

1 **SENATE FLOOR VERSION**

2 February 27, 2017

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 83

6 By: Yen

7 An Act relating to vaccination policy; amending 70
8 O.S. 2011, Section 1210.192, which relates to certain
9 exemptions; requiring certain attestation; limiting
10 duration of certain exemption; directing review of
11 certain information by parents or guardians;
12 specifying conditions for exemptions; directing State
13 Department of Health to develop website for certain
14 purposes; providing contents; providing an effective
15 date; and declaring an emergency.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.192, is
18 amended to read as follows:

19 Section 1210.192. A. Any minor child, through the parent,
20 guardian, or legal custodian of the child, may submit to the health
21 authority charged with the enforcement of the immunization laws of
22 this state:

23 1. A certificate of a licensed physician as defined in Section
24 725.2 of Title 59 of the Oklahoma Statutes, stating that the
physical condition of the child is such that immunization would
endanger the life or health of the child; or

1 2. A written statement by the parent, guardian or legal
2 custodian of the child attesting that they have viewed the
3 information required by subsection B of this section and objecting
4 to immunization of the child;
5 whereupon the child shall be exempt from the immunization laws of
6 this state.

7 B. A nonmedical exemption granted pursuant to paragraph 2 of
8 subsection A of this section shall only be valid for two (2) school
9 years and only after the parent or guardian:

10 1. Views information regarding the risks of not vaccinating
11 their child and the possible medical complications resulting from
12 vaccinations on a website maintained by the State Department of
13 Health that provides a link to the center for disease control and
14 prevention's "vaccine excipient and media summary"; provided, a
15 parent or guardian with more than one child shall only be required
16 to view the information once to satisfy the provisions of this
17 subsection; and

18 2. Submits a document attesting that they have viewed the
19 information required by this subsection, certifying that he or she
20 has viewed the information specified in paragraph 1 of this
21 subsection.

22 C. The Department shall develop and maintain a stable Internet
23 website to provide the information described in subsection B of this
24 section. No information regarding who uses the website shall be

1 collected or maintained by the Department. The website created
2 pursuant to this section shall:

3 1. Ensure that the materials and form described in subsection B
4 of this section are printable only after viewing information about
5 the risks of not vaccinating a child and the possible medical
6 complications resulting from vaccinations;

7 2. Provide clear and prominent instructions on how to receive
8 the information in printed form;

9 3. Be accessible to the public without requiring registration
10 or use of a user name, a password or another user identification;
11 and

12 4. Only contain information that conforms to the highest
13 standards of academic research, including but not limited to peer
14 review.

15 SECTION 2. This act shall become effective July 1, 2017.

16 SECTION 3. It being immediately necessary for the preservation
17 of the public peace, health or safety, an emergency is hereby
18 declared to exist, by reason whereof this act shall take effect and
19 be in full force from and after its passage and approval.

20 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
21 February 27, 2017 - DO PASS AS AMENDED
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