February 18, 2011

HOUSE BILL No. 1474

DIGEST OF HB 1474 (Updated February 16, 2011 8:06 pm - DI 77)

Citations Affected: IC 16-34.

Synopsis: Terminated pregnancy form. Provides that the information forms to be completed by medical facilities where abortions are performed must: (1) elicit disclosure of the age of the father; (2) include the date the pregnancy was terminated; and (2) include the date the form was received by the state department of health (department). Provides that if an abortion is performed on a female who is less than 14 years of age, the physician who performed the abortion shall transmit the information form to the department not less than three days after the abortion is performed.

Effective: July 1, 2011.

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Frye R, Brown T, Welch, Ellspermann

January 20, 2011, read first time and referred to Committee on Public Health.
February 17, 2011, amended, reported — Do Pass.

February 18, 2011

First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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HOUSE BILL No. 1474

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

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

SECTION 1. IC 16-34-2-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 5. (a) Every medical facility where abortions may be performed shall be supplied with forms drafted by the state department, the purpose and function of which shall be the improvement of maternal health and life through the compilation of relevant maternal life and health factors and data, and a further purpose and function shall be to monitor all abortions performed in Indiana to assure the abortions are done only under the authorized provisions of the law. Such forms shall include, among other things, the following:

(1) The age of the woman who is aborted.

(2) The place where the abortion is performed.

(3) The full name and address of the physicians performing the abortion.

(4) The name of the father if known.

(5) The age of the father, or the approximate age of the father if the father's age is unknown.

~~(5)~~ **(6)** If after viability, the medical reason for the abortion.

~~(6)~~ **(7)** The medical procedure employed to administer the abortion.

~~(7)~~ **(8)** The mother's obstetrical history, including dates of other abortions, if any.

~~(8)~~ **(9)** The results of pathological examinations if performed.

~~(9)~~ **(10)** Information as to whether the fetus was delivered alive.

~~(10)~~ **(11)** Records of all maternal deaths occurring within the health facility where the abortion was performed.

(12) The date of the pregnancy termination.

(13) The date the form was received by the state department.

(b) The form provided for in subsection (a) shall be completed by the physician performing the abortion and shall be transmitted to the state department not later than July 30 for each abortion performed in the first six (6) months of that year and not later than January 30 for each abortion performed for the last six (6) months of the preceding year. **However, if an abortion is performed on a female who is less than fourteen (14) years of age, the physician performing the abortion shall transmit the form to the state department of health not less than three (3) days after the abortion is performed.**

(c) The dates in subsection (a)(12) and (a)(13) may not be redacted for any use of the form.

(d) Each failure to file the **completed** form on time as required **under this section** is a Class B misdemeanor.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1474, 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, between lines 9 and 10, begin a new line block indented and insert:

"**(12) The date of the pregnancy termination.**

(13) The date the form was received by the state department.".

Page 2, between lines 18 and 19, begin a new paragraph and insert:

"**(c) The dates in subsection (a)(12) and (a)(13) may not be redacted for any use of the form.**".

Page 2, line 19, delete "(c)" and insert "**(d)**".

Page 2, line 19, after "the" insert "**completed**".

and when so amended that said bill do pass.

(Reference is to HB 1474 as introduced.)

BROWN T, Chair

Committee Vote: yeas 8, nays 1.

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