

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 496

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Infectious and Contagious Diseases - Hepatitis B Virus” and substitute “Hepatitis B Disease - Vaccination of First Time Enrollees at Institutions of Higher Education”; in line 3, strike “certain individual” and substitute “first time enrollee at an institution of higher education”; in line 4, in each instance, strike “virus” and substitute “disease”; in the same line, strike “a certain individual” and substitute “certain first time enrollees”; in line 5, after “requirement;” insert “providing that an institution of higher education is not required to provide or pay for certain vaccinations; providing for a delayed effective date; providing for the termination of this Act;”; in lines 5 and 6, strike “regulation of infectious or contagious diseases such as” and substitute “vaccination of first time enrollees at institutions of higher education against the”; and in line 6, strike “virus” and substitute “disease”.

AMENDMENT NO. 2

On page 1, in line 22, strike “BOTH”; in lines 22 and 23, strike “AND HEPATITIS B VIRUS”; in line 24, strike the brackets; and in line 25, strike “REQUIREMENTS”.

AMENDMENT NO. 3

On page 2, in line 2, strike the brackets; in the same line, strike “THE”; in the same line, strike “OR VIRUS”; in line 11, strike “OR HEPATITIS B VIRUS OR BOTH”; in lines 15 and 16, strike “OR HEPATITIS B VIRUS OR BOTH”; and in line 19, strike “OR HEPATITIS B VIRUS”.

AMENDMENT NO. 4

On page 2, after line 21, insert:

“(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A FIRST TIME ENROLLEE IN AN INSTITUTION OF HIGHER EDUCATION SHALL BE VACCINATED AGAINST HEPATITIS B DISEASE.

(Over)

(2) (I) A FIRST TIME ENROLLEE SHALL HAVE RECEIVED AT LEAST THE FIRST DOSE OF THE THREE-DOSE HEPATITIS B VACCINATION SCHEDULE AS A CONDITION OF ATTENDANCE AT THE INSTITUTION OF HIGHER EDUCATION; AND

(II) A FIRST TIME ENROLLEE SHALL HAVE RECEIVED THE THIRD AND FINAL DOSE OF THE HEPATITIS B VACCINATION SCHEDULE WITHIN 9 MONTHS OF ATTENDANCE AS A CONDITION OF CONTINUED ATTENDANCE AT THE INSTITUTION OF HIGHER EDUCATION.

(3) AN INDIVIDUAL IS EXEMPT FROM THE VACCINATION REQUIREMENTS UNDER THIS SUBSECTION IF:

(I) THE INSTITUTION OF HIGHER EDUCATION PROVIDES DETAILED INFORMATION ON THE RISKS ASSOCIATED WITH HEPATITIS B DISEASE AND THE AVAILABILITY AND EFFECTIVENESS OF ANY VACCINE TO:

1. THE INDIVIDUAL, IF THE INDIVIDUAL IS AT LEAST 18 YEARS OLD; OR

2. THE INDIVIDUAL'S PARENT OR GUARDIAN, IF THE INDIVIDUAL IS A MINOR; AND

(II) 1. THE INDIVIDUAL IS AT LEAST 18 YEARS OLD AND THE INDIVIDUAL SIGNS A WRITTEN WAIVER IN A FORM APPROVED BY THE SECRETARY STATING THAT THE INDIVIDUAL HAS RECEIVED AND REVIEWED THE INFORMATION PROVIDED AND HAS CHOSEN NOT TO BE VACCINATED AGAINST HEPATITIS B DISEASE; OR

2. THE INDIVIDUAL IS A MINOR AND THE INDIVIDUAL'S PARENT OR GUARDIAN SIGNS A WRITTEN WAIVER IN A FORM APPROVED BY THE SECRETARY STATING THAT THE PARENT OR GUARDIAN HAS RECEIVED AND REVIEWED THE INFORMATION PROVIDED AND HAS CHOSEN NOT TO HAVE THE INDIVIDUAL VACCINATED AGAINST HEPATITIS B DISEASE.

(4) THIS SUBSECTION DOES NOT REQUIRE ANY INSTITUTION OF HIGHER EDUCATION TO PROVIDE OR PAY FOR VACCINATIONS AGAINST HEPATITIS B

DISEASE.”;

and in line 22, strike “(c)” and substitute “(D)”.

AMENDMENT NO. 5

On page 2, in line 25, strike “October 1, 2002.” and substitute “July 1, 2003. It shall remain effective for a period of 10 years and, at the end of June 30, 2013, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.