

SECOND REGULAR SESSION

HOUSE BILL NO. 2616

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HUBRECHT.

6596H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 167.638 and 174.335, RSMo, and to enact in lieu thereof three new sections relating to vaccinations.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 167.638 and 174.335, RSMo, are repealed and three new sections
2 enacted in lieu thereof, to be known as sections 167.638, 174.335, and 198.054, to read as
3 follows:

167.638. The department of health and senior services shall develop an informational
2 brochure relating to meningococcal disease that states that [an immunization] **immunizations**
3 against meningococcal disease [is] **are** available. The department shall make the brochure
4 available on its website and shall notify every public institution of higher education in this state
5 of the availability of the brochure. Each public institution of higher education shall provide a
6 copy of the brochure to all students and if the student is under eighteen years of age, to the
7 student's parent or guardian. Such information in the brochure shall include:

- 8 (1) The risk factors for and symptoms of meningococcal disease, how it may be
9 diagnosed, and its possible consequences if untreated;
- 10 (2) How meningococcal disease is transmitted;
- 11 (3) The latest scientific information on meningococcal disease immunization and its
12 effectiveness, **including information on all meningococcal vaccines receiving a Category A**
13 **or B recommendation from the Advisory Committee on Immunization Practices;** [and]
- 14 (4) A statement that any questions or concerns regarding immunization against
15 meningococcal disease may be answered by contacting the individuals's health care provider;
16 **and**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **(5) A recommendation that the current student or entering student receive**
18 **meningococcal vaccines in accordance with current Advisory Committee on Immunization**
19 **Practices of the Centers for Disease Control and Prevention guidelines.**

 174.335. 1. Beginning with the 2004-05 school year and for each school year thereafter,
2 every public institution of higher education in this state shall require all students who reside in
3 on-campus housing to have received the meningococcal vaccine **not more than five years prior**
4 **to enrollment and in accordance with the latest recommendations of the Advisory**
5 **Committee on Immunization Practices of the Centers for Disease Control and Prevention,**
6 unless a signed statement of medical or religious exemption is on file with the institution's
7 administration. A student shall be exempted from the immunization requirement of this section
8 upon signed certification by a physician licensed under chapter 334 indicating that either the
9 immunization would seriously endanger the student's health or life or the student has
10 documentation of the disease or laboratory evidence of immunity to the disease. A student shall
11 be exempted from the immunization requirement of this section if he or she objects in writing
12 to the institution's administration that immunization violates his or her religious beliefs.

13 2. Each public university or college in this state shall maintain records on the
14 meningococcal vaccination status of every student residing in on-campus housing at the
15 university or college.

16 3. Nothing in this section shall be construed as requiring any institution of higher
17 education to provide or pay for vaccinations against meningococcal disease.

18 **4. For purposes of this section, the term “on-campus housing” shall include, but not**
19 **be limited to, any fraternity or sorority residence, regardless of whether such residence is**
20 **privately owned, on or near the campus of a public institution of higher education.**

198.054. Each year between October first and March first, all long-term care
2 **facilities licensed under this chapter shall assist their health care workers, volunteers, and**
3 **other employees who have direct contact with residents in obtaining the vaccination for the**
4 **influenza virus by either offering the vaccination in the facility or providing information**
5 **as to how they may independently obtain the vaccination, unless contraindicated, in**
6 **accordance with the latest recommendations of the Centers for Disease Control and**
7 **Prevention and subject to availability of the vaccine. Facilities are encouraged to document**
8 **that each health care worker, volunteer, and employee has been offered assistance in**
9 **receiving a vaccination against the influenza virus and has either accepted or declined.**

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