
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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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.

HOUSE ENROLLED ACT No. 1235

AN ACT to amend the Indiana Code concerning education.

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

SECTION 1. IC 20-8.1-7-9.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 9.5. (a) Every child residing in **this state Indiana** shall be immunized against:

- (1) diphtheria;
- (2) pertussis (whooping cough);
- (3) tetanus;
- (4) measles;
- (5) rubella; **and**
- (6) poliomyelitis; **and**
- (7) **hepatitis B.**

~~In addition;~~ (b) Every child residing in **this state Indiana** who has not completed grade 1 before July 1, 1985, shall be immunized against mumps.

~~(b)~~ (c) The state department of health may expand or otherwise modify the list of communicable diseases that require documentation of immunity as medical information becomes available that would warrant the expansion or modification in the interest of public health.

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

- (1) required immunizations;

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

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

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

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

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

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

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

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