

February 13, 1998

**ENGROSSED
HOUSE BILL No. 1235**

DIGEST OF HB 1235 (Updated February 11, 1998 2:24 pm - DI 88)

Citations Affected: IC 20-8.1.

Synopsis: Immunization for hepatitis B. Requires every child residing in Indiana to be immunized against hepatitis B. Requires a school to add hepatitis B information to the annual immunization report the school must file with state and local health authorities.

Effective: July 1, 1999.

Hasler, Becker, C. Brown, T. Brown
(SENATE SPONSORS — MILLER, SIMPSON, RIEGSECKER)

January 13, 1998, read first time and referred to Committee on Public Health.
January 21, 1998, reported — Do Pass.
January 26, 1998, read second time, amended, ordered engrossed.
January 27, 1998, engrossed. Read third time, passed. Yeas 97, nays 1.

SENATE ACTION

January 30, 1998, read first time and referred to Committee on Health and Environmental Affairs.
February 12, 1998, amended, reported favorably — Do Pass.

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EH 1235—LS 6973/DI 02+



February 13, 1998

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

ENGROSSED HOUSE BILL No. 1235

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-8.1-7-9.5 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 9.5. (a) Every child
 3 residing in ~~this state~~ **Indiana** shall be immunized against:
 4 (1) diphtheria;
 5 (2) pertussis (whooping cough);
 6 (3) tetanus;
 7 (4) measles;
 8 (5) rubella; ~~and~~
 9 (6) poliomyelitis; ~~and~~
 10 **(7) hepatitis B.**
 11 ~~In addition,~~ **(b)** Every child residing in ~~this state~~ **Indiana** who has not
 12 completed grade 1 before July 1, 1985, shall be immunized against
 13 mumps.
 14 ~~(b)~~ **(c)** The state department of health may expand or otherwise
 15 modify the list of communicable diseases that require documentation
 16 of immunity as medical information becomes available that would
 17 warrant the expansion or modification in the interest of public health.

EH 1235—LS 6973/DI 02+



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1 ~~(d)~~ **(d)** The state department of health shall adopt rules under
2 IC 4-22-2 specifying the:

- 3 (1) required immunizations;
4 (2) the child's age for administering each vaccine;
5 (3) the adequately immunizing doses; and
6 (4) the method of documentation of proof of immunity.

7 ~~(e)~~ **(e)** Each school shall notify each parent of a child who enrolls
8 in the school of the requirement that the child must be immunized and
9 that the immunization is required for the child's continued enrollment,
10 attendance, or residence at the school unless:

- 11 (1) the parent or child provides the appropriate documentation of
12 immunity; or
13 (2) section 2 or 2.5 of this chapter applies.

14 SECTION 2. IC 20-8.1-7-11 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. (a) Not later than
16 sixty (60) days after the enrollment of children for the first time and
17 when additional immunizations are required by statute or rule, each
18 school shall file a written report with the state department of health and
19 the local health department having jurisdiction. The report shall include
20 the following:

- 21 (1) A statement of the number of children who have demonstrated
22 immunity against diphtheria, pertussis (whooping cough), tetanus,
23 measles, rubella, poliomyelitis, ~~and~~ mumps, **and hepatitis B.**
24 (2) A statement of the number of children who have not
25 demonstrated immunity against the illnesses listed in subdivision
26 (1).
27 (3) A statement of the number of children who have been found
28 positive for sickle cell anemia and lead poisoning.

29 (b) The state department of health and the local health department
30 shall, for good cause shown that there exists a substantial threat to the
31 health and safety of a student or the school community, be able to
32 validate immunization reports by onsite reviews or examinations of
33 nonidentifying immunization record data. This section does not
34 independently authorize the state department of health, a local
35 department of health, or an agent of the state or local department of
36 health to have access to identifying medical or academic record data of
37 individual students attending nonaccredited nonpublic schools.

38 (c) A report shall also be filed for each child who enrolls subsequent
39 to the filing of the report for children who enrolled at the beginning of
40 the school year. The state department of health shall have exclusive
41 power to adopt rules for the administration of this section.



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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1235, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

CRAWFORD, Chair

Committee Vote: yeas 10, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1235 be amended to read as follows:

Delete page 3.

(Reference is to House Bill 1235 as printed January 22, 1998.)

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SENATE MOTION

Mr. President: I move that Senator Riegsecker be added as cosponsor of Engrossed House Bill 1235.

MILLER

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COMMITTEE REPORT

Mr. President: The Senate Committee on Health and Environmental Affairs, to which was referred House Bill 1235, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 8, strike "and".

Page 1, line 9, after "poliomyelitis" delete "." and insert "; **and (7) hepatitis B.**"

Page 1, delete lines 13 through 14.

Page 1, line 15, delete "(d)" and insert "(c)".

Page 2, line 2, delete "(e)" and insert "(d)".

Page 2, line 8, delete "(f)" and insert "(e)".

and when so amended that said bill do pass.

(Reference is to House Bill 1235 as reprinted January 27, 1998.)

MILLER, Chairperson

Committee Vote: Yeas 7, Nays 0.

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