

IC 16-49-2

Chapter 2. Establishing Local Child Fatality Review Teams

IC 16-49-2-1

Child fatality committee established in each county; membership

Sec. 1. A child fatality committee is established in each county and consists of the following members:

- (1) The prosecuting attorney of the county or a representative of the prosecuting attorney.
- (2) The county coroner or a deputy coroner of the county representing the county coroner.
- (3) A representative from:
 - (A) a county health department established under IC 16-20-2;
 - (B) a health and hospital corporation established under IC 16-22-8; or
 - (C) a multiple county health department established under IC 16-20-3;that is located in or serves the county.
- (4) A representative from the department of child services.
- (5) A representative of law enforcement from the county.

As added by P.L.119-2013, SEC.3.

IC 16-49-2-2

Meetings; chairperson

Sec. 2. (a) The child fatality committee shall meet for the first meeting of the child fatality committee at the call of the prosecuting attorney of the county, or the prosecuting attorney's representative.

(b) The child fatality committee members shall select a chairperson at the first meeting.

(c) The child fatality committee shall meet at the call of the chairperson for all meetings after the first meeting.

As added by P.L.119-2013, SEC.3.

IC 16-49-2-3

Duties of the child fatality committees

Sec. 3. The child fatality committee shall do the following:

- (1) Determine whether to establish a:
 - (A) county child fatality review team; or
 - (B) regional child fatality review team;for the county.
- (2) Appoint members to the local child fatality review team in accordance with the member requirements established under this chapter.
- (3) Determine whether the local child fatality review team will enter into a written agreement with another local child fatality review team to receive, upon request, services, guidance, and expertise from the other local child fatality review team.

As added by P.L.119-2013, SEC.3.

IC 16-49-2-4

Local child fatality review teams; membership; required members or written agreement; pathologist member or agreement

Sec. 4. (a) A local child fatality review team consists of the following members:

(1) The prosecuting attorney of the county or a representative of a prosecuting attorney from the area served by the local child fatality review team.

(2) A county coroner or a deputy coroner from the area served by the local child fatality review team.

(3) A representative from:

(A) a county health department established under IC 16-20-2;

(B) a health and hospital corporation established under IC 16-22-8; or

(C) a multiple county health department established under IC 16-20-3;

that is located in or serves the area served by the local child fatality review team.

(4) A representative from the department of child services.

(5) A representative of law enforcement from the area served by the local child fatality review team.

(6) A representative from a school district in the area served by the local child fatality review team.

(b) In addition to the members under subsection (a), a local child fatality review team shall:

(1) have as a member of the local child fatality review team:

(A) a pediatrician or family practice physician;

(B) a representative from an emergency medical services provider;

(C) a representative from a fire department or volunteer fire department (as defined in IC 36-8-12-2); and

(D) a mental health provider; or

(2) enter into a written agreement with another local child fatality review team for the provision of services, guidance, and expertise of a person listed in subdivision (1)(A) through (1)(D) who is a member of that local child fatality review team.

(c) In addition to the members under subsection (a), a local child fatality review team shall have:

(1) a member on the team who is a pathologist with forensic experience who is licensed to practice medicine in Indiana and who, if feasible, is certified by the American Board of Pathology in forensic pathology; or

(2) an agreement with a pathologist described in subdivision (1) for the provision of the pathologist's services and expertise, as needed by the local child fatality review team.

As added by P.L.119-2013, SEC.3.

IC 16-49-2-5

Local child fatality review teams; additional members

Sec. 5. A local child fatality review team may have additional members from the following categories:

- (1) A representative of a hospital located in the area served by the local child fatality review team.
- (2) A representative from a juvenile or probate court in the area served by the local child fatality review team.
- (3) Other representatives requested to serve as members by the:
 - (A) child fatality committee; or
 - (B) local child fatality review team.
- (4) A representative from the department of natural resources who lives or works in the area served by the local child fatality review team.
- (5) A representative from Prevent Child Abuse Indiana (an organization for the prevention of child abuse) who lives or works in the area served by the local child fatality review team.
- (6) One (1) of the following:
 - (A) A court appointed special advocate who provides court appointed special advocate services in the area served by the local child fatality review team.
 - (B) A guardian ad litem who provides guardian ad litem services in the area served by the local child fatality review team.

As added by P.L.119-2013, SEC.3.

IC 16-49-2-6

Regional local child fatality review team; more than one member allowed

Sec. 6. If the local child fatality review team is a regional child fatality review team, more than one (1) of each of the members listed in section 4 of this chapter may serve on the local child fatality review team if each of the members represents a different county served by the local child fatality review team.

As added by P.L.119-2013, SEC.3.

IC 16-49-2-7

Report to state child fatality review coordinator required

Sec. 7. Not later than ninety (90) days after the first meeting of the child fatality committee, the prosecuting attorney of the county or prosecuting attorney's representative shall submit a report to the state child fatality review coordinator that includes the following information:

- (1) Whether the child fatality committee established a:
 - (A) county child fatality review team; or
 - (B) regional child fatality review team.

(2) The names and contact numbers of all of the members of the local child fatality review team.

(3) Whether the child fatality committee will or has entered into a written agreement described under section 3(3) of this chapter.

(4) Any assistance the child fatality committee would like from the state child fatality review coordinator in forming the local child fatality review team.

As added by P.L.119-2013, SEC.3. Amended by P.L.2-2014, SEC.80.