

SENATE BILL No. 327

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-34-4.

Synopsis: Immunization for school age girls. Requires female students who are entering grade 6 beginning in the 2008-2009 school year to be immunized against human papillomavirus (HPV) infection to help prevent cervical cancer. Requires a school to file a written report with the state department of health stating the number of required female students who have received the immunization and the number of female students who have not received the immunization.

Effective: July 1, 2007.

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January 11, 2007, read first time and referred to Committee on Health and Provider Services.

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Introduced

First Regular Session 115th General Assembly (2007)

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 2006 Regular Session of the General Assembly.

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SENATE BILL No. 327



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 20-34-4-2, AS ADDED BY P.L.1-2005, SECTION
2 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2007]: Sec. 2. (a) Every child residing in Indiana shall be immunized
4 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) **Beginning in the 2008-2009 school year, to help prevent**
15 **cervical cancer, every female child residing in Indiana who enters**
16 **grade 6 shall be immunized against human papillomavirus (HPV)**
17 **infection. However, a student may not be prevented from enrolling**



1 **in, attending, or graduating from school for the sole reason that the**
 2 **student has not been immunized under this subsection.**

3 ~~(c)~~ (d) The state department of health may expand or otherwise
 4 modify the list of communicable diseases that require documentation
 5 of immunity as medical information becomes available that would
 6 warrant the expansion or modification in the interest of public health.

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

- 9 (1) required immunizations;
 10 (2) child's age for administering each vaccine;
 11 (3) adequately immunizing doses; and
 12 (4) method of documentation of proof of immunity.

13 SECTION 2. IC 20-34-4-6, AS ADDED BY P.L.231-2005,
 14 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2007]: Sec. 6. (a) Not later than sixty (60) days after the
 16 enrollment of students for the first time and when additional
 17 immunizations are required by statute or rule, each school shall file a
 18 written report with the state department of health and the local health
 19 department having jurisdiction. The report must include the following:

20 (1) A statement of the number of students who have demonstrated
 21 immunity against diphtheria, pertussis (whooping cough), tetanus,
 22 measles, rubella, poliomyelitis, mumps, and hepatitis B.

23 (2) A statement of the number of students who have not
 24 demonstrated immunity against the illnesses listed in subdivision

25 (1).

26 (3) A statement of the number of students who have been found
 27 positive for sickle cell anemia or lead poisoning.

28 **(4) Beginning in the 2008-2009 school year, a statement of the**
 29 **number of required female students who:**

30 **(A) have; and**

31 **(B) have not;**

32 **been immunized against human papillomavirus (HPV)**
 33 **infection.**

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

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1 nonpublic schools.
2 (c) A school shall file a report for each student who enrolls after the
3 filing of the report for students who enrolled at the beginning of the
4 school year. The state department of health has exclusive power to
5 adopt rules for the administration of this section.

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