-115 (Concerning a securities intermediary, broker, or other bailee of a financial asset that is the subject of an adverse claim).

(b) IC 26-1-8.1-404 (Concerning an issuer for registration of transfer of a security under an effective endorsement or instruction).

As added by P.L.86-2018, SEC.293.

IC 34-30-2-102.2 Secured parties; certain acts or omissions

Sec. 102.2. IC 26-1-9.1-628 (Concerning a secured party for certain acts or omissions).

As added by P.L.86-2018, SEC.294.

IC 34-30-2-103 Self-service storage facilities

Sec. 103. IC 26-3-8-13 (Concerning owners of self-service storage facilities who return personal property to renters upon redemption in satisfaction of liens against the property).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-104 Fraudulent insurance acts; reporting

Sec. 104. IC 27-1-3-22 (Concerning persons reporting fraudulent insurance acts).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-104.1 Insurance commissioner and representatives; good faith statements or actions; communications

Sec. 104.1. IC 27-1-3.1-17 (Concerning good faith statements or actions of the insurance commissioner or commissioner's representatives and concerning good faith communications made or information provided to the insurance commissioner or the commissioner's representatives).

As added by P.L.86-2018, SEC.295.

IC 34-30-2-105 Insurance company directors

Sec. 105. IC 27-1-7-12.5 (Concerning directors of insurance companies in certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-105.7 Qualified actuaries; annual reserve valuation submitted on behalf of insurer

Sec. 105.7. IC 27-1-12.8-21 and IC 27-1-12.8-23 (Concerning the annual reserve valuation submitted by a qualified actuary on behalf of an insurer with regard to certain insurance and other contracts).

As added by P.L.86-2018, SEC.296.

IC 34-30-2-106 Repealed

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Repealed by P.L.132-2001, SEC.26.

IC 34-30-2-106.1 Information regarding termination for cause

Sec. 106.1. IC 27-1-15.6-15(d) (Concerning information provided by or to the commissioner of the department of insurance regarding termination for cause).

As added by P.L.132-2001, SEC.24.

IC 34-30-2-106.3 Department of insurance; confidentiality of filings

Sec. 106.3. IC 27-1-22-4 (Concerning the department of insurance, and the department's commissioner and employees in the exercise of powers and performance of duties related to confidentiality of filings and supporting information).

As added by P.L.81-2012, SEC.42.

IC 34-30-2-106.5 Department of insurance; risk based capital requirements

Sec. 106.5. IC 27-1-36-53 (Concerning the department of insurance, its commissioner, employees, or agents for exercise of powers and performance of duties related to risk based capital requirements).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-106.7 Insurance producers

Sec. 106.7. IC 27-1-43-9 (Concerning an insurance producer in relation to electronic delivery or nondelivery of a notice or document).

As added by P.L.129-2014, SEC.11.

IC 34-30-2-107 Insurer; payment or contesting payment of fees or taxes

Sec. 107. IC 27-2-7-2 (Concerning officers, directors, or trustees of an insurer for paying or contesting payment of certain fees or taxes).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-108 Insurer or agency investigation

Sec. 108. IC 27-2-13-4 (Concerning an insurer or authorized agency for participation in arson investigations).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-109 Insurer or agency; vehicle theft investigation

Sec. 109. IC 27-2-14-4 (Concerning an insurer or authorized agency for participation in a vehicle theft investigation).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-110 Arson cases; set aside of insurance proceeds; insurer

Sec. 110. IC 27-2-15-7 (Concerning an insurer for compliance with the statute concerning the set aside of insurance proceeds in arson cases).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-111 Set aside of insurance proceeds; public employees and officials

Sec. 111. IC 27-2-15-9 (Concerning the department of insurance, the commissioners and employees of the department of insurance, the state fire marshal, a deputy fire marshal, an enforcement authority, or an officer of a municipality for compliance with the statute concerning the set aside of insurance proceeds in arson cases).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.238-2013, SEC.12.

IC 34-30-2-111.5 Insurance fraud investigation

Sec. 111.5. IC 27-2-19-7 (Concerning an agency, an insurer, an agent, an employee, or a representative for receiving or providing information in good faith related to insurance fraud investigation).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-112 Insurance commissioner; department of insurance employees

Sec. 112. IC 27-4-1-15 (Concerning the commissioner and employees of the department of insurance).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-113 Property casualty insurance and guaranty association

Sec. 113. IC 27-6-8-16 (Concerning member insurers and the property casualty insurance and guaranty association, its agents and employees).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-114 Furnishing information concerning policy cancellations to an insurer

Sec. 114. IC 27-7-6-10 (Concerning the commissioner of insurance, insurer, their representatives, agents or employees, and any other person for furnishing information concerning policy cancellations to an insurer).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-114.5 Communications regarding termination of homeowner's insurance

Sec. 114.5. IC 27-7-12-9 (Concerning communications regarding termination of a homeowner's insurance policy).

As added by P.L.203-2001, SEC.33.

IC 34-30-2-115 Indiana life and health insurance guaranty association

Sec. 115. IC 27-8-8-14 (Concerning the Indiana life and health insurance guaranty association, its agents or employees and members of the board, the commissioner of insurance, and member insurers and their employees and agents).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-116 Indiana comprehensive health plan; Indiana small employer health reinsurance program

Sec. 116. IC 27-8-10-8 (Concerning persons for participation in the Indiana comprehensive health insurance association).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.297; P.L.286-2019, SEC.7.

IC 34-30-2-116.5 Insurance and health plan coverage for victims of abuse

Sec. 116.5. IC 27-8-24.3-10 (Concerning insurers for damages caused by compliance with the laws on insurance and health plan coverage for victims of abuse).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-116.7 Independent review organizations

Sec. 116.7. IC 27-8-29-22 (Concerning independent review organizations).

As added by P.L.66-2001, SEC.4 and P.L.203-2001, SEC.34.

IC 34-30-2-116.8 Repealed

As added by P.L.219-2001, SEC.7. Repealed by P.L.97-2004, SEC.133.

IC 34-30-2-116.9 Interstate insurance product regulation commission

Sec. 116.9. IC 27-8-31-6(g) (Concerning the interstate insurance product regulation commission).

As added by P.L.138-2005, SEC.4.

IC 34-30-2-117 Insurer in receivership

Sec. 117. IC 27-9-3-12(a) (Concerning an insurer under an order appointing liquidator).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-118 Insurer during liquidation

Sec. 118. IC 27-9-4-8 (Concerning an insurer during pendency of liquidation).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-119 Fraternal benefit society

Sec. 119. IC 27-11-3-3 (Concerning officers and members of a fraternal benefit society).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-119.3 Data collected from insurer filings and health maintenance organization filings

Sec. 119.3. (a) IC 27-1-20-33 (Concerning collection, review, analysis, or dissemination by the National Association of Insurance Commissioners (NAIC) of data and information collected from insurer filings).

(b) IC 27-13-8-3 (Concerning collection, review, analysis, or dissemination by the National Association of Insurance Commissioners (NAIC) of data and information collected from health maintenance organization filings).

As added by P.L.203-2001, SEC.35. Amended by P.L.86-2018, SEC.298.

IC 34-30-2-119.5 Independent review organizations; health care review committees

Sec. 119.5. (a) IC 27-13-10.1-10 (Concerning independent review organizations involved in the appeal of a health maintenance organization's grievance resolution).

(b) IC 27-13-31-2 (Concerning health care review committees established by health maintenance organizations).

As added by P.L.133-1999, SEC.9. Amended by P.L.86-2018, SEC.299.

IC 34-30-2-119.7 Professional employer organizations; disputes; clients and covered employees

Sec. 119.7. (a) IC 27-16-3-2(2) (Concerning a dispute involving a professional employer organization).

(b) IC 27-16-7-4 (Concerning professional employer organizations, clients, and covered employees).

As added by P.L.245-2005, SEC.10. Amended by P.L.86-2018, SEC.300.

IC 34-30-2-119.8 Repealed

As added by P.L.111-2011, SEC.2. Repealed by P.L.208-2018, SEC.35.

IC 34-30-2-120 Financial institutions possessed by receiver or department of financial institutions

Sec. 120. IC 28-1-3.1-5 (Concerning financial institutions possessed by a receiver or the department of financial institutions).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-121 Savings banks; safekeeping of property

Sec. 121. IC 28-6.1-6-16 (Concerning savings banks for property left for safekeeping).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-121.5 Credit unions; refusal to make payment under certain circumstances

Sec. 121.5. IC 28-7-1-26.5 (Concerning a credit union that refuses to make a payment from an account under certain circumstances).

As added by P.L.86-2018, SEC.301.

IC 34-30-2-122 Depository financial institution; restricting withdrawals from

deposit accounts

Sec. 122. IC 28-9-5-1 (Concerning a depository financial institution for placing a hold on or otherwise restricting withdrawals from certain deposit accounts and for failure to notify the depositor of the hold).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-122.1 Department of financial institutions; members, directors, and employees

Sec. 122.1. IC 28-11-2-7 (Concerning the members, director, and employees of the department of financial institutions).

As added by P.L.86-2018, SEC.302.

IC 34-30-2-122.3 Financial institutions; shareholders; acceptance or rejection of a vote, consent, waiver, or proxy appointment; director's acts

Sec. 122.3. (a) IC 28-13-2-3 (Concerning a shareholder in a financial institution for acts or debts of the financial institution).

(b) IC 28-13-6-5 (Concerning a financial institution's acceptance or rejection of a vote, consent, waiver, or proxy appointment).

(c) IC 28-13-11-5 (Concerning acts of the director of a financial institution).

As added by P.L.86-2018, SEC.303.

IC 34-30-2-122.5 Depositing will with circuit court clerk

Sec. 122.5. IC 29-1-7-3.1 (Concerning a person who deposits a will with a circuit court clerk).

As added by P.L.238-2005, SEC.57.

IC 34-30-2-122.7 Reliance on affidavit requesting information concerning a decedent's accounts, personal property, and intangible property

Sec. 122.7. IC 29-1-8-1.5 (Concerning a person who relies on an affidavit requesting information necessary to determine whether an estate can be summarily administered).

As added by P.L.95-2007, SEC.20.

IC 34-30-2-122.8 Estate lawyers; certain losses suffered by the estate

Sec. 122.8. IC 29-1-10-20 (Concerning an estate lawyer for certain losses suffered by estate).

As added by P.L.86-2018, SEC.304.

IC 34-30-2-122.9 Financial institutions concerning access to safe deposit boxes

Sec. 122.9. IC 29-1-13-1.5 (Concerning a financial institution granting access to a safe deposit box upon the death of an individual).

As added by P.L.101-2008, SEC.12.

IC 34-30-2-123 Personal representatives of decedents

Sec. 123. IC 29-1-13-3 (Concerning personal representatives of decedents).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-123.2 State and health care provider immunity in connection with anatomical gift

Sec. 123.2. IC 29-2-16.1-4(f) (Concerning anatomical gifts made through an application for a resident hunting, fishing, or trapping license).

As added by P.L.11-2020, SEC.5.

IC 34-30-2-123.4 Failure to act under anatomical gift laws

Sec. 123.4. IC 29-2-16.1-11 and IC 29-2-16.1-13 (Concerning a person acting or failing to act under anatomical gift laws).

As added by P.L.86-2018, SEC.305.

IC 34-30-2-123.5 Anatomical gifts; person acting under anatomical gift laws

Sec. 123.5. IC 29-2-16.1-17(a) (Concerning a person acting under anatomical gift laws).

As added by P.L.130-2001, SEC.5. Amended by P.L.147-2007, SEC.13.

IC 34-30-2-123.7 Anatomical gifts; person or estate making anatomical gifts

Sec. 123.7. IC 29-2-16.1-17(b) (Concerning a person or an estate in connection with the making of an anatomical gift).

As added by P.L.130-2001, SEC.6. Amended by P.L.147-2007, SEC.14.

IC 34-30-2-124 Anatomical gifts; health care provider immunity

Sec. 124. IC 29-2-16.1-17(d) (Concerning health care provider immunity and anatomical gifts).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.147-2007, SEC.15.

IC 34-30-2-125 Anatomical gifts; hospital and recovery agency immunity

Sec. 125. IC 29-2-16.1-17(e) (Concerning hospital and recovery agency immunity and anatomical gifts).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.147-2007, SEC.16.

IC 34-30-2-125.3 Anatomical gifts; taking a decedent's body or removing organs, tissues, or other parts

Sec. 125.3. IC 29-2-16.1-17(f) (Concerning a person for taking a decedent's body or removing organs, tissues, or other parts in reliance on a will, card, or other document of gift).

As added by P.L.53-2006, SEC.2. Amended by P.L.147-2007, SEC.17.

IC 34-30-2-125.4 Person who relies on a funeral planning declaration

Sec. 125.4. IC 29-2-19-11 (Concerning a person who relies on a funeral planning declaration).

As added by P.L.143-2009, SEC.45.

IC 34-30-2-125.5 Volunteer advocate for seniors and incapacitated adults

Sec. 125.5. IC 29-3-8.5-8 (Concerning a volunteer advocate for seniors and incapacitated adults).

As added by P.L.41-2004, SEC.5. Amended by P.L.2-2005, SEC.114; P.L.11-2006, SEC.12; P.L.4-2020, SEC.19.

IC 34-30-2-126 Guardian or person acting under protective order

Sec. 126. IC 29-3-11-2 (Concerning a person who is a guardian or acting under a protective order).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-126.5 Guardian

Sec. 126.5. IC 29-3-11-4 (Concerning a guardian appointed under IC 29-3-5).

As added by P.L.41-2004, SEC.6.

IC 34-30-2-126.8 Supported decision making agreements

Sec. 126.8. IC 29-3-14-11 (Concerning supported decision making agreements).

As added by P.L.68-2019, SEC.5.

IC 34-30-2-127 Corporation or transfer agent; transfers and other transactions

Sec. 127. IC 30-2-5-6 (Concerning corporation or transfer agents in making transfers or other specified transactions).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-128 Fiduciary security transfers

Sec. 128. IC 30-2-5-7 (Concerning persons participating in acquisition, disposition, assignment, or transfer of a security by or to a fiduciary under certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-129 Transfers to minors

Sec. 129. IC 30-2-8.5-32 (Concerning custodian and minor for obligations relating to certain custodial property).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-129.2 Custodial trustee and beneficiary of custodial trust

Sec. 129.2. IC 30-2-8.6-32 (Concerning the custodial trustee and beneficiary of a custodial trust).

As added by P.L.97-2004, SEC.121.

IC 34-30-2-129.4 Delegated agents of an institution; management or investment of certain institutional funds

Sec. 129.4. IC 30-2-12-15 (Concerning an institution that delegates to an agent the management or investment of an institutional fund held for charitable purposes).

As added by P.L.86-2018, SEC.306.

IC 34-30-2-129.5 Trustee; adjusting between principal and income

Sec. 129.5. IC 30-2-14-15 (Concerning a trustee's power to adjust trust principal and income).

As added by P.L.84-2002, SEC.9.

IC 34-30-2-129.6 Trustee; proposed action

Sec. 129.6. IC 30-2-14-16 (Concerning a proposed action by a trustee of a trust).

As added by P.L.84-2002, SEC.10.

IC 34-30-2-129.8 Trustee's total return unitrust

Sec. 129.8. IC 30-2-15-26 (Concerning actions of a trustee of a total return unitrust).

As added by P.L.3-2003, SEC.3.

IC 34-30-2-130 Trustees; contracts and other nonnegotiable obligations with third persons

Sec. 130. IC 30-4-3-10 (Concerning trustees for contracts or other nonnegotiable obligations with third persons made in the administration of a trust).

[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26.

IC 34-30-2-131 Successor trustees, trustees, and beneficiaries; acts or omissions of certain prior trustees; reasonable reliance on trust provisions

Sec. 131. (a) IC 30-4-3-1.3 (Concerning a successor trustee of a revocable trust for acts or omissions of the prior trustee who was also a settlor).

(b) IC 30-4-3-1.5 (Concerning actions of a trustee who does not know that a trust has been revoked or amended).

(c) IC 30-4-3-6.5 (Concerning actions of a trustee who does not know of the happening of an event that affects the trust).

(d) IC 30-4-3-11 (Concerning trustees and beneficiaries of a trust in certain circumstances).

(e) IC 30-4-3.5-1 (Concerning a trustee acting in reasonable reliance on the provisions of the trust).

[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26. Amended by P.L.238-2005, SEC.58; P.L.86-2018, SEC.307.

IC 34-30-2-132 Third parties receiving interest in trust property

Sec. 132. IC 30-4-4-2 (Concerning third parties who receive interest in trust property).

[1998 Recodification Citation: New.]
As added by P.L.1-1998, SEC.26.

IC 34-30-2-132.4 Persons relying on certification of trust

Sec. 132.4. IC 30-4-4-5 (Concerning a person who acts in reliance on a certification of trust).

As added by P.L.238-2005, SEC.59.

IC 34-30-2-132.6 Trustees; distribution of trust property

Sec. 132.6. IC 30-4-6-14 (Concerning distribution of trust property).

As added by P.L.238-2005, SEC.60.

IC 34-30-2-132.8 Attorneys in fact; persons relying on power of attorney or affidavit; certain estate transactions

Sec. 132.8. (a) IC 30-5-5-15 (Concerning an attorney in fact for certain estate transactions).

(b) IC 30-5-8-7 (Concerning a person who relies on a power of attorney or an affidavit concerning a power of attorney).

(c) IC 30-5-9 (Concerning attorneys in fact for certain estate transactions).

As added by P.L.238-2005, SEC.61. Amended by P.L.86-2018, SEC.308.

IC 34-30-2-132.9 Contracts or torts of a husband's wife

Sec. 132.9. IC 31-11-7-4 (Concerning a husband for the contracts or torts of the husband's wife).

As added by P.L.86-2018, SEC.309.

IC 34-30-2-133 Persons acting as, employed by, or a volunteer for, guardians ad litem and court appointed special advocates

Sec. 133. IC 31-15-6-9, IC 31-17-6-8, and IC 31-32-3-10 (Concerning a person acting as, employed by, or volunteering for a guardian ad litem or court appointed special advocate).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.310.

IC 34-30-2-133.1 Income payors withholding income

Sec. 133.1. IC 31-16-15-23.7 (Concerning an income payor for withholding income paid to an obligee, the Title IV-D agency, or the state central collection unit in accordance with an income withholding order).

As added by P.L.80-2010, SEC.55.

IC 34-30-2-133.2 Title IV-D agency; income withholding

Sec. 133.2. IC 31-16-15-30 (Concerning a Title IV-D agency or an agent of a Title IV-D agency for withholding income paid to an obligee, the Title IV-D agency, or the state central collection unit in accordance with an income withholding order).

As added by P.L.103-2007, SEC.50.

IC 34-30-2-133.3 Persons present to participate in proceeding under the Uniform Interstate Family Support Act

Sec. 133.3. IC 31-18.5-3-14 (Concerning civil actions against persons present in Indiana to participate in a proceeding under the Uniform Interstate Family Support Act).

As added by P.L.206-2015, SEC.62.

IC 34-30-2-133.4 Income payors

Sec. 133.4. IC 31-18.5-5-4 (Concerning income payors that comply with income withholding orders).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.206-2015, SEC.63.

IC 34-30-2-133.5 Employees, staff, and representatives of the interstate commission on the placement of children

Sec. 133.5. IC 31-28-6 (Concerning employees, staff, and representatives of the interstate commission for the placement of children).

As added by P.L.143-2008, SEC.13.

IC 34-30-2-133.6 Department of child services

Sec. 133.6. IC 31-25-2-2.5 (Concerning the officers and other employees of the department of child services).

As added by P.L.146-2008, SEC.680.

IC 34-30-2-133.7 Court appointed confidential intermediaries; locating information about adopted person unavailable through state registrar; state registrar contacting a birth parent or intermediary

Sec. 133.7. (a) IC 31-19-24-12 (Concerning a confidential intermediary appointed by a court to locate personal information concerning an adopted person that is not available through the state registrar).

(b) IC 31-19-25-4.8 (Concerning the state registrar regarding contacting a birth parent or intermediary).

As added by P.L.3-2016, SEC.28. Amended by P.L.86-2018, SEC.311.

IC 34-30-2-133.8 Information provided under child support bureau request or subpoena; information provided by financial institutions to the bureau, department of state revenue, or department of workforce development

Sec. 133.8. (a) IC 31-25-3-4(e) (Concerning agencies and entities that provide

information under requests or subpoenas from the child support bureau).

(b) IC 31-25-4-31 (Concerning a financial institution that provides required information to the child support bureau, the department of state revenue, or the department of workforce development).

As added by P.L.80-2010, SEC.56. Amended by P.L.86-2018, SEC.312.

IC 34-30-2-133.9 Preventative program for at-risk children; requests and information

Sec. 133.9. IC 31-32-3-11 (Concerning a person who makes a request for a child to participate in a preventative program for at-risk children, a person who provides information concerning a child to an early intervention advocate, the staff of a preventative program for at-risk children, or a person who participates in a plan for at-risk children).

As added by P.L.183-2011, SEC.9.

IC 34-30-2-134 Child abuse or neglect; reporting and assisting

Sec. 134. IC 31-33-6-1 (Concerning specified persons for making, assisting with an investigation or proceeding resulting from, or providing intervention resulting from a report of child abuse or neglect).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.106-2018, SEC.6.

IC 34-30-2-134.1 Guardian ad litem program or court appointed special advocate program

Sec. 134.1. IC 31-32-3-10.5 (Concerning a guardian ad litem program or court appointed special advocate program, an employee of or volunteer for a guardian ad litem program or court appointed special advocate program, or an individual acting as a contracted guardian ad litem).

As added by P.L.120-2018, SEC.6.

IC 34-30-2-134.2 Department of child services providing information

Sec. 134.2. IC 31-33-8-15 (Concerning the department of child services providing information).

As added by P.L.74-2016, SEC.3.

IC 34-30-2-134.3 Repealed

As added by P.L.145-2006, SEC.368. Repealed by P.L.119-2013, SEC.19.

IC 34-30-2-134.4 Department of child services caseworker report of animal cruelty, abandonment, or neglect

Sec. 134.4. IC 31-33-8-7.5 (Concerning a caseworker for making a report of animal cruelty, abandonment, or neglect).

As added by P.L.106-2018, SEC.7.

IC 34-30-2-134.5 Operation of newborn safety device

Note: This version of section effective until 7-1-2021. See also following version of this section, effective 7-1-2021.

Sec. 134.5. IC 31-34-2.5-1 (Concerning a hospital, fire department, or other facility operating a newborn safety device).

As added by P.L.263-2017, SEC.2. Amended by P.L.205-2018, SEC.12; P.L.170-2021, SEC.3.

IC 34-30-2-134.5 Operation of newborn safety device

Note: This version of section effective 7-1-2021. See also preceding version of this

section, effective until 7-1-2021.

Sec. 134.5. IC 31-34-2.5-1 (Concerning a hospital, fire department, other facility, or emergency medical services station operating a newborn safety device).

As added by P.L.263-2017, SEC.2. Amended by P.L.205-2018, SEC.12; P.L.170-2021, SEC.3; P.L.105-2021, SEC.2; P.L.137-2021, SEC.36.

IC 34-30-2-134.6 Repealed

As added by P.L.145-2006, SEC.369. Repealed by P.L.119-2013, SEC.20.

IC 34-30-2-134.8 Person who relies on a transfer on death deed

Sec. 134.8. IC 32-17-14-26(c) (Concerning a person acting in good faith reliance on a transfer on death deed).

As added by P.L.143-2009, SEC.46.

IC 34-30-2-135 Breach of unwritten contracts

Sec. 135. IC 32-21-1-1 (Concerning persons for breach of certain unwritten contracts).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2002, SEC.92.

IC 34-30-2-136 Representations concerning persons

Sec. 136. IC 32-21-1-6 (Concerning persons making unwritten representations about another person).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2002, SEC.93.

IC 34-30-2-136.5 Personal representative of probate estate

Sec. 136.5. IC 32-17-13-7 (Concerning personal liability of a personal representative).

As added by P.L.165-2002, SEC.14.

IC 34-30-2-136.7 Information delivered by real property seller to buyer; nullification of offer to buy due to defect; owner's refusal to disclose that property is psychologically affected

Sec. 136.7. (a) IC 32-21-5-11 (Concerning errors, inaccuracies, or omissions in information required to be delivered by a seller of real property to a prospective buyer).

(b) IC 32-21-5-13 (Concerning nullification of an offer to buy real property based on a subsequently disclosed defect).

(c) IC 32-21-6-6 (Concerning refusal by an owner of real property to disclose to a transferee that the property is psychologically affected).

As added by P.L.86-2018, SEC.313.

IC 34-30-2-136.8 Homeowners associations; disclosure of certain member information

Sec. 136.8. IC 32-25.5-3-1 (Concerning erroneous disclosure by a homeowners association of electronic mail addresses or fax numbers of members).

As added by P.L.86-2018, SEC.314.

IC 34-30-2-136.9 Claim that a restrictive covenant is discriminatory

Sec. 136.9. IC 32-21-15-4 (Concerning a good faith claim that a restrictive covenant is discriminatory).

As added by P.L.20-2021, SEC.2.

IC 34-30-2-137 Mortgagor action on satisfied mortgage

Sec. 137. IC 32-29-1-7 (Concerning mortgagors for actions on mortgages for which a

certificate of satisfaction has been acknowledged by the mortgagee).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2002, SEC.94.

IC 34-30-2-137.5 Landlords and tenants under residential rental agreements

Sec. 137.5. IC 32-31-9-10(d) and IC 32-31-9-12(d) (Concerning the liability of landlords and tenants under residential rental agreements in certain situations).

As added by P.L.22-2007, SEC.3.

IC 34-30-2-138 Hotels; safekeeping of guest personal property; loss of or damage to merchandise brought on premises

Sec. 138. (a) IC 32-33-7-2 (Concerning proprietor or manager of a hotel, apartment hotel, or inn in certain circumstances involving the safekeeping of personal property of guests).

(b) IC 32-33-7-4 (Concerning a hotel, apartment hotel, or inn for loss of or damage to merchandise brought on the premises).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2002, SEC.95; P.L.86-2018, SEC.315.

IC 34-30-2-138.2 Shippers; liens on consigned goods transported

Sec. 138.2. IC 32-33-11-6 (Concerning a shipper that obtains a lien on consigned goods transported by the shipper).

As added by P.L.86-2018, SEC.316.

IC 34-30-2-139 Abandoned property; delivery to attorney general

Sec. 139. IC 32-34-1.5-30 (Concerning holders of abandoned property who deliver the property to the attorney general).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2002, SEC.96; P.L.86-2018, SEC.317; P.L.141-2021, SEC.22.

IC 34-30-2-139.3 Museums; applying conservation measures to property on loan

Sec. 139.3. IC 32-34-5-15 (Concerning a museum that applies conservation measures to property loaned to the museum).

As added by P.L.86-2018, SEC.318.

IC 34-30-2-140 Township trustee; contract to repair fence

Sec. 140. IC 32-26-9-5 (Concerning township trustee for contracts to repair fences).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2002, SEC.97.

IC 34-30-2-140.4 Custodian of digital assets

Sec. 140.4. IC 32-39-2-13(f) (Concerning an act done or omission made in good faith in compliance with the Revised Uniform Fiduciary Access to Digital Assets Act).

As added by P.L.137-2016, SEC.15.

IC 34-30-2-140.5 Repealed

As added by P.L.60-2006, SEC.8. Repealed by P.L.108-2010, SEC.10.

IC 34-30-2-140.7 Staff members of a problem solving court

Sec. 140.7. IC 33-23-16-27 (Concerning the coordinator and members of the professional and administrative staff of a problem solving court).

As added by P.L.108-2010, SEC.9.

IC 34-30-2-140.8 Clerk of the supreme court; personal liability for act or omission

Sec. 140.8. IC 33-24-4-9 (Concerning the personal liability of the clerk of the supreme court).

As added by P.L.60-2010, SEC.3.

IC 34-30-2-141 Person transmitting statement to supreme court disciplinary commission

Sec. 141. IC 33-24-10-5 (Concerning a person who transmits a sworn or written statement for an investigation, hearing, or other proceeding by the disciplinary commission of the supreme court).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.98-2004, SEC.125.

IC 34-30-2-142 Supreme court disciplinary commission

Sec. 142. IC 33-24-10-6 (Concerning executive secretary, employees, hearing officers and commissioners of the disciplinary commission of the supreme court).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.98-2004, SEC.126.

IC 34-30-2-143 Judicial nominating commission; evaluation of candidate

Sec. 143. IC 33-27-2-9 (Concerning the commissioners, employees, and staff of the judicial nominating commission for any act or statement relevant to the evaluation of a candidate).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.98-2004, SEC.127.

IC 34-30-2-144 Judicial nominating commission; providing information to

Sec. 144. IC 33-27-2-10 (Concerning a person or organization for providing certain information, assistance, or testimony to the judicial nominating commission).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.98-2004, SEC.128.

IC 34-30-2-144.2 Clerk of the circuit court; personal liability for act or omission

Sec. 144.2. IC 33-32-2-9.2 (Concerning the personal liability of circuit court clerks).

As added by P.L.60-2010, SEC.4.

IC 34-30-2-144.3 State central collection unit or court clerks; child support funds

Sec. 144.3. IC 33-32-4-5 (Concerning child support funds received and disbursed by the state central collection unit or a court clerk).

As added by P.L.148-2006, SEC.34.

IC 34-30-2-144.5 Circuit court clerks; personal liability for dishonored checks

Sec. 144.5. IC 33-32-4-8 (Concerning the personal liability of circuit court clerks for dishonored checks).

As added by P.L.98-2000, SEC.13. Amended by P.L.98-2004, SEC.129.

IC 34-30-2-144.6 Law enforcement officers; receipt or processing of a person arrested by another

Sec. 144.6. IC 35-33-1-4 (Concerning a law enforcement officer who receives or processes a person arrested by a person other than the law enforcement officer).

As added by P.L.86-2018, SEC.319.

IC 34-30-2-145 Attorney trust accounts; deposits

Sec. 145. IC 33-44-5-8 (Concerning an attorney for depositing money in an interest-bearing attorney trust account).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.98-2004, SEC.130.

IC 34-30-2-146 Attorney trust accounts; actions of depository financial institutions

Sec. 146. IC 33-44-6-10 (Concerning depository financial institutions for certain actions concerning attorney trust accounts).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.98-2004, SEC.131.

IC 34-30-2-146.4 Electronic communications, remote computing, and geolocation information services and warrant laws

Sec. 146.4. IC 35-33-5-13 (Concerning electronic communications services, remote computing services, and geolocation information services for compliance with warrant laws).

As added by P.L.170-2014, SEC.1.

IC 34-30-2-146.5 Provision of geolocation information

Sec. 146.5. IC 35-33-5-15(d) (Concerning the provision of geolocation information to a law enforcement agency by a provider of electronic communications services).

As added by P.L.57-2016, SEC.1.

IC 34-30-2-146.6 Defendant's failure to appear

Sec. 146.6. IC 35-33-8-4.5(b) (Concerning a defendant's failure to appear).

As added by P.L.171-2011, SEC.19.

IC 34-30-2-147 Criminal extradition; civil actions

Sec. 147. IC 35-33-10-3(26) (Concerning civil actions against persons extradited to Indiana on criminal charges).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-148 Wiretapping

Sec. 148. IC 35-33.5-5-6 (Concerning telephone and telegraph companies and other persons for compliance with the wiretap law).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-148.6 Forensic advocate programs

Sec. 148.6. IC 35-36-12-7 (Concerning a court appointed forensic advocate, an employee of a county court appointed forensic advocate program, or a volunteer for a court appointed forensic advocate program for good faith performance of duties relating to assistance of a person with an intellectual disability, a developmental disability, or an autism spectrum disorder).

As added by P.L.187-2015, SEC.42.

IC 34-30-2-149 Victim counselor; disclosure of confidential information

Sec. 149. IC 35-37-6-11 (Concerning a victim counselor for testifying or producing records regarding confidential communications with a victim under certain circumstances).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-149.5 Reports or testimony regarding certain serious disease test results; error or omission in transportation of fingerprints, case history data, or sentencing data

Sec. 149.5. (a) IC 35-38-1-10.5 (Concerning a person who makes a report or testifies in court regarding the results of a test for a serious disease performed on an individual convicted of certain crimes).

(b) IC 35-38-1-28(d) (Concerning a clerk, court, law enforcement officer, or prosecuting attorney for an error or omission in the transportation of fingerprints, case history data, or sentencing data).

As added by P.L.216-2007, SEC.36. Amended by P.L.86-2018, SEC.320; P.L.190-2021, SEC.6.

IC 34-30-2-150 Hazing; reporting or participating in judicial proceeding

Sec. 150. IC 35-42-2-2.5 (Concerning persons for reporting or participating in proceedings concerning hazing).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.158-2013, SEC.350.

IC 34-30-2-150.2 Repealed

As added by P.L.86-2018, SEC.321. Repealed by P.L.174-2021, SEC.29.

IC 34-30-2-151 Public utilities; refusing service under gambling statutes

Sec. 151. IC 35-45-5-4 (Concerning public utilities for refusing to provide service or equipment after notice by a law enforcement agency under the gambling statutes).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-151.2 Interactive computer services

Sec. 151.2. IC 35-45-5-4.6 (Concerning the action of an interactive computer service in blocking the receipt or transmission of a commercial electronic mail message it reasonably believes to be sent in violation of IC 35-45-5).

As added by P.L.70-2005, SEC.1. Amended by P.L.1-2006, SEC.523.

IC 34-30-2-151.9 Law enforcement certification for approval of the transfer or manufacture of certain firearms

Sec. 151.9. IC 35-47-8.5-4 (Concerning law enforcement certification for approval of the transfer or manufacture of certain firearms).

As added by P.L.66-2016, SEC.1.

IC 34-30-2-152 Neglect, battery, or exploitation; reporting or participating in proceedings

Sec. 152. IC 35-46-1-14 (Concerning a person for reporting or participating in proceedings concerning neglect, battery, or exploitation).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-2-152.1 State or law enforcement agency; retired law enforcement officer carrying firearms

Sec. 152.1. IC 35-47-15-6 (Concerning the state or a law enforcement agency for issuing evidence that a retired law enforcement officer meets the training and qualification standards for carrying certain firearms).

As added by P.L.1-2006, SEC.524.

IC 34-30-2-152.2 Repealed

As added by P.L.140-2005, SEC.6 and P.L.192-2005, SEC.7. Repealed by P.L.1-2006, SEC.588.

IC 34-30-2-152.3 Pharmacy or NPLEx retailer; sale of product containing ephedrine or pseudoephedrine; judgment not to sell ephedrine or pseudoephedrine

Sec. 152.3. (a) IC 35-48-4-14.7(d) and IC 35-48-4-14.7(k) (Concerning a pharmacy or NPLEx retailer that discloses information concerning the sale of a product containing ephedrine or pseudoephedrine).

(b) IC 35-48-4-14.7(d)(3) (Concerning a pharmacist's professional judgment not to sell ephedrine or pseudoephedrine to an individual).

As added by P.L.1-2006, SEC.525. Amended by P.L.193-2013, SEC.1; P.L.4-2016, SEC.2; P.L.5-2016, SEC.4.

IC 34-30-2-152.4 County treasurers; personal liability

Sec. 152.4. IC 36-2-10-24. (Concerning the personal liability of county treasurers).

As added by P.L.98-2000, SEC.14.

IC 34-30-2-152.5 Repealed

As added by P.L.65-2006, SEC.2. Amended by P.L.84-2010, SEC.91; P.L.86-2018, SEC.322. Repealed by P.L.51-2019, SEC.12.

IC 34-30-2-152.6 County recorders; personal liability for dishonored checks

Sec. 152.6. IC 36-2-11-7.5. (Concerning the personal liability of county recorders for dishonored checks).

As added by P.L.98-2000, SEC.15.

IC 34-30-2-152.7 Disclosure of restricted addresses

Sec. 152.7. IC 36-1-8.5-12 (Concerning a unit that restricts disclosure of certain addresses).

As added by P.L.106-2013, SEC.1.

IC 34-30-2-152.8 Medical clinics and health care facilities; persons who provide health care without compensation

Sec. 152.8. IC 36-1-14.2-3 (Concerning a person who provides health care to an individual at a medical clinic or health care facility that provides health care to individuals without compensation).

As added by P.L.86-2018, SEC.323.

IC 34-30-2-152.9 Department of local government finance; erroneous determinations concerning debt limitations on political subdivisions

Sec. 152.9. IC 36-1-15-9 (Concerning erroneous determinations or computations made by the department of local government finance concerning debt limitations on political subdivisions).

As added by P.L.86-2018, SEC.324.

IC 34-30-2-153 Medical examinations; autopsies; ordering or performing; removal and donation of decedent's corneas

Sec. 153. (a) IC 36-2-14-13 (Concerning a person for ordering or performing a medical examination or autopsy under statutory authority).

(b) IC 36-2-14-19 (Concerning removal and donation of a decedent's corneas).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.325.

IC 34-30-2-153.3 Clerk treasurer of a third class city

Sec. 153.3. IC 36-4-10-4.5 (Concerning the personal liability of the clerk treasurer of a third class city).

As added by P.L.67-2002, SEC.1.

IC 34-30-2-153.4 Controller of a consolidated city

Sec. 153.4. IC 36-3-5-2.6 (Concerning the personal liability of the controller of a consolidated city).

As added by P.L.67-2002, SEC.2.

IC 34-30-2-153.5 City controller of a second class city

Sec. 153.5. IC 36-4-10-2 (Concerning the personal liability of the city controller of a second class city).

As added by P.L.67-2002, SEC.3.

IC 34-30-2-153.7 Town clerk-treasurers; certain acts and omissions

Sec. 153.7. IC 36-5-6-6 (Concerning town clerk-treasurers for certain acts or omissions).

As added by P.L.86-2018, SEC.326.

**IC 34-30-2-154 Historic preservation law actions; Meridian Street
Preservation law actions**

Sec. 154. (a) IC 36-7-11-21 (Concerning persons bringing actions to protect property under historic preservation law).

(b) IC 36-7-11.2-63 (Concerning persons bringing actions to protect property under the Meridian Street Preservation law).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.327.

IC 34-30-2-154.5 Land banks; environmental damage

Sec. 154.5. IC 36-7-38-23 (Concerning a land bank for environmental damage related to real property held by the land bank).

As added by P.L.211-2016, SEC.2.

IC 34-30-2-154.6 Disclosure of law enforcement employment records

Sec. 154.6. IC 36-8-2-2 (Concerning the disclosure of law enforcement employment records).

As added by P.L.12-2021, SEC.6.

IC 34-30-2-154.7 Critical incident stress management and peer support services

Sec. 154.7. IC 36-8-2.5-3 (Concerning critical incident stress management services and peer support services).

As added by P.L.137-2017, SEC.1. Amended by P.L.7-2021, SEC.1.

**IC 34-30-2-155 Fire chiefs; destruction of building in event of fire; police
reserve officers; lake patrol duties**

Sec. 155. (a) IC 36-8-3-16 (Concerning fire chiefs and assistants for destruction of certain buildings in event of fire).

(b) IC 36-8-3-20 (Concerning police reserve officers carrying out lake patrol duties).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.86-2018, SEC.328.

IC 34-30-2-155.7 Volunteer firefighters and emergency medical services personnel

Sec. 155.7. IC 36-8-12-8 (Concerning volunteer firefighters and emergency medical services personnel).

As added by P.L.86-2018, SEC.329.

IC 34-30-2-156 Loss, death, or injury related to 911 service

Sec. 156. IC 36-8-16.7-43 (Concerning the statewide 911 board, a PSAP, a political subdivision, a communications service provider, a member of the board, or the board chair for loss, death, or injury related to 911 service).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26. Amended by P.L.132-2012, SEC.7.

IC 34-30-2-156.2 Assistance to law enforcement by sellers of prepaid wireless telecommunication services

Sec. 156.2. IC 36-8-16.6-19 (Concerning sellers of prepaid wireless telecommunications service for provision of 911 or wireless 911 service and lawful assistance to law enforcement officers).

As added by P.L.113-2010, SEC.106.

IC 34-30-2-156.5 Community fast responders

Sec. 156.5. IC 36-8-23 (Concerning community fast responders).

As added by P.L.70-2012, SEC.1.

IC 34-30-2-156.6 Vehicular carbon monoxide testing

Sec. 156.6. IC 36-8-24-6 (Concerning vehicular carbon monoxide testing).

As added by P.L.54-2019, SEC.1.

IC 34-30-2-156.7 Telephone cardiopulmonary resuscitation instruction

Sec. 156.7. (a) IC 36-8-25-12 (Concerning providing telephone cardiopulmonary resuscitation instruction to callers).

(b) IC 36-8-25-13 (Concerning not providing telephone cardiopulmonary resuscitation instruction to callers who decline instruction).

(c) IC 36-8-25-14 (Concerning public safety agencies not employing persons to provide telephone cardiopulmonary resuscitation instruction).

As added by P.L.54-2019, SEC.2.

IC 34-30-2-156.8 Repealed

As added by P.L.8-2018, SEC.1. Repealed by P.L.54-2019, SEC.3.

IC 34-30-2-156.9 Counties; material errors in the list of properties for which certain delinquent fees are to be collected

Sec. 156.9. IC 36-9-23-33 (Concerning a county for material errors in the county's list of properties for which delinquent municipal sewage fees are to be collected).

As added by P.L.86-2018, SEC.330.

IC 34-30-2-157 Crops grown on drainage right-of-way

Sec. 157. IC 36-9-27-33(d) (Concerning a county surveyor, the drainage board, and their representatives for damage to crops grown on drainage right-of-way).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

**IC 34-30-3 Chapter 3. Agriculture: Immunity From Civil Liability for
Allowing the Gleaning of Agricultural Products**

34-30-3-0.1	Application of certain amendments to chapter
34-30-3-1	Liability to licensees
34-30-3-2	Immunity from civil liability

IC 34-30-3-0.1 Application of certain amendments to chapter

Sec. 0.1. The addition of section 2 of this chapter by P.L.17-2001 applies only to a cause of action that accrues after June 30, 2001. The enactment of section 2 of this chapter by P.L.17-2001 may not be considered in determining liability for a cause of action that accrues before July 1, 2001.

As added by P.L.220-2011, SEC.563.

IC 34-30-3-1 Liability to licensees

Sec. 1. An operator that allows the land or premises of the operator to be used by another person without compensation for the purpose of gleaning agricultural products is immune from civil liability to the person if the person is injured while on the land or premises of the operator, unless the person's injury is a direct result of the gross negligence or willful or wanton misconduct of the operator.

[Pre-1998 Recodification Citation: 34-4-12.9-3.]

As added by P.L.1-1998, SEC.26.

IC 34-30-3-2 Immunity from civil liability

Sec. 2. (a) The definitions set forth in IC 22-11-20 apply to this section.

(b) Except as provided in subsection (c), the victim or an agent of the victim of a theft (IC 35-43-4-2(a)) or criminal conversion (IC 35-43-4-3) of:

- (1) anhydrous ammonia (NH₃);
- (2) an ammonia solution; or
- (3) a container used to store or transport anhydrous ammonia or an ammonia solution;

is immune from civil liability for injury or damage resulting from the possession or use of the anhydrous ammonia, ammonia solution, or container by another person to commit a violation of IC 35-48-4.

(c) A victim or an agent described in subsection (b) is not immune from civil liability under subsection (b) if:

- (1) the victim or agent committed a crime involving the anhydrous ammonia, ammonia solution, or container that is the subject of the theft or criminal conversion; or
- (2) the victim's or agent's willful or intentional commission of a violation of an applicable law, rule, or regulation governing the:
 - (A) design;
 - (B) construction;
 - (C) location;
 - (D) installation; or
 - (E) operation;

of equipment for storage, handling, use, or transportation of anhydrous ammonia or ammonia solution proximately caused the theft or criminal conversion.

As added by P.L.17-2001, SEC.10.

IC 34-30-4 Chapter 4. Charities: Immunity of Certain Volunteer Directors

34-30-4-1	Qualified director; immunity
34-30-4-2	Volunteer or volunteer director; immunity
34-30-4-3	Liability of organizations or entity

IC 34-30-4-1 Qualified director; immunity

Sec. 1. Notwithstanding any other law, a qualified director is immune from civil liability arising from the negligent performance of the director's duties.

[Pre-1998 Recodification Citation: 34-4-11.5-2(b).]

As added by P.L.1-1998, SEC.26.

IC 34-30-4-2 Volunteer or volunteer director; immunity

Sec. 2. (a) This section does not apply to a health care provider (as defined in IC 34-18-2-14).

(b) An individual who:

(1) serves as a volunteer or volunteer director of:

(A) a nonprofit corporation operating under IC 12-29-3-6;

(B) an agency providing services under IC 12-12-3; or

(C) a nonprofit organization that is exempt from federal taxation under Section 501(c)(3) of the Internal Revenue Code; and

(2) exercises reasonable care in the performance of the individual's duties as a volunteer or a volunteer director of an entity described in subdivision (1);

is immune from civil liability arising out of the performance of those duties.

[Pre-1998 Recodification Citation: 34-4-11.5-2(c).]

As added by P.L.1-1998, SEC.26. Amended by P.L.38-2005, SEC.1.

IC 34-30-4-3 Liability of organizations or entity

Sec. 3. This chapter does not affect the civil liability of the entity a qualified director serves.

[Pre-1998 Recodification Citation: 34-4-11.5-3.]

As added by P.L.1-1998, SEC.26.

IC 34-30-5 **Chapter 5. Charities: Immunity in Connection With the Gift of Food to Charitable Entities**

34-30-5-0.2	Application of certain amendments to prior law
34-30-5-1	Immunity from liability for person who makes gift; exceptions
34-30-5-2	Immunity from liability for entity that receives gift; exceptions

IC 34-30-5-0.2 **Application of certain amendments to prior law**

Sec. 0.2. The amendments made to IC 34-4-12.5-1 and IC 34-4-13.5-2 (before their repeal, now codified at section 1 of this chapter and at IC 34-6-2) by P.L.144-1991 apply only to a gift of a food item made after June 30, 1991.

As added by P.L.220-2011, SEC.564.

IC 34-30-5-1 **Immunity from liability for person who makes gift; exceptions**

Sec. 1. (a) Except as provided in subsection (b), a person who in good faith makes a gift of a food item, an agricultural product, or livestock to a charitable entity is not liable for civil damages arising from the use, condition, quality, or content of that food item, agricultural product, or livestock, unless the damages are the result of that person's intentional, knowing, or reckless misconduct (in accordance with the definitions of intentionally, knowingly, and recklessly set out in IC 35-41-2-2(a) through IC 35-41-2-2(c)).

(b) This section does not apply to a person who makes a gift of a food item to a charitable entity if the use, condition, or quality of the food item results in damages from the person's intentional, knowing, or reckless violation of a food safety law under IC 15-17-5, IC 15-18-1, or IC 16-42 (in accordance with the definitions of intentionally, knowingly, and recklessly set out in IC 35-41-2-2(a) through IC 35-41-2-2(c)).

[Pre-1998 Recodification Citation: 34-4-12.5-2.]

As added by P.L.1-1998, SEC.26. Amended by P.L.42-2011, SEC.70; P.L.155-2013, SEC.3.

IC 34-30-5-2 **Immunity from liability for entity that receives gift; exceptions**

Sec. 2. A charitable entity that in good faith receives a gift of a food item, an agricultural product, or livestock is not liable for civil damages arising from the use, condition, quality, or content of that food item, agricultural product, or livestock, unless the damages are the result of that entity's intentional, knowing, or reckless misconduct (in accordance with the definitions of intentionally, knowingly, and recklessly set out in IC 35-41-2-2(a) through IC 35-41-2-2(c)).

As added by P.L.155-2013, SEC.4.

IC 34-30-6 **Chapter 6. Environment: Immunity from Liability for Certain Hazardous Discharges**

34-30-6-1 Acts or omissions; immunity
34-30-6-2 Acts or omissions; liability

IC 34-30-6-1 **Acts or omissions; immunity**

Sec. 1. Except as provided in section 2 of this chapter, a person is not liable for any loss that results from an action taken or lack of an action by that person:

- (1) during an emergency; and
- (2) with intent to prevent or minimize harm from the emergency.

[Pre-1998 Recodification Citation: 34-4-12.2-2(a).]

As added by P.L.1-1998, SEC.26.

IC 34-30-6-2 **Acts or omissions; liability**

Sec. 2. This chapter does not apply to a person:

- (1) whose act or omission caused in whole or in part the emergency and who would otherwise be liable for the emergency;
- (2) whose act or omission constituted gross negligence or willful or wanton misconduct; or
- (3) who receives payment, or is an employee of a person who receives payment, for services rendered in connection with the emergency, from a person whose act or omission caused in whole or in part the emergency. Payment does not include reimbursement for expenses.

[Pre-1998 Recodification Citation: 34-4-12.2-2(b).]

As added by P.L.1-1998, SEC.26.

**IC 34-30-7 Chapter 7. Governmental Entities: Tort Claims Act; Immunity
for Certain Acts of Governmental Entities and Employees**

34-30-7-1 Applicability of immunities under Tort Claims Act

IC 34-30-7-1 Applicability of immunities under Tort Claims Act

Sec. 1. Immunity for certain acts of governmental entities and employees is governed by the Tort Claims Act (IC 34-13-3).

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-8**Chapter 8. Governmental Entities: Immunity of State and Other Persons Related to Use of an Armory**

34-30-8-1 Use of armory for function; immunity for damages from serving food or beverages

IC 34-30-8-1**Use of armory for function; immunity for damages from serving food or beverages**

Sec. 1. If a person or entity, other than a person or entity listed in subdivisions (1) through (10), enters into a written agreement to use space in an armory for a function, the following persons and entities are not liable for civil damages for any property damage or bodily injury resulting from the serving of food or beverages at the function held at the armory:

- (1) The state.
- (2) The Indiana army national guard.
- (3) The Indiana air national guard.
- (4) The army national guard of the United States.
- (5) The air national guard of the United States.
- (6) The adjutant general appointed under IC 10-16-2-6.
- (7) The assistant adjutants general appointed under IC 10-16-2-7.
- (8) The officers and enlisted members of the Indiana army national guard and the Indiana air national guard.
- (9) The state armory board appointed under IC 10-16-3-1 and the members of that board.
- (10) The local armory board appointed under IC 10-16-4-1 for the armory and the members of that board.

[Pre-1998 Recodification Citation: 34-4-12.8-3.]

As added by P.L.1-1998, SEC.26. Amended by P.L.2-2003, SEC.90; P.L.97-2004, SEC.122.

IC 34-30-9 Chapter 9. Governmental Entities: Immunity for Certain Activities on Property Leased by a State Agency

34-30-9-0.2	Application of prior law
34-30-9-1	Assurances of safety unauthorized
34-30-9-2	Immunity of owner for property user's acts or omissions
34-30-9-3	Duty of care or ground of liability for injuries not created by chapter

IC 34-30-9-0.2 Application of prior law

Sec. 0.2. (a) The addition of IC 34-4-16.9 (before its repeal, now codified in this chapter) by P.L.7-1993 is intended to be a restatement of IC 4-16-3 (before its repeal).

(b) It is intended that the substantive operation and effect of IC 4-16-3 continue uninterrupted.

(c) P.L.7-1993 does not affect any:

- (1) rights or liabilities accrued;
- (2) penalties incurred;
- (3) violations committed; or
- (4) proceedings begun;

before July 1, 1993. Those rights, liabilities, penalties, offenses, and proceedings continue and shall be imposed and enforced under IC 4-16-3 (before its repeal) as if P.L.7-1993 had not been enacted.

As added by P.L.220-2011, SEC.565.

IC 34-30-9-1 Assurances of safety unauthorized

Sec. 1. A person who goes on or through property leased to an agency for any purpose is not entitled to any assurance that the property is safe for the purpose.

[Pre-1998 Recodification Citation: 34-4-16.9-3.]

As added by P.L.1-1998, SEC.26.

IC 34-30-9-2 Immunity of owner for property user's acts or omissions

Sec. 2. The owner of the property does not:

- (1) assume responsibility for; or
- (2) incur liability for;

any injury to person or property caused by an act or failure to act of persons using the property.

[Pre-1998 Recodification Citation: 34-4-16.9-4.]

As added by P.L.1-1998, SEC.26.

IC 34-30-9-3 Duty of care or ground of liability for injuries not created by chapter

Sec. 3. This chapter does not create a duty of care or ground of liability for injury to person or property.

[Pre-1998 Recodification Citation: 34-4-16.9-5.]

As added by P.L.1-1998, SEC.26.

IC 34-30-10 Chapter 10. Governmental Entities: Immunity of County Auditor for Issuance of Warrant Upon Treasurer

34-30-10-1 Application of chapter; issuance of warrant
34-30-10-2 Immunity from liability; recovery from recipient

IC 34-30-10-1 Application of chapter; issuance of warrant

Sec. 1. This chapter applies to a county auditor who issues a warrant upon the county treasurer in good faith under the order or authority of the board of commissioners of the county, or because of a judgment or order of a court in the county in a case in which the county was a party and was duly served with process.

[Pre-1998 Recodification Citation: 34-4-16.8-1.]

As added by P.L.1-1998, SEC.26.

IC 34-30-10-2 Immunity from liability; recovery from recipient

Sec. 2. (a) A civil suit may not be maintained against:

- (1) the county auditor; or
- (2) the county auditor's bondsmen;

for the issuance of the warrant, even if the warrant was drawn according to an order of the board of commissioners or judgment of the court that is either void or voidable.

(b) However, the validation of the act of the auditor does not prevent the recovery of any money from any person receiving it that might have been recovered if this chapter had not been enacted.

[Pre-1998 Recodification Citation: 34-4-16.8-2.]

As added by P.L.1-1998, SEC.26.

**IC 34-30-10.5 Chapter 10.5. Governmental Entities: Immunity for Donations
of Equipment to Fire Departments**

- 34-30-10.5-0.1 Application of chapter
- 34-30-10.5-1 Immunity from civil liability
- 34-30-10.5-2 Immunity to person who donates breathing apparatus

IC 34-30-10.5-0.1 Application of chapter

Sec. 0.1. The addition of this chapter by P.L.95-2001 applies only to donations made after June 30, 2001.

As added by P.L.220-2011, SEC.567.

IC 34-30-10.5-1 Immunity from civil liability

Sec. 1. Subject to section 2 of this chapter, a person is immune from civil liability for personal injury, property damage, or death resulting from a defect in fire control or fire protection equipment donated in good faith by the person to a volunteer fire department (as defined in IC 36-8-12-2) or the fire department of a political subdivision, unless the person's act or omission that proximately caused injury, damage, or death constitutes gross negligence or willful, wanton, or intentional misconduct.

As added by P.L.95-2001, SEC.3.

IC 34-30-10.5-2 Immunity to person who donates breathing apparatus

Sec. 2. Section 1 of this chapter provides immunity to a person who donates a breathing apparatus only if:

- (1) the breathing apparatus is recertified to manufacturer's specifications before it is donated; or
- (2) the person notifies the donee, at the time of the donation, that the breathing apparatus has not been recertified to manufacturer's specifications.

As added by P.L.95-2001, SEC.3.

IC 34-30-11**Chapter 11. Guest Statute: Immunity of Owners or Operators of Motor Vehicle for Injury to Passengers**

34-30-11-1

Guest statute

34-30-11-2

Common carriers; demonstrator vehicles

IC 34-30-11-1**Guest statute**

Sec. 1. The owner, operator, or person responsible for the operation of a motor vehicle is not liable for loss or damage arising from injuries to or the death of:

- (1) the person's parent;
- (2) the person's spouse;
- (3) the person's child or stepchild;
- (4) the person's brother;
- (5) the person's sister; or
- (6) a hitchhiker;

resulting from the operation of the motor vehicle while the parent, spouse, child or stepchild, brother, sister, or hitchhiker was being transported without payment in or upon the motor vehicle unless the injuries or death are caused by the wanton or willful misconduct of the operator, owner, or person responsible for the operation of the motor vehicle.

[Pre-1998 Recodification Citation: 34-4-40-3.]

As added by P.L.1-1998, SEC.26.

IC 34-30-11-2**Common carriers; demonstrator vehicles**

Sec. 2. This chapter may not be construed to relieve a common carrier or an owner or operator of a motor vehicle while the motor vehicle is being demonstrated to a prospective purchaser of responsibility for injuries sustained by a passenger who is being transported by the common carrier or by the owner or operator.

[Pre-1998 Recodification Citation: 34-4-40-4.]

As added by P.L.1-1998, SEC.26.

IC 34-30-12**Chapter 12. Health Care: Immunity of Persons Rendering
Emergency First Aid**

34-30-12-1

Gratuitously rendered emergency care; immunity

34-30-12-2

Gratuitously rendered cardiopulmonary resuscitation; immunity

IC 34-30-12-1**Gratuitously rendered emergency care; immunity**

Sec. 1. (a) This section does not apply to services rendered by a health care provider (as defined in IC 34-18-2-14 or IC 27-12-2-14 before its repeal) to a patient in a health care facility (as defined in IC 27-8-10-1).

(b) Except as provided in subsection (c), a person who comes upon the scene of an emergency or accident, complies with IC 9-26-1-1.5, or is summoned to the scene of an emergency or accident and, in good faith, gratuitously renders emergency care at the scene of the emergency or accident is immune from civil liability for any personal injury that results from:

- (1) any act or omission by the person in rendering the emergency care; or
- (2) any act or failure to act to provide or arrange for further medical treatment or care for the injured person;

except for acts or omissions amounting to gross negligence or willful or wanton misconduct.

(c) This subsection applies to a person to whom IC 16-31-6.5 applies. A person who gratuitously renders emergency care involving the use of an automatic external defibrillator is immune from liability for any act or omission not amounting to gross negligence or willful or wanton misconduct if the person fulfills the requirements set forth in IC 16-31-6.5.

(d) This subsection applies to an individual, business, or organization to which IC 16-31-6.5 applies. An individual, business, or organization that allows a person who is an expected user to use an automatic external defibrillator of the individual, business, or organization to in good faith gratuitously render emergency care is immune from civil liability for any damages resulting from an act or omission not amounting to gross negligence or willful or wanton misconduct by the user or for acquiring or providing the automatic external defibrillator to the user for the purpose of rendering the emergency care if the individual, business, or organization and the user fulfill the requirements set forth in IC 16-31-6.5.

(e) A licensed physician who gives medical direction in the use of a defibrillator or a national or state approved defibrillator instructor of a person who gratuitously renders emergency care involving the use of an automatic external defibrillator is immune from civil liability for any act or omission of the licensed physician or instructor if the act or omission of the licensed physician or instructor:

- (1) involves the training for or use of an automatic external defibrillator; and
- (2) does not amount to gross negligence or willful or wanton misconduct.

[Pre-1998 Recodification Citations: subsection (a) formerly 34-4-12-1.5(b); subsection (b) formerly 34-4-12-1.5(c).]

As added by P.L.1-1998, SEC.26. Amended by P.L.1-1999, SEC.73; P.L.84-2003, SEC.1 and P.L.91-2003, SEC.1; P.L.74-2006, SEC.5; P.L.126-2008, SEC.11.

IC 34-30-12-2**Gratuitously rendered cardiopulmonary resuscitation;
immunity**

Sec. 2. (a) This section applies to a person who has successfully completed a course of training in cardiopulmonary resuscitation according to the standards recommended by the Division of Medical Sciences, National Academy of Sciences - National Research Council.

(b) This section does not apply to acts or omissions amounting to gross negligence or willful or wanton misconduct.

(c) An act or omission of the person while attempting to administer cardiopulmonary resuscitation, without pecuniary charge, to any person who is an apparent victim of acute

cardiopulmonary insufficiency shall not impose any liability upon the person attempting the resuscitation.

[Pre-1998 Recodification Citation: 34-4-12-2.]

As added by P.L.1-1998, SEC.26.

IC 34-30-12.5 Chapter 12.5. Health Care: Immunity of Hospitals and Certain Persons Providing Smallpox Immunizations

34-30-12.5-1	Application of chapter
34-30-12.5-2	"Health care provider"
34-30-12.5-3	Immunity

IC 34-30-12.5-1 Application of chapter

Sec. 1. This chapter applies if the federal government authorizes the state department of health to implement a program providing for the administration of inoculations or other medical countermeasures against an actual or a potential bioterrorist incident or another actual or potential public health emergency under:

- (1) 42 U.S.C. 233(p)(2)(A); or
- (2) any other federal authority.

As added by P.L.136-2003, SEC.2.

IC 34-30-12.5-2 "Health care provider"

Sec. 2. As used in this chapter, "health care provider" means the following:

(1) An individual, a partnership, a professional corporation, a facility, or an institution licensed or legally authorized by the state to provide health care or professional services as any of the following:

- (A) A licensed physician.
- (B) A psychiatric hospital.
- (C) A hospital.
- (D) A health facility.
- (E) A nurse licensed under IC 25-23.
- (F) A paramedic.
- (G) An emergency technician.
- (H) An advanced emergency technician.

(2) An employee of an individual or entity described in subdivision (1).

(3) A member of the medical staff of an individual or entity described in subdivision (1).

(4) An individual who has been authorized by the governing board of an individual or entity described in subdivision (1) to provide health care services on the individual's or entity's premises or on the individual's or entity's behalf.

(5) An individual who, under contract with an individual or entity described in subdivision (1), administers an inoculation or another medical countermeasure against an actual or a potential bioterrorist incident or another actual or potential public health emergency under the circumstances described in section 1 of this chapter.

As added by P.L.136-2003, SEC.2.

IC 34-30-12.5-3 Immunity

Sec. 3. A health care provider who administers an inoculation or another medical countermeasure against an actual or a potential bioterrorist incident or another actual or potential public health emergency after January 23, 2003, under the circumstances described in section 1 of this chapter is immune from civil liability for any injury or damage that results from the administration of the inoculation or other countermeasure, except for an act or omission that amounts to gross negligence or willful or wanton misconduct. This section shall not affect the right of any individual to receive:

- (1) benefits to which the individual would otherwise be entitled under:
 - (A) the worker's compensation law (IC 22-3-2 through IC 22-3-6); or
 - (B) any pension law; or
- (2) any benefits or compensation under any federal law.

As added by P.L.136-2003, SEC.2.

**IC 34-30-13 Chapter 13. Health Care: Immunity of Persons Providing
Voluntary Health Care**

- | | |
|--------------|--|
| 34-30-13-0.1 | Application of certain amendments to chapter |
| 34-30-13-1 | Voluntary health care; immunity for providing |
| 34-30-13-1.2 | Immunity related to volunteer health care service |
| 34-30-13-1.3 | Laboratory and imaging test records and results |
| 34-30-13-1.5 | Immunity for providing medical direction concerning emergency medical services |
| 34-30-13-2 | Liability for gross negligence or willful misconduct |

IC 34-30-13-0.1 Application of certain amendments to chapter

Sec. 0.1. The amendments made to section 1 of this chapter by P.L.116-2005 apply to a cause of action that arises after June 30, 2005.

As added by P.L.220-2011, SEC.566.

IC 34-30-13-1 Voluntary health care; immunity for providing

Sec. 1. Except as provided in section 2 of this chapter, a person who meets the following criteria is immune from civil liability resulting from any act or omission relating to the provision of health care services:

- (1) Has licensure to provide health care services under Indiana law.
- (2) Voluntarily provides without compensation health care services under IC 36-1-14.2 within the scope of the person's license to another person.
- (3) Provides the health care services at any medical clinic or health care facility that provides health care services without charge and that:
 - (A) purchases professional liability insurance under IC 36-1-14.2; or
 - (B) is covered under 42 U.S.C. 233.

[Pre-1998 Recodification Citation: 34-4-12.2-2(a).]

As added by P.L.1-1998, SEC.26. Amended by P.L.116-2005, SEC.3.

IC 34-30-13-1.2 Immunity related to volunteer health care service

Sec. 1.2. (a) Except as provided in section 2 of this chapter, a person who meets each of the following criteria is immune from civil liability resulting from any act or omission related to the provision of a health care service:

- (1) Is licensed as any of the following:
 - (A) A physician under IC 25-22.5.
 - (B) A physician assistant under IC 25-27.5.
 - (C) A dentist under IC 25-14.
 - (D) A nurse under IC 25-23.
 - (E) An advanced practice registered nurse (as defined in IC 25-23-1-1(b)) who is licensed under IC 25-23.
 - (F) An optometrist under IC 25-24.
 - (G) A podiatrist under IC 25-29.
- (2) Provides the health care service:
 - (A) voluntarily;
 - (B) to another individual;
 - (C) without compensation;
 - (D) within the scope of the person's license described in subdivision (1); and
 - (E) at a location that is determined to be appropriate and listed on the health care volunteer registry under IC 25-22.5-15.
- (3) Notifies, before providing the health care service:
 - (A) the individual receiving the health care service; or
 - (B) the person who is legally responsible for the care of the individual receiving the health care service;

that the person providing the health care service is immune from civil liability in relation to the provision of the health care service.

(4) Obtains the signature of:

(A) the individual receiving the health care service; or

(B) the person who is legally responsible for the care of the individual receiving the health care service;

on a waiver that states the person providing the health care service is immune from civil liability in relation to the provision of the health care service.

(5) Is listed on the health care volunteer registry under IC 25-22.5-15.

(b) The immunity provided under this chapter applies to:

(1) dental services provided in a dental office; and

(2) health care services that are provided in a setting other than:

(A) a physician's office;

(B) an entity licensed or certified by the state department of health;

(C) a health care facility, including a facility that receives federal funding; or

(D) any other permanent facility in which the primary purpose is to provide health care services.

(c) A sponsoring organization, owner, operator, lessor, or lessee:

(1) of a location described in subsection (a)(2)(E); and

(2) that:

(A) permits a person described in subsection (a) to provide a health care service at the location as described in this section; and

(B) receives no compensation for permitting the provision of the health care service as described in clause (A);

is immune from civil liability resulting from an act or omission related to the provision of the health care service.

(d) A person who provides a health care service as described in this section may recommend laboratory and imaging based screenings and tests, and provide written documentation of the recommendation, to:

(1) the individual receiving the health care service; or

(2) the person who is legally responsible for the care of the individual receiving the health care service.

As added by P.L.161-2015, SEC.3. Amended by P.L.129-2018, SEC.44.

IC 34-30-13-1.3 Laboratory and imaging test records and results

Sec. 1.3. Except as provided in section 2 of this chapter, a person who meets the criteria listed for immunity from civil liability in section 1.2 of this chapter must:

(1) provide a record of all laboratory and imaging based screenings and tests performed by a person described in section 1.2 of this chapter as part of a health care service to:

(A) an individual receiving the health care service; or

(B) a person who is legally responsible for the care of the individual receiving the health care service;

upon completion of the health care service; and

(2) provide the results of all laboratory and imaging based screenings and tests performed by a person described in section 1.2 of this chapter as part of a health care service to:

(A) an individual receiving the health care service; or

(B) a person who is legally responsible for the care of the individual receiving the health care service;

upon the request of the individual receiving the health care service or the person who is legally responsible for the individual receiving the health care service.

As added by P.L.161-2015, SEC.4.

**IC 34-30-13-1.5 Immunity for providing medical direction concerning
emergency medical services**

Sec. 1.5. Except as provided in section 2 of this chapter, a physician licensed under IC 25-22.5 is immune from civil liability resulting from an act or omission related to the provision of medical direction concerning emergency medical services (as defined in IC 16-18-2-110) within the scope of the physician's license, if the physician provides medical direction concerning emergency medical services:

- (1) to a person who is certified under IC 16-31 to provide the emergency medical services; and
- (2) without compensation.

As added by P.L.101-2006, SEC.37.

IC 34-30-13-2 Liability for gross negligence or willful misconduct

Sec. 2. A person who provides health care services as described in this chapter is not immune from civil liability if the damages resulting from the provision of the health care services resulted from the person's gross negligence or willful misconduct.

[Pre-1998 Recodification Citation: 34-4-12.1-2(b).]

As added by P.L.1-1998, SEC.26. Amended by P.L.161-2015, SEC.5.

IC 34-30-13.5**Chapter 13.5. Health Care: Immunity for Persons Providing Services in a Disaster**

34-30-13.5-1	Immunity
34-30-13.5-2	Liability for gross negligence or willful misconduct
34-30-13.5-3	Immunity of facility
34-30-13.5-4	Compliance with the medical malpractice act

IC 34-30-13.5-1 Immunity

Sec. 1. (a) This subsection does not apply during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. Except as provided in section 2 of this chapter, a person who meets the following criteria may not be held civilly liable for an act or omission relating to the provision of health care services in response to an event that is declared a disaster emergency under IC 10-14-3-12, regardless of whether the provision of health care services occurred before or after the declaration of a disaster emergency:

- (1) Has a license to provide health care services under Indiana law or the law of another state.
- (2) Provides a health care service:
 - (A) within the scope of the person's license to another person; and
 - (B) at a location where health care services are provided during an event that is declared as a disaster.

(b) This subsection applies during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. Except as provided in section 2 of this chapter, the following apply to the provision of health care services arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19:

- (1) A person providing health care services or emergency medical services, whether in person or through telemedicine services permitted by IC 25-1-9.5, at a facility or other location where health care services or emergency medical services are provided may not be held civilly liable for an act or omission relating to the provision or delay of health care services or emergency medical services arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19.
- (2) An employer, including an agency that provides or arranges health care services or emergency medical services, of a person described in subdivision (1) may not be held civilly liable for an act or omission relating to the provision or delay of health care services or emergency medical services arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19.

(c) This subsection applies during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. The following do not constitute gross negligence, willful or wanton misconduct, fraud, or intentional misrepresentation under this chapter if arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19:

- (1) Providing services without required personal protective equipment caused by:
 - (A) a shortage; or
 - (B) an inability to timely acquire personal protective equipment;in response to or arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19.
- (2) Providing services without access to adequate or reliable testing for COVID-19, even if the COVID-19 testing that was used received emergency use authorization from the federal Food and Drug Administration.

(3) Using equipment, medicine, or supplies to treat or help prevent the transmission of COVID-19 in a manner that is not approved by the federal Food and Drug Administration.

(4) Providing services that are outside of an individual's expertise or specialty but within the individual's scope of practice under IC 16 or IC 25.

As added by P.L.138-2006, SEC.13. Amended by P.L.166-2021, SEC.16.

IC 34-30-13.5-2 Liability for gross negligence or willful misconduct

Sec. 2. A person described in this chapter is not immune from civil liability if the damages resulting from the act or omission relating to the provision or delay of the health care services resulted from the person's gross negligence, willful or wanton misconduct, fraud, or intentional misrepresentation.

As added by P.L.138-2006, SEC.13. Amended by P.L.166-2021, SEC.17.

IC 34-30-13.5-3 Immunity of facility

Sec. 3. (a) This subsection does not apply during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. A facility or other location that is providing health care services in response to an event that is declared as a disaster emergency may not be held civilly liable for an act or omission relating to the provision of health care services in response to that event by a health professional licensed to provide the health care service under Indiana law or the law of another state if the person is acting during an event that is declared as a disaster emergency, regardless of whether the provision of health care services occurred before or after the declaration of a disaster emergency.

(b) This subsection applies during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. A facility or other location, including a location used to provide emergency medical services or used to provide telemedicine services permitted under IC 25-1-9.5, that provides health care services or emergency medical services in response to or arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19 may not be held civilly liable for an act or omission relating to the provision of health care services with respect to which an individual providing health care services, a provider, an agent, or an employee are not liable under this chapter.

(c) This subsection applies during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. An individual or an entity that:

- (1) has a financial interest in;
- (2) serves on the board of directors of; or
- (3) provides management or administrative services for;

a facility or other location that provides health care services or emergency medical services in response to or arising from a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19 may not be held civilly liable for an act or omission described in subsection (b).

As added by P.L.138-2006, SEC.13. Amended by P.L.166-2021, SEC.18.

IC 34-30-13.5-4 Compliance with the medical malpractice act

Sec. 4. This section applies during a period of a state disaster emergency declared under IC 10-14-3-12 to respond to COVID-19, if the state of disaster emergency was declared after February 29, 2020, and before April 1, 2022. If a claim described in this chapter is:

- (1) a claim for injury or death resulting from medical malpractice; and
- (2) not barred by the immunity provided under this chapter;

the claimant is required to comply with all of the provisions of IC 34-18 (medical malpractice act).

As added by P.L.166-2021, SEC.19.

IC 34-30-14 Chapter 14. Health Care: Immunity of Certain Persons Who Administer Medications to Pupils at School

34-30-14-1	Compelling certain school personnel to administer medication to pupils prohibited
34-30-14-2	Administering medication to pupils; immunity
34-30-14-3	Record keeping requirements
34-30-14-4	Training requirements
34-30-14-5	Chapter subject to IC 34-13-3
34-30-14-6	Immunity in connection with self-administration of medication
34-30-14-7	Teachers; immunity for providing cardiopulmonary resuscitation or the Heimlich maneuver or for using an automated external defibrillator
34-30-14-8	School nurses; immunity for certain acts
34-30-14-9	Schools; immunity for employees performing certain acts

IC 34-30-14-1 Compelling certain school personnel to administer medication to pupils prohibited

Sec. 1. A school or school board may not:

(1) require a teacher or other school employee who is not employed as a school nurse or physician to administer:

(A) medication, drugs, or tests described in section 2 of this chapter; or

(B) health care services, basic life support, or other services that require the teacher or employee to place the teacher's or employee's hands on a pupil for therapeutic or sanitary purposes; or

(2) discipline a teacher or other school employee who is not employed as a school nurse or physician and who:

(A) refuses to administer medication, drugs, or tests without the written:

(i) authority of a pupil's parent or guardian; or

(ii) order of a practitioner;

required under section 2 of this chapter; or

(B) refuses to administer health care services, basic life support, or other services that require the teacher or employee to place the teacher's or employee's hands on a pupil for therapeutic or sanitary purposes.

[Pre-1998 Recodification Citation: 34-4-16.5-3.5(b).]

As added by P.L.1-1998, SEC.26. Amended by P.L.166-2007, SEC.4; P.L.3-2008, SEC.246.

IC 34-30-14-2 Administering medication to pupils; immunity

Sec. 2. If compliance with sections 3 and 4 of this chapter has occurred, a school administrator, teacher, or other school employee designated by the school administrator, after consultation with the school nurse, who in good faith administers to a pupil:

(1) a nonprescription medication in compliance with the written permission of the pupil's parent or guardian, except in the case of a life threatening emergency;

(2) a legend drug (as defined in IC 16-18-2-199) or injectable insulin in compliance with the:

(A) written order of a practitioner; and

(B) written permission of the pupil's parent or guardian, except in the case of a life threatening emergency;

(3) a glucose test in compliance with the written order of a practitioner;

(4) health care services, basic life support, or other services that require the administrator, teacher, or employee to place the administrator's, teacher's, or employee's hands on the pupil for therapeutic or sanitary purposes; or

(5) any combination of subdivisions (1) through (4);

is not personally liable for civil damages for any act that is incident to or within the scope of the duties of the employee as a result of the administration except for an act or omission

amounting to gross negligence or willful and wanton misconduct.

[Pre-1998 Recodification Citation: 34-4-16.5-3.5(c).]

As added by P.L.1-1998, SEC.26. Amended by P.L.166-2007, SEC.5; P.L.133-2020, SEC.11.

IC 34-30-14-3 Record keeping requirements

Sec. 3. The school shall keep on file the written permission of a pupil's parent or guardian and the written order of a practitioner.

[Pre-1998 Recodification Citation: 34-4-16.5-3.5(d).]

As added by P.L.1-1998, SEC.26.

IC 34-30-14-4 Training requirements

Sec. 4. (a) This section applies if a school employee:

(1) is not a practitioner or an individual licensed under IC 25-23; and

(2) is responsible for administering injectable insulin or a glucose test by finger prick.

(b) The employee must obtain from a practitioner or a registered nurse licensed under IC 25-23 the training that the practitioner or registered nurse determines is appropriate for providing the service.

(c) Before the school employee provides the service, the school must have on file a written statement from the practitioner or registered nurse that indicates the school employee has received the training required under this section.

[Pre-1998 Recodification Citation: 34-4-16.5-3.5(e).]

As added by P.L.1-1998, SEC.26.

IC 34-30-14-5 Chapter subject to IC 34-13-3

Sec. 5. This chapter is subject to IC 34-13-3.

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-14-6 Immunity in connection with self-administration of medication

Sec. 6. A school or school board is not liable for civil damages as a result of a student's self-administration of medication for an acute or chronic disease or medical condition as provided under IC 20-33-8-13 except for an act or omission amounting to gross negligence or willful and wanton misconduct.

As added by P.L.264-2001, SEC.5. Amended by P.L.1-2005, SEC.223.

IC 34-30-14-7 Teachers; immunity for providing cardiopulmonary resuscitation or the Heimlich maneuver or for using an automated external defibrillator

Sec. 7. A teacher:

(1) who meets the training or certification requirements prescribed by the state board under IC 20-28-5.5-1(b); and

(2) who:

(A) performs cardiopulmonary resuscitation on;

(B) performs the Heimlich maneuver on;

(C) removes a foreign body that is obstructing an airway of; or

(D) uses an automated external defibrillator on;

another person, in the course of employment as a teacher;

is not liable in a civil action for damages resulting from an act or omission occurring during the provision of emergency assistance under this section, unless the act or omission constitutes gross negligence or willful and wanton misconduct.

As added by P.L.166-2007, SEC.6. Amended by P.L.146-2011, SEC.2; P.L.92-2020, SEC.108.

IC 34-30-14-8 School nurses; immunity for certain acts

Sec. 8. A school nurse:

- (1) who meets the requirement of IC 20-34-5-9; and
- (2) who:
 - (A) performs cardiopulmonary resuscitation on;
 - (B) performs the Heimlich maneuver on;
 - (C) removes a foreign body that is obstructing an airway of; or
 - (D) uses an automated external defibrillator on;

another person in the course of employment as a school nurse;

is not liable in a civil action for damages resulting from an act or omission occurring during the provision of emergency assistance under this section, unless the act or omission constitutes gross negligence or willful and wanton misconduct.

As added by P.L.146-2011, SEC.3.

IC 34-30-14-9 Schools; immunity for employees performing certain acts

Sec. 9. A public or nonpublic school, charter school, school board, school corporation, or governing body of a school corporation is not liable for civil damages as a result of an act or omission of an employee providing emergency assistance by:

- (1) performing cardiopulmonary resuscitation on;
- (2) performing the Heimlich maneuver on;
- (3) removing a foreign body that is obstructing an airway of; or
- (4) using an automated external defibrillator on;

another person in the course of employment as an employee of the school or school corporation or as an agent of the school board, unless the act or omission constitutes gross negligence or willful and wanton misconduct.

As added by P.L.146-2011, SEC.4.

IC 34-30-14.5 Chapter 14.5. Health Care: Medical Malpractice

34-30-14.5-1 Medical review panel; immunity
34-30-14.5-2 Health care providers; immunity in breach of contract cases

IC 34-30-14.5-1 Medical review panel; immunity

Sec. 1. Immunity for members of a medical review panel is governed by IC 34-18-10-24.

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-14.5-2 Health care providers; immunity in breach of contract cases

Sec. 2. Immunity for health care providers in certain breach of contract cases is governed by IC 34-18-12-1.

[1998 Recodification Citation: New.]

As added by P.L.1-1998, SEC.26.

IC 34-30-15**Chapter 15. Health Care: Privileged Communications of Health Care Provider Peer Review Committees**

34-30-15-1	Confidentiality; peer review committee proceedings
34-30-15-2	Confidentiality; peer review committee proceedings; persons attending
34-30-15-3	Confidentiality; otherwise discoverable information
34-30-15-4	Health care providers under investigation; access to records
34-30-15-5	Health care providers under investigation; hearings
34-30-15-6	Health care providers under investigation; appeals
34-30-15-7	Health care providers under investigation; health maintenance organizations
34-30-15-8	Confidentiality; persons information may be disclosed to
34-30-15-9	Waiver of privilege
34-30-15-10	Invoking privilege
34-30-15-11	Limited waiver of privilege for attorney general investigation
34-30-15-12	Subpoena powers of attorney general
34-30-15-13	Subpoena powers of attorney general; requirements
34-30-15-14	Immunities inapplicable to persons violating confidentiality requirements
34-30-15-15	Immunity; peer review committee proceedings
34-30-15-16	Immunity; disclosure of information to peer review committee
34-30-15-17	Immunity; good faith determinations regarding evaluation of patient care
34-30-15-18	Injunctive relief unavailable
34-30-15-19	Immunity; compliance with federal Health Care Quality Improvement Act
34-30-15-20	Immunity; inapplicable to civil rights laws
34-30-15-21	Use of information for internal business purposes
34-30-15-22	Discovery of financial incentives offered provider
34-30-15-23	Good faith presumed; malice must be proven

IC 34-30-15-1 Confidentiality; peer review committee proceedings

Sec. 1. (a) All proceedings of a peer review committee are confidential.

(b) All communications to a peer review committee shall be privileged communications.

(c) Neither the personnel of a peer review committee nor any participant in a committee proceeding shall reveal any content of:

- (1) communications to;
- (2) the records of; or
- (3) the determination of;

a peer review committee outside of the peer review committee.

(d) However, the governing board of:

- (1) a hospital;
- (2) a professional health care organization;
- (3) a preferred provider organization (including a preferred provider arrangement or reimbursement agreement under IC 27-8-11); or
- (4) a health maintenance organization (as defined in IC 27-13-1-19) or a limited service health maintenance organization (as defined in IC 27-13-34-4);

may disclose the final action taken with regard to a professional health care provider without violating the provisions of this section.

(e) Upon approval by the health care facility's governing body, the peer review committee of a health care facility (as defined in IC 16-40-5-2, expired) may submit or disclose to the agency (as defined in IC 16-40-5-1, expired) the following for purposes of patient safety or quality of health care matters under IC 16-40-5 (expired):

- (1) Communications to the peer review committee.
- (2) Peer review committee proceedings.
- (3) Peer review committee records.
- (4) Determinations by the peer review committee.

Information and materials submitted or disclosed to the agency under this subsection are confidential and privileged from use as evidence in an administrative or judicial proceeding, and notwithstanding IC 16-40-5 (expired) the agency may not release the information or

material outside the agency. However, the agency may issue a report that is based upon information or materials submitted or disclosed to the agency by a peer review committee if the report or any other information issued does not disclose the identity of the health care facility, health care provider, or patient. Information and materials may be submitted or disclosed to the agency under this subsection without violating this section or waiving the confidentiality and privilege attached to the communications, proceedings, records, determinations, or deliberations of the peer review committee.

(f) Upon its determination, the governing body of a hospital may report, as part of the hospital's quality assessment and improvement program, a determination of a peer review committee of the hospital regarding an adverse event concerning patient care to the state department of health or another state agency without:

- (1) violating this section; or
- (2) waiving the confidentiality and privilege attached to the communications, proceedings, records, determinations, or deliberations of the peer review committee.

[Pre-1998 Recodification Citation: 34-4-12.6-2(a).]

As added by P.L.1-1998, SEC.26. Amended by P.L.101-2007, SEC.4; P.L.42-2011, SEC.71.

IC 34-30-15-2 Confidentiality; peer review committee proceedings; persons attending

Sec. 2. Except as otherwise provided in this chapter, a person who attends a peer review committee proceeding shall not be permitted or required to disclose:

- (1) any information acquired in connection with or in the course of a proceeding;
- (2) any opinion, recommendation, or evaluation of the committee; or
- (3) any opinion, recommendation, or evaluation of any committee member.

[Pre-1998 Recodification Citation: 34-4-12.6-2(b).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-3 Confidentiality; otherwise discoverable information

Sec. 3. (a) Information that is otherwise discoverable or admissible from original sources is not immune from discovery or use in any proceeding merely because it was presented during proceedings before a peer review committee.

(b) A member, an employee, an agent of a committee or other person appearing before the committee may not be prevented from testifying:

- (1) as to matters within the person's knowledge; and
- (2) in accordance with the other provisions of this chapter.

(c) However, the witness cannot be questioned about this testimony or other proceedings before the committee or about opinions formed by the witness as a result of committee hearings.

[Pre-1998 Recodification Citation: 34-4-12.6-2(c).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-4 Health care providers under investigation; access to records

Sec. 4. (a) A professional health care provider under investigation shall be permitted at any time to see any records accumulated by a peer review committee pertaining to the provider's personal practice.

(b) The provider shall be offered the opportunity to appear before the peer review committee with adequate representation to hear all charges and findings concerning the provider's practice and to offer rebuttal information.

(c) The rebuttal information shall be a part of the record before any disclosure of the charges and findings under this chapter is made.

[Pre-1998 Recodification Citation: 34-4-12.6-2(d).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-5 Health care providers under investigation; hearings

Sec. 5. (a) As used in this section, "conflicted medical staff member" means a professional health care provider who is a member of a hospital's medical staff and who is determined by the hospital to be:

- (1) in direct economic competition with the professional health care provider against whom the charges have been brought; or
- (2) reasonably unavailable to serve on a peer review committee of the medical staff.

(b) Except as provided in section 6(b) of this chapter, if charges are brought against a professional health care provider in a hospital that, if sustained by the governing board of the hospital, could result in an action against a physician required to be reported to the medical licensing board under IC 16-21-2-6 or a similar disciplinary action against any other health care provider, the professional health care provider is entitled to:

- (1) one (1) evidentiary hearing before a peer review committee of the medical staff; and
- (2) one (1) appeal before the governing board of the hospital or a committee appointed by the governing board.

(c) If a hospital determines that a peer review committee of the medical staff may not be formed without appointing a conflicted medical staff member, the hospital:

- (1) may not appoint the conflicted medical staff member to the peer review committee; and
- (2) shall appoint a professional health care provider who:
 - (A) holds the same professional license as the provider against whom the charges have been brought; and
 - (B) is not a member of the hospital's medical staff; to serve on the peer review committee.

(d) The professional health care provider appointed under subsection (c)(2) may not be in direct economic competition with the professional health care provider against whom the charges have been brought.

[Pre-1998 Recodification Citation: 34-4-12.6-2(e).]

As added by P.L.1-1998, SEC.26. Amended by P.L.127-1999, SEC.1.

IC 34-30-15-6 Health care providers under investigation; appeals

Sec. 6. (a) Any appeal granted to a professional health care provider under section 5 of this chapter may be held before a committee of the board of trustees or the full board of trustees of the hospital in which the care under investigation was provided.

(b) The right to a hearing and appeal under this chapter in regard to cases involving care provided for hospitals, health care facilities, and health care organizations is confined to professional health care providers who are granted or who have applied for privileges as independent practitioners. That right is not applicable to any professional health care provider who works in the hospital or health care facility solely as an employee or as the employee of another independent professional health care provider.

[Pre-1998 Recodification Citation: 34-4-12.6-2(f).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-7 Health care providers under investigation; health maintenance organizations

Sec. 7. (a) This section applies to:

- (1) a health maintenance organization (as defined in IC 27-13-1-19); or
- (2) a limited service health maintenance organization (as defined in IC 27-13-34-4).

(b) Before:

- (1) taking corrective action against a professional health care provider who is under contract with but not employed by the health maintenance organization or limited service health maintenance organization; or
- (2) taking action to terminate a contract with a professional health care provider who

is not employed by the health maintenance organization or limited service health maintenance organization;

based upon an evaluation of patient care rendered by the professional health care provider, the organization shall grant the health care provider affected by the action one (1) evidentiary hearing before a peer review committee of the organization and, at the health provider's request, an appeal of the peer review committee's decision.

(c) Unless otherwise agreed to by the organization and the health care provider, the appeal must be limited to a review of the record of the hearing before the peer review committee and a review of all or part of the peer review committee's decision.

(d) The appeal must be held before the governing board of the organization or, at the governing board's discretion, before a committee of the governing board.

(e) The health care provider is entitled to submit written materials in support of the appeal and, at the discretion of the governing board or committee of the board conducting the appeal, the health care provider may be allowed to present oral argument in support of the appeal.

[Pre-1998 Recodification Citation: 34-4-12.6-2(g).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-8 Confidentiality; persons information may be disclosed to

Sec. 8. (a) Communications to, the records of, and determinations of a peer review committee may only be disclosed to:

(1) the peer review committee of:

(A) a hospital;

(B) a nonprofit health care organization (described in IC 34-6-2-117(23));

(C) a preferred provider organization (including a preferred provider arrangement or reimbursement agreement under IC 27-8-11);

(D) a health maintenance organization (as defined in IC 27-13-1-19) or a limited service health maintenance organization (as defined in IC 27-13-34-4);

(E) a provider organization (as defined in IC 16-18-2-296) that is not owned by a hospital that includes the provider organization's provision of services as part of the hospital's peer review committee review;

(F) another health facility; or

(G) a medical school located in Indiana of which the professional health care provider who is the subject of the peer review is a faculty member;

(2) the disciplinary authority of the professional organization of which the professional health care provider under question is a member; or

(3) the appropriate state board of registration and licensure that the committee considers necessary for recommended disciplinary action;

and shall otherwise be kept confidential for use only within the scope of the committee's work, unless the professional health care provider has filed a prior written waiver of confidentiality with the peer review committee.

(b) However, if a conflict exists between this section and IC 27-13-31, the provisions of IC 27-13-31 control.

[Pre-1998 Recodification Citation: 34-4-12.6-2(h).]

As added by P.L.1-1998, SEC.26. Amended by P.L.204-2015, SEC.2; P.L.79-2016, SEC.3.

IC 34-30-15-9 Waiver of privilege

Sec. 9. Except in cases of required disclosure to the professional health care provider under investigation, no records or determinations of or communications to a peer review committee shall be:

(1) subject to subpoena or discovery; or

(2) admissible in evidence;

in any judicial or administrative proceeding, including a proceeding under IC 34-18-11 (or

IC 27-12-11 before its repeal), without a prior waiver executed by the committee.

[Pre-1998 Recodification Citation: 34-4-12.6-2(i).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-10 Invoking privilege

Sec. 10. Except in cases as authorized in this chapter, the evidentiary privileges created by this chapter shall be invoked by all witnesses and organizations in all judicial and administrative proceedings unless the witness or organization first has a waiver of the privilege executed in writing, on behalf of the peer review committee holding the privilege, by its chairman, vice chairman, or secretary.

[Pre-1998 Recodification Citation: 34-4-12.6-2(j).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-11 Limited waiver of privilege for attorney general investigation

Sec. 11. If a waiver of the privilege is executed on behalf of the peer review committee in favor of the attorney general for the purpose of conducting an investigation under IC 25-1-7, the records of, determinations of, or communications to a peer review committee are confidential and privileged under this section, except for the attorney general's use in an investigation to identify information otherwise discoverable or admissible from original sources under section 3 of this chapter.

[Pre-1998 Recodification Citation: 34-4-12.6-2(k).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-12 Subpoena powers of attorney general

Sec. 12. This chapter does not prevent the attorney general from obtaining by subpoena as part of an investigation under IC 25-1-7 for a violation under IC 25-1-9:

- (1) the application for privileges or employment completed by the professional staff member under investigation regardless of whether the member is the subject of peer review committee proceedings;
- (2) except for reports prepared as part of a peer review investigation, incident reports prepared contemporaneously to document the circumstances of an accident or unusual occurrence involving a professional staff member regardless of whether the member is the subject of peer review committee proceedings; or
- (3) information otherwise discoverable from original sources, that is not the communications to, records of, or determinations of a peer review committee;

from a professional health care provider.

[Pre-1998 Recodification Citation: 34-4-12.6-2(l).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-13 Subpoena powers of attorney general; requirements

Sec. 13. A subpoena issued by the attorney general to obtain the records necessary to an investigation shall identify with reasonable particularity the documents sought and the specific professional health care provider under investigation.

[Pre-1998 Recodification Citation: 34-4-12.6-2(m).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-14 Immunities inapplicable to persons violating confidentiality requirements

Sec. 14. The immunities granted by sections 15 through 20 of this chapter shall not extend to any person who violates the confidentiality requirements of sections 1 through 13 of this chapter.

[Pre-1998 Recodification Citation: 34-4-12.6-2(n).]

As added by P.L.1-1998, SEC.26. Amended by P.L.1-1999, SEC.74; P.L.97-2004, SEC.123.

IC 34-30-15-15 Immunity; peer review committee proceedings

Sec. 15. There is no liability on the part of, and no action of any nature shall arise against, the personnel of a peer review committee for any act, statement made in the confines of the committee, or proceeding of the committee made in good faith in regard to evaluation of patient care as that term is defined and limited in IC 34-6-2-44.

[Pre-1998 Recodification Citation: 34-4-12.6-3(a).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-16 Immunity; disclosure of information to peer review committee

Sec. 16. Notwithstanding any other law, a peer review committee, an organization, or any other person who, in good faith and as a witness or in some other capacity, furnishes records, information, or assistance to a peer review committee that is engaged in:

- (1) the evaluation of the qualifications, competence, or professional conduct of a professional health care provider; or
- (2) the evaluation of patient care;

is immune from any civil action arising from the furnishing of the records, information, or assistance, unless the person knowingly furnishes false records or information.

[Pre-1998 Recodification Citation: 34-4-12.6-3(b).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-17 Immunity; good faith determinations regarding evaluation of patient care

Sec. 17. The personnel of a peer review committee shall be immune from any civil action arising from any determination made in good faith in regard to evaluation of patient care as that term is defined and limited in IC 34-6-2-44.

[Pre-1998 Recodification Citation: 34-4-12.6-3(c).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-18 Injunctive relief unavailable

Sec. 18. No restraining order or injunction shall be issued against a peer review committee or any of the personnel thereof to interfere with the proper functions of the committee acting in good faith in regard to evaluation of patient care as that term is defined and limited in IC 34-6-2-44.

[Pre-1998 Recodification Citation: 34-4-12.6-3(d).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-19 Immunity; compliance with federal Health Care Quality Improvement Act

Sec. 19. If the action of the peer review committee meets the standards specified by this chapter and the federal Health Care Quality Improvement Act of 1986, 42 U.S.C. 11101 et seq., the following persons are not liable for damages under any federal, state, or local law with respect to the action:

- (1) The peer review committee.
- (2) Any person acting as a member or staff to the peer review committee.
- (3) Any person under a contract or other formal agreement with the peer review committee.
- (4) Any person who participates with or assists the peer review committee with respect to the action.

[Pre-1998 Recodification Citation: 34-4-12.6-3(e).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-20 Immunity; inapplicable to civil rights laws

Sec. 20. Section 19 of this chapter does not apply to damages under any federal or state

law relating to the civil rights of a person including:

- (1) the federal Civil Rights Act of 1964, 42 U.S.C. 2000e, et seq.; and
- (2) the federal Civil Rights Act, 42 U.S.C. 1981, et seq.

[Pre-1998 Recodification Citation: 34-4-12.6-3(f).]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-21 Use of information for internal business purposes

Sec. 21. (a) Notwithstanding sections 1 through 14 of this chapter:

- (1) a professional health care provider;
- (2) a peer review committee; and
- (3) the governing board of:
 - (A) a hospital;
 - (B) a preferred provider organization (including a preferred provider arrangement or reimbursement agreement under IC 27-8-11);
 - (C) a health maintenance organization (as defined in IC 27-13-1-19) or a limited service health maintenance organization (as defined in IC 27-13-34-4); or
 - (D) a professional health care organization;

may use information obtained by peer review committees for legitimate internal business purposes.

(b) Legitimate internal business uses of information obtained by a peer review committee include the following:

- (1) Quality review and assessment.
- (2) Utilization review and management.
- (3) Risk management and incident reporting.
- (4) Safety, prevention, and correction.
- (5) Reduction of morbidity and mortality.
- (6) Scientific, statistical, and educational purposes.
- (7) Legal defense.

[Pre-1998 Recodification Citation: 34-4-12.6-4.]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-22 Discovery of financial incentives offered provider

Sec. 22. Evidence of any financial incentive offered to or withheld from:

- (1) a private psychiatric hospital licensed under IC 12-25; or
- (2) a preferred provider organization (including a preferred provider arrangement or reimbursement agreement under IC 27-8-11);

is subject to discovery under Indiana Rules of Trial Procedure unless specifically protected by statute.

[Pre-1998 Recodification Citation: 34-4-12.6-5.]

As added by P.L.1-1998, SEC.26.

IC 34-30-15-23 Good faith presumed; malice must be proven

Sec. 23. In all actions to which this chapter applies, good faith shall be presumed, and malice shall be required to be proven by the person aggrieved.

[Pre-1998 Recodification Citation: 34-4-12.6-1(f) part.]

As added by P.L.1-1998, SEC.26.

IC 34-30-15.5 Chapter 15.5. Health Care: Wellness Programs for Physicians

34-30-15.5-1	Application
34-30-15.5-2	"Licensed physician"
34-30-15.5-3	"Wellness program"
34-30-15.5-4	Confidentiality; exceptions
34-30-15.5-5	Sharing information; reporting
34-30-15.5-6	Discovery; protection
34-30-15.5-7	Immunity
34-30-15.5-8	Reporting; exceptions
34-30-15.5-9	Injunction prohibited

IC 34-30-15.5-1 Application

Sec. 1. This chapter applies to the following:

- (1) Any board, committee, commission, group, organization, or other entity that acts as a physician wellness program.
- (2) Any member, consultant, participant, or expert witness that comprises or participates in a physician wellness program.
- (3) Any person who provides or furnishes records or information to a physician wellness program in compliance with applicable state and federal laws concerning patient confidentiality.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-2 "Licensed physician"

Sec. 2. As used in this chapter, "licensed physician" means:

- (1) an individual who holds an unlimited license to practice medicine in Indiana under IC 25-22.5;
- (2) a physician with a restricted license; or
- (3) any:
 - (A) student in training in a medical school approved by the medical licensing board; or
 - (B) intern or resident who performs duties in a hospital under the supervision of the hospital's staff or in a program approved by the medical school.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-3 "Wellness program"

Sec. 3. As used in this chapter, "wellness program" means any board, committee, commission, group, organization, or other entity that provides services by licensed health care providers and physician peer coaches for the purpose of evaluating or addressing issues concerning the wellness of licensed physicians and career fatigue in licensed physicians. The term does not include an impaired physician committee or an employee assistance program (EAP).

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-4 Confidentiality; exceptions

Sec. 4. (a) Subject to subsection (f), all verbal communication belonging to or performed as part of a wellness program are confidential and privileged and may not be used in any administrative or judicial proceeding.

(b) Subject to subsection (f), all minutes, records, reports, written expert opinions, written communications, and other comparable memoranda created or prepared by a wellness program are confidential and privileged and may not be used in any administrative or judicial proceeding.

(c) Subject to section 8 of this chapter, neither the personnel of a wellness program nor any participant in a wellness program may reveal the content of any wellness program:

- (1) communication;
- (2) record; or
- (3) determination;

to any person or entity outside of the wellness program.

(d) Subject to subsection (f), a person who comprises, attends, or otherwise participates in a wellness program must invoke the confidentiality and privilege provisions described in this section during all administrative and judicial proceedings.

(e) The production, disclosure, or discovery of any confidential or privileged information belonging to a wellness program is:

- (1) subject to IC 16-39-3; and
- (2) protected by the privilege and confidentiality provisions established under this chapter.

(f) A court of competent jurisdiction may order the release of confidential or privileged information belonging to a wellness program only after conducting a hearing and the court finds by a preponderance of the evidence that:

- (1) other reasonable methods of obtaining the information are not available or would not be effective; and
- (2) the need for disclosure outweighs the potential harm to the patient. In weighing the potential harm to the patient, the court shall consider the impact of disclosure on the provider-patient privilege and the patient's rehabilitative process.

A court mandating the discovery of confidential or privileged information under this subsection must do so via written court order.

(g) Information that is otherwise discoverable or admissible from original sources outside of the wellness group is not confidential, privileged, or otherwise immune from discovery or use in any administrative or judicial proceeding merely because it was presented or used during a wellness group proceeding.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-5 Sharing information; reporting

Sec. 5. (a) The exchange of privileged or confidential information between or among one (1) or more wellness programs does not constitute a waiver of any confidentiality or privilege provision established in section 4 of this chapter.

(b) The referral of a licensed physician from a wellness program to an impaired physician committee shall not require the reporting of the licensed physician to the medical licensing board under section 8 of this chapter and does not violate any privilege or confidentiality established by this chapter.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-6 Discovery; protection

Sec. 6. Nothing in this chapter may be construed to:

- (1) make confidential, privilege, or otherwise preclude the production or discovery of information or records to any person entitled to the applicable information or records under applicable state or federal law; or
- (2) abrogate, limit, or restrict any other privacy protection applicable to the information or records at issue under applicable state or federal law.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-7 Immunity

Sec. 7. (a) A:

- (1) wellness program;
- (2) director, volunteer, or employee of a wellness program; and
- (3) physician peer coach or licensed health care provider who evaluates or addresses issues relating to the wellness of a physician as part of a wellness program;

may not be named as a party in a civil action with respect to an official act taken in good faith and in furtherance of the work of the wellness program.

(b) A person acting without malice who gives information to a person described in subsection (a) relating to the treatment or evaluation of a licensed physician by a wellness program may not be named as a party in a civil action with respect to the provision of information.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-8 Reporting; exceptions

Sec. 8. (a) No member, consultant, or participant who participates in a wellness program shall be required to report a licensed physician to the medical licensing board for any act, omission, statement, discovery, or disclosure subject to a wellness program's consideration or review unless one (1) or more of the following circumstances exist:

(1) The licensed physician is not competent to continue practice.

(2) The licensed physician presents a danger to:

(A) himself or herself; or

(B) the health and welfare of:

(i) the licensed physician's patients; or

(ii) the general public.

(b) The referral of a licensed physician from a wellness program to an impaired physician committee shall not require the reporting of the licensed physician to the medical licensing board and does not violate any privilege or confidentiality established by this chapter.

As added by P.L.101-2021, SEC.1.

IC 34-30-15.5-9 Injunction prohibited

Sec. 9. Notwithstanding any other law or provision, no restraining order or injunction may be issued for the purpose of precluding a wellness program from operating in good faith with respect to the issues of licensed physician career fatigue and licensed physician wellness.

As added by P.L.101-2021, SEC.1.

IC 34-30-16 **Chapter 16. Health Care: Privileged Communications of Mental Health Service Providers**

34-30-16-1	Immunity from civil liability; violent behavior of patient
34-30-16-2	Duty to warn or to take reasonable precautions; discharge
34-30-16-3	Patient privacy and confidentiality; immunity from liability

IC 34-30-16-1 **Immunity from civil liability; violent behavior of patient**

Sec. 1. A mental health service provider is immune from civil liability to persons other than the patient for failing to:

- (1) predict; or
- (2) warn or take precautions to protect from;

a patient's violent behavior unless the patient has communicated to the provider of mental health services an actual threat of physical violence or other means of harm against a reasonably identifiable victim or victims, or evidences conduct or makes statements indicating an imminent danger that the patient will use physical violence or use other means to cause serious personal injury or death to others.

[Pre-1998 Recodification Citation: 34-4-12.4-2.]

As added by P.L.1-1998, SEC.26.

IC 34-30-16-2 **Duty to warn or to take reasonable precautions; discharge**

Sec. 2. The duty to warn of or to take reasonable precautions to provide protection from violent behavior or other serious harm arises only under the limited circumstances specified in section 1 of this chapter. The duty is discharged by a mental health service provider who takes one (1) or more of the following actions:

- (1) Makes reasonable attempts to communicate the threat to the victim or victims.
- (2) Makes reasonable efforts to notify a police department or other law enforcement agency having jurisdiction in the patient's or victim's place of residence.
- (3) Seeks civil commitment of the patient under IC 12-26.
- (4) Takes steps reasonably available to the provider to prevent the patient from using physical violence or other means of harm to others until the appropriate law enforcement agency can be summoned and takes custody of the patient.
- (5) Reports the threat of physical violence or other means of harm, within a reasonable period of time after receiving knowledge of the threat, to a physician or psychologist who is designated by the employer of a mental health service provider as an individual who has the responsibility to warn under this chapter.

[Pre-1998 Recodification Citation: 34-4-12.4-3.]

As added by P.L.1-1998, SEC.26.

IC 34-30-16-3 **Patient privacy and confidentiality; immunity from liability**

Sec. 3. A mental health service provider who discloses information that must be disclosed to comply with sections 1 through 2 of this chapter is immune from civil and criminal liability under Indiana statutes that protect patient privacy and confidentiality.

[Pre-1998 Recodification Citation: 34-4-12.4-4.]

As added by P.L.1-1998, SEC.26.

IC 34-30-17 Chapter 17. Insurance: Immunity for Acts or Omissions in Making Insurance Inspections

34-30-17-1	Applicability of chapter
34-30-17-2	Exemption from civil liability
34-30-17-3	Exemption from civil liability; exceptions

IC 34-30-17-1 Applicability of chapter

Sec. 1. This chapter applies to all insurers, including farm mutual insurance companies operating under IC 27-5.1.

[Pre-1998 Recodification Citation: 34-4-12.7-1.]

As added by P.L.1-1998, SEC.26. Amended by P.L.129-2003, SEC.14.

IC 34-30-17-2 Exemption from civil liability

Sec. 2. Except as provided in section 3 of this chapter, an act or omission in the making of an inspection in connection with the issuance or renewal of a policy of casualty or fire and marine insurance does not subject an insurer or its:

- (1) agents;
- (2) employees; or
- (3) service contractors;

to civil liability for any injury, death, or loss.

[Pre-1998 Recodification Citation: 34-4-12.7-2(a).]

As added by P.L.1-1998, SEC.26.

IC 34-30-17-3 Exemption from civil liability; exceptions

Sec. 3. The exemption from civil liability in section 2 of this chapter does not apply to:

- (1) any injury, loss, or death that:
 - (A) occurs during an inspection; and
 - (B) is proximately caused by the negligence of the insurer or its agent, employee, or service contractor;
- (2) an inspection that is required under a written service contract; or
- (3) any injury, loss, or death proximately caused by an act or omission that constitutes:
 - (A) a criminal offense;
 - (B) gross negligence; or
 - (C) willful or wanton misconduct.

[Pre-1998 Recodification Citation: 34-4-12.7-2(b).]

As added by P.L.1-1998, SEC.26.

IC 34-30-18 **Chapter 18. Sports: Immunity of Persons Involved in the Special Olympics**

34-30-18-1	Negligent operation of motor vehicle; vicarious civil liability
34-30-18-2	Liability of volunteers
34-30-18-3	Liability of contributors

IC 34-30-18-1 **Negligent operation of motor vehicle; vicarious civil liability**

Sec. 1. (a) This chapter does not grant immunity from civil damages that are proximately caused by the negligent operation of a motor vehicle.

(b) This chapter does not affect the vicarious civil liability of the entity that the individual serves.

[Pre-1998 Recodification Citation: 34-4-11.6-3.]

As added by P.L.1-1998, SEC.26.

IC 34-30-18-2 **Liability of volunteers**

Sec. 2. An individual who, without compensation, contributes personal time to the Special Olympics is not liable for civil damages as a result of a negligent act or omission of the individual arising from that contribution.

[Pre-1998 Recodification Citation: 34-4-11.6-4.]

As added by P.L.1-1998, SEC.26.

IC 34-30-18-3 **Liability of contributors**

Sec. 3. A person who contributes only money to the Special Olympics is not liable for civil damages as a consequence of a negligent act or omission of an individual described in section 2 of this chapter solely because of that contribution.

[Pre-1998 Recodification Citation: 34-4-11.6-5.]

As added by P.L.1-1998, SEC.26.

IC 34-30-19 Chapter 19. Sports: Immunity of Certain Persons Involved in Sports or Leisure Activities

34-30-19-0.2	Application of prior law
34-30-19-1	Intentional, wanton, or reckless behavior
34-30-19-2	Negligent operation of motor vehicle; licensed individuals; vicarious civil liability
34-30-19-3	Liability of volunteers
34-30-19-4	Liability of governmental entities, employees, and agents

IC 34-30-19-0.2 Application of prior law

Sec. 0.2. The addition of IC 34-4-11.8 (before its repeal, now codified in this chapter) by P.L.310-1987 does not apply to causes of action accruing before June 1, 1987.
As added by P.L.220-2011, SEC.568.

IC 34-30-19-1 Intentional, wanton, or reckless behavior

Sec. 1. This chapter does not grant immunity from civil liability to a person who engaged in intentional, willful, wanton, or reckless behavior.

[Pre-1998 Recodification Citation: 34-4-11.8-4.]

As added by P.L.1-1998, SEC.26.

IC 34-30-19-2 Negligent operation of motor vehicle; licensed individuals; vicarious civil liability

Sec. 2. (a) This chapter does not grant immunity from civil damages that are proximately caused by the negligent operation of a motor vehicle.

(b) This chapter does not apply to an individual who is registered, certified, or licensed under IC 25.

(c) This chapter does not affect the vicarious civil liability of the entity the individual serves.

[Pre-1998 Recodification Citation: 34-4-11.8-5.]

As added by P.L.1-1998, SEC.26.

IC 34-30-19-3 Liability of volunteers

Sec. 3. A volunteer is not liable for civil damages that are proximately caused by a negligent act or omission in the personal services provided by:

- (1) the volunteer; or
- (2) another person selected, trained, supervised, or otherwise under the control of the volunteer;

in the course of a sports or leisure activity.

[Pre-1998 Recodification Citation: 34-4-11.8-6.]

As added by P.L.1-1998, SEC.26.

IC 34-30-19-4 Liability of governmental entities, employees, and agents

Sec. 4. A governmental entity and the employees and agents of a governmental entity are not liable for civil damages that are proximately caused by:

- (1) the negligent selection, training, or supervision of a volunteer providing personal services in the course of a sports or leisure activity; or
 - (2) a negligent act or omission in the personal services provided by:
 - (A) the volunteer; or
 - (B) another person selected, trained, supervised, or otherwise under the control of the volunteer;
- in the course of a sports or leisure activity.

[Pre-1998 Recodification Citation: 34-4-11.8-7(b).]

As added by P.L.1-1998, SEC.26.

IC 34-30-19.5 Chapter 19.5. Immunity of Owner of Property Adjacent to Lake Michigan

34-30-19.5-1	"Owner"
34-30-19.5-2	"Private property"
34-30-19.5-3	Exemption from civil liability

IC 34-30-19.5-1 "Owner"

Sec. 1. As used in this chapter, "owner" means a person that:

- (1) has a fee interest in;
- (2) is a tenant, lessee, or occupant of; or
- (3) is otherwise legally in control of;

a private property that is adjacent to Lake Michigan.

As added by P.L.164-2020, SEC.61.

IC 34-30-19.5-2 "Private property"

Sec. 2. As used in this chapter, "private property" means a property whose owner is a person other than the state of Indiana.

As added by P.L.164-2020, SEC.61.

IC 34-30-19.5-3 Exemption from civil liability

Sec. 3. (a) The owner of a private property that is adjacent to Lake Michigan does not assume responsibility or incur liability for an injury to an individual or damage to property that:

- (1) occurs after June 30, 2020, when an individual is crossing the private property:
 - (A) to enter; or
 - (B) upon leaving;

the area of the beach of Lake Michigan that the public has a vested right to use for recreational purposes; and

- (2) is caused by:
 - (A) an act or omission of a person other than the owner;
 - (B) an act or omission of the owner, except for an act of the owner constituting intentional misconduct; or
 - (C) the condition of the property.

(b) This section does not affect the following:

- (1) Existing Indiana case law on the liability of property owners with respect to:
 - (A) business invitees in commercial establishments; or
 - (B) invited guests.

(2) The attractive nuisance doctrine.

As added by P.L.164-2020, SEC.61.

**IC 34-30-20 Chapter 20. Immunity for Use of a Firearm or Ammunition by
a Person Other Than the Owner**

- 34-30-20-1 Owner immunity for misuse of a firearm by a person who acquires the firearm
by criminal act
- 34-30-20-2 Severability

**IC 34-30-20-1 Owner immunity for misuse of a firearm by a person who
acquires the firearm by criminal act**

Sec. 1. A person is immune from civil liability based on an act or omission related to the use of a firearm or ammunition for a firearm by another person if the other person directly or indirectly obtained the firearm or ammunition for a firearm through the commission of the following:

- (1) Burglary (IC 35-43-2-1).
- (2) Robbery (IC 35-42-5-1).
- (3) Theft (IC 35-43-4-2).
- (4) Receiving stolen property (IC 35-43-4-2) (before its amendment on July 1, 2018).
- (5) Criminal conversion (IC 35-43-4-3).

As added by P.L.80-2004, SEC.5. Amended by P.L.176-2018, SEC.3.

IC 34-30-20-2 Severability

Sec. 2. The provisions of this chapter are severable. If this chapter or any part of this chapter is found to violate the United States Constitution or the Constitution of the State of Indiana, or is held invalid for any other reason, the validity of the remainder of this chapter shall not be affected.

As added by P.L.80-2004, SEC.5.

IC 34-30-21 **Chapter 21. Military Bases: Immunity for Noise Pollution and Telecommunications Interference**

34-30-21-1	Application
34-30-21-2	Noise pollution immunity
34-30-21-3	Telecommunications interference immunity

IC 34-30-21-1 **Application**

Sec. 1. This chapter does not grant immunity from civil liability to a person who commits an act that:

- (1) amounts to gross negligence or willful and wanton misconduct; or
- (2) does not comply with an applicable federal law.

As added by P.L.5-2005, SEC.6.

IC 34-30-21-2 **Noise pollution immunity**

Sec. 2. A military base, a person employed by a military base, or a person otherwise authorized by a military base to conduct operations on or use the military base is not liable for civil damages relating to noise or noise pollution that:

- (1) results from the normal operation or use of the military base, including the destruction of ordnance; and
- (2) may be heard within two (2) miles of the perimeter of the military base.

As added by P.L.5-2005, SEC.6.

IC 34-30-21-3 **Telecommunications interference immunity**

Sec. 3. A military base, a person employed by a military base, or a person otherwise authorized by a military base to conduct operations on or use the military base is not liable for civil damages relating to interference with telecommunications that:

- (1) results from the normal operation or use of the military base; and
- (2) occurs within five (5) miles of the perimeter of the military base.

As added by P.L.5-2005, SEC.6.

IC 34-30-22 Chapter 22. Events: Immunity of Advertiser or Sponsor

34-30-22-1	Application
34-30-22-2	Immunity of advertiser or sponsor
34-30-22-3	Advertiser or sponsor not vicariously liable for acts of nonadvertiser or nonsponsor

IC 34-30-22-1 Application

Sec. 1. This chapter does not grant immunity from civil liability to the following:

- (1) A person who engages in intentional, willful, wanton, or reckless behavior.
- (2) A person who contractually assumes civil liability in connection with an event.
- (3) A person who fails to exercise reasonable care in connection with the direction or control of an event.
- (4) A person who provides defective materials or products or fails to exercise reasonable care in providing materials or products.

As added by P.L.116-2005, SEC.4.

IC 34-30-22-2 Immunity of advertiser or sponsor

Sec. 2. An advertiser or sponsor of an event is immune from civil liability for the acts or omissions of:

- (1) the advertiser or sponsor; and
- (2) any other person;

in connection with the event.

As added by P.L.116-2005, SEC.4.

IC 34-30-22-3 Advertiser or sponsor not vicariously liable for acts of nonadvertiser or nonsponsor

Sec. 3. An advertiser or sponsor of an event may not be considered to be:

- (1) part of a joint venture;
- (2) the principal of an agent; or
- (3) the employer of an employee;

with regard to a person participating in the event in a capacity other than that of an advertiser or sponsor.

As added by P.L.116-2005, SEC.4.

IC 34-30-23 Chapter 23. Liability Connected With Consumption of Food and Beverages

- | | |
|--------------|--|
| 34-30-23-0.1 | Application of chapter |
| 34-30-23-1 | Exemption from civil liability |
| 34-30-23-2 | Applicability |
| 34-30-23-3 | Immunity from civil liability arising from a claim concerning the long term consumption of food or beverages |

IC 34-30-23-0.1 Application of chapter

Sec. 0.1. The addition of this chapter by P.L.77-2006 does not apply to a cause of action that accrues before July 1, 2006.

As added by P.L.220-2011, SEC.569.

IC 34-30-23-1 Exemption from civil liability

Sec. 1. This chapter does not grant immunity from civil liability with respect to a claim alleging that:

- (1) an adulteration or misbranding of food or a beverage proximately caused the claimed injury, if the adulteration or misbranding relates to a labeling or purity requirement under state or federal law; or
- (2) a knowing and willful violation of federal or state law applicable to the manufacturing, marketing, distribution, labeling, or sale of food or a beverage proximately caused the claimed injury, unless the alleged injury is unrelated to a pregnancy and arises from:
 - (A) weight gain;
 - (B) obesity;
 - (C) a health condition associated with weight gain or obesity; or
 - (D) a generally known condition allegedly:
 - (i) caused by; or
 - (ii) likely to result from;the long term consumption of food or beverages.

As added by P.L.77-2006, SEC.1.

IC 34-30-23-2 Applicability

Sec. 2. Section 3 of this chapter applies to the following:

- (1) A food or beverage manufacturer.
- (2) A food or beverage distributor.
- (3) A food or beverage carrier.
- (4) A person who stores food or beverages.
- (5) A food or beverage seller.
- (6) A food or beverage marketer.
- (7) A food or beverage advertiser or the advertising medium.
- (8) A person who prepares food or beverages.
- (9) A group or association containing more than one (1) of the persons referred to in subdivisions (1) through (8).

As added by P.L.77-2006, SEC.1.

IC 34-30-23-3 Immunity from civil liability arising from a claim concerning the long term consumption of food or beverages

Sec. 3. This section does not apply to weight gain associated with pregnancy. A person or group or association of persons referred to in section 2 of this chapter is immune from civil liability arising from a claim concerning:

- (1) weight gain;

- (2) obesity;
- (3) a health condition associated with weight gain or obesity; or
- (4) a generally known condition:
 - (A) allegedly caused by; or
 - (B) allegedly likely to result from;the long term consumption of food or beverages.

As added by P.L. 77-2006, SEC.1.

IC 34-30-24 Chapter 24. Immunity for Misuse of E85 Motor Fuel

34-30-24-1	Definitions
34-30-24-2	Civil immunity

IC 34-30-24-1 Definitions

Sec. 1. (a) As used in this chapter, "E85" has the meaning set forth in IC 6-6-1.1-103.

(b) As used in this chapter, "flexible fuel vehicle" means any vehicle that is equipped to operate when fueled entirely by E85.

(c) As used in this chapter, "qualified person or entity" means any person or entity that sells, supplies, distributes, manufactures, or refines E85.

As added by P.L.122-2006, SEC.24.

IC 34-30-24-2 Civil immunity

Sec. 2. (a) Except as provided in subsection (b), a qualified person or entity is immune from civil liability for personal injury or property damage resulting from a person fueling any vehicle with E85 that is not a flexible fuel vehicle.

(b) This section does not apply:

(1) to a qualified person or entity that fails to display all E85 warning signs required by federal or state law; or

(2) if a person's injury or property damage is a direct result of the gross negligence or willful or wanton misconduct of the qualified person or entity.

As added by P.L.122-2006, SEC.24.

IC 34-30-25 Chapter 25. Immunity for Youth Shelters

34-30-25-1	"Necessary services" defined
34-30-25-2	"Runaway or homeless youth" defined
34-30-25-3	"Youth shelter" defined
34-30-25-4	Immunity from civil liability for youth shelter personnel
34-30-25-5	Civil liability for gross negligence or willful and wanton misconduct

IC 34-30-25-1 "Necessary services" defined

Sec. 1. As used in this chapter, "necessary services" means the following:

- (1) Engaging in outreach services to locate and assist runaway or homeless youths.
- (2) Providing food and access to overnight shelter to a runaway or homeless youth.
- (3) Counseling a runaway or homeless youth to address immediate psychological or emotional problems.
- (4) Screening a runaway or homeless youth for basic health needs and referring a runaway or homeless youth to public and private agencies for health care.
- (5) Providing long term planning, placement, and follow-up services to a runaway or homeless youth.
- (6) Referring a runaway or homeless youth to any other assistance or services offered by public and private agencies.

As added by P.L.72-2009, SEC.2.

IC 34-30-25-2 "Runaway or homeless youth" defined

Sec. 2. As used in this chapter, "runaway or homeless youth" means an individual who:

- (1) is:
 - (A) at least twelve (12) years of age; and
 - (B) less than eighteen (18) years of age;
- (2) is unemancipated;
- (3) is mentally competent; and
- (4) lives in a situation described in:
 - (A) 42 U.S.C. 11434a(2)(B)(ii); or
 - (B) 42 U.S.C. 11434a(2)(B)(iii);with or without the consent or knowledge of the individual's parent, guardian, or custodian.

As added by P.L.72-2009, SEC.2.

IC 34-30-25-3 "Youth shelter" defined

Sec. 3. As used in this chapter, "youth shelter" means an entity that:

- (1) is not operated for profit; and
- (2) provides, at a minimum, necessary services to runaway or homeless youths.

As added by P.L.72-2009, SEC.2.

IC 34-30-25-4 Immunity from civil liability for youth shelter personnel

Sec. 4. Except as provided in section 5 of this chapter, a youth shelter and the director, employees, agents, and volunteers of a youth shelter are immune from civil liability resulting from any act or omission related to:

- (1) admitting a runaway or homeless youth to;
- (2) caring for a runaway or homeless youth at; or
- (3) releasing a runaway or homeless youth from;

the youth shelter.

As added by P.L.72-2009, SEC.2.

IC 34-30-25-5 Civil liability for gross negligence or willful and wanton

misconduct

Sec. 5. This chapter does not grant immunity from civil liability to a person who commits an act that amounts to gross negligence or willful and wanton misconduct.

As added by P.L. 72-2009, SEC.2.

IC 34-30-26 Chapter 26. Real Property Suspected to Be Vacant or Abandoned

34-30-26-1	"Creditor"
34-30-26-2	"Enforcement authority"
34-30-26-3	"Owner"
34-30-26-4	"Vacant or abandoned" real property
34-30-26-5	Limited authorization to enter suspected vacant or abandoned real property; limited immunity
34-30-26-6	Tax sale certificate holders and applicants for tax deeds not considered owners
34-30-26-7	Visual inspection by potential purchaser or lender; immunity

IC 34-30-26-1 "Creditor"

Sec. 1. (a) As used in this chapter, "creditor" means a person:

- (1) that regularly engages in Indiana in the extension of mortgages that are subject to a credit service charge or loan finance charge, as applicable, or are payable by written agreement in more than four (4) installments (not including a down payment); and
- (2) to whom the obligation arising from a mortgage is initially payable, either on the face of the note or contract, or by agreement if there is not a note or contract.

(b) The term includes the following:

- (1) A mortgage servicer.
- (2) An agent of a creditor.

As added by P.L.170-2011, SEC.15.

IC 34-30-26-2 "Enforcement authority"

Sec. 2. As used in this chapter, "enforcement authority" has the meaning set forth in IC 36-7-9-2.

As added by P.L.170-2011, SEC.15.

IC 34-30-26-3 "Owner"

Sec. 3. As used in this chapter, "owner", with respect to real property, has the meaning set forth in IC 36-7-36-4.

As added by P.L.170-2011, SEC.15.

IC 34-30-26-4 "Vacant or abandoned" real property

Sec. 4. For purposes of this chapter, real property is "vacant or abandoned" if it qualifies, or would potentially qualify, as either:

- (1) a vacant structure under IC 36-7-36-6; or
- (2) an abandoned structure under IC 36-7-36-1.

As added by P.L.170-2011, SEC.15.

IC 34-30-26-5 Limited authorization to enter suspected vacant or abandoned real property; limited immunity

Sec. 5. (a) Except as provided in subsection (d), a person who is not the owner of real property or who is a creditor, and who suspects that the property may be vacant or abandoned, may enter upon the premises of the real property to do the following:

- (1) Without entering any structure located on the real property, visually inspect the real property to determine whether the real property may be vacant or abandoned.
- (2) Perform any of the following actions:
 - (A) Secure the real property.
 - (B) Remove trash or debris from the grounds of the real property.
 - (C) Landscape, maintain, or mow the grounds of the real property.
 - (D) Remove or paint over graffiti on the real property.

(b) A person who:

- (1) enters upon the premises of real property to visually inspect the property, as permitted under subsection (a)(1); and
- (2) after inspecting the real property, determines that the real property may be vacant or abandoned;

may notify the appropriate enforcement authority of the suspected vacant or abandoned status of the property and request that the enforcement authority inspect the property to determine whether the property is in fact vacant or abandoned.

(c) A person that enters upon the premises of real property as permitted under this section:

- (1) is immune from civil liability for an act or omission related to the entry or to any action described in subsection (a)(2), unless the act or omission constitutes gross negligence or willful, wanton, or intentional misconduct; and
- (2) shall be held harmless from and against all claims of civil or criminal trespass.

(d) In the case of real property that is subject to a mortgage, the creditor in the mortgage transaction may not enter upon the premises of the real property under subsection (a) if entry is barred by an automatic stay issued by a bankruptcy court.

As added by P.L.170-2011, SEC.15. Amended by P.L.203-2013, SEC.24.

IC 34-30-26-6 Tax sale certificate holders and applicants for tax deeds not considered owners

Sec. 6. For purposes of this chapter, a tax sale certificate holder or an applicant for a tax deed who performs an act described in section 5 of this chapter with respect to the real property for which the person holds the tax sale certificate or has applied for the tax deed, is not considered to be the owner of that real property if:

- (1) the only connection the person has to the property is the tax sale certificate or the fact that the person has applied for a tax deed; and
- (2) the only consideration the person receives for the act is the possibility of receiving a tax deed to the property in the future.

As added by P.L.170-2011, SEC.15.

IC 34-30-26-7 Visual inspection by potential purchaser or lender; immunity

Sec. 7. (a) This section applies to real property for which the executive of a city, town, or county or an enforcement authority (as defined by IC 36-7-9-2) has obtained a determination of abandonment under IC 36-7-37 or IC 36-7-9.

(b) A city, town, or county may provide a potential purchaser or a potential lender to a person who may want to purchase the real property an opportunity to visually inspect the real property, if accompanied by the appropriate enforcement authority. The appropriate enforcement authority may accompany the person in inspecting the real property and may enter upon the real property, including any structure located on the real property, to visually inspect the real property to determine whether the real property may be desirable. For purposes of a visual inspection under this section, a potential purchaser or a potential lender may not:

- (1) request a utility provider or the city, town, or county to connect or turn on utilities to the real property; or
- (2) physically disturb or alter the real property.

(c) An enforcement authority or a person that enters upon the premises of real property as permitted under this section:

- (1) is immune from civil liability for an act or omission related to the entry, unless the act or omission constitutes gross negligence or willful, wanton, or intentional misconduct; and
- (2) shall be held harmless from and against all claims of civil or criminal trespass.

As added by P.L.66-2014, SEC.24. Amended by P.L.247-2015, SEC.39.

IC 34-30-27 Chapter 27. Volunteer Professional Services of a Registered Architect, Land Surveyor, or Professional Engineer Related to a Declared Emergency

34-30-27-1	Immunity, emergency volunteer professional services
34-30-27-2	Immunity, time limitation
34-30-27-3	Immunity, intentional misconduct precluded

IC 34-30-27-1 Immunity, emergency volunteer professional services

Sec. 1. An architect registered under IC 25-4-1, a professional surveyor registered under IC 25-21.5, or a professional engineer registered under IC 25-31-1 who, after May 31, 2013, voluntarily, without compensation (other than expense reimbursement), provides architectural, structural, electrical, mechanical, or professional services:

- (1) related to a declared national, state, or local emergency caused by an earthquake, hurricane, tornado, fire, explosion, gale, severe storm, flood, or collapse; and
- (2) at the request of or with the approval of a federal or state official with executive responsibility in the jurisdiction to coordinate:

- (A) law enforcement;
- (B) public safety; or
- (C) building inspection;

believed by the registered architect, professional surveyor, or professional engineer to be acting in an official capacity;

is not liable for any personal injury, wrongful death, property damage, or other loss of any nature related to the registered architect's, professional surveyor's, or professional engineer's acts, errors, or omissions in the performance of the services.

As added by P.L.96-2013, SEC.1. Amended by P.L.2-2014, SEC.117.

IC 34-30-27-2 Immunity, time limitation

Sec. 2. The immunity provided in this chapter applies only to voluntary architectural, surveying, or engineering services provided during the emergency, or not more than thirty (30) days after the end of the period for the emergency, described in section 1 of this chapter, unless extended by an executive order issued by the governor under the governor's emergency executive powers.

As added by P.L.96-2013, SEC.1.

IC 34-30-27-3 Immunity, intentional misconduct precluded

Sec. 3. This chapter does not provide immunity for wanton, willful, or intentional misconduct.

As added by P.L.96-2013, SEC.1.

IC 34-30-28 **Chapter 28. Immunity for Schools, School Employees, and School Boards Concerning Student Health**

34-30-28-1 Immunity for nondisclosed student mental health issue

IC 34-30-28-1 **Immunity for nondisclosed student mental health issue**

Sec. 1. A school, school employee, or school board is not liable for civil damages as a result of:

- (1) an injury to a child or family members of the child if the injury is a result of a student's mental health issue that has not been disclosed to the school by the parents or guardian; or
- (2) any referrals the school made or services the school offered concerning evaluations or treatment of the student's health, including mental health.

As added by P.L.41-2014, SEC.9.

IC 34-30-29**Chapter 29. Immunity for Damage Caused Rescuing a Child**

34-30-29-1

Immunity from civil liability; forcible entry of a motor vehicle

34-30-29-2

Conditions necessary for immunity from civil liability; forcible entry of a motor vehicle

IC 34-30-29-1**Immunity from civil liability; forcible entry of a motor vehicle**

Sec. 1. (a) A person whose conduct conforms to subsection (b) is immune from civil liability for any damage resulting from the forcible entry of a motor vehicle for the purpose of removing a child from the motor vehicle.

(b) Subsection (a) applies to a person if the person:

(1) determines that a motor vehicle is locked or that there is no other reasonable method for a child to exit the motor vehicle;

(2) has a good faith belief that forcible entry into the motor vehicle is necessary because a child is in imminent danger of suffering harm if not immediately removed and, based on the circumstances known to the person at the time, the belief is reasonable;

(3) contacts a local law enforcement agency, fire department, or 911 dispatcher before forcibly entering the motor vehicle, if practicable, or as soon as possible thereafter;

(4) uses no more force than necessary to enter the motor vehicle and remove the child; and

(5) remains with the child in a safe location near the entered motor vehicle until a law enforcement officer arrives.

As added by P.L.132-2015, SEC.3.

IC 34-30-29-2**Conditions necessary for immunity from civil liability; forcible entry of a motor vehicle**

Sec. 2. Section 1 of this chapter does not grant immunity from civil liability to a person who:

(1) renders aid to a child beyond what is authorized in section 1 of this chapter; or

(2) exercises gross negligence or willful and wanton misconduct.

As added by P.L.132-2015, SEC.3.

**IC 34-30-29.2 Chapter 29.2. Immunity From Liability to Uninsured Motorist
With a Previous Violation**

34-30-29.2-1	Application of chapter
34-30-29.2-2	"Noneconomic damages"
34-30-29.2-3	Prohibition on recovery of noneconomic damages
34-30-29.2-4	Applicability

IC 34-30-29.2-1 Application of chapter

Sec. 1. (a) This chapter applies to a civil action brought to recover damages for:

- (1) injury to or the death of a person; or
- (2) damage to property;

resulting from a motor vehicle accident.

(b) This chapter does not apply to a civil action brought to recover damages for injury, death, or property damage that is caused intentionally.

As added by P.L.136-2015, SEC.5.

IC 34-30-29.2-2 "Noneconomic damages"

Sec. 2. (a) As used in this chapter, "noneconomic damages" means costs for the following:

- (1) Physical and emotional pain and suffering.
- (2) Physical impairment.
- (3) Emotional distress.
- (4) Mental anguish.
- (5) Loss of enjoyment.
- (6) Loss of companionship, services, and consortium.
- (7) Any other nonpecuniary loss proximately caused by a motor vehicle accident.

(b) The term does not include costs for the following:

- (1) Treatment and rehabilitation.
- (2) Medical expenses.
- (3) Loss of economic or educational potential.
- (4) Loss of productivity.
- (5) Absenteeism.
- (6) Support expenses.
- (7) Accidents or injury.
- (8) Any other pecuniary loss proximately caused by a motor vehicle accident.

As added by P.L.136-2015, SEC.5.

IC 34-30-29.2-3 Prohibition on recovery of noneconomic damages

Sec. 3. (a) A person who:

- (1) sustained bodily injury or property damage as the result of a motor vehicle accident; and
- (2) was an uninsured motorist with a previous violation at the time of the motor vehicle accident;

may not recover noneconomic damages for the person's bodily injury or property damage from the owner or operator of another motor vehicle involved in the motor vehicle accident.

(b) The personal representative of a person who:

- (1) died as the result of a motor vehicle accident; and
- (2) was an uninsured motorist with a previous violation at the time of the motor vehicle accident;

may not recover noneconomic damages under IC 34-23-1 for the person's death from another motor vehicle involved in the motor vehicle accident.

As added by P.L.136-2015, SEC.5.

IC 34-30-29.2-4 Applicability

Sec. 4. (a) Section 3(a) of this chapter does not apply to a person who was less than eighteen (18) years of age at the time of the motor vehicle accident.

(b) Section 3(b) of this chapter does not apply to the personal representative of a person who was less than eighteen (18) years of age at the time of the motor vehicle accident.

(c) This chapter does not apply if a person other than the uninsured motorist with a previous violation:

(1) operates a motor vehicle involved in the accident; and

(2) is convicted of a crime in connection with the accident.

As added by P.L.136-2015, SEC.5.

**IC 34-30-30 Chapter 30. Immunity for Removing a Domestic Animal From
a Locked Motor Vehicle**

34-30-30-1	"Domestic animal"
34-30-30-2	"Motor vehicle"
34-30-30-3	Entering motor vehicle to remove domestic animal; partial liability for damage; conditions for partial immunity; persons not liable
34-30-30-4	Immunity of animal owner for injury of person who removes domestic animal from motor vehicle

IC 34-30-30-1 "Domestic animal"

Sec. 1. (a) As used in this chapter, "domestic animal" means a dog, cat, or other vertebrate animal that is domesticated and:

- (1) kept as a household pet; or
- (2) intended to be kept as a household pet.

(b) The term does not include an animal to which the definition of "livestock" set forth in IC 15-11-5-1 applies.

As added by P.L.186-2017, SEC.4.

IC 34-30-30-2 "Motor vehicle"

Sec. 2. As used in this chapter, "motor vehicle" means an automobile, truck, or other conveyance that:

- (1) is designed to transport people or objects on roads and highways; and
- (2) contains an enclosed space into which a domestic animal may be put.

As added by P.L.186-2017, SEC.4.

**IC 34-30-30-3 Entering motor vehicle to remove domestic animal; partial
liability for damage; conditions for partial immunity; persons
not liable**

Sec. 3. (a) Except as provided in subsection (c), a person who forcibly enters a motor vehicle to remove a domestic animal from the motor vehicle:

- (1) is liable to the owner or lessee of the motor vehicle for one-half (1/2) of the cost of repairing the damage to the motor vehicle directly caused by the person's forcible entry, unless the owner or lessee of the motor vehicle waives the person's liability under this subdivision; and
- (2) is immune from any other criminal or civil liability for other property damage resulting from the person's forcible entry of the motor vehicle;

if all the conditions set forth in subsection (b) are satisfied.

(b) For subsection (a)(1) and (a)(2) to apply to a person who forcibly enters a motor vehicle to remove a domestic animal from the motor vehicle, all the following conditions must be satisfied:

- (1) A domestic animal must be present in the enclosed space of the motor vehicle, and the person must reasonably believe that the domestic animal is in imminent danger of suffering serious bodily harm if the domestic animal remains in the motor vehicle.
- (2) The person must determine that:
 - (A) the motor vehicle is locked; and
 - (B) forcible entry of the motor vehicle is necessary to remove the domestic animal from the motor vehicle.
- (3) The person must call telephone number 911 or otherwise attempt to contact:
 - (A) a law enforcement officer;
 - (B) a firefighter;
 - (C) an animal control officer; or
 - (D) another emergency responder;

before the person forcibly enters the motor vehicle.

(4) The person must use no more force than is reasonably necessary to enter the motor vehicle and remove the domestic animal from the motor vehicle.

(5) The person must remain with the domestic animal until a law enforcement officer, firefighter, animal control officer, or other emergency responder arrives at the scene.

(c) If any of the following persons, acting in the course and scope of the person's employment, forcibly enters a motor vehicle to remove a domestic animal from the motor vehicle, the person is not liable for the cost of repairing damage to the motor vehicle caused by the person's forcible entry:

(1) A law enforcement officer.

(2) A firefighter.

(3) A government officer or employee whose primary duty is to ensure public safety.

(4) An emergency responder other than those identified in subdivisions (1) through (3).

(5) An animal control officer.

(6) A veterinarian who is licensed or otherwise authorized to practice veterinary medicine in Indiana under IC 25-38.1-3.

(7) A veterinary assistant, as defined in IC 25-38.1-1-14.7.

For the purposes of this subsection, a law enforcement officer may be considered to be acting in the course and scope of the law enforcement officer's employment even if the law enforcement officer is off duty.

As added by P.L.186-2017, SEC.4.

IC 34-30-30-4 Immunity of animal owner for injury of person who removes domestic animal from motor vehicle

Sec. 4. If:

(1) a person forcibly removes a domestic animal from a motor vehicle as described in section 3 of this chapter; and

(2) the domestic animal bites or otherwise physically injures the person during the removal;

the owner of the domestic animal is immune from civil liability for any injuries sustained by the person during the forcible removal of the domestic animal.

As added by P.L.186-2017, SEC.4.

IC 34-30-31

Chapter 31. Immunity for Justified Use of Force

34-30-31-1 "Forcible felony"; justified use of force; immunity; rebuttable presumption

IC 34-30-31-1 "Forcible felony"; justified use of force; immunity; rebuttable presumption

Sec. 1. (a) As used in this section, "forcible felony" means:

- (1) any offense described under IC 35-31.5-2-138;
- (2) residential entry (as defined under IC 35-43-2-1.5); or
- (3) burglary (as defined under IC 35-43-2-1).

(b) The justified use of force described under IC 35-41-3-2 provides a complete immunity against any claim or action initiated by a person:

- (1) who alleges to have been injured or damaged by any such use of force; and
- (2) whose conduct justified the use of force.

(c) In no case shall any use of force justified under IC 35-41-3-2 give rise to any claim or action for damages or compensation against a person, employer, or estate of a person using such force by or on behalf of any person who:

- (1) was attempting to commit or committing a forcible felony at the time such force was used; or
- (2) was attempting to cause or causing unlawful serious bodily injury to any other person at the time such force was used.

This prohibition shall apply to any claim or action brought by the estate, personal representative, spouse, or family member of a person described in subdivision (1) or (2).

(d) If a defendant files a motion under Trial Rule 56 of the Indiana Rules of Trial Procedure and supports that motion with admissible evidence that establishes a prima facie basis for the application of the immunity described in subsection (b) or (c), the burden shall shift to the plaintiff to oppose the motion with admissible evidence directly contradicting the application of the immunity in order to establish a genuine issue of material fact for trial.

(e) In a civil case in which an immunity defense under subsection (b) or (c) is raised, the fact that a defendant was not prosecuted for a crime related to the defendant's use of force shall create a rebuttable presumption that the defendant's use of force was justified under IC 35-41-3-2 and the jury shall be instructed on this presumption if the case proceeds to trial. In a summary judgment proceeding described in subsection (d), the fact that a defendant was not prosecuted for a crime related to the defendant's use of force shall also create a prima facie basis for the application of the immunity described in subsection (b) or (c).

(f) In any action commenced after June 30, 2019, in which the defense described in subsection (c) is raised by a defendant, at the conclusion of the action the court shall award to the defendant or defendants, as applicable, any reasonable attorney's fees and costs incurred in defending the action if a defendant successfully moves for summary judgment on the basis of the defense set forth in subsection (c) or the trier of fact determines that the action was prohibited by subsection (c).

As added by P.L.107-2019, SEC.6.

IC 34-30-31.5 Chapter 31.5. Immunity Concerning Reservoir Conservancy District

34-30-31.5-1	"Reservoir conservancy district"
34-30-31.5-2	"Utility owner of the reservoir located within the boundaries of the reservoir conservancy district"
34-30-31.5-3	"Watercraft"
34-30-31.5-4	Utility owner and state not liable for injury, death, or damage incurred in reservoir conservancy district
34-30-31.5-5	Owner of property in reservoir conservancy district not liable for injury or damage incurred by recreational user
34-30-31.5-6	Duty owed to recreational user not changed by establishment of reservoir conservancy district

IC 34-30-31.5-1 "Reservoir conservancy district"

Sec. 1. As used in this chapter, "reservoir conservancy district" means a reservoir conservancy district established under IC 14-33-24.

As added by P.L.148-2020, SEC.17.

IC 34-30-31.5-2 "Utility owner of the reservoir located within the boundaries of the reservoir conservancy district"

Sec. 2. As used in this chapter, "utility owner of the reservoir located within the boundaries of the reservoir conservancy district" has the meaning set forth in IC 14-33-24-5.

As added by P.L.148-2020, SEC.17.

IC 34-30-31.5-3 "Watercraft"

Sec. 3. As used in this chapter, "watercraft" means any instrumentality or device in or by means of which a person may be transported upon a body of water, including:

- (1) a motorboat, sailboat, rowboat, personal watercraft (as defined in IC 14-8-2-202.5), kayak, canoe, pontoon boat, stand up paddle board, or jon boat of any length or size; and
- (2) a floating object, whether or not connected to a watercraft described in subdivision (1).

As added by P.L.148-2020, SEC.17.

IC 34-30-31.5-4 Utility owner and state not liable for injury, death, or damage incurred in reservoir conservancy district

Sec. 4. (a) Except as provided in subsection (b), the utility owner of the reservoir located within the boundaries of a reservoir conservancy district is not liable for any personal injury, death, property damage, or other loss of any nature that an individual incurs while present on or in the reservoir of a reservoir conservancy district, regardless of whether the individual is in a watercraft at the time of the incident causing the personal injury, death, property damage, or other loss, and regardless of whether the individual or any other person with whom the individual was associated paid a recreation fee as described in IC 14-33-24-9 to the reservoir conservancy district for the privilege of using the reservoir of the reservoir conservancy district for recreational purposes.

(b) Subsection (a) does not apply to personal injury, death, property damage, or other loss caused by the intentional or willful and wanton misconduct of the utility owner of the reservoir located within the boundaries of a reservoir conservancy district.

(c) The state is not liable for any personal injury, death, property damage, or other loss of any nature that an individual incurs while present on or in the reservoir of a reservoir conservancy district, regardless of:

- (1) whether the individual is in a watercraft at the time of the incident causing the personal injury, death, property damage, or other loss; and

(2) whether the individual or any other person with whom the individual was associated paid a recreation fee as described in IC 14-33-24-9 to the reservoir conservancy district for the privilege of using the reservoir conservancy district for recreational purposes.

As added by P.L.148-2020, SEC.17.

IC 34-30-31.5-5 Owner of property in reservoir conservancy district not liable for injury or damage incurred by recreational user

Sec. 5. If a person is an owner, as defined in IC 14-22-10-2(c), of property located in a reservoir conservancy district:

(1) IC 14-22-10-2(d) applies to an individual who goes upon or through the person's property located in the reservoir conservancy district for the purpose of:

(A) entering; or

(B) leaving;

the reservoir located within the boundaries of a reservoir conservancy district; and

(2) under IC 14-22-10-2(e), but subject to IC 14-22-10-2(f) and IC 14-22-10-2(g), the person does not assume responsibility or incur liability for:

(A) an injury to; or

(B) damage to the property of;

an individual caused by an act or failure to act of other persons using the person's property or the reservoir located in the reservoir conservancy district.

As added by P.L.148-2020, SEC.17.

IC 34-30-31.5-6 Duty owed to recreational user not changed by establishment of reservoir conservancy district

Sec. 6. Neither:

(1) a person who:

(A) has a fee interest in;

(B) is a tenant, a lessee, or an occupant of; or

(C) is in control of;

a property located in a reservoir conservancy district; nor

(2) the reservoir conservancy district;

owes a greater duty to an individual using the reservoir for a recreational purpose than they would owe if the conservancy district had not been established.

As added by P.L.148-2020, SEC.17.

IC 34-30-32 Chapter 32. Immunity Related to COVID-19

34-30-32-1	Application
34-30-32-2	"Arising from COVID-19"
34-30-32-3	"COVID-19"
34-30-32-4	"Person"
34-30-32-5	"Premises"
34-30-32-6	Immunity
34-30-32-7	Exceptions for gross negligence and willful and wanton misconduct
34-30-32-8	Application and supplemental application
34-30-32-9	Immunity in addition to other state and federal immunities
34-30-32-10	Class actions prohibited
34-30-32-11	Expiration

IC 34-30-32-1 Application

Sec. 1. (a) This chapter applies only to a tort action.

(b) This chapter applies to a cause of action that accrues on or after March 1, 2020.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-2 "Arising from COVID-19"

Sec. 2. As used in this chapter, "arising from COVID-19" means an injury or harm caused by or resulting from:

- (1) the actual, alleged, or possible exposure to or contraction of COVID-19; or
- (2) services, treatment, or other actions performed for COVID-19.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-3 "COVID-19"

Sec. 3. As used in this chapter, "COVID-19" means:

- (1) severe acute respiratory syndrome coronavirus 2 or a mutated form of severe acute respiratory syndrome coronavirus 2; or
- (2) the disease caused by severe acute respiratory syndrome coronavirus 2 or a mutated form of severe acute respiratory syndrome coronavirus 2.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-4 "Person"

Sec. 4. As used in this chapter, "person" means:

- (1) an individual;
- (2) an association;
- (3) an institution;
- (4) a corporation;
- (5) a company;
- (6) a trust;
- (7) a limited liability company;
- (8) a partnership;
- (9) a political subdivision;
- (10) a government office, department, division, bureau, or other body of government;
- (11) a nonprofit corporation; or
- (12) any other organization or entity.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-5 "Premises"

Sec. 5. As used in this chapter, "premises" means real property and any appurtenant building or structure.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-6 Immunity

Sec. 6. Subject to the other provisions of this chapter, a person is immune from civil tort liability for damages arising from COVID-19:

- (1) on the premises owned or operated by the person;
- (2) on any premises on which the person or an employee or agent of the person provided property or services to another person; or
- (3) during an activity managed, organized, or sponsored by the person.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-7 Exceptions for gross negligence and willful and wanton misconduct

Sec. 7. This chapter does not grant immunity from civil tort liability to a person whose actions or omissions constitute gross negligence or willful or wanton misconduct (including fraud and intentionally tortious acts) as proven by clear and convincing evidence.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-8 Application and supplemental application

Sec. 8. (a) This chapter supplements and is in addition to:

- (1) IC 34-13-3 (Indiana Tort Claims Act); and
- (2) IC 34-18 (Indiana Medical Malpractice Act).

(b) This chapter does not apply to:

- (1) IC 22-3-2 (Worker's Compensation);
- (2) IC 22-3-7 (Worker's Occupational Diseases Compensation);
- (3) IC 22-8 (Occupational Health and Safety); or
- (4) IC 22-4 (Unemployment Compensation).

As added by P.L.1-2021, SEC.7.

IC 34-30-32-9 Immunity in addition to other state and federal immunities

Sec. 9. The civil tort immunity provided in this chapter is in addition to any other immunity protection that may apply under state or federal law.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-10 Class actions prohibited

Sec. 10. A person may not bring a class action lawsuit based on tort damages arising from COVID-19.

As added by P.L.1-2021, SEC.7.

IC 34-30-32-11 Expiration

Sec. 11. This chapter expires December 31, 2024.

As added by P.L.1-2021, SEC.7.

IC 34-30-33 Chapter 33. COVID-19 Related Products Liability

34-30-33-1	Application
34-30-33-2	Definitions
34-30-33-3	Application after March 1, 2020
34-30-33-4	Immunity
34-30-33-5	Exceptions for gross negligence and willful and wanton misconduct
34-30-33-6	Application and supplemental application
34-30-33-7	Immunity in addition to other state and federal immunities
34-30-33-8	Class actions prohibited
34-30-33-9	Expiration

IC 34-30-33-1 Application

Sec. 1. This chapter only applies to a tort action.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-2 Definitions

Sec. 2. The following definitions apply throughout this chapter:

- (1) "COVID-19" means:
 - (A) severe acute respiratory syndrome coronavirus 2 or a mutated form of severe acute respiratory syndrome coronavirus 2; or
 - (B) the disease caused by severe acute respiratory syndrome coronavirus 2 or a mutated form of severe acute respiratory syndrome coronavirus 2.
- (2) "COVID-19 protective product" means one (1) or more of the following:
 - (A) Personal protective equipment.
 - (B) Medical devices, equipment, and supplies used to treat COVID-19, including medical devices, equipment, or supplies that are used or modified for an unapproved use to treat COVID-19 or to prevent the spread of COVID-19.
 - (C) Medical devices, equipment, and supplies used outside of their normal use to treat COVID-19 or to prevent the spread of COVID-19.
 - (D) Medications used to treat COVID-19, including medications prescribed or dispensed for off label use to attempt to treat COVID-19.
 - (E) Tests, as approved by the federal Food and Drug Administration, to diagnose or determine immunity or exposure to COVID-19.
 - (F) A product designed to clean or disinfect to prevent the spread of COVID-19.
 - (G) Any component of an item described in this subdivision.
- (3) "Manufacturer or supplier" means a person who designs, manufactures, labels, sells, distributes, or donates a COVID-19 protective product.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-3 Application after March 1, 2020

Sec. 3. This chapter applies to a cause of action that accrues on or after March 1, 2020.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-4 Immunity

Sec. 4. Except as provided in section 5 or 6(b) of this chapter, a manufacturer or supplier is immune from civil tort liability for harm that results from the design, manufacture, labeling, sale, distribution, or donation of a COVID-19 protective product.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-5 Exceptions for gross negligence and willful and wanton misconduct

Sec. 5. The immunity from civil tort liability provided in section 4 of this chapter does not apply to an act or omission that constitutes gross negligence or willful or wanton

misconduct (including fraud and intentionally tortious acts) as proven by clear and convincing evidence.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-6 Application and supplemental application

Sec. 6. (a) This chapter supplements and is in addition to:

- (1) IC 34-13-3 (Indiana Tort Claims Act); and
- (2) IC 34-18 (Indiana Medical Malpractice Act).

(b) This chapter does not apply to a claim brought under:

- (1) IC 22-3-2 (Worker's Compensation);
- (2) IC 22-3-7 (Worker's Occupational Diseases Compensation);
- (3) IC 22-8 (Occupational Health and Safety); or
- (4) IC 22-4 (Unemployment Compensation).

As added by P.L.1-2021, SEC.8.

IC 34-30-33-7 Immunity in addition to other state and federal immunities

Sec. 7. The civil tort immunity provided in this chapter is in addition to any other immunity protection that might apply under state or federal law.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-8 Class actions prohibited

Sec. 8. A person may not bring a class action lawsuit based on tort damages for harm that results from the design, manufacture, labeling, sale, distribution, or donation of a COVID-19 protective product.

As added by P.L.1-2021, SEC.8.

IC 34-30-33-9 Expiration

Sec. 9. This chapter expires December 31, 2024.

As added by P.L.1-2021, SEC.8.