



February 16, 2010

**ENGROSSED
SENATE BILL No. 46**

DIGEST OF SB 46 (Updated February 15, 2010 12:03 pm - DI 77)

Citations Affected: IC 16-36.

Synopsis: Blood donations by a 16 year old person. Allows a person who is sixteen (16) years of age to donate blood if the person obtains written permission from the person's parents.

Effective: July 1, 2010.

Miller, Lawson C

(HOUSE SPONSOR — BROWN C)

January 5, 2010, read first time and referred to Committee on Rules and Legislative Procedure.

January 19, 2010, amended; reassigned to Committee on Health and Provider Services.

January 28, 2010, reported favorably — Do Pass.

February 1, 2010, read second time, amended, ordered engrossed.

February 2, 2010, engrossed. Read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 8, 2010, read first time and referred to Committee on Public Health.

February 15, 2010, reported — Do Pass.

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ES 46—LS 6123/DI 13+



February 16, 2010

Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

ENGROSSED SENATE BILL No. 46

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 16-36-1-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 3. (a) Except as
3 provided in subsections (b) ~~and (c)~~, **through (d)**, unless incapable of
4 consenting under section 4 of this chapter, an individual may consent
5 to the individual's own health care if the individual is:
6 (1) an adult; or
7 (2) a minor and:
8 (A) is emancipated;
9 (B) is:
10 (i) at least fourteen (14) years of age;
11 (ii) not dependent on a parent for support;
12 (iii) living apart from the minor's parents or from an
13 individual in loco parentis; and
14 (iv) managing the minor's own affairs;
15 (C) is or has been married;
16 (D) is in the military service of the United States; or
17 (E) is authorized to consent to the health care by any other

ES 46—LS 6123/DI 13+



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1 statute.
2 (b) A person at least seventeen (17) years of age is eligible to donate
3 blood in a voluntary and noncompensatory blood program without
4 obtaining parental permission.
5 (c) **A person who is sixteen (16) years of age is eligible to donate**
6 **blood in a voluntary and noncompensatory blood program if the**
7 **person has obtained written permission from the person's parent.**
8 (c) (d) An individual who has, suspects that the individual has, or
9 has been exposed to a venereal disease is competent to give consent for
10 medical or hospital care or treatment of the individual.

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COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 46, 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:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Health and Provider Services.

(Reference is to SB 46 as introduced.)

LONG, Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 46, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 46 as printed January 20, 2010.)

MILLER, Chairperson

Committee Vote: Yeas 10, Nays 0.

SENATE MOTION

Madam President: I move that Senate Bill 46 be amended to read as follows:

Page 2, line 7, after "obtained" insert "**written**".

(Reference is to SB 46 as printed January 29, 2010.)

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 46, 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 11, nays 0.

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