

HOUSE BILL No. 1235

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-8.1-7-9.5; IC 20-8.1-7-11; IC 20-12-71-11.

Synopsis: Immunization for hepatitis B. Requires every child residing in Indiana who has not completed grade 1 before July 1, 1999, 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. Provides that a postsecondary institution may not permit a student to matriculate in a residential campus unless the student provides documentation of immunization against hepatitis B.

Effective: July 1, 1999.

Hasler

January 13, 1998, read first time and referred to Committee on Public Health.

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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.

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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.
 10 ~~In addition;~~ (b) Every child residing in **this state Indiana** who has not
 11 completed grade 1 before July 1, 1985, shall be immunized against
 12 mumps.
 13 (c) **Every child residing in Indiana who has not completed grade**
 14 **1 before July 1, 1999, shall be immunized against hepatitis B.**
 15 ~~(b)~~ (d) The state department of health may expand or otherwise
 16 modify the list of communicable diseases that require documentation
 17 of immunity as medical information becomes available that would



1 warrant the expansion or modification in the interest of public health.

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

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

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

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

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

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

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

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



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1 SECTION 3. IC 20-12-71-11 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. (a) Except as
3 provided in section 15 of this chapter, a postsecondary institution may
4 not permit a student to matriculate in a residential campus of a
5 postsecondary institution unless the student provides the
6 documentation required by section 12 of this chapter for the following
7 diseases:

8 (1) Diphtheria.

9 (2) Tetanus.

10 (3) Measles.

11 (4) Mumps.

12 (5) Rubella.

13 **(6) Hepatitis B.**

14 (b) Each postsecondary institution shall notify each student before
15 the student's matriculation of the requirement that the student must be
16 immunized and that the immunization is required for matriculation at
17 the postsecondary institution unless the student provides the
18 documentation required by section 12 of this chapter.

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