HOUSE BILL No. 1282

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-25-2-2.5; IC 34-30-2.1-506.

Synopsis: Limitation of liability for DCS contractors. Limits the civil liability of contractors that provide specified services under a contract with the department of child services (DCS).

Effective: Upon passage.

Judy, Jeter, Cherry, Steuerwald

January 11, 2023, read first time and referred to Committee on Judiciary.

Introduced

First Regular Session of the 123rd General Assembly (2023)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type.~~

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~*this style type*~~ reconciles conflicts between statutes enacted by the 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1282

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

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

SECTION 1. IC 31-25-2-2.5, AS ADDED BY P.L.146-2008, SECTION 563, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.5. **(a)** The following are not personally liable, except to the state, for an official act done or omitted in connection with performance of duties under this title:

(1) The director of the department.

(2) Other officers and employees of the department.

(b) An individual or a nonprofit corporation organized under the laws of Indiana is not liable, except to the state, for an act done or omitted in connection with the individual's or nonprofit corporation's provision of services described in section 7(a) of this chapter under a contract entered into with the department.

SECTION 2. IC 34-30-2.1-506, AS ADDED BY P.L.105-2022, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 506. IC 31-25-2-2.5 (Concerning ~~the~~ officers, ~~and other~~ employees, **and certain contractors** of the department of child services).

SECTION 3. **An emergency is declared for this act.**