

## HOUSE BILL No. 1224

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 16-18-2; IC 16-38-7.5; IC 35-52-16-33.5.

**Synopsis:** Indiana vaccination adverse event reporting system. Requires the Indiana department of health (department) to establish an Indiana vaccination adverse event reporting system (IVAERS) for reporting the occurrence of adverse events relating to childhood vaccines. Provides that IVAERS must enable a health care provider to report the occurrence of an adverse event experienced by a child residing in Indiana who is under the care of the health care provider. Requires the department to create a searchable Internet data base for publishing information reported through IVAERS. Provides that the health information of a particular individual is confidential. Specifies the requirements for releasing health information of a particular individual and who may receive the information. Provides that a person who knowingly, intentionally, or recklessly discloses confidential information received through IVAERS in violation of the statute commits a Class A misdemeanor. Requires the department to adopt certain rules concerning IVAERS. Makes an appropriation.

**Effective:** July 1, 2026.

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## Borders

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January 5, 2026, read first time and referred to Committee on Public Health.

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Introduced

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

## HOUSE BILL No. 1224

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A BILL FOR AN ACT to amend the Indiana Code concerning health and to make an appropriation.

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

1 SECTION 1. IC 16-18-2-7.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2026]: **Sec. 7.5. "Adverse event", for purposes of IC 16-38-7.5,  
4 has the meaning set forth in IC 16-38-7.5-1.**

5 SECTION 2. IC 16-18-2-54.6 IS ADDED TO THE INDIANA  
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2026]: **Sec. 54.6. "Childhood vaccine", for  
8 purposes of IC 16-38-7.5, has the meaning set forth in  
9 IC 16-38-7.5-2.**

10 SECTION 3. IC 16-18-2-163, AS AMENDED BY  
11 P.L.179-2022(ss), SECTION 4, IS AMENDED TO READ AS  
12 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 163. (a) Except as  
13 provided in subsection (c), "health care provider", for purposes of  
14 IC 16-21, **IC 16-38-7.5**, and IC 16-41, means any of the following:

15 (1) An individual, a partnership, a corporation, a professional  
16 corporation, a facility, or an institution licensed or legally  
17 authorized by this state to provide health care or professional



1       services as a licensed physician, a psychiatric hospital, a hospital,  
2       a health facility, an emergency ambulance service (IC 16-31-3),  
3       a dentist, a registered or licensed practical nurse, a midwife, an  
4       optometrist, a pharmacist, a podiatrist, a chiropractor, a physical  
5       therapist, a respiratory care practitioner, an occupational therapist,  
6       a psychologist, a paramedic, an emergency medical technician, an  
7       advanced emergency medical technician, an athletic trainer, or a  
8       person who is an officer, employee, or agent of the individual,  
9       partnership, corporation, professional corporation, facility, or  
10      institution acting in the course and scope of the person's  
11      employment.

12      (2) A college, university, or junior college that provides health  
13      care to a student, a faculty member, or an employee, and the  
14      governing board or a person who is an officer, employee, or agent  
15      of the college, university, or junior college acting in the course  
16      and scope of the person's employment.

17      (3) A blood bank, community mental health center, community  
18      intellectual disability center, community health center, or migrant  
19      health center.

20      (4) A home health agency (as defined in IC 16-27-1-2).

21      (5) A health maintenance organization (as defined in  
22      IC 27-13-1-19).

23      (6) A health care organization whose members, shareholders, or  
24      partners are health care providers under subdivision (1).

25      (7) A corporation, partnership, or professional corporation not  
26      otherwise qualified under this subsection:

27       (A) provides health care as one (1) of the corporation's,  
28       partnership's, or professional corporation's functions;

29       (B) is organized or registered under state law; and

30       (C) is determined to be eligible for coverage as a health care  
31       provider under IC 34-18 for the corporation's, partnership's, or  
32       professional corporation's health care function.

33      Coverage for a health care provider qualified under this subdivision is  
34      limited to the health care provider's health care functions and does not  
35      extend to other causes of action.

36      (b) "Health care provider", for purposes of IC 16-35, has the  
37      meaning set forth in subsection (a). However, for purposes of IC 16-35,  
38      the term also includes a health facility (as defined in section 167 of this  
39      chapter).

40      (c) "Health care provider", for purposes of IC 16-32-5, IC 16-36-5,  
41      IC 16-36-6, and IC 16-41-10 means an individual licensed or  
42      authorized by this state to provide health care or professional services



1           as:

2           (1) a licensed physician;

3           (2) a registered nurse;

4           (3) a licensed practical nurse;

5           (4) an advanced practice registered nurse;

6           (5) a certified nurse midwife;

7           (6) a paramedic;

8           (7) an emergency medical technician;

9           (8) an advanced emergency medical technician;

10           (9) an emergency medical responder, as defined by section 109.8  
11           of this chapter;

12           (10) a licensed dentist;

13           (11) a home health aide, as defined by section 174 of this chapter;  
14           or

15           (12) a licensed physician assistant.

16           The term includes an individual who is an employee or agent of a  
17           health care provider acting in the course and scope of the individual's  
18           employment.

19           (d) "Health care provider", for purposes of IC 16-36-7, has the  
20           meaning set forth in IC 16-36-7-12.

21           (e) "Health care provider", for purposes of IC 16-40-4, means any  
22           of the following:

23           (1) An individual, a partnership, a corporation, a professional  
24           corporation, a facility, or an institution licensed or authorized by  
25           the state to provide health care or professional services as a  
26           licensed physician, a psychiatric hospital, a hospital, a health  
27           facility, an emergency ambulance service (IC 16-31-3), an  
28           ambulatory outpatient surgical center, a dentist, an optometrist, a  
29           pharmacist, a podiatrist, a chiropractor, a psychologist, or a  
30           person who is an officer, employee, or agent of the individual,  
31           partnership, corporation, professional corporation, facility, or  
32           institution acting in the course and scope of the person's  
33           employment.

34           (2) A blood bank, laboratory, community mental health center,  
35           community intellectual disability center, community health  
36           center, or migrant health center.

37           (3) A home health agency (as defined in IC 16-27-1-2).

38           (4) A health maintenance organization (as defined in  
39           IC 27-13-1-19).

40           (5) A health care organization whose members, shareholders, or  
41           partners are health care providers under subdivision (1).

42           (6) A corporation, partnership, or professional corporation not



otherwise specified in this subsection that:

- (A) provides health care as one (1) of the corporation's, partnership's, or professional corporation's functions;
- (B) is organized or registered under state law; and
- (C) is determined to be eligible for coverage as a health care provider under IC 34-18 for the corporation's, partnership's, or professional corporation's health care function.

(7) A person that is designated to maintain the records of a person described in subdivisions (1) through (6).

(f) "Health care provider", for purposes of IC 16-45-4, has the meaning set forth in 47 CFR 54.601(a).

SECTION 4. IC 16-18-2-194.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 194.9. "IVAERS", for purposes of IC 16-38-7.5, has the meaning set forth in IC 16-38-7.5-3.**

SECTION 5. IC 16-38-7.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

## **Chapter 7.5. Indiana Vaccination Adverse Event Reporting System**

**Sec. 1. As used in this chapter, "adverse event" means any of the following occurring after the administration of a childhood vaccine:**

(1) An event that is a reportable event for purposes of the administration of the federal vaccination adverse event reporting system as published by the United States Department of Health and Human Services in the Table of Reportable Events in effect on January 1, 2022.

**(2) A diagnosis that a child receiving the childhood vaccine has autism spectrum disorder.**

**(3) Any other reaction or injury that a health care provider determines is proximately caused by the administration of the childhood vaccine.**

**Sec. 2. As used in this chapter, "childhood vaccine" means an immunization described in JC 20-34-4-2(a).**

**Sec. 3. As used in this chapter, "IVAERS" refers to the Indiana vaccination adverse event reporting system established under section 4 of this chapter.**

Sec. 4. The state department shall develop the Indiana vaccination adverse event reporting system. IVAERS must enable a health care provider to report the occurrence of an adverse event experienced by a child residing in Indiana who is under the care of



**the health care provider.**

**Sec. 5. A health care provider shall, in the form and manner required by the rules adopted by the state department, report to the state department through IVAERS the occurrence of an adverse event experienced by a child residing in Indiana who is under the care of the health care provider.**

## **Sec. 6. The state department shall do the following:**

**(1) Create a searchable Internet data base for publishing information reported through IVAERS under section 5 of this chapter after removing any personal identifying information of a child who experiences an adverse event.**

**(2) Provide continuing twenty-four (24) hour a day online access to the data base.**

**(3) Secure the information collected under section 5 of this chapter and the data base maintained under this chapter against access by unauthorized persons.**

**Sec. 7. (a) Health information reported by a health care provider through IVAERS is confidential.**

(b) The state department may release information received through IVAERS relating to a particular individual to the individual or to the individual's parent or guardian if the individual is less than eighteen (18) years of age.

(c) With the consent of the individual or of the individual's parent or guardian if the individual is less than eighteen (18) years of age, the state department may release information received through IVAERS relating to a particular individual to a health care provider.

(d) A person who knowingly, intentionally, or recklessly discloses confidential information received through IVAERS in violation of this chapter commits a Class A misdemeanor.

**Sec. 8. The state department shall adopt rules under IC 4-22-2 to implement this chapter, including rules concerning the following:**

**(1) The form and manner in which a health care provider must submit information to IVAERS.**

**(2) Protecting the privacy and personal identifying information of children who experience adverse events.**

**(3) The form and manner of publishing information relating to adverse events without breaching the confidentiality of the health information of particular individuals.**

**(4) The design of the data base required under section 6 of this chapter.**



1           **Sec. 9. Money is annually appropriated to the state department**  
2           **from the state general fund in an amount sufficient to establish and**  
3           **maintain IVAERS established under section 4 of this chapter.**

4           SECTION 6. IC 35-52-16-33.5 IS ADDED TO THE INDIANA  
5           CODE AS A NEW SECTION TO READ AS FOLLOWS  
6           [EFFECTIVE JULY 1, 2026]: Sec. 33.5. IC 16-38-7.5-7 defines a  
7           crime concerning the release of confidential information  
8           maintained in the Indiana vaccination adverse event reporting  
9           system.

