

# SENATE BILL No. 340

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 16-18-2; IC 16-21-2; IC 16-34-2; IC 35-52-16-20.9.

**Synopsis:** Regulation of abortion. Makes various changes to the abortion law concerning abortion clinic license applications, abortion clinic inspections, abortion inducing drugs, abortion complications, the provision of information to a woman seeking an abortion, and the collection of data by the state department of health. Makes a technical correction.

**Effective:** Upon passage; July 1, 2018.

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## Holdman

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January 4, 2018, read first time and referred to Committee on Judiciary.

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Second Regular Session 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

# SENATE BILL No. 340

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 16-18-2-1.5, AS AMENDED BY THE  
2 TECHNICAL CORRECTIONS BILL OF THE 2018 GENERAL  
3 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2018]: Sec. 1.5. (a) "Abortion clinic", for purposes of  
5 ~~IC 16-19-3-31~~, IC 16-21-2, **IC 16-34-2-4.7**, IC 16-34-3, and  
6 IC 16-41-16, means a health care provider (as defined in section  
7 163(d)(1) of this chapter) that:  
8 (1) performs surgical abortion procedures; or  
9 (2) beginning January 1, 2014, provides an abortion inducing  
10 drug for the purpose of inducing an abortion.  
11 (b) The term does not include the following:  
12 (1) A hospital that is licensed as a hospital under IC 16-21-2.  
13 (2) An ambulatory outpatient surgical center that is licensed as an  
14 ambulatory outpatient surgical center under IC 16-21-2.  
15 (3) A health care provider that provides, prescribes, administers,  
16 or dispenses an abortion inducing drug to fewer than five (5)  
17 patients per year for the purposes of inducing an abortion.



1 SECTION 2. IC 16-18-2-1.7 IS ADDED TO THE INDIANA CODE  
 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 3 1, 2018]: **Sec. 1.7. "Abortion complication", for purposes of**  
 4 **IC 16-34-2-4.7, has the meaning set forth in IC 16-34-2-4.7.**

5 SECTION 3. IC 16-21-2-2.5, AS AMENDED BY P.L.173-2017,  
 6 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 UPON PASSAGE]: Sec. 2.5. (a) The state department shall adopt rules  
 8 under IC 4-22-2 to do the following concerning birthing centers and  
 9 abortion clinics:

- 10 (1) Establish minimum license qualifications.  
 11 (2) Establish the following requirements:  
 12 (A) Sanitation standards.  
 13 (B) Staff qualifications.  
 14 (C) Necessary emergency equipment.  
 15 (D) Procedures to provide emergency care.  
 16 (E) Procedures to monitor patients after the administration of  
 17 anesthesia.  
 18 (F) Procedures to provide follow-up care for patient  
 19 complications.  
 20 (G) Quality assurance standards.  
 21 (H) Infection control.  
 22 (I) Provision of informed consent brochures, as described in  
 23 IC 16-34-2-1.5, in English, Spanish, and a third language  
 24 determined by the state department, inside abortion clinics.  
 25 (J) Provision of a hotline telephone number that provides  
 26 assistance for patients who are:  
 27 (i) coerced into an abortion; or  
 28 (ii) victims of sex trafficking.  
 29 (K) Annual training by law enforcement officers on identifying  
 30 and assisting women who are:  
 31 (i) coerced into an abortion; or  
 32 (ii) victims of sex trafficking.  
 33 (3) Prescribe the operating policies, supervision, and maintenance  
 34 of medical records, including the requirement that all forms that  
 35 require a patient signature be stored in the patient's medical  
 36 record.  
 37 (4) Establish procedures for the issuance, renewal, denial, and  
 38 revocation of licenses under this chapter. The rules adopted under  
 39 this subsection must address the following:  
 40 (A) The form and content of the license.  
 41 (B) The collection of an annual license fee.  
 42 (5) Prescribe the procedures and standards for inspections.



- 1 (6) Prescribe procedures for:  
 2 (A) implementing a plan of correction to address any  
 3 violations of any provision of this chapter or any rules adopted  
 4 under this chapter; and  
 5 (B) implementing a system for the state department to follow  
 6 if the abortion clinic or birthing center fails to comply with the  
 7 plan of correction described in clause (A) and disciplinary  
 8 action is needed.
- 9 (b) A person who knowingly or intentionally:  
 10 (1) operates a birthing center or an abortion clinic that is not  
 11 licensed under this chapter; or  
 12 (2) advertises the operation of a birthing center or an abortion  
 13 clinic that is not licensed under this chapter;  
 14 commits a Class A misdemeanor.
- 15 (c) Not later than January 1, 2019, the state department shall:  
 16 (1) adopt separate rules under IC 4-22-2, including those required  
 17 under subsection (a), for **existing and future** abortion clinics that  
 18 perform only surgical abortions;  
 19 (2) adopt separate rules under IC 4-22-2, including those required  
 20 under subsection (a), for **existing and future** abortion clinics that  
 21 perform abortions only through the provision of an abortion  
 22 inducing drug; and  
 23 (3) establish procedures regarding the issuance of licenses to  
 24 **existing and future** abortion clinics that:  
 25 (A) perform only surgical abortions;  
 26 (B) perform abortions only through the provision of an  
 27 abortion inducing drug; or  
 28 (C) perform both surgical abortions and abortions through the  
 29 provision of abortion inducing drugs.
- 30 (d) **A rule or emergency rule adopted under this section**  
 31 **concerning abortion clinics applies to all abortion clinics licensed**  
 32 **under this article, regardless of the date of adoption of the rule or**  
 33 **emergency rule.**
- 34 (e) **Before July 1, 2018, the state department shall adopt**  
 35 **emergency rules in the manner provided under IC 4-22-2-37.1 to**  
 36 **carry out the duties established in this section under the following:**  
 37 (1) **Subsection (a)(2)(E).**  
 38 (2) **Subsection (a)(2)(F).**  
 39 (3) **Subsection (a)(2)(I).**  
 40 (4) **Subsection (a)(2)(J).**  
 41 (5) **Subsection (a)(3).**  
 42 (6) **Subsection (a)(5).**



1                   **(7) Subsection (a)(6).**

2                   **This subsection expires July 1, 2019.**

3                   SECTION 4. IC 16-21-2-2.6, AS ADDED BY P.L.98-2014,  
4                   SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5                   JULY 1, 2018]: Sec. 2.6. The state department ~~may~~ **shall** inspect an  
6                   abortion clinic at least one (1) time per calendar year and may conduct  
7                   a complaint inspection as needed.

8                   SECTION 5. IC 16-21-2-11, AS AMENDED BY P.L.172-2011,  
9                   SECTION 114, IS AMENDED TO READ AS FOLLOWS  
10                   [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) An applicant must submit  
11                   an application for a license on a form prepared by the state department  
12                   showing that:

- 13                   (1) the applicant is of reputable and responsible character;  
14                   (2) the applicant is able to comply with the minimum standards  
15                   for a hospital, an ambulatory outpatient surgical center, an  
16                   abortion clinic, or a birthing center, and with rules adopted under  
17                   this chapter; and  
18                   (3) the applicant has complied with section 15.4 of this chapter.

19                   (b) The application must contain the following additional  
20                   information:

- 21                   (1) The name of the applicant.  
22                   (2) The type of institution to be operated.  
23                   (3) The location of the institution.  
24                   (4) The name of the person to be in charge of the institution.  
25                   (5) If the applicant is a hospital, the range and types of services to  
26                   be provided under the general hospital license, including any  
27                   service that would otherwise require licensure by the state  
28                   department under the authority of IC 16-19.  
29                   (6) Other information the state department requires.

30                   (c) If the department of state revenue notifies the department that a  
31                   person is on the most recent tax warrant list, the department shall not  
32                   issue or renew the person's license until:

- 33                   (1) the person provides to the department a statement from the  
34                   department of state revenue that the person's tax warrant has been  
35                   satisfied; or  
36                   (2) the department receives a notice from the commissioner of the  
37                   department of state revenue under IC 6-8.1-8-2(k).

38                   **(d) An application for an abortion clinic license must require the**  
39                   **applicant to do the following:**

- 40                   **(1) Disclose whether the applicant operated an abortion clinic**  
41                   **that was closed due to administrative or legal action.**  
42                   **(2) Disclose whether a principal or clinic staff member was**



1 convicted of a felony.

2 (3) Provide copies of:

3 (A) administrative and legal documentation relating to the  
4 information required under subdivisions (1) and (2);

5 (B) inspection reports; and

6 (C) violation remediation contracts;

7 if any.

8 SECTION 6. IC 16-34-2-1, AS AMENDED BY P.L.213-2016,  
9 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
10 JULY 1, 2018]: Sec. 1. (a) Abortion shall in all instances be a criminal  
11 act, except when performed under the following circumstances:

12 (1) Except as prohibited in IC 16-34-4, during the first trimester  
13 of pregnancy for reasons based upon the professional, medical  
14 judgment of the pregnant woman's physician if:

15 (A) the abortion is performed by the physician;

16 (B) the woman submitting to the abortion has filed her consent  
17 with her physician. However, if in the judgment of the  
18 physician the abortion is necessary to preserve the life of the  
19 woman, her consent is not required; and

20 (C) the woman submitting to the abortion has filed with her  
21 physician the written consent of her parent or legal guardian  
22 if required under section 4 of this chapter.

23 However, an abortion inducing drug may not be dispensed,  
24 prescribed, administered, or otherwise given to a pregnant woman  
25 after nine (9) weeks of postfertilization age unless the Food and  
26 Drug Administration has approved the abortion inducing drug to  
27 be used for abortions later than nine (9) weeks of postfertilization  
28 age. A physician shall examine a pregnant woman in person  
29 before prescribing or dispensing an abortion inducing drug. **The  
30 physician shall provide the pregnant woman with a copy of  
31 the manufacturer's instruction sheets and request that the  
32 pregnant woman sign a patient agreement form. The  
33 physician shall retain a copy of the signed patient agreement  
34 form in the patient's file.** As used in this subdivision, "in person"  
35 does not include the use of telehealth or telemedicine services.

36 (2) Except as prohibited by IC 16-34-4, ~~for an abortion performed~~  
37 ~~by a surgical procedure~~, after the first trimester of pregnancy and  
38 before the earlier of viability of the fetus or twenty (20) weeks of  
39 postfertilization age, for reasons based upon the professional,  
40 medical judgment of the pregnant woman's physician if:

41 (A) all the circumstances and provisions required for legal  
42 abortion during the first trimester are present and adhered to;



- 1 and
- 2 (B) the abortion is performed in a hospital or ambulatory
- 3 outpatient surgical center (as defined in IC 16-18-2-14).
- 4 (3) Except as provided in subsection (b) or as prohibited by
- 5 IC 16-34-4, ~~and for an abortion performed by a surgical~~
- 6 ~~procedure~~, at the earlier of viability of the fetus or twenty (20)
- 7 weeks of postfertilization age and any time after, for reasons
- 8 based upon the professional, medical judgment of the pregnant
- 9 woman's physician if:
- 10 (A) all the circumstances and provisions required for legal
- 11 abortion before the earlier of viability of the fetus or twenty
- 12 (20) weeks of postfertilization age are present and adhered to;
- 13 (B) the abortion is performed in compliance with section 3 of
- 14 this chapter; and
- 15 (C) before the abortion the attending physician shall certify in
- 16 writing to the hospital in which the abortion is to be
- 17 performed, that in the attending physician's professional,
- 18 medical judgment, after proper examination and review of the
- 19 woman's history, the abortion is necessary to prevent a
- 20 substantial permanent impairment of the life or physical health
- 21 of the pregnant woman. All facts and reasons supporting the
- 22 certification shall be set forth by the physician in writing and
- 23 attached to the certificate.
- 24 (b) A person may not knowingly or intentionally perform a partial
- 25 birth abortion unless a physician reasonably believes that:
- 26 (1) performing the partial birth abortion is necessary to save the
- 27 mother's life; and
- 28 (2) no other medical procedure is sufficient to save the mother's
- 29 life.
- 30 SECTION 7. IC 16-34-2-4.7 IS ADDED TO THE INDIANA CODE
- 31 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 32 1, 2018]: **Sec. 4.7. (a) As used in this section, "abortion**
- 33 **complication" means any adverse physical or psychological**
- 34 **condition arising from the induction or performance of an**
- 35 **abortion. The term includes the following:**
- 36 (1) **Uterine perforation.**
- 37 (2) **Cervical perforation.**
- 38 (3) **Infection.**
- 39 (4) **Hemorrhaging.**
- 40 (5) **Blood clots.**
- 41 (6) **Failure to terminate the pregnancy.**
- 42 (7) **Incomplete abortion (retained tissue).**



- 1           **(8) Pelvic inflammatory disease.**  
 2           **(9) Endometriosis.**  
 3           **(10) Missed ectopic pregnancy.**  
 4           **(11) Cardiac arrest.**  
 5           **(12) Respiratory arrest.**  
 6           **(13) Renal failure.**  
 7           **(14) Metabolic disorder.**  
 8           **(15) Shock.**  
 9           **(16) Embolism.**  
 10          **(17) Coma.**  
 11          **(18) Placenta previa in subsequent pregnancies.**  
 12          **(19) Pre-term delivery in subsequent pregnancies.**  
 13          **(20) Free fluid in the abdomen.**  
 14          **(21) Hemolytic reaction due to the administration of**  
 15          **ABO-incompatible blood or blood products.**  
 16          **(22) Hypoglycemia occurring while the patient is being**  
 17          **treated at the abortion facility.**  
 18          **(23) Physical injury associated with treatment performed at**  
 19          **the abortion facility.**  
 20          **(24) Adverse reaction to anesthesia or other drugs.**  
 21          **(25) Psychological or emotional complications, including**  
 22          **depression, suicidal ideation, anxiety, and sleeping disorders.**  
 23          **(26) Death.**  
 24          **(27) Any other adverse event as defined by criteria provided**  
 25          **in the Food and Drug Administration Safety Information and**  
 26          **Adverse Event Reporting Program.**  
 27          **(b) The following persons shall report to the state department**  
 28          **each case involving a patient suffering from an abortion**  
 29          **complication:**  
 30                  **(1) A physician licensed under IC 25-22.5.**  
 31                  **(2) A hospital licensed under IC 16-21.**  
 32                  **(3) An abortion clinic licensed under IC 16-21-2-2.5.**  
 33          **(c) The state department shall develop a process for the**  
 34          **submission of a report under this section.**  
 35          **(d) A report under this section shall be submitted to the state**  
 36          **department in the manner prescribed by the state department.**  
 37          **(e) The report under this section must include the following**  
 38          **information concerning the abortion complication:**  
 39                  **(1) The date the patient presented for treatment for the**  
 40                  **abortion complication.**  
 41                  **(2) The location where the abortion complication was treated.**  
 42                  **(3) The age of the patient.**





- 1           **(4) The race of the patient.**  
 2           **(5) The county and state of the patient's residence.**  
 3           **(6) The type of abortion obtained by the patient.**  
 4           **(7) The date of abortion obtained by the patient.**  
 5           **(8) The number of previous:**  
 6               **(A) pregnancies;**  
 7               **(B) live births; and**  
 8               **(C) abortions;**  
 9           **of the patient.**  
 10          **(9) The name of the:**  
 11               **(A) abortion clinic;**  
 12               **(B) medical facility; or**  
 13               **(C) hospital;**  
 14          **where the patient obtained the abortion.**  
 15          **(10) Whether the patient obtained abortion medication via**  
 16          **mail order or Internet web site, and if so, information**  
 17          **identifying the source of the medication.**  
 18          **(11) Whether the patient was advised to report the patient's**  
 19          **presenting complications as a result of another medical**  
 20          **complication, rather than as a result of the abortion.**  
 21          **(12) The name of the medications taken by the patient as part**  
 22          **of the pharmaceutical abortion regimen, if any.**  
 23          **(13) A list of each diagnosed complication.**  
 24          **(14) A list of each treated complication, with a description of**  
 25          **the treatment provided.**  
 26          **(15) The manner in which the patient paid for services, and**  
 27          **the total cost of the original visit and any follow-up visits.**  
 28          **(16) Whether the patient's office visit to treat the**  
 29          **complications was the original visit or a follow-up visit.**  
 30          **(17) The date of each follow-up visit, if any.**  
 31          **(18) A list of each complication diagnosed at a follow-up visit,**  
 32          **if any.**  
 33          **(19) A list of each complication treated at a follow-up visit, if**  
 34          **any.**  
 35          **(f) Before February 1, 2019, the state department shall inform**  
 36          **in writing all providers described in subsection (b) of the new**  
 37          **reporting requirements for abortion complications. This subsection**  
 38          **expires December 31, 2019.**  
 39          **(g) Not later than June 30 of each year, the state department**  
 40          **shall compile a public report summarizing the information**  
 41          **collected under this section. The report must include statistics for**  
 42          **the previous calendar year, with updated information for the most**



1 recent calendar year.

2 (h) The state department shall summarize the aggregate data  
3 from the data submitted under this section and submit the data, on  
4 or before June 30 of each year, to the United States Centers for  
5 Disease Control and Prevention for its inclusion in the annual Vital  
6 Statistics Report.

7 (i) The state department shall ensure that no identifying  
8 information of a pregnant woman is included in the report  
9 described in subsection (g).

10 (j) Each failure to report an abortion complication as required  
11 under this section is a Class B misdemeanor.

12 (k) Before January 1, 2019, the state department shall adopt  
13 rules under IC 4-22-2 to implement this section.

14 SECTION 8. IC 16-34-2-5, AS AMENDED BY P.L.173-2017,  
15 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2018]: Sec. 5. (a) Every health care provider who performs a  
17 surgical abortion or provides, prescribes, administers, or dispenses an  
18 abortion inducing drug for the purposes of inducing an abortion shall  
19 report the performance of the abortion or the provision, prescribing,  
20 administration, or dispensing of an abortion inducing drug on a form  
21 drafted by the state department, the purpose and function of which shall  
22 be the improvement of maternal health and life through the compilation  
23 of relevant maternal life and health factors and data, and a further  
24 purpose and function shall be to monitor all abortions performed in  
25 Indiana to assure the abortions are done only under the authorized  
26 provisions of the law. For each abortion performed and abortion  
27 inducing drug provided, prescribed, administered, or dispensed, the  
28 report shall include, among other things, the following:

29 (1) The age of the patient.

30 (2) The date and location the abortion was performed or the  
31 abortion inducing drug was provided, prescribed, administered,  
32 or dispensed.

33 (3) The health care provider's full name and address, including the  
34 name of the physicians performing the abortion or providing,  
35 prescribing, administering, or dispensing the abortion inducing  
36 drug.

37 ~~(4) The name of the father if known.~~

38 **(4) The city and county where the pregnancy termination  
39 occurred.**

40 (5) The age of the father, or the approximate age of the father if  
41 the father's age is unknown.

42 **(6) The patient's county and state of residence.**



- 1 (7) The marital status of the patient.  
 2 (8) The educational level of the patient.  
 3 (9) The race of the patient.  
 4 (10) The ethnicity of the patient.  
 5 (11) The number of the patient's previous live births.  
 6 (12) The number of the patient's deceased children.  
 7 (13) The number of the patient's spontaneous pregnancy  
 8 terminations.  
 9 (14) The date of the patient's last menses.  
 10 (15) The physician's determination of the gestation of the fetus  
 11 in weeks.  
 12 (16) Whether the patient indicated that the patient was  
 13 seeking an abortion as a result of being:  
 14 (A) abused;  
 15 (B) coerced;  
 16 (C) harassed; or  
 17 (D) trafficked.  
 18 ~~(17)~~ (17) The following information concerning the abortion or the  
 19 provision, prescribing, administration, or dispensing of the  
 20 abortion inducing drug:  
 21 (A) The postfertilization age of the fetus.  
 22 (B) The manner in which the postfertilization age was  
 23 determined.  
 24 (C) The gender of the fetus, if detectable.  
 25 (D) Whether the fetus has been diagnosed with or has a  
 26 potential diagnosis of having Down syndrome or any other  
 27 disability.  
 28 (E) If after the earlier of the time the fetus obtains viability or  
 29 the time the postfertilization age of the fetus is at least twenty  
 30 (20) weeks, the medical reason for the performance of the  
 31 abortion or the provision, prescribing, administration, or  
 32 dispensing of the abortion inducing drug.  
 33 ~~(18)~~ (18) For a surgical abortion, the medical procedure used for  
 34 the abortion and, if the fetus was viable or had a postfertilization  
 35 age of at least twenty (20) weeks:  
 36 (A) whether the procedure, in the reasonable judgment of the  
 37 health care provider, gave the fetus the best opportunity to  
 38 survive; ~~and~~  
 39 (B) the basis for the determination that the pregnant woman  
 40 had a condition described in this chapter that required the  
 41 abortion to avert the death of or serious impairment to the  
 42 pregnant woman; **and**



- 1                   **(C) the name of the second doctor present, as required**  
 2                   **under IC 16-34-2-3(a)(3).**  
 3           ~~(8)~~ **(19)** For a nonsurgical abortion, the precise drugs provided,  
 4           prescribed, administered, or dispensed, and the means of delivery  
 5           of the drugs to the patient.  
 6           ~~(9)~~ **(20)** For an early pre-viability termination, the medical  
 7           indication by diagnosis code for the fetus and the mother.  
 8           ~~(10)~~ **(21)** The mother's obstetrical history, including dates of other  
 9           abortions, if any.  
 10           **(22) Any preexisting medical conditions of the patient that**  
 11           **may complicate the abortion.**  
 12           ~~(11)~~ **(23)** The results of pathological examinations if performed.  
 13           ~~(12)~~ **(24)** For a surgical abortion, whether the fetus was delivered  
 14           alive, and if so, how long the fetus lived.  
 15           ~~(13)~~ **(25)** Records of all maternal deaths occurring at the location  
 16           where the abortion was performed or the abortion inducing drug  
 17           was provided, prescribed, administered, or dispensed.  
 18           ~~(14)~~ **(26)** The date the form was transmitted to the state  
 19           department and, if applicable, separately to the department of  
 20           child services.  
 21           (b) The health care provider shall complete the form provided for in  
 22           subsection (a) and shall transmit the completed form to the state  
 23           department, in the manner specified on the form, within thirty (30) days  
 24           after the date of each abortion. However, if an abortion is for a female  
 25           who is less than sixteen (16) years of age, the health care provider shall  
 26           transmit the form to the state department of health and separately to the  
 27           department of child services within three (3) days after the abortion is  
 28           performed.  
 29           (c) The dates supplied on the form may not be redacted for any  
 30           reason before the form is transmitted as provided in this section.  
 31           (d) Each failure to complete or timely transmit a form, as required  
 32           under this section, for each abortion performed or abortion inducing  
 33           drug that was provided, prescribed, administered, or dispensed, is a  
 34           Class B misdemeanor.  
 35           (e) Not later than June 30 of each year, the state department shall  
 36           compile a public report providing the following:  
 37           (1) Statistics for the previous calendar year from the information  
 38           submitted under this section.  
 39           (2) Statistics for previous calendar years compiled by the state  
 40           department under this subsection, with updated information for  
 41           the calendar year that was submitted to the state department after  
 42           the compilation of the statistics.



1 The state department shall ensure that no identifying information of a  
2 pregnant woman is contained in the report.

3 **(f) The state department shall:**  
4 **(1) summarize aggregate data from all data submitted under**  
5 **this section; and**  
6 **(2) submit the data, before July 1 of each year, to the United**  
7 **States Centers for Disease Control and Prevention for its**  
8 **inclusion in the annual Vital Statistics Report.**

9 SECTION 9. IC 35-52-16-20.9 IS ADDED TO THE INDIANA  
10 CODE AS A NEW SECTION TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2018]: **Sec. 20.9. IC 16-34-2-4.7 defines a**  
12 **crime concerning abortion.**

13 SECTION 10. **An emergency is declared for this act.**

