



PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1004 be amended to read as follows:

- 1 Page 108, after line 42, begin a new paragraph and insert:
- 2 "SECTION 85. IC 20-26-22 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2026]:
- 5 **Chapter 22. Mental Health and Substance Use Disorder**
- 6 **Screening**
- 7 **Sec. 1. (a) Each school corporation and charter school shall**
- 8 **develop a plan to conduct developmentally appropriate evidence**
- 9 **based:**
- 10 **(1) mental health screening; and**
- 11 **(2) substance use disorder screening;**
- 12 **for students in kindergarten through grade 12.**
- 13 **(b) A mental health screening under this chapter must include**
- 14 **screening for the following:**
- 15 **(1) High risk for later violence.**
- 16 **(2) Resilience.**
- 17 **Sec. 2. Each school corporation and charter school shall notify**
- 18 **a student's parent, if the student is an unemancipated minor, of the**
- 19 **plan to conduct a screening described in section 1 of this chapter,**
- 20 **including the:**
- 21 **(1) purpose of the screening; and**
- 22 **(2) approximate date and time the screening will be**

1 conducted.

2 **Sec. 3. A school corporation or charter school may not conduct**
3 **a mental health screening or substance use disorder screening of a**
4 **student under this chapter without the consent of:**

5 (1) the student, if the student is an adult or emancipated
6 minor; or

7 (2) a parent of the student, if the student is an unemancipated
8 minor.

9 **Sec. 4. (a) If a student is an unemancipated minor, a school**
10 **corporation or charter school shall:**

11 (1) notify the student's parent of any results from a mental
12 health screening or substance use disorder screening under
13 this chapter;

14 (2) provide the parent a copy of the results; and

15 (3) if applicable, provide the parent a list of resources
16 available to the student in the school or community.

17 (b) If the student is an adult or emancipated minor, the school
18 corporation or charter school shall provide the student with the
19 information described in subsection (a).

20 **Sec. 5. (a) The department shall make available to a school**
21 **corporation and charter school:**

22 (1) developmentally appropriate evidence based:

23 (A) mental health screening tools; and

24 (B) substance use disorder screening tools; and

25 (2) other applicable developmentally appropriate evidence
26 based resources;

27 to assist the school corporation and charter school with
28 implementing mental health screening and substance use disorder
29 screening under this chapter.

30 (b) The department shall consult with the division of mental
31 health and addiction in selecting evidence based screening tools
32 and resources under this section.

33 **Sec. 6. A school corporation or charter school may not use the**
34 **results of a mental health screening or substance use disorder**
35 **screening to make any decision relating to the student's instruction,**
36 **academic opportunities, or discipline.**

37 **Sec. 7. Except as otherwise provided under federal or state law,**
38 **if the results of a screening under this chapter indicate additional**
39 **care is needed for the student, the school corporation or charter**
40 **school is not responsible for providing the additional care to the**
41 **student.**

42 **Sec. 8. Any records relating to a mental health screening or**
43 **substance use disorder screening must be maintained in**
44 **accordance with any applicable federal privacy laws.**

45 **Sec. 9. Unless otherwise provided under federal law, any mental**
46 **health screening or substance use disorder screening data collected**
47 **by a school corporation or charter school under this chapter must**

- 1 **be destroyed by the earlier of the following:**
2 **(1) The date that the school corporation or charter school**
3 **notifies a student's parent or the student of the results as**
4 **required under section 4 of this chapter.**
5 **(2) Sixty (60) days after the date that the school corporation**
6 **or charter school obtains the results of the mental health**
7 **screening or substance use disorder screening."**
8 Renumber all SECTIONS consecutively.
 (Reference is to HB 1004 as printed January 22, 2026.)

Representative Andrade