



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 197 be amended to read as follows:

- 1 Page 22, between lines 38 and 39, begin a new paragraph and insert:
- 2 "SECTION 18. IC 16-39-11 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2021]:
- 5 **Chapter 11. Coerced Release of Health Information**
- 6 **Sec. 1. As used in this chapter, "coerced release of health**
- 7 **information" means a requirement that an individual disclose**
- 8 **personal health information, including the individual's vaccination**
- 9 **status or the results of an invasive test, as a condition of entering**
- 10 **or participating in a gathering or function.**
- 11 **Sec. 2. As used in this chapter, "invasive test" means any form**
- 12 **of testing to determine whether an individual has or has had an**
- 13 **infection, including:**
- 14 **(1) a nasal swab;**
- 15 **(2) blood testing; or**
- 16 **(3) any other procedure by means of penetrating the skin or**
- 17 **a body opening.**
- 18 **Sec. 3. As used in this chapter, "vaccination" means the**
- 19 **treatment of an individual with a vaccine or other measure**
- 20 **intended to produce immunity.**
- 21 **Sec. 4. As used in this chapter, "vaccination status" means the**
- 22 **status of an individual in regard to:**

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(1) having received; or
(2) not having received;
a vaccination.

Sec. 5. An individual may not:

- (1) require a member of the public to provide documentation regarding an individual's vaccination status;
- (2) require a member of the public to provide documentation of an invasive test; or
- (3) restrict participation in an event occurring in or use of a public area of the premises of the state, local government, or business based on an individual's vaccination status or whether the individual has had an invasive test.

Sec. 6. A person who knowingly or intentionally violates section 5 of this chapter commits coerced release of health information, a Class A misdemeanor.

Sec. 7. This chapter is intended to supplement state and federal laws protecting the safety and privacy of individuals receiving health care services by prohibiting the coerced release of health information. This chapter must be construed in a manner that is compatible with those laws."

Page 90, between lines 8 and 9, begin a new paragraph and insert:
"SECTION 96. IC 35-52-16-35.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: **Sec. 35.5. IC 16-39-11-6 defines a crime concerning the coerced release of health information."**

Renumber all SECTIONS consecutively.
(Reference is to ESB 197 as printed April 1, 2021.)

Representative Jacob