

Indiana Public Breastfeeding Law:

IC 16-35-6-1

Right to breastfeed

Sec. 1. Notwithstanding any other law, a woman may breastfeed her child anywhere the woman has a right to be.

Workplace Pumping Law:

IC 5-10-6-2

Paid breaks for expressing breast milk

Sec. 2. (a) The state and political subdivisions of the state shall provide reasonable paid break time each day to an employee who needs to express breast milk for the employee's infant child. The break time must, if possible, run concurrently with any break time already provided to the employee. The state and political subdivisions are not required to provide break time under this section if providing break time would unduly disrupt the operations of the state or political subdivisions.

(b) The state and political subdivisions of the state shall make reasonable efforts to provide a room or other location, other than a toilet stall, in close proximity to the work area, where an employee described in subsection (a) can express the employee's breast milk in privacy. The state and political subdivisions shall make reasonable efforts to provide a refrigerator or other cold storage space for keeping milk that has been expressed. The state or a political subdivision is not liable if the state or political subdivision makes a reasonable effort to comply with this subsection.

As added by P.L.13-2008, SEC.2.

[NOTE: Applies to state employees only, not private employees]

Sec. 1. As used in this chapter, "employer" means a person or entity that employs **twenty-five (25) or more employees**.

IC 22-2-14-2

Employer provide private location where employees can express milk; employer provide cold storage for expressed milk; employer not liable

Sec. 2. (a) To the extent reasonably possible, an employer shall provide a private location, other than a toilet stall, where an employee can express the employee's breast milk in privacy during any period away from the employee's assigned duties.

(b) To the extent reasonably possible, an employer shall:

- (1) provide a refrigerator or other cold storage space for keeping milk that has been expressed; or
- (2) allow the employee to provide the employee's own portable cold storage device for keeping milk that has been expressed until the end of the employee's work day.

(c) Except in cases of willful misconduct, gross negligence, or bad faith, an employer is not liable for any harm caused by or arising from either of the following that occur on the employer's premises:

- (1) The expressing of an employee's breast milk.
- (2) The storage of expressed milk.

As added by P.L.13-2008, SEC.4.

[NOTE: Applies to private employees]