

**From:** HIV Modernization Movement - Indiana info@hivmodernizationmovement.org  
**Subject:** HMM Digest: Where is HB1198, HIV Is Not A Crime Awareness Day & more!  
**Date:** February 22, 2023 at 8:00 AM  
**To:** todd@ctoddcreations.com



HIV Modernization Movement  
**INDIANA**

## February Digest

### *Change Requires Action*

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*Step Up was one of several county & statewide HIV service organizations who participated in HIV Advocacy Day at the Indiana Statehouse on Tuesday February 7th, 2023, which was also National Black HIV/AIDS Awareness Day.*

Hi Todd,

We are anxiously waiting the second part of legislative session when the Indiana Senate will pick up bills that passed the House, including HIV Law Modernization [HB1198](#).

Change requires action! As the bill moves through the legislative process, we'll be asking you next to call your State Senators. If you haven't already, [please provide your residential street address](#). This helps us target our messages, especially at the important committee stage.

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## 2023 HB1198 HIV Modernization Overview

[HB1198](#) removes 1980/90s sentence enhancements and criminal offenses related to HIV that were based on stigma and misinformation about people who are HIV positive. It adds 'noncompliance with a physician directed treatment plan' to the existing crime for people who engage in a high risk act that can transmit HIV and do not disclose their HIV status.

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More specifically, this bill as amended on January 25th:

- **Repeals** offenses concerning the donation, sale, or transfer of blood products, or semen for artificial insemination in fertility care, that pose no risk of HIV transmission. *The FDA policy to destroy blood products that test positive for HIV remains in place.*
- **Removes** nearly all sentencing enhancements based on HIV status under the battery & malicious mischief by bodily fluid statutes. *People with HIV who violate the bodily fluids crime will still be punished, just not with the penalty enhancement based on their disease status, except if the bodily fluid is blood, then enhancements remain for responding safety officers.*
- **Adds** the element of 'noncompliance with a physician directed treatment plan' to the existing crime for people who know they have HIV/HBV, engage in a high-risk transmission act and fail to inform the person of their disease. *Reserves the felony enhancement for the existing HIV/HBV 'failure to inform' crime to persons where all four elements exist: (1) knows they have HIV/HBV, (2) are not in physician treatment compliance, (3) engages in a high-risk act that can transmit HIV/HBV, (4) does not inform the person of their disease status.*

For more information, read our [HB1198 Fact Sheet](#).

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## Where is HIV Modernization HB1198?!

HIV Modernization HB1198 passed the full Indiana House on January 31st. Our thanks to the main bill sponsor this year [Rep. Wendy McNamara \(HD76\)](#) for leading HB1198 through the House Chamber.

The bill transitions to the opposite chamber (the Senate) in early March and the process starts all over again! Committee, 2nd reading, 3rd reading! Our main senate bill sponsor is [Senator Susan Glick \(SD13\)](#). Senator Glick was Vice Chair of the Interim Study Committee last year that discussed HIV law modernization in depth, along with 6 other Indiana senators and 7 Indiana representatives.

**Get ready to contact your Indiana senator** in early March. We will send more direction, with sample scripts, after we get through committee.

\*\*[Click here](#) to find your state senator\*\*

\*\*[Click here](#) to look up their contact information\*\*



3rd Reading | HB 1198 | Author: McNamara  
Serious communicable diseases



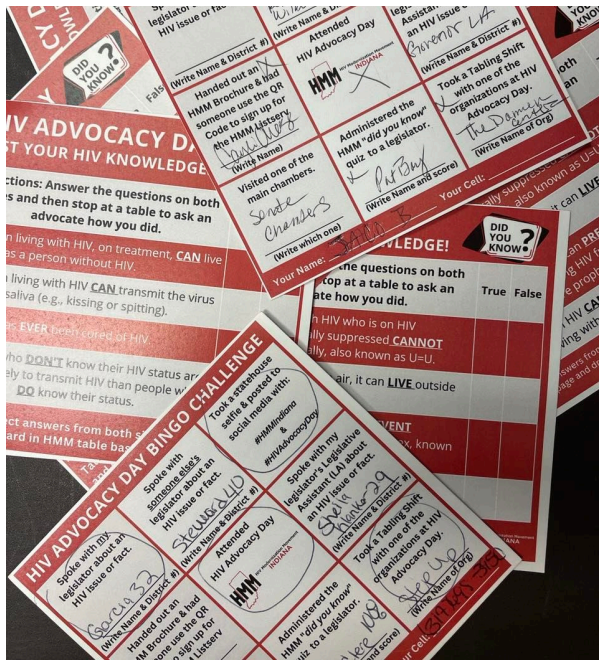
HIV Modernization HB1198 passed the Indiana House, and is now continuing on to the Indiana Senate. Look for Senate activity in early March. We will keep you informed along the way!

## 2023 HIV Advocacy Day at the Statehouse

HMM hosted HIV Advocacy at the Indiana Statehouse on February 7th. We were joined by [BU Wellness Network](#), [Damien Center](#), [Step-Up](#), [Urban League](#), [Indiana Minority Health Coalition](#), [Zero Is Possible-Indiana](#) (Indiana's EHE Initiative) and [Side By Side](#) (Marion County's EHE Initiative).







We got creative and used a "Did You Know?" quiz with true/false questions to test people's HIV knowledge. It gave advocates a way to interact with legislators while also educating them on HIV science.

We also gave staff and volunteers from all participating organizations an HIV Advocacy Bingo Challenge for the day. Each person could get credit for certain advocacy related activities during the day, like administering the Did You Know? quiz or posting a selfie from the day.

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## HMM Across the State

If you know of events in your area where we should be, please [contact us](#).

- Feb 28 - [HIV Is Not A Crime Awareness Day](#)
  - Mar 18-Apr 29 - [Virtual HMM Advocacy Cohort Training II](#)
  - Mar 19-21 - [AIDSWatch 2023](#) in Washington DC; registration is open
  - Mar 22 - [LGBTQ+ Health Care Conference](#), hosted by IU (tabling)
  - April 28 - [Bloomington AIDS Walk](#) (tabling)
  - May 20 - [Scottsburg Community Health & Resource Fair](#) (tabling)
  - Jun 3-7 - [HIV IS Not A Crime Training Academy V](#) in Virginia
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## HMM Member Spotlight



Please join us in celebrating Marcel Webb, a person living with HIV since 1989. She attended her first HIV support group in 1997 at an agency in California after being diagnosed with AIDS. She volunteered with and eventually was hired by the agency, where she ran their peer support services. She started their first women's support group, which is the longest running women's group in Los Angeles.

Marcel now works at the Aliveness Project in Hammond, Indiana as a Linkage to Care Coordinator. She is also a



member of HMM, having gone through the first +Advocates training course in 2022. Marcel is also on the leadership team for the [Zero Is Possible](#) (ZIP) coalition in Region 1. ZIP-Indiana is a statewide initiative to end the HIV epidemic and eliminate Hepatitis C (HCV) in Indiana.

Marcel reflected on her service: *“I am honored to assist in helping modernize HIV laws for us that are HIV Positive. I had such a fulfilled life for someone who thought my life was over because of HIV - but I was wrong. My life was just beginning!”*

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## HIV Is Not A Crime Awareness Day - February 28th

February 28, 2023 will mark the second annual **#HIVIsNotACrime Awareness Day**. 30 U.S. states including Indiana still punish people living with HIV, and despite medical progress, people living with HIV are being charged and branded as criminals because of their status. [Learn more here](#).

Join us on the 28th to remind our communities that #HIVIsNotACrime.

We also invite you to support our work here in Indiana [by making a donation](#) to HMM.



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## 2023 HMM Bi-monthly Updates

Join us in 2023 for our bi-monthly advocacy meetings.

- When? Bi-monthly 3rd Wed of the Month: 6:30-7:30p ET/5:30-6:30p CT
- 2023 Dates: Jan 18, Mar 15, May 17, Jul 19, Sep 20, Nov 15
- Where? Zoom: <https://iu.zoom.us/j/85825317208> | no passcode required




password required.

6:30-7:30 p.m. ET  
5:30-6:30 p.m. CT

MAY 17 JUL 19  
SEP 20 NOV 15

**JOIN US!**  
Change the Law, End the Stigma

Zoom: <https://iu.zoom.us/j/85825317208>



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## What action can you take to help?

- Join our bi-monthly [HMM Advocacy Meetings](#)
- Inform others about HMM by placing our brochure at your organization, place of worship, or favorite coffee spot! [Click here to print copies and/or request paper copies](#) for distribution (English and español available).
- Provide us with more information *including your full street address*. This information will help us identify which State Legislative districts HMM members live in, which will allow us to target our emails to residents in key districts around the State. **Click the button below** to [take action](#) now if you haven't already! 😊

Take Action

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## Other Opportunities & Resources

- [Read past HMM digests](#) under Newsletter tab.
- For larger discussions on national news related to HIV criminalization, join email lists from [The Sero Project](#) and the [Elizabeth Taylor AIDS Foundation](#).
- For extensive resources on the topic, visit the [Center for HIV Law and Policy](#).
- [Find your Indiana state and federal legislators here](#)
- [Register to vote or check your voting status!](#)

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## Thank you!

HIV Modernization Movement is a grassroots advocacy organization. Our work is made possible by contributions from many donors, including major support from the [Elizabeth Taylor AIDS Foundation](#).

We are now able to accept charitable contributions. [Please click here to donate!](#)

We have [HIV Modernization Movement merchandise for sale](#) on our website. Proceeds are

invested back into our grassroots advocacy efforts.

Donate

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## Connect with Us!



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Sent via [ActionNetwork.org](https://ActionNetwork.org). To update your email address, change your name or address, or to stop receiving emails from HIV Modernization Movement - Indiana, please [click here](#).