

PROPOSED AMENDMENT

SB 140 # 5

DIGEST

Railroad crew information. Prohibits the release of personally identifying information concerning a railroad crew in a public report concerning a railroad fatality.

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 8-3-1-20.5 IS ADDED TO THE INDIANA CODE
4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
5 1, 2026]: **Sec. 20.5. (a) As used in this section, "personally
6 identifying information" means the following information that
7 identifies an individual:**
8 **(1) Name.**
9 **(2) Driver's license number.**
10 **(3) Address (other than the ZIP code).**
11 **(4) Date of birth.**
12 **(5) Height.**
13 **(6) Weight.**
14 **(7) Hair color.**
15 **(8) Eye color.**
16 **(9) Electronic mail address.**
17 **(10) Telephone number.**
18 **The term does not include information about vehicular accidents,**
19 **driving or equipment related violations, and driver's license or**
20 **registration status.**
21 **(b) Personally identifying information of railroad crew**
22 **members must be redacted from any public report involving a**
23 **railroad fatality.**
24 **(c) Any law enforcement agency or other person who possesses**
25 **a report involving a railroad fatality shall maintain the report in**
26 **a manner that ensures the confidentiality of the railroad crew's**
27 **personally identifying information.**

1 **(d) An unredacted copy of a report involving a railroad fatality**
2 **must be accessible at all reasonable times:**
3 **(1) to the host or employing railroad;**
4 **(2) by a court order;**
5 **(3) to a person specifically authorized by a court order to**
6 **obtain the information if access to the information is**
7 **necessary in the performance of the duties of the person; and**
8 **(4) to:**
9 **(A) law enforcement officers;**
10 **(B) the attorney general;**
11 **(C) the attorney general's deputies and assistants;**
12 **(D) the department; and**
13 **(E) the department's staff;**
14 **if access to the information is necessary in the performance of**
15 **the duties of a person described in clauses (A) through (E)."**
16 Renumber all SECTIONS consecutively.
(Reference is to SB 140 as reprinted January 23, 2026.)