
HOUSE BILL No. 1249

AM124901 has been incorporated into January 14, 2026 printing.

Synopsis: Juvenile court jurisdiction.

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HB 1249—LS 6693/DI 144



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January 14, 2026

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

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HOUSE BILL No. 1249

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

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

1 SECTION 1. IC 31-30-1-4, AS AMENDED BY P.L.218-2025,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 4. (a) The juvenile court does not have jurisdiction
4 over an individual for an alleged violation of:
5 (1) IC 35-41-5-1(a) (attempted murder);
6 (2) IC 35-42-1-1 (murder);
7 (3) IC 35-42-3-2 (kidnapping);
8 (4) IC 35-42-4-1 (rape);
9 (5) IC 35-42-4-2 (criminal deviate conduct) (before its repeal);
10 (6) IC 35-42-5-1 (robbery) if:
11 (A) the robbery was committed while armed with a deadly
12 weapon; or
13 (B) the robbery results in bodily injury or serious bodily
14 injury;
15 (7) IC 35-42-5-2 (carjacking) (before its repeal);
16 (8) ~~IC 35-47-10 (children and firearms); IC 35-47-10-5~~
17 **(unlawful possession of a firearm by a child)**, if charged as a

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1 ~~felony~~; **Level 5 felony or higher**; or
 2 (9) any offense that may be joined under IC 35-34-1-9(a)(2) with
 3 any crime listed in this subsection;
 4 if the individual was at least sixteen (16) years of age but less than
 5 eighteen (18) years of age at the time of the alleged violation.
 6 (b) Once an individual described in subsection (a) has been
 7 charged with any offense listed in subsection (a), the court having adult
 8 criminal jurisdiction shall retain jurisdiction over the case if the
 9 individual pleads guilty to or is convicted of any offense listed in
 10 subsection (a)(1) through (a)(8).
 11 (c) If:
 12 (1) an individual described in subsection (a) is charged with one
 13 (1) or more offenses listed in subsection (a);
 14 (2) all the charges under subsection (a)(1) through (a)(8) resulted
 15 in an acquittal or were dismissed; and
 16 (3) the individual pleads guilty to or is convicted of any offense
 17 other than an offense listed in subsection (a)(1) through (a)(8);
 18 the court having adult criminal jurisdiction may withhold judgment and
 19 transfer jurisdiction to the juvenile court for adjudication and
 20 disposition. In determining whether to transfer jurisdiction to the
 21 juvenile court for adjudication and disposition, the court having adult
 22 criminal jurisdiction shall consider whether there are appropriate
 23 services available in the juvenile justice system, whether the child is
 24 amenable to rehabilitation under the juvenile justice system, and
 25 whether it is in the best interests of the safety and welfare of the
 26 community that the child be transferred to juvenile court. All orders
 27 concerning release conditions remain in effect until a juvenile court
 28 detention hearing, which must be held not later than forty-eight (48)
 29 hours, excluding Saturdays, Sundays, and legal holidays, after the order
 30 of transfer of jurisdiction.
 31 (d) A court having adult criminal jurisdiction, and not a juvenile
 32 court, has jurisdiction over a person who is at least twenty-one (21)
 33 years of age for an alleged offense:
 34 (1) committed while the person was a child; and
 35 (2) that could have been waived under IC 31-30-3.
 36 This subsection applies to a criminal proceeding for an alleged offense
 37 regardless of whether the offense was committed before, on, or after
 38 July 1, 2023, or the juvenile becomes twenty-one (21) years of age
 39 before, on, or after July 1, 2023.
 40 SECTION 2. IC 35-47-2-1.5, AS ADDED BY P.L.175-2022,
 41 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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1 JULY 1, 2026]: Sec. 1.5. (a) The following terms are defined for this
 2 section:
 3 (1) "Adjudicated a mental defective" means a determination by
 4 a court that a person:
 5 (A) presents a danger to the person or to others; or
 6 (B) lacks the mental capacity necessary to contract or
 7 manage the person's affairs.
 8 The term includes a finding of insanity by a court in a criminal
 9 proceeding.
 10 (2) "Alien" means any person who is not lawfully in the United
 11 States. The term includes:
 12 (A) any person who has:
 13 (i) entered the United States without inspection and
 14 authorization by an immigration officer; and
 15 (ii) not been paroled into the United States under the
 16 federal Immigration and Nationality Act;
 17 (B) a nonimmigrant:
 18 (i) whose authorized period of stay has expired; or
 19 (ii) who has violated the terms of the nonimmigrant
 20 category under which the person was admitted;
 21 (C) a person paroled under the federal Immigration and
 22 Nationality Act whose period of parole has:
 23 (i) expired; or
 24 (ii) been terminated; and
 25 (D) a person subject to an order:
 26 (i) of deportation, exclusion, or removal; or
 27 (ii) to depart the United States voluntarily;
 28 regardless of whether or not the person has left the United
 29 States.
 30 (3) "Committed to a mental institution" means the formal
 31 commitment of a person to a mental institution by a court. The
 32 term includes:
 33 (A) a commitment for:
 34 (i) a cognitive or mental defect; or
 35 (ii) a mental illness; and
 36 (B) involuntary commitments.
 37 The term does not include voluntary commitments or a
 38 commitment made for observational purposes.
 39 (4) "Crime of domestic violence" has the meaning set forth in
 40 IC 35-31.5-2-78.
 41 (5) "Dangerous" has the meaning set forth in IC 35-47-14-1.

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- 1 (6) "Fugitive from justice" means any person who:
 2 (A) flees or leaves from any state to avoid prosecution for
 3 a felony or misdemeanor offense; or
 4 (B) flees or leaves any state to avoid testifying in a criminal
 5 proceeding.
- 6 (7) "Indictment" means any formal accusation of a crime made
 7 by a prosecuting attorney in any court for a crime punishable by
 8 a term of imprisonment exceeding one (1) year.
- 9 (8) A crime or offense "punishable by a term of imprisonment
 10 exceeding one (1) year" does not include a federal or state crime
 11 or offense pertaining to antitrust violations, unfair trade
 12 practices, restraints of trade, or other similar offenses relating to
 13 the regulation of business practices.
- 14 (b) Except as provided in subsections (c) and (d), the following
 15 persons may not knowingly or intentionally carry a handgun:
 16 (1) A person convicted of a federal or state offense punishable
 17 by a term of imprisonment exceeding one (1) year.
 18 (2) A fugitive from justice.
 19 (3) An alien.
 20 (4) A person convicted of:
 21 (A) a crime of domestic violence (IC 35-31.5-2-78);
 22 (B) domestic battery (IC 35-42-2-1.3); or
 23 (C) criminal stalking (IC 35-45-10-5).
 24 (5) A person restrained by an order of protection issued under
 25 IC 34-26-5.
 26 (6) A person under indictment.
 27 (7) A person who has been:
 28 (A) adjudicated dangerous under IC 35-47-14-6;
 29 (B) adjudicated a mental defective; or
 30 (C) committed to a mental institution.
 31 (8) A person dishonorably discharged from:
 32 (A) military service; or
 33 (B) the National Guard.
 34 (9) A person who renounces the person's United States
 35 citizenship in the manner described in 8 U.S.C. 1481.
 36 (10) A person who is less than ~~(A) eighteen (18) years of age; or~~
 37 ~~(B) twenty-three (23) years of age~~ and has an adjudication as a
 38 delinquent child for an act described by IC 35-47-4-5, unless
 39 authorized under IC 35-47-10.
- 40 (c) Subsection (b)(4)(A) and (b)(4)(B) does not apply to a person
 41 if a court has restored the person's right to possess a firearm under

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- 1 IC 35-47-4-7.
- 2 (d) A person who has:
- 3 (1) been adjudicated dangerous under IC 35-47-14-6; and
- 4 (2) successfully petitioned for the return of a firearm under
- 5 IC 35-47-14-8 with respect to the adjudication under subdivision
- 6 (1);
- 7 is not prohibited from carrying a handgun under subsection (b) on the
- 8 basis that the person was adjudicated dangerous under subdivision (1).
- 9 However, the person may still be prohibited from carrying a handgun
- 10 on one (1) or more of the other grounds listed in subsection (b).
- 11 (e) A person who violates this section commits unlawful carrying
- 12 of a handgun, a Class A misdemeanor. However, the offense is a Level
- 13 5 felony if:
- 14 (1) the offense is committed:
- 15 (A) on or in school property;
- 16 (B) within five hundred (500) feet of school property; or
- 17 (C) on a school bus; or
- 18 (2) the person:
- 19 (A) has a prior conviction of any offense under:
- 20 (i) this section;
- 21 (ii) section 1 of this chapter (carrying a handgun
- 22 without a license) (before its repeal); or
- 23 (iii) section 22 of this chapter; or
- 24 (B) has been convicted of a felony within fifteen (15) years
- 25 before the date of the offense.
- 26 SECTION 2. IC 35-47-10-5, AS AMENDED BY P.L.148-2024,
- 27 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 28 JULY 1, 2026]: Sec. 5. (a) A child who knowingly ~~or~~ intentionally ~~or~~
- 29 ~~recklessly~~ possesses a firearm for any purpose other than a purpose
- 30 described in section 1 of this chapter commits ~~dangerous~~ **unlawful**
- 31 possession of a firearm ~~by a child~~, a Class A misdemeanor, **except as**
- 32 **otherwise provided in this section.**
- 33 **(b) An offense under subsection (a) is a Level 6 felony if:**
- 34 **(1) the child has a prior conviction under this section; or**
- 35 **(2) the child has been adjudicated a delinquent for an act**
- 36 **that would be an offense under this section.**
- 37 ~~(c) However, the~~ **An offense under subsection (a) is a Level 5**
- 38 ~~felony if: the child has a prior conviction under this section or has been~~
- 39 ~~adjudicated a delinquent for an act that would be an offense under this~~
- 40 ~~section:~~
- 41 **(1) the child has at least two (2) unrelated prior convictions**
- 42 **under this section;**

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- 1 **(2) the child has at least two (2) unrelated prior delinquency**
- 2 **adjudications for an act that would be an offense under this**
- 3 **section;**
- 4 **(3) the child has at least one (1) unrelated prior:**
- 5 **(A) conviction under this section; and**
- 6 **(B) delinquency adjudication for an act that would be an**
- 7 **offense under this section; or**
- 8 **(4) the offense is committed:**
- 9 **(A) on or in school property;**
- 10 **(B) within five hundred (500) feet of school property; or**
- 11 **(C) on a school bus.**
- 12 ~~(b)~~ **(d) A child who knowingly or intentionally provides a firearm**
- 13 **to another child whom the child knows:**
- 14 **(1) is ineligible for any reason to purchase or otherwise receive**
- 15 **from a dealer a firearm; or**
- 16 **(2) intends to use the firearm to commit a crime;**
- 17 **commits a Level 5 felony. However, the offense is a Level 3 felony if**
- 18 **the other child uses the firearm to commit murder (IC 35-42-1-1).**

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