



April 6, 1999

**ENGROSSED  
HOUSE BILL No. 1547**

DIGEST OF HB 1547 (Updated April 5, 1999 10:48 am - DI 76)

**Citations Affected:** IC 16-18; IC 16-41; noncode.

**Synopsis:** Childhood hazards and delinquency prevention programs. Expands the shaken baby syndrome education program to include other childhood hazards. Requires the department of health to implement a program focusing on awareness and prevention of childhood hazards. Authorizes Project IMPACT USA, Inc., a national nonprofit organization, to develop and implement affiliate Project IMPACT (Continued next page)

**Effective:** July 1, 1999.

**Klinker, Crawford, Budak, Becker**

(SENATE SPONSORS — SERVER, CRAYCRAFT, LAWSON C, BREAUX)

January 19, 1999, read first time and referred to Committee on Human Affairs.  
February 18, 1999, amended, reported — Do Pass; referred to Committee on Ways and Means pursuant to House Rule 127.  
March 1, 1999, amended, reported — Do Pass.  
March 4, 1999, read second time, amended, ordered engrossed.  
March 5, 1999, engrossed.  
March 8, 1999, read third time, passed. Yeas 95, nays 0.  
SENATE ACTION  
March 11, 1999, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.  
April 5, 1999, amended, reported favorably — Do Pass.

EH 1547—LS 7503/DI 77+



C  
O  
P  
Y

Digest Continued

organizations in Evansville, Fort Wayne, Gary, Indianapolis, and South Bend. Provides that the five Project IMPACT affiliate organizations established in Indiana consist of a comprehensive family restoration program that may provide delinquency prevention services to problematic youth and their families, including individuals referred to the program by juvenile courts, local schools, and community organizations. Provides that the objectives of Project IMPACT are to: (1) reduce the number of arrests; (2) reduce the number of school suspensions; (3) reduce the number of youth referred to the juvenile courts; (4) increase a troubled youth's ability to cope with daily problems; (5) improve parent-child relationships; and (6) change conventional methods of youth incarceration by providing positive alternatives to various difficult situations for youth. Provides that Project IMPACT may also provide the following programs: (1) A juvenile diversion program. (2) A school dropout prevention program. (3) A job training and placement program. (4) A parent education program. (5) Spirituality counseling. Provides that Project IMPACT may enter into a contract with the Indiana criminal justice institute.

C  
o  
p  
y



April 6, 1999

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

## ENGROSSED HOUSE BILL No. 1547

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

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

1 SECTION 1. IC 16-18-2-54.5 IS ADDED TO THE INDIANA  
2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 1999]: **Sec. 54.5. "Childhood hazards", for**  
4 **purposes of IC 16-41-40, has the meaning set forth in**  
5 **IC 16-41-40-1.5.**

6 SECTION 2. IC 16-41-40-1.5 IS ADDED TO THE INDIANA  
7 CODE AS A NEW SECTION TO READ AS FOLLOWS  
8 [EFFECTIVE JULY 1, 1999]: **Sec. 1.5. As used in this chapter,**  
9 **"childhood hazards" means the following preventable causes of**  
10 **death to children:**

- 11 (1) **Shaken baby syndrome.**  
12 (2) **Abuse and neglect, and accidents caused by fire, water,**  
13 **and agricultural equipment.**

14 SECTION 3. IC 16-41-40-3 IS AMENDED TO READ AS  
15 FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 3. (a) The state**

**EH 1547—LS 7503/DI 77+**



C  
O  
P  
Y

1 department, with the assistance of the division, ~~may~~ **shall** establish a  
 2 program focusing on awareness and prevention of ~~shaken baby~~  
 3 ~~syndrome.~~ **childhood hazards.**

4 (b) If a program is established under subsection (a), the state  
 5 department or the division may contract with a statewide nonprofit  
 6 organization with experience and knowledge in ~~shaken baby syndrome~~  
 7 **childhood hazards** to implement all or part of the program.

8 SECTION 4. IC 16-41-40-4 IS AMENDED TO READ AS  
 9 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. If the state  
 10 department and the division establish a program under section 3 of this  
 11 chapter, the state department, with the assistance of the division, shall  
 12 design and implement strategies for raising public awareness  
 13 concerning the causes and nature of **childhood hazards, including the**  
 14 **following concerning** shaken baby syndrome: ~~including the following:~~

- 15 (1) Factors placing parents, guardians, and other caregivers at risk  
 16 for shaking an infant.
- 17 (2) The risks associated with shaking an infant.
- 18 (3) Suggestions for preventing shaken baby syndrome.

19 SECTION 5. IC 16-41-40-5 IS AMENDED TO READ AS  
 20 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 5. (a) A program  
 21 established under this chapter must include the distribution of readily  
 22 understandable information and instructional materials regarding  
 23 **childhood hazards. Information concerning** shaken baby syndrome  
 24 **explaining must explain** its medical effects on infants and children and  
 25 **emphasizing emphasize** preventive measures.

26 (b) The information and instructional materials described in  
 27 subsection (a) **concerning shaken baby syndrome** must be provided  
 28 without cost by the following:

- 29 (1) Each hospital licensed under IC 16-21, to a parent or guardian  
 30 of each newborn upon discharge from the hospital.
- 31 (2) The division of family and children to each provider (as  
 32 defined in IC 12-7-2-149(4) or IC 12-7-2-149(5)) when:
  - 33 (A) the provider applies for a license from the division under  
 34 IC 12-17.2 or IC 12-17.4; or
  - 35 (B) the division inspects a facility operated by a provider.

36 SECTION 6. IC 16-41-40-6 IS AMENDED TO READ AS  
 37 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 6. The state  
 38 department, with the assistance of the division, may do the following:

- 39 (1) Work to improve the capacity of community based services  
 40 available to victims of ~~shaken baby syndrome.~~ **childhood**  
 41 **hazards.**
- 42 (2) Work with:



C  
O  
P  
Y

- 1 (A) other state and local governmental agencies;  
 2 (B) community and business leaders;  
 3 (C) community organizations;  
 4 (D) health care and human service providers; ~~and~~  
 5 (E) national organizations; **and**  
 6 **(F) university safety programs;**  
 7 to coordinate efforts and maximize state and private resources in  
 8 the areas of prevention of and education about ~~shaken baby~~  
 9 ~~syndrome.~~ **childhood hazards.**
- 10 (3) Identify and, when appropriate, replicate or use successful  
 11 ~~shaken baby syndrome~~ **childhood hazard** programs and procure  
 12 related materials and services from organizations with appropriate  
 13 experience and knowledge of ~~shaken baby syndrome.~~ **childhood**  
 14 **hazards.**
- 15 SECTION 7. IC 16-41-40-7 IS AMENDED TO READ AS  
 16 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) The ~~shaken baby~~  
 17 ~~syndrome~~ **childhood hazards** education and prevention account is  
 18 established within the state general fund to carry out this chapter. The  
 19 account shall be administered by the state department.
- 20 (b) Expenses of administering the account shall be paid from money  
 21 in the account.
- 22 (c) The treasurer of state shall invest the money in the account not  
 23 currently needed to meet the obligations of the account in the same  
 24 manner as other public money may be invested. Money in the account  
 25 at the end of a fiscal year does not revert to the state general fund.
- 26 (d) The account consists of money accepted by the state department  
 27 from grants and donations from private entities.
- 28 (e) Money in the account is continuously appropriated for the  
 29 purposes provided under this chapter.
- 30 SECTION 8. [EFFECTIVE JULY 1, 1999] (a) **As used in this**  
 31 **SECTION, "Project IMPACT" refers to each of the affiliate**  
 32 **organizations authorized under subsection (c)(1) through (c)(5) of**  
 33 **this SECTION.**
- 34 (b) **As used in this SECTION, "Project IMPACT USA, Inc."**  
 35 **refers to the national, nonprofit organization known by that name**  
 36 **that seeks to assist states in providing comprehensive family**  
 37 **restoration programs in an effort to assist in reducing juvenile**  
 38 **delinquency and violence among families through personal**  
 39 **empowerment and community involvement.**
- 40 (c) **Project IMPACT USA, Inc., is authorized to develop and**  
 41 **implement the following five (5) affiliate organizations to be**  
 42 **administered at the following sites:**



- 1           **(1) Project IMPACT Allen in Fort Wayne.**  
 2           **(2) Project IMPACT Lake in Gary.**  
 3           **(3) Project IMPACT Marion in Indianapolis.**  
 4           **(4) Project IMPACT St. Joseph in South Bend.**  
 5           **(5) Project IMPACT Vanderburgh in Evansville.**  
 6           **(d) Project IMPACT is a comprehensive family restoration**  
 7 **program providing delinquency prevention services to problematic**  
 8 **youth and their families.**  
 9           **(e) The objectives of Project IMPACT are the following:**  
 10           **(1) To reduce the number of arrests.**  
 11           **(2) To reduce the number of school suspensions.**  
 12           **(3) To reduce the number of youth referred to juvenile courts**  
 13 **for delinquency and unruly behavior.**  
 14           **(4) To increase a troubled youth's ability to cope with daily**  
 15 **problems.**  
 16           **(5) To improve relationships between problematic youth and**  
 17 **parents.**  
 18           **(6) To change conventional methods of youth incarceration by**  
 19 **providing positive alternatives to:**  
 20           **(A) drug abuse;**  
 21           **(B) gangs;**  
 22           **(C) school failure; and**  
 23           **(D) other difficult situations for youth.**  
 24           **(7) To assist problematic youth and their families to:**  
 25           **(A) focus on personal responsibility;**  
 26           **(B) experience achievement;**  
 27           **(C) learn discipline;**  
 28           **(D) develop confidence; and**  
 29           **(E) promote family reconciliation.**  
 30           **(f) Project IMPACT may provide the following programs:**  
 31           **(1) A juvenile diversion program that consists of:**  
 32           **(A) individual and family counseling;**  
 33           **(B) personal development workshops;**  
 34           **(C) referral assistance; and**  
 35           **(D) case management.**  
 36           **(2) A school dropout prevention program that consists of:**  
 37           **(A) counseling and referrals;**  
 38           **(B) tutoring and mentoring;**  
 39           **(C) family forums; and**  
 40           **(D) career education.**  
 41           **(3) A job training and placement program that consists of:**  
 42           **(A) career planning;**

C  
O  
P  
Y

- 1                   **(B) job readiness training;**
- 2                   **(C) internships; and**
- 3                   **(D) job placement services.**
- 4                   **(4) A parent education program that consists of:**
- 5                   **(A) teaching parenting skills;**
- 6                   **(B) child and adolescent development;**
- 7                   **(C) behavior modification;**
- 8                   **(D) parental involvement;**
- 9                   **(E) a fatherhood program; and**
- 10                  **(F) a teen parent program.**
- 11                  **(5) Family spirituality counseling to include mentoring and**
- 12                  **follow-up services sustained through the faith community.**
- 13                  **(g) Project IMPACT may provide services to problematic youth**
- 14                  **and their families, including persons referred to Project IMPACT**
- 15                  **from:**
- 16                   **(1) juvenile courts;**
- 17                   **(2) local schools; and**
- 18                   **(3) community organizations.**
- 19                  **(h) In order to carry out this SECTION, Project IMPACT may**
- 20                  **enter into a contract with the Indiana criminal justice institute**
- 21                  **established under IC 5-2-6.**

C  
O  
P  
Y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred House Bill 1547, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 2, strike "If a program is established under subsection (a),".

Page 2, line 2, delete "the" and insert "The".

Page 2, line 5, after "program" insert "**established under subsection (a)**".

Page 2, line 23, strike "emphasizing" and insert "emphasize".

and when so amended that said bill do pass.

(Reference is to HB 1547 as introduced.)

SUMMERS, Chair

Committee Vote: yeas 12, nays 0.

C  
O  
P  
Y



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1547, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

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

Delete the committee report of the Human Affairs Committee adopted February 18, 1999.

Page 2, line 7, reset in roman "If the state".

Page 2, reset in roman line 8.

Page 2, line 9, reset in roman "chapter,".

Page 2, line 9, delete "The" and insert "the".

Page 2, line 23, strike "emphasizing" and insert "**emphasize**".

Page 3, delete lines 27 through 32.

and when so amended that said bill do pass.

(Reference is to HB 1547 as introduced and as amended by the committee report of the Human Affairs Committee adopted February 18, 1999.)

BAUER, Chair

Committee Vote: yeas 24, nays 0.

C  
O  
P  
Y



HOUSE MOTION

Mr. Speaker: I move that House Bill 1547 be amended to read as follows:

Page 1, line 13, after "firearms," insert "**agricultural equipment**,".

Page 3, line 2, strike "and".

Page 3, line 3, after "organizations;" insert "**and**".

Page 3, between lines 3 and 4, begin a new subparagraph and insert: "**(F) university safety programs;**"

(Reference is to HB1547 as printed March 2, 1999.)

FRIEND

C  
o  
p  
y



## COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred House Bill No. 1547, 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 11, delete "(A)" and insert "(1)".

Page 1, line 12, delete "(B)" and insert "(2)".

Page 1, line 13, delete "firearms," and insert "**and**".

Page 1, line 13, delete ", and motor vehicles".

Page 3, after line 27, begin a new paragraph and insert:

**"SECTION 8. [EFFECTIVE JULY 1, 1999] (a) As used in this SECTION, "Project IMPACT" refers to each of the affiliate organizations authorized under subsection (c)(1) through (c)(5) of this SECTION.**

**(b) As used in this SECTION, "Project IMPACT USA, Inc." refers to the national, nonprofit organization known by that name that seeks to assist states in providing comprehensive family restoration programs in an effort to assist in reducing juvenile delinquency and violence among families through personal empowerment and community involvement.**

**(c) Project IMPACT USA, Inc., is authorized to develop and implement the following five (5) affiliate organizations to be administered at the following sites:**

- (1) Project IMPACT Allen in Fort Wayne.**
- (2) Project IMPACT Lake in Gary.**
- (3) Project IMPACT Marion in Indianapolis.**
- (4) Project IMPACT St. Joseph in South Bend.**
- (5) Project IMPACT Vanderburgh in Evansville.**

**(d) Project IMPACT is a comprehensive family restoration program providing delinquency prevention services to problematic youth and their families.**

**(e) The objectives of Project IMPACT are the following:**

- (1) To reduce the number of arrests.**
- (2) To reduce the number of school suspensions.**
- (3) To reduce the number of youth referred to juvenile courts for delinquency and unruly behavior.**
- (4) To increase a troubled youth's ability to cope with daily problems.**
- (5) To improve relationships between problematic youth and parents.**
- (6) To change conventional methods of youth incarceration by**



C  
O  
P  
Y

**providing positive alternatives to:**

- (A) drug abuse;
  - (B) gangs;
  - (C) school failure; and
  - (D) other difficult situations for youth.
- (7) To assist problematic youth and their families to:
- (A) focus on personal responsibility;
  - (B) experience achievement;
  - (C) learn discipline;
  - (D) develop confidence; and
  - (E) promote family reconciliation.
- (f) Project IMPACT may provide the following programs:
- (1) A juvenile diversion program that consists of:
    - (A) individual and family counseling;
    - (B) personal development workshops;
    - (C) referral assistance; and
    - (D) case management.
  - (2) A school dropout prevention program that consists of:
    - (A) counseling and referrals;
    - (B) tutoring and mentoring;
    - (C) family forums; and
    - (D) career education.
  - (3) A job training and placement program that consists of:
    - (A) career planning;
    - (B) job readiness training;
    - (C) internships; and
    - (D) job placement services.
  - (4) A parent education program that consists of:
    - (A) teaching parenting skills;
    - (B) child and adolescent development;
    - (C) behavior modification;
    - (D) parental involvement;
    - (E) a fatherhood program; and
    - (F) a teen parent program.
  - (5) Family spirituality counseling to include mentoring and follow-up services sustained through the faith community.
- (g) Project IMPACT may provide services to problematic youth and their families, including persons referred to Project IMPACT from:
- (1) juvenile courts;
  - (2) local schools; and
  - (3) community organizations.

C  
O  
P  
Y



**(h) In order to carry out this SECTION, Project IMPACT may enter into a contract with the Indiana criminal justice institute established under IC 5-2-6."**

and when so amended that said bill do pass.

(Reference is to HB 1547 as reprinted March 5, 1999.)

MEEKS R, Chairperson

Committee Vote: Yeas 7, Nays 1.

C  
o  
p  
y

