



# SENATE MOTION

**MR. PRESIDENT:**

**I move** that Engrossed House Bill 1040 be amended to read as follows:

- 1           Page 11, delete lines 20 through 42, begin a new paragraph, and  
2           insert:  
3           "SECTION 3. IC 22-1-1-24 IS ADDED TO THE INDIANA CODE  
4           AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
5           1, 2026]: **Sec. 24. (a) The following definitions apply throughout  
6           this section:**  
7                 (1) "Health care employee" has the meaning set forth in  
8                 IC 35-42-2-1.  
9                 (2) "School employee" has the meaning set forth in  
10                IC 35-42-2-1.  
11                (3) "Workplace battery" means a battery described in  
12                IC 35-42-2-1(d) or IC 35-42-2-1(g).  
13           (b) The employer of a health care employee or school employee  
14           shall make a workplace battery report as described in subsection  
15           (c) to the commissioner if a health care employee or school  
16           employee is the victim of workplace battery.  
17           (c) Beginning July 1, 2027, the employer shall make the  
18           workplace battery report required under subsection (b) each year  
19           before:  
20                 (1) August 1, for the period from January 1 to June 30; and  
21                 (2) February 1, for the period from July 1 to December 31.  
22           The report shall be made on a form provided by the commissioner.  
23           (d) The workplace battery report must include the following  
24           information:  
25                 (1) The name of the employer.  
26                 (2) The city and county in which a workplace battery was  
27                 committed.  
28                 (3) The time period covered by the report (January 1 to June

- 1           **30 or July 1 to December 31).**
- 2           **(4) The number of workplace batteries that were committed**
- 3           **during the reporting period.**
- 4           **(5) The job title of each health care employee or school**
- 5           **employee who was the victim of the workplace battery.**
- 6           **(6) The date of each workplace battery.**
- 7           **(7) The address and specific location (such as "hospital**
- 8           **emergency room" or "school parking lot") where the**
- 9           **workplace battery occurred. However, if the battery occurred**
- 10           **at the health care employee's or school employee's home, the**
- 11           **report may not include the address.**
- 12           **(8) The circumstances surrounding the workplace battery and**
- 13           **any resulting injury, including the following, if known:**
- 14           **(A) The gender of the victim.**
- 15           **(B) The specific manner in which the workplace battery**
- 16           **was committed (such as by striking, biting, pushing,**
- 17           **kicking, use of an object, or use of a weapon).**
- 18           **(C) Whether the victim required hospitalization.**
- 19           **(D) If a weapon or other object was used to commit the**
- 20           **workplace battery, the type of weapon or object.**
- 21           **(E) Whether law enforcement was contacted or responded**
- 22           **to the workplace battery.**
- 23           **(F) Whether criminal charges were filed against the**
- 24           **perpetrator.**
- 25           **For a workplace battery that does not occur on the employer's**
- 26           **premises, the employer shall provide as much information as is**
- 27           **known to the employer.**
- 28           **(e) The employer shall make the report required under this**
- 29           **section regardless of whether a person is criminally charged with**
- 30           **the workplace battery."**
- 31           Delete page 12.
- 32           Page 13, delete lines 1 through 19.
- 33           Renumber all SECTIONS consecutively.
- (Reference is to EHB 1040 as printed February 13, 2026.)

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Senator FREEMAN