



SENATE MOTION

MR. PRESIDENT:

I move that Senate Bill 291 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 33-23-19 IS ADDED TO THE INDIANA CODE
- 4 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2026]:
- 6 **Chapter 19. Protection of Personal Information**
- 7 **Sec. 1. As used in this chapter, "protected individual" means a:**
- 8 (1) **current or retired judge (as defined in IC 33-38-12-3);**
- 9 (2) **current or retired justice, judge, or magistrate of a federal**
- 10 **court domiciled in Indiana; and**
- 11 (3) **spouse, child, or dependent who resides in the same**
- 12 **household as an individual described in subdivisions (1) and**
- 13 **(2).**
- 14 **Sec. 2. As used in this chapter, "personal information" includes**
- 15 **the following:**
- 16 (1) **A home address.**
- 17 (2) **A home telephone number.**
- 18 (3) **A mobile telephone number.**
- 19 (4) **A personal electronic mail address.**
- 20 (5) **A Social Security number.**
- 21 (6) **A driver's license number.**
- 22 (7) **A federal tax identification number.**
- 23 (8) **A credit or debit card number.**
- 24 (9) **A bank account number.**
- 25 (10) **A license plate number or a unique identifier of a vehicle.**
- 26 (11) **A birth or marital record.**
- 27 (12) **Date of birth.**
- 28 (13) **A home address displayed on voter registration or**

property tax information.

(14) Election and campaign finance reports.

The term does not include information that has been publicly disclosed with the consent of the judicial officer or judge.

Sec. 3. As used in this chapter, "publish" means to post or otherwise make available to the general public on the Internet, social media, or social networks.

Sec. 4. (a) A protected individual, or the office of judicial administration on behalf of a protected individual, may submit a written request to a public agency (as defined in IC 5-14-3-2(q)) to:

(1) prevent publication of personal information of the protected individual; or

(2) remove personal information of the protected individual from an existing publication.

(b) A request made under subsection (a) must be sent by certified mail or electronic mail and contain the following:

(1) Sufficient information to confirm that the person subject to the request is a protected individual.

(2) A description of the document, posting, or other publication containing the personal information that is sought to be removed.

A request made by the office of judicial administration that certifies that the person subject to the request is a protected individual is sufficient for the purposes of subdivision (1).

(c) Not later than one (1) day after receiving a request under this section, a public agency shall acknowledge receipt of the request.

(d) After receiving a request under this section, a public agency shall:

(1) as soon as practicable, take action necessary to ensure that the personal information of the protected individual is not published; or

(2) not later than three (3) days after receipt of the request, remove all personal information of the protected person from publication.

(e) A protected individual or the office of judicial administration may bring a civil action against a public agency for a violation of subsection (d). A prevailing party may recover:

(1) actual damages;

(2) declaratory relief;

(3) injunctive relief; and

(4) costs and reasonable attorney's fees.

A court may also award punitive damages if the court finds that the defendant willfully refused to remove the personal information of a protected person.

Sec. 5. (a) A person who:

(1) publishes the personal information of a protected

1 individual; and

2 (2) knows or reasonably should know that the publication of
3 the personal information presents an imminent risk of:

4 (A) bodily injury to the protected individual;

5 (B) damage to the property of the protected individual; or

6 (C) the commission of a criminal offense against the
7 protected individual;

8 commits unlawful publication of personal information, a Class A
9 misdemeanor.

10 (b) The offense under subsection (a) is a Level 6 felony if it
11 results in serious bodily injury to the protected individual."

12 Page 6, after line 2, begin a new paragraph and insert:

13 "SECTION 10. IC 35-52-33-0.7 IS ADDED TO THE INDIANA
14 CODE AS A NEW SECTION TO READ AS FOLLOWS
15 [EFFECTIVE JULY 1, 2026]: **Sec. 0.7. IC 33-23-19-5 defines a crime**
16 **concerning unlawful publication of personal information."**

17 Renumber all SECTIONS consecutively.

(Reference is to SB 291 as printed January 16, 2026.)

Senator CARRASCO