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SENATE BILL No. 140

Proposed Changes to January 23, 2026 printing by AM014008

DIGEST OF PROPOSED AMENDMENT

Intimidation and legislators. Amends the definition of "threat" in the intimidation statute to include posting a person's personal information on a social media platform with the intent to cause: (1) bodily injury to the person; (2) damage to the person's property; or (3) the commission of a crime against the person. Provides that "personal information" means disclosing two or more items of information. Increases the penalty for intimidation if committed against a legislator. Deletes the separate doxxing statute.

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 35-45-2~~ [IC 35-31.5-2-234].5 IS ADDED TO
- 2 THE INDIANA CODE AS A NEW ~~CHAPTER~~ [SECTION] TO
- 3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:<
- 4 ~~Chapter 2.5. Doxxing~~
- 5 ~~Sec. 1. The definitions set forth in sections 2 through 4 of this~~
- 6 ~~chapter apply throughout this chapter.~~
- 7 ~~Sec. 2. (a) Except as provided in subsection (b), "personal"~~ [
- 8 Sec. 234.5. (a) "Personal] information" ~~refers to~~ [means]
- 9 information or a combination of information, regardless of
- 10 whether the information is publicly available, that consists of
- 11 ~~one~~ [two] (~~1~~ [2]) or more of the following: [
- 12 [(1) The individual's name.
- 13 (2) The individual's Social Security number.
- 14 (3) The address of the individual's residence or any other
- 15 real property owned by the individual.
- 16 (4) A legal name previously used by the individual.

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- 1 (5) The individual's telephone number.
 2 (6) The name or address of the individual's employer.
 3 (7) The name or address of a location that the individual:
 4 (A) has frequently visited in the past; and
 5 (B) is likely to visit in the future.

6 (b) The term does not include the address of real property
 7 provided on a real estate or mapping platform if the address is not
 8 displayed or disclosed in connection with any information
 9 identifying the owner or occupant of the real property.

10 ~~Sec. 3.~~ SECTION 2. IC 35-31.5-2-239.5 IS ADDED TO THE
 11 INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2026]: Sec. 239.5.] "Post" means to deliver,
 13 disseminate, or transmit information, regardless of whether the
 14 information transmitted is an audio file, a video, an image, or in a
 15 text format, to more than one (1) person through a social media
 16 platform.[]

17 [SECTION 3. IC 35-31.5-2-306.8 IS ADDED TO THE INDIANA
 18 CODE AS A NEW SECTION TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2026]:]Sec. ~~306.8~~. "Social media
 20 platform" means a website or application that:

- 21 (1) is open to the public;
 22 (2) allows users to create accounts;
 23 (3) enables users to communicate or interact with other
 24 users;
 25 (4) permits users to create or post content, messages,
 26 information, or images that are viewable by other users; and
 27 (5) permits users to comment on or message other users
 28 regarding such content, messages, information, or images.

29 ~~Sec. 5.~~ SECTION 4. IC 35-45-2-1, AS AMENDED BY
 30 P.L.5-2022, SECTION 6, IS AMENDED TO READ AS FOLLOWS
 31 [EFFECTIVE JULY 1, 2026]: Sec. 1]. (a) A person who ~~is~~

- 32 ~~(1)~~ (1) communicates a threat with the intent:
 33 (1) that another person engage in conduct against the other
 34 person's will;
 35 (2) that another person be placed in fear of retaliation for a prior
 36 lawful act;
 37 (3) of:
 38 (A) causing:
 39 (i) a dwelling, a building, or other structure; or
 40 (ii) a vehicle;
 41 to be evacuated; or
 42 (B) interfering with the occupancy of:

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1 (i) a dwelling, building, or other structure; or
 2 (ii) a vehicle; or
 3 (4) that another person be placed in fear that the threat will be
 4 carried out, if the threat is a threat described in:
 5 (A) subsection (c)(1) through (c)(5); (c)(1)(A) through
 6 (c)(1)(E); or
 7 (B) subsection (c)(7) through (c)(8); (c)(1)(G) through
 8 (c)(1)(H);
 9 commits intimidation, a Class A misdemeanor.
 10 (b) However, the offense is a:
 11 (1) Level 6 felony if:
 12 (A) the threat is to commit a forcible felony;
 13 (B) the subject of the threat or the person to whom the
 14 threat is communicated is a witness (or the spouse or child
 15 of a witness) in any pending criminal proceeding against the
 16 person making the threat;
 17 (C) the threat is communicated because of the occupation,
 18 profession, employment status, or ownership status of a
 19 person or the threat relates to or is made in connection with
 20 the occupation, profession, employment status, or
 21 ownership status of a person;
 22 (D) the person has a prior unrelated conviction for an
 23 offense under this section concerning the same victim; or
 24 (E) the threat is communicated using property, including
 25 electronic equipment or systems, of a school corporation or
 26 other governmental entity; and
 27 (2) Level 5 felony if:
 28 (A) while committing it, the person draws or uses a deadly
 29 weapon;
 30 (B) the subject of the threat or the person to whom the
 31 threat is communicated:
 32 (i) is a judicial officer or bailiff of any court; or
 33 (ii) is a prosecuting attorney or a deputy prosecuting
 34 attorney; or
 35 (iii) is a member of the general assembly;
 36 and the threat relates to the person's status as a judicial
 37 officer, bailiff, prosecuting attorney, or deputy prosecuting
 38 attorney, or member of the general assembly, or is made
 39 in connection with the official duties of the judicial officer,
 40 bailiff, prosecuting attorney, or deputy prosecuting attorney,
 41 or member of the general assembly; or
 42 (C) the threat is:

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- 1 (i) to commit terrorism; or
 2 (ii) made in furtherance of an act of terrorism.
- 3 (c) "Threat" means:
 4 (1) an expression, by words or action, of an intention to:
 5 (1) (A) unlawfully injure the person threatened or another
 6 person, or damage property;
 7 (2) (B) unlawfully subject a person to physical confinement
 8 or restraint;
 9 (3) (C) commit a crime;
 10 (4) (D) unlawfully withhold official action, or cause such
 11 withholding;
 12 (5) (E) unlawfully withhold testimony or information with
 13 respect to another person's legal claim or defense, except for
 14 a reasonable claim for witness fees or expenses;
 15 (6) (F) expose the person threatened to hatred, contempt,
 16 disgrace, or ridicule;
 17 (7) (G) falsely harm the credit or business reputation of a
 18 person; or
 19 (8) (H) cause the evacuation of a dwelling, a building,
 20 another structure, or a vehicle. For purposes of this
 21 subdivision, the term includes an expression that would
 22 cause a reasonable person to consider the evacuation of a
 23 dwelling, a building, another structure, or a vehicle, even if
 24 the dwelling, building, structure, or vehicle is not
 25 evacuated; or
 26 (2) posting personal information of a person] with the intent
 27 <to place an individual in fear of bodily injury or damage to
 28 the individual's property; or
 29 (2) with the intent to aid, induce, or cause another person to:
 30 (A) cause> [that the posting of the personal information
 31 will result in:
 32 (A)] bodily injury to the <individual> [person];
 33 (B) damage [to] the <individual's> [person's] property;
 34 or
 35 (C) <commit> [the commission of] a crime against the
 36 <individual;
 37 posts personal information of the individual commits doxxing, a
 38 Class A misdemeanor, except as provided in subsection (b):
 39 (b) An offense under subsection (a) is a:
 40 (1) Level 6 felony if the posting of the personal information
 41 results in the individual suffering serious bodily injury; and
 42 (2) Level 5 felony if the posting of the personal information

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~~results in the individual suffering a catastrophic injury or death~~>[\[person\]](#).

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