

STATE OF INDIANA

EXECUTIVE DEPARTMENT INDIANAPOLIS

EXECUTIVE ORDER 25-67

FOR: POSTPONING THE EXPIRATION OF CERTAIN ADMINISTRATIVE RULES

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETINGS.

WHEREAS, on May 9, 2025, I authorized the Indiana Family and Social Services Administration to proceed with a proposed provisional rule under Indiana Code § 4-22-2-37.1 concerning emergency closure of a childcare facility for the failure to report suspected child abuse or neglect;

WHEREAS, in so doing, I found that the proposed provisional rule was necessary in order to avoid imminent and substantial harm to children before final rules can take effect;

WHEREAS, the proposed provisional rule became Legislative Services Agency (“LSA”) Document LSA #25-278 (“FSSA Provisional Rule”), effective May 12, 2025, and temporarily added a rule concerning the addition of failure to report suspected child abuse or neglect to the list of circumstances justifying the emergency closure of a childcare facility and otherwise implementing Ind. Code § 12-17.2-4-18.7;

WHEREAS, the FSSA Provisional Rule expires November 8, 2025, and a final rule implementing Ind. Code § 12-17.2-4-18.7, though close to being finalized, will not be completed prior to that date; and

WHEREAS, Indiana Code § 4-22-2.3-2 provides that, before a provisional rule expires, the Governor may, by executive order, authorize the extension of the provisional rule under the interim procedures described in Ind. Code § 4-22-2-37.2, if the Governor determines and finds that the provisional circumstances justifying the provisional rule continue to exist:

NOW, THEREFORE, I, MIKE BRAUN, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby:

1. Determine and find that the provisional circumstances justifying the FSSA Provisional Rule continue to exist, as a final rule implementing will not be completed before the expiration of the FSSA Provisional Rule; and
2. Authorize the extension of the FSSA Provisional Rule under the interim procedures described in Ind. Code § 4-22-2-37.2, until no later than one year after the date on which the rule is published in the Indiana Register, with the aim to complete the final rule well in advance of that date.



IN TESTIMONY WHEREOF, I, Mike Braun, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 23rd day of September, 2025.

Mike Braun

Mike Braun
Governor of Indiana

DIEGO MORALES

ATTEST: Diego Morales
Secretary of State