

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1069

AN ACT to amend the Indiana Code concerning higher education.

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

SECTION 1. IC 21-40-1-3, AS ADDED BY P.L.2-2007, SECTION 281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 3. "Certificate of immunity" means a form that meets the following requirements:

- (1) Is acceptable to a state educational institution.
- (2) Establishes the immunity of the certificate holder.
- (3) Consists of:
 - (A) a physician's certificate, if available;
 - (B) immunization records forwarded from another school or state educational institution;
 - (C) a record maintained by the student or a parent of the student showing the month and year during which each dose of vaccine was administered;
 - (D) a form developed by the department that may be used by state educational institutions to meet the requirements of IC 21-40-5; or
 - (E) evidence of having met alternative criteria defined by rules adopted under IC 4-22-2 by the department.
- (4) **Before July 1, 2018**, includes a line to be signed by the student or the student's parent or guardian that indicates compliance with IC 21-40-5-5.

SECTION 2. IC 21-40-5-2, AS ADDED BY P.L.2-2007, SECTION

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281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2. (a) Except as provided in section 7 of this chapter, a state educational institution may not permit a student to matriculate in a residential campus of a state educational institution unless the student provides the documentation required by section 3 of this chapter for the following diseases:

- (1) Diphtheria.
- (2) Tetanus.
- (3) Measles.
- (4) Mumps.
- (5) Rubella.

(6) Meningococcal disease (meningitis).

(b) A state educational institution shall notify a student before the student's matriculation of the following requirements:

(1) that the student must be immunized and that the immunization is required for matriculation at the state educational institution unless the student provides the documentation required by section 3 of this chapter.

(2) That the:

(A) student; or

(B) student's parent or guardian;

must comply with section 5 of this chapter.

(c) The immunizations required under subsection (a) must be conducted in accordance with the routine recommendations established by the Advisory Committee on Immunization Practices of the United States Centers for Disease Control and Prevention that are in effect at the time the immunization is given.

SECTION 3. IC 21-40-5-5, AS ADDED BY P.L.2-2007, SECTION 281, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 5. (a) A state educational institution in which an individual intends to enroll shall provide detailed information on the risks associated with meningococcal disease and the availability and effectiveness of vaccination to:

- (1) the individual, if the individual is at least eighteen (18) years of age; or
- (2) the individual's parent or guardian, if the individual is less than eighteen (18) years of age.

(b) A state educational institution described in subsection (a) must receive a certificate of immunity:

(1) that is signed by:

(A) the individual, if the individual is at least eighteen (18) years of age; or



- (B) the individual's parent or guardian, if the individual is less than eighteen (18) years of age; and
- (2) that states that the information provided under subsection (a) has been reviewed by:
 - (A) the individual, if the individual is at least eighteen (18) years of age; or
 - (B) the individual's parent or guardian, if the individual is less than eighteen (18) years of age.

(c) This section expires July 1, 2018.

SECTION 4. IC 21-40-5-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 14. (a) Notwithstanding section 2(a)(6) of this chapter, a student is not required to be immunized for meningococcal disease until the first academic term following July 1, 2018.**

(b) A state educational institution may matriculate a student in a residential campus of the state educational institution who has not been immunized for meningococcal disease until the first academic term following July 1, 2018.

(c) This section expires July 1, 2019.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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