



COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Judiciary, to which was referred House Bill No. 1092, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
2 "SECTION 1. IC 4-38-11-1, AS ADDED BY P.L.293-2019,
3 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2026]: Sec. 1. (a) The bureau (**as defined in IC 4-33-2-3.7**)
5 shall provide information to a certificate holder **or vendor** concerning
6 persons who are delinquent in child support.
7 (b) Prior to:
8 (1) a certificate holder disbursing a payout of six hundred dollars
9 (\$600) or more; ~~in winnings, from sports wagering to a person~~
10 ~~who is delinquent in child support and who is claiming the~~
11 ~~winning sports wager in person at the certificate holder's facility,~~
12 ~~the certificate holder: or~~
13 (2) a vendor disbursing a payout that triggers the vendor's
14 **obligation to file Form W-2G or a substantially equivalent**
15 **form with the United States Internal Revenue Service;**
16 **the certificate holder or vendor shall check to determine if the**
17 **person claiming the payout is delinquent in child support.**
18 (c) **If the person claiming the payout described by subsection (b)**
19 **is delinquent in child support, the certificate holder or vendor:**

- 1 (1) may deduct and retain an administrative fee in the amount of
- 2 the lesser of:
- 3 (A) three percent (3%) of the amount of delinquent child
- 4 support withheld under subdivision (2)(A); or
- 5 (B) one hundred dollars (\$100); and
- 6 (2) shall:
- 7 (A) withhold the amount of delinquent child support owed
- 8 from winnings;
- 9 (B) transmit to the bureau:
- 10 (i) the amount withheld for delinquent child support; and
- 11 (ii) identifying information, including the full name, address,
- 12 and Social Security number of the obligor and the child
- 13 support case identifier, the date and amount of the payment,
- 14 and the name and location of the licensed owner, operating
- 15 agent, **vendor**, or trustee; and
- 16 (C) issue the obligor a receipt in a form prescribed by the
- 17 bureau with the total amount withheld for delinquent child
- 18 support and the administrative fee.
- 19 ~~(e)~~ (d) The bureau shall notify the obligor at the address provided
- 20 by the certificate holder **or vendor** that the bureau intends to offset the
- 21 obligor's delinquent child support with the winnings.
- 22 ~~(d)~~ (e) The bureau shall hold the amount withheld from the
- 23 winnings of an obligor for ten (10) business days before applying the
- 24 amount as payment to the obligor's delinquent child support.
- 25 ~~(e)~~ (f) The delinquent child support required to be withheld under
- 26 this section and an administrative fee described under subsection ~~(b)(1)~~
- 27 (c)(1) have priority over any secured or unsecured claim on winnings
- 28 except claims for federal or state taxes that are required to be withheld
- 29 under federal or state law."
- 30 Page 2, delete lines 1 through 23.
- 31 Page 4, delete lines 33 through 42, begin a new paragraph and
- 32 insert:
- 33 "SECTION 6. IC 31-27-3-3, AS AMENDED BY P.L.81-2025,
- 34 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 35 JULY 1, 2026]: Sec. 3. (a) An applicant must apply for a child caring
- 36 institution license on forms provided by the department.
- 37 (b) An applicant must submit the required information as part of the
- 38 application.

1 (c) The applicant must submit with the application a statement
2 attesting the following:

3 (1) Whether the applicant has been convicted of:

4 (A) a felony; or

5 (B) a misdemeanor relating to the health and safety of
6 children.

7 (2) Whether the applicant has been charged with:

8 (A) a felony; or

9 (B) a misdemeanor relating to the health and safety of
10 children;

11 during the pendency of the application.

12 (d) The department, on behalf of an applicant, or, at the discretion
13 of the department, an applicant, shall conduct a criminal history check
14 of the following:

15 (1) Each individual who is an applicant.

16 (2) The director or manager of a facility where children will be
17 placed.

18 (3) Each employee ~~or volunteer~~ of the applicant.

19 (4) Each contractor or individual working in the child caring
20 institution who is likely to have unsupervised contact with
21 children in the child caring institution.

22 **(5) Each volunteer of the applicant who is likely to have:**

23 **(A) unsupervised contact with children in the child caring**
24 **institution; or**

25 **(B) access to a child's electronic or physical medical**
26 **records.**

27 (e) If the applicant conducts a criminal history check under
28 subsection (d), the applicant shall:

29 (1) maintain records of the information it receives concerning
30 each individual who is the subject of a criminal history check; and

31 (2) submit to the department a copy of the information it receives
32 concerning each person described in subsection (d)(1) through
33 ~~(d)(4): (d)(5).~~

34 (f) If the department conducts a criminal history check on behalf of
35 an applicant under subsection (d), the department shall:

36 (1) determine whether the subject of a national fingerprint based
37 criminal history check has a record of:

38 (A) a conviction for a felony;

- 1 (B) a conviction for a misdemeanor relating to the health and
 2 safety of a child; or
 3 (C) a juvenile adjudication for a nonwaivable offense, as
 4 defined in IC 31-9-2-84.8 that, if committed by an adult,
 5 would be a felony;
- 6 (2) notify the applicant of the determination under subdivision (1)
 7 without identifying a specific offense or other identifying
 8 information concerning a conviction or juvenile adjudication
 9 contained in the national criminal history record information;
- 10 (3) submit to the applicant a copy of any state limited criminal
 11 history report that the department receives on behalf of any person
 12 described in subsection (d); and
- 13 (4) maintain a record of every report and all information the
 14 department receives concerning a person described in subsection
 15 (d).
- 16 (g) Except as provided in subsection (h), a criminal history check
 17 described in subsection (d) is required only at the time an application
 18 for a new license or the renewal of an existing license is submitted.
- 19 (h) Except as provided in subsection (i), a criminal history check of
 20 each person described in subsection (d)(2) ~~(d)(3)~~; or ~~(d)(4)~~ **through**
 21 **(d)(5)** must be completed on or before the date the person:
 22 (1) is employed;
 23 (2) is assigned as a volunteer; or
 24 (3) enters into, or the person's employing entity enters into, a
 25 contract with the applicant.
- 26 (i) An individual may be employed by a child caring institution as
 27 an employee, volunteer, or contractor before a criminal history check
 28 of the individual is completed as required under subsection (h) if all of
 29 the following conditions are satisfied:
- 30 (1) The following checks have been completed regarding the
 31 individual:
- 32 (A) A fingerprint based check of national crime information
 33 data bases under IC 31-9-2-22.5(1).
 34 (B) A national sex offender registry check under
 35 IC 31-9-2-22.5(3).
 36 (C) An in-state local criminal records check under
 37 IC 31-9-2-22.5(4).
 38 (D) An in-state child protection index check under

- 1 IC 31-33-26.
- 2 (2) If the individual has resided outside Indiana at any time during
3 the five (5) years preceding the individual's date of hiring by the
4 child caring institution, the following checks have been requested
5 regarding the individual:
- 6 (A) An out-of-state child abuse registry check under
7 IC 31-9-2-22.5(2).
- 8 (B) An out-of-state local criminal records check under
9 IC 31-9-2-22.5(4).
- 10 (3) The individual's employment before the completion of the
11 criminal history check required under subsection (h) is limited to
12 training during which the individual:
- 13 (A) does not have contact with children who are under the care
14 and control of the child caring institution; and
- 15 (B) does not have access to records containing information
16 regarding children who are under the care and control of the
17 child caring institution.
- 18 (4) The individual completes an attestation, under penalty of
19 perjury, disclosing:
- 20 (A) any abuse or neglect complaints made against the
21 individual with the child welfare agency of a state other than
22 Indiana in which the individual resided within the five (5)
23 years preceding the date of the attestation; and
- 24 (B) any contact the individual had with a law enforcement
25 agency in connection with the individual's suspected or alleged
26 commission of a crime in a state other than Indiana in which
27 the individual resided within the five (5) years preceding the
28 date of the attestation.
- 29 (j) The applicant or facility is responsible for any fees associated
30 with a criminal history check.
- 31 (k) The department shall, at the applicant's request, inform the
32 applicant whether the department has or does not have a record of the
33 person who is the subject of a criminal history check and if the
34 department has identified the person as an alleged perpetrator of abuse
35 or neglect. The department may not provide to the applicant any details
36 or personally identifying information contained in any child protective
37 services investigation report.
- 38 (l) A person who is the subject of a criminal history check

1 conducted in accordance with this section may request the state police
2 department to provide the person with a copy of any state or national
3 criminal history report concerning the person."

4 Delete pages 5 through 6.

5 Page 7, delete lines 1 through 34.

6 Renumber all SECTIONS consecutively.

(Reference is to HB 1092 as reprinted January 29, 2026.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

Carrasco

Chairperson