

IC 16-28-14.5

Chapter 14.5. Health Facility Employee Immunizations

IC 16-28-14.5-1

Application of chapter

Sec. 1. This chapter applies only to the following:

- (1) Health facilities that are licensed under IC 16-28 as comprehensive care facilities.
- (2) Employees of health facilities described in subdivision (1) who have direct contact with a patient or resident of the health facility.

As added by P.L.29-2009, SEC.2.

IC 16-28-14.5-2

Consent; influenza immunizations

Sec. 2. (a) Subject to obtaining an employee's consent, a health facility shall annually administer or make available to be administered immunizations against the influenza virus to the employee of the health facility.

(b) A health facility shall conduct the immunizations required under subsection (a) in accordance with the 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 health facility conducts the immunizations.

As added by P.L.29-2009, SEC.2.

IC 16-28-14.5-3

Date immunizations are required

Sec. 3. A health facility shall annually administer or make available to be administered the immunizations required under this chapter to each employee of the health facility who is employed by the health facility during the period beginning October 1 and ending February 1 of the following year.

As added by P.L.29-2009, SEC.2.

IC 16-28-14.5-4

Availability of vaccine

Sec. 4. A health facility is not required to provide or make available to the health facility's employees annual immunizations against the influenza virus if the department determines that the necessary vaccine is not in adequate supply.

As added by P.L.29-2009, SEC.2.

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Exceptions to required immunizations

Sec. 5. Notwithstanding any other provision of this chapter, a health facility shall not require an employee to receive an

immunization under this chapter if:

(1) the health facility:

(A) has written documentation from the employee's physician or other health care provider indicating the date and place that the individual received an immunization required under this chapter; and

(B) determines that no additional immunization is required;

(2) the immunization is medically contraindicated for the employee;

(3) receiving the immunization is against the employee's religious beliefs; or

(4) the employee refuses to permit the immunization after being fully informed of the health risks.

As added by P.L.29-2009, SEC.2.

IC 16-28-14.5-6

Rules

Sec. 6. The state department may adopt rules under IC 4-22-2 to administer this chapter.

As added by P.L.29-2009, SEC.2.