

SENATE BILL No. 256

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-30-5; IC 20-34-1; IC 31-11-4-5.

Synopsis: Societal impact of pregnancy education. Requires each school corporation to include in its curriculum instruction on the societal impact of teenage pregnancy. Requires the office of the secretary of family and social services and the state department of health to provide the department of education (department) with the most recent data concerning teenage pregnancy and births, and requires the department to include the information in the instruction on the societal impact of teenage pregnancy. Changes the AIDS advisory council to the AIDS and teenage pregnancy advisory council (council), and requires the council to identify and study educational materials on the societal impact of teenage pregnancy and make recommendations concerning the material. Requires certain information to be provided to the council.

Effective: July 1, 2014.

Breaux

January 9, 2014, read first time and referred to Committee on Education and Career Development.



Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE BILL No. 256

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 20-30-5-12, AS ADDED BY P.L.1-2005,
2 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 12. (a) Each school corporation shall
4 (†) include in the school corporation's curriculum instruction
5 concerning the **following**:
6 (1) The disease acquired immune deficiency syndrome (AIDS),
7 and
8 (‡) **integrate integrating** this effort to the extent possible with
9 instruction on other dangerous communicable diseases.
10 (2) **The societal impact of teenage pregnancy.**
11 (b) A school corporation shall consider the recommendations of the
12 AIDS **and teenage pregnancy** advisory council established under
13 IC 20-34-1 concerning community standards on the:
14 (1) content of the instruction;
15 (2) manner in which the information is presented; and
16 (3) grades in which the information is taught.



1 (c) Literature that is distributed to school children and young adults
2 under this section must include information required by IC 20-34-3-17.

3 (d) The department, in consultation with the state department of
4 health, shall develop AIDS educational materials. The department shall
5 make the materials developed under this section available to school
6 corporations.

7 (e) **Not later than June 1 of each year, the office of the secretary
8 of family and social services shall provide the following
9 information to the department concerning the previous calendar
10 year:**

11 (1) **The number of Medicaid recipients who are under
12 eighteen (18) years of age and gave birth.**

13 (2) **The number of vaginal birth and cesarean births of the
14 recipients described in subdivision (1) and the cost of the
15 births.**

16 **The office of the secretary of family and social services shall ensure
17 that personal identifying information is not provided in
18 transmitting the information required by this subsection.**

19 (f) **Not later than June 1 of each year, the state department of
20 health shall provide to the department the most recent data
21 concerning the number of teenage births in Indiana. The state
22 department of health shall ensure that personal identifying
23 information is not provided in transmitting the information
24 required by this subsection.**

25 (g) **The department shall determine the number of students who
26 were pregnant or had given birth and graduated each academic
27 school year.**

28 (h) **The department, in consultation with the state department
29 of health and the office of the secretary of family and social
30 services, shall do the following concerning the information
31 collected under subsections (e) through (g):**

32 (1) **Provide the information collected to the AIDS and teenage
33 pregnancy advisory council established under IC 20-34-1.**

34 (2) **Include the information as part of the educational
35 materials used in educating students concerning the societal
36 impact of teenage pregnancy.**

37 SECTION 2. IC 20-30-5-13, AS ADDED BY P.L.1-2005,
38 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2014]: Sec. 13. Throughout instruction on human sexuality or
40 sexually transmitted diseases, an accredited school shall:

41 (1) require a teacher to teach abstinence from sexual activity
42 outside of marriage as the expected standard for all school age



1 children;

2 (2) include in the instruction that abstinence from sexual activity
3 is the only certain way to avoid out-of-wedlock pregnancy,
4 sexually transmitted diseases, and other associated health
5 problems; and

6 (3) include in the instruction that the best way to avoid sexually
7 transmitted diseases and other associated health problems is to
8 establish a mutually faithful monogamous relationship in the
9 context of marriage.

10 SECTION 3. IC 20-34-1-2, AS ADDED BY P.L.1-2005, SECTION
11 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
12 2014]: Sec. 2. As used in this chapter, "council" refers to an AIDS **and**
13 **teenage pregnancy** advisory council established under this chapter.

14 SECTION 4. IC 20-34-1-11, AS ADDED BY P.L.1-2005,
15 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2014]: Sec. 11. At the first meeting of each year, a
17 representative of the local board of health or state department of health,
18 or an individual approved by the state department of health, shall
19 instruct the members of the council on the **following:**

20 (1) **The** source, transmission, and prevention of AIDS.

21 (2) **Statistics on the number of teenagers who gave birth the**
22 **previous calendar year and any related information.**

23 SECTION 5. IC 20-34-1-12, AS ADDED BY P.L.1-2005,
24 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2014]: Sec. 12. At the second meeting of each year, the
26 council shall hold a public meeting and solicit testimony from members
27 of the community concerning community attitudes and values on
28 matters that affect the instruction on AIDS **and teenage pregnancy**
29 that is presented within the school corporation.

30 SECTION 6. IC 20-34-1-13, AS ADDED BY P.L.1-2005,
31 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2014]: Sec. 13. The council shall do the following:

33 (1) Identify and study educational materials and resources on:

34 (A) AIDS; **and**

35 (B) **teenage pregnancy;**

36 that are available for use in the schools within the school
37 corporation.

38 (2) Determine which educational materials and resources are
39 based on sound medical principles and reflect the attitude of the
40 community.

41 (3) Recommend to the school corporation educational materials
42 and resources on:



1 (A) AIDS; and

2 (B) teenage pregnancy;

3 that reflect the standards of the community.

4 SECTION 7. IC 31-11-4-5 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) The clerk of the
 6 circuit court shall distribute to marriage license applicants written
 7 information or videotaped information approved by the AIDS **and**
 8 **teenage pregnancy** advisory council of the state department of health
 9 concerning dangerous communicable diseases that are sexually
 10 transmitted.

11 (b) Written information and videotaped information distributed by
 12 each clerk of the circuit court under subsection (a) must provide
 13 current information on human immunodeficiency virus (HIV) infection
 14 and other dangerous communicable diseases that are sexually
 15 transmitted. The information must include an explanation of the
 16 following:

17 (1) The etiology of dangerous communicable diseases that are
 18 sexually transmitted.

19 (2) The behaviors that create a high risk of transmission of such
 20 diseases.

21 (3) Precautionary measures that reduce the risk of contracting
 22 such diseases.

23 (4) The necessity for consulting medical specialists if infection is
 24 suspected.

25 (c) At the time of application for a marriage license, each clerk of
 26 the circuit court shall:

27 (1) provide the marriage license applicants with written
 28 information furnished under subsection (a) concerning dangerous
 29 communicable diseases that are sexually transmitted; or

30 (2) show the marriage license applicants videotaped information
 31 furnished under subsection (a) concerning dangerous
 32 communicable diseases that are sexually transmitted.

33 (d) In addition to the information provided to marriage license
 34 applicants under subsection (c), each clerk of the circuit court shall
 35 inform each marriage license applicant that the applicant may be tested
 36 on a voluntary basis for human immunodeficiency virus (HIV)
 37 infection by the applicant's private physician or at another testing site.
 38 The clerk shall provide the marriage applicants with a list of testing
 39 sites in the community.

40 (e) An applicant who objects to the written information or
 41 videotaped information on religious grounds is not required to receive
 42 the information.



1 (f) If materials required by this section are not prepared by other
2 sources, the state department of health shall prepare the materials.

3 (g) The provider of the materials is responsible for all costs involved
4 in the development, preparation, and distribution of the information
5 required by this section. Except for the materials developed by the
6 state, the state and county are not liable for the costs of materials used
7 to implement this section and section 4 of this chapter.

