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SENATE BILL No. 140

Proposed Changes to January 23, 2026 printing by AM014005

DIGEST OF PROPOSED AMENDMENT

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

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

- 1 [SECTION 1. IC 8-3-1-20.5 IS ADDED TO THE INDIANA CODE
- 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2026]: Sec. 20.5. (a) As used in this section, "personally
- 4 identifying information" means the following information that
- 5 identifies an individual:
- 6 (1) Name.
- 7 (2) Driver's license number.
- 8 (3) Address (other than the ZIP code).
- 9 (4) Date of birth.
- 10 (5) Height.
- 11 (6) Weight.
- 12 (7) Hair color.
- 13 (8) Eye color.
- 14 (9) Electronic mail address.
- 15 (10) Telephone number.
- 16 The term does not include information about vehicular accidents,
- 17 driving or equipment related violations, and driver's license or
- 18 registration status.
- 19 (b) Personally identifying information of railroad crew
- 20 members must be redacted from any public report involving a

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1 railroad fatality.

2 (c) Any law enforcement agency or other person who possesses
 3 a report involving a railroad fatality shall maintain the report in
 4 a manner that ensures the confidentiality of the railroad crew's
 5 personally identifying information.

6 (d) An unredacted copy of a report involving a railroad
 7 fatality must be accessible at all reasonable times:

8 (1) to the host or employing railroad;

9 (2) by a court order;

10 (3) to a person specifically authorized by a court order to
 11 obtain the information if access to the information is
 12 necessary in the performance of the duties of the person; and

13 (4) to:

14 (A) law enforcement officers;

15 (B) the attorney general;

16 (C) the attorney general's deputies and assistants;

17 (D) the department; and

18 (E) the department's staff;

19 if access to the information is necessary in the performance
 20 of the duties of a person described in clauses (A) through (E).

21] SECTION \leftrightarrow [2]. IC 35-45-2.5 IS ADDED TO THE INDIANA
 22 CODE AS A NEW CHAPTER TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2026]:

24 **Chapter 2.5. Doxxing**

25 **Sec. 1.** The definitions set forth in sections 2 through 4 of this
 26 chapter apply throughout this chapter.

27 **Sec. 2.** (a) Except as provided in subsection (b), "personal
 28 information" refers to information or a combination of
 29 information, regardless of whether the information is publicly
 30 available, that consists of one (1) or more of the following:

31 (1) The individual's name.

32 (2) The individual's Social Security number.

33 (3) The address of the individual's residence or any other
 34 real property owned by the individual.

35 (4) A legal name previously used by the individual.

36 (5) The individual's telephone number.

37 (6) The name or address of the individual's employer.

38 (7) The name or address of a location that the individual:

39 (A) has frequently visited in the past; and

40 (B) is likely to visit in the future.

41 (b) The term does not include the address of real property
 42 provided on a real estate or mapping platform if the address is not

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1 displayed or disclosed in connection with any information
2 identifying the owner or occupant of the real property.

3 Sec. 3. "Post" means to deliver, disseminate, or transmit
4 information, regardless of whether the information transmitted is
5 an audio file, a video, an image, or in a text format, to more than
6 one (1) person through a social media platform.

7 Sec. 4. "Social media platform" means a website or application
8 that:

- 9 (1) is open to the public;
- 10 (2) allows users to create accounts;
- 11 (3) enables users to communicate or interact with other
- 12 users;
- 13 (4) permits users to create or post content, messages,
- 14 information, or images that are viewable by other users; and
- 15 (5) permits users to comment on or message other users
- 16 regarding such content, messages, information, or images.

17 Sec. 5. (a) A person who:

- 18 (1) with the intent to place an individual in fear of bodily
- 19 injury or damage to the individual's property; or
- 20 (2) with the intent to aid, induce, or cause another person to:
- 21 (A) cause bodily injury to the individual;
- 22 (B) damage the individual's property; or
- 23 (C) commit a crime against the individual;

24 posts personal information of the individual commits doxxing, a
25 Class A misdemeanor, except as provided in subsection (b).

26 (b) An offense under subsection (a) is a:

- 27 (1) Level 6 felony if the posting of the personal information
- 28 results in the individual suffering serious bodily injury; and
- 29 (2) Level 5 felony if the posting of the personal information
- 30 results in the individual suffering a catastrophic injury or
- 31 death.

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