

	INDIANA DEPARTMENT OF CHILD SERVICES CHILD WELFARE POLICY	
	Tool: Sexual Offense Child Abuse and/or Neglect (CA/N) Matrix	Effective Date: November 1, 2021
	Reference: 3.B (3.08 – Statutory Definition of Child Abuse and/or Neglect (CA/N))	Version: 4

The following chart summarizes sexual offenses that meet the statutory definition of Child Abuse and/or Neglect (CA/N) (see also [IC 31-34-1-3 through 1-5](#)):

Code	Crime	Age of Perp	Age of Victim
IC 35-42-3.5-1.1	Promotion of Human Sexual Trafficking	Any	Less than 18
IC 35-42-3.5-1.2	Promotion of Child Sexual Trafficking; Promotion of Sexual Trafficking of a Younger Child	Any	Less than 18
IC 35-42-3.5-1.3	Child Sexual Trafficking	Any	Less than 18
IC 35-24-3.5-1.4	Human Trafficking	Any	Less than 18
IC 35-42-4-1	Rape	Any	Less than 18
IC 35-42-4-3	Child Molesting ¹	Any	Less than 14
IC 35-42-4-4	Child Exploitation	Any	Less than 18
IC 35-42-4-4	Child Pornography	Any	Less than 18
IC 35-42-4-5	Vicarious Sexual Gratification	18 or older	Less than 16
IC 35-42-4-6	Child Solicitation	18 or older 21 or older	Less than 14 Less than 16
IC 35-42-4-7	Child Seduction	18 or older	Less than 18 <i>(consult DCS Staff Attorney)</i>
IC 35-42-4-8	Sexual Battery	Any	Less than 18
IC 35-42-4-9	Sexual Misconduct with a Minor	18 or older	14 or 15
IC 35-45-4-1(a) IC 35-45-4-1(b)	Public Indecency	Any 18 or older	Less than 18 Less than 16
IC 35-45-4-3	Patronizing Prostitution	Any	Less than 18
IC 35-45-4-4	Promoting Prostitution	Any	Less than 18
IC 35-46-1-3	Incest	18 or older	Less than 18

¹ The term does not include a child who is alleged to be a “child in need of services” if the child is alleged to be a victim of a sexual offense under IC 35-42-4-3 **unless** the alleged offense under IC 35-42-4-3 involves the fondling or touching of the buttocks, genitals, or female breasts. Cases that do not involve the fondling or touching of the buttocks, genitals, or female breasts should be referred to law enforcement. ([IC 31-9-2-14](#))

IC 35-49-2-2	Matter or Performance Harmful to Minors	Any	Less than 18
IC 35-49-3-2	Obscene Performance	Any	Less than 18

Note: When DCS receives reports that contain only criminal allegations (no CA/N allegations), the reports are “screened out” and transferred to law enforcement for investigation.