



Reprinted  
February 11, 2003

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## HOUSE BILL No. 1702

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DIGEST OF HB 1702 (Updated February 10, 2003 5:46 PM - DI 77)

**Citations Affected:** IC 20-8.1; noncode.

**Synopsis:** Immunization for chicken pox. Requires a child who enters kindergarten or grade 1 to be immunized against chicken pox.

**Effective:** July 1, 2003.

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January 21, 2003, read first time and referred to Committee on Public Health.  
February 3, 2003, reported — Do Pass.  
February 10, 2003, read second time, amended, ordered engrossed.

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HB 1702—LS 6771/DI 77+



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First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

## HOUSE BILL No. 1702

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 20-8.1-7-9.5, AS AMENDED BY P.L.231-1999,  
2 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2003]: Sec. 9.5. (a) Every child residing in Indiana shall be  
4 immunized against:  
5 (1) diphtheria;  
6 (2) pertussis (whooping cough);  
7 (3) tetanus;  
8 (4) measles;  
9 (5) rubella;  
10 (6) poliomyelitis; and  
11 (7) mumps.  
12 (b) Every child residing in Indiana who enters kindergarten or grade  
13 1 shall be immunized against hepatitis B and chicken pox.  
14 (c) The state department of health may expand or otherwise modify  
15 the list of communicable diseases that require documentation of  
16 immunity as medical information becomes available that would warrant  
17 the expansion or modification in the interest of public health.

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- 1 (d) The state department of health shall adopt rules under IC 4-22-2
- 2 specifying the:
- 3 (1) required immunizations;
- 4 (2) child's age for administering each vaccine;
- 5 (3) adequately immunizing doses; and
- 6 (4) method of documentation of proof of immunity.
- 7 (e) Each school shall notify each parent of a child who enrolls in the
- 8 school of the requirement that the child must be immunized and that
- 9 the immunization is required for the child's continued enrollment,
- 10 attendance, or residence at the school unless:
- 11 (1) the parent or child provides the appropriate documentation of
- 12 immunity; or
- 13 (2) section 2 or 2.5 of this chapter applies.
- 14 SECTION 2. [EFFECTIVE JULY 1, 2003] **(a) Notwithstanding**
- 15 **IC 20-8.1-7-9.5, as amended by this act, a child residing in Indiana**
- 16 **is not required to be immunized for chicken pox to enter**
- 17 **kindergarten or grade 1 until after June 30, 2004.**
- 18 **(b) This SECTION expires July 1, 2004.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1702, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BROWN C, Chair

Committee Vote: yeas 10, nays 1.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1702 be amended to read as follows:

Page 2, after line 13, begin a new paragraph and insert:

**"SECTION 2. [EFFECTIVE JULY 1, 2003] (a) Notwithstanding IC 20-8.1-7-9.5, as amended by this act, a child residing in Indiana is not required to be immunized for chicken pox to enter kindergarten or grade 1 until after June 30, 2004.**

**(b) This SECTION expires July 1, 2004."**

(Reference is to HB 1702 as printed February 4, 2003.)

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