

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.

HOUSE ENROLLED ACT No. 1547

AN ACT to amend the Indiana Code concerning health.

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

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

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

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

SECTION 3. IC 16-41-40-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 3. (a) The state department, with the assistance of the division, ~~may~~ shall establish a program focusing on awareness and prevention of ~~shaken baby syndrome~~: childhood hazards.**

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

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

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

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

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

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

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

- (1) Work to improve the capacity of community based services available to victims of ~~shaken baby syndrome: childhood hazards.~~ **childhood hazards.**
- (2) Work with:
 - (A) other state and local governmental agencies;
 - (B) community and business leaders;
 - (C) community organizations;



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(D) health care and human service providers; ~~and~~

(E) national organizations; ~~and~~

(F) university safety programs;

to coordinate efforts and maximize state and private resources in the areas of prevention of and education about ~~shaken baby syndrome~~: **childhood hazards.**

(3) Identify and, when appropriate, replicate or use successful ~~shaken baby syndrome~~ **childhood hazard** programs and procure related materials and services from organizations with appropriate experience and knowledge of ~~shaken baby syndrome~~: **childhood hazards.**

SECTION 7. IC 16-41-40-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) The ~~shaken baby syndrome~~ **childhood hazards** education and prevention account is established within the state general fund to carry out this chapter. The account shall be administered by the state department.

(b) Expenses of administering the account shall be paid from money in the account.

(c) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Money in the account at the end of a fiscal year does not revert to the state general fund.

(d) The account consists of money accepted by the state department from grants and donations from private entities.

(e) Money in the account is continuously appropriated for the purposes provided under this chapter.

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.



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(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 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.

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(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.**

(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.

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