

AMENDMENT #6

OFFERED IN THE HOUSE

BY REPRESENTATIVE EASTMAN

TO: CSHB 226(L&C)

1 Page 1, line 1, following "insurance;": *(title amendment)*

2 Insert "relating to vaccines and vaccinations;"

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4 Page 1, following line 6:

5 Insert a new bill section to read:

6 **** Sec. 2.** AS 18.15 is amended by adding a new section to read:

7

Article 7A. Vaccines and Vaccinations.

8

Sec. 18.15.500. Information on vaccine. (a) A health care provider or health care facility that recommends or administers a vaccine to a patient shall, before administering the vaccine, provide to the patient or, if the patient is a minor, to the patient's parent or guardian information that identifies the risks and benefits of the vaccine based on the patient's health record and the right of the patient or, if the patient is a minor, the patient's parent or guardian to accept or refuse the vaccine.

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(b) The information provided under (a) of this section must be in writing, must be signed by the patient or, if the patient is a minor, the patient's parent or guardian and must include

(1) the name and manufacturer of the vaccine;

(2) the ingredients of the vaccine, including adjuvants and excipients;

in this paragraph,

(A) "adjuvant" means a substance that enhances the pharmacological effect of a drug or increases the ability of an antigen to stimulate the immune system;

(B) "excipient" means an ingredient that is intentionally added

1 to a drug for a purpose other than the therapeutic or diagnostic effect at the
2 intended dose;

3 (3) the Internet website of the manufacturer for access to the vaccine
4 manufacturer's product insert for disclosed contraindications and adverse events and
5 any related information;

6 (4) the Internet website of the United States Health Resources and
7 Services Administration for access to the vaccine injury compensation program and
8 the vaccine injury table and information regarding reports of adverse effects and
9 recalls of vaccines;

10 (5) the Internet website of the United States Food and Drug
11 Administration for access to vaccine recall information;

12 (6) information regarding patient exemption rights, including the right
13 to an exemption from a vaccination for a medical, personal, religious, or other reason;

14 (7) information regarding rights concerning vaccination data collection
15 by the department;

16 (8) information regarding limitations on liability for a person who
17 administers a vaccine;

18 (9) information regarding incentives received by the health care
19 provider or health care facility related to vaccination services;

20 (10) information regarding the risks of contracting the disease or
21 illness for which the vaccine is given;

22 (11) the name, manufacturer, and ingredients of any vaccine scheduled
23 to be administered to the patient at a future appointment; and

24 (12) a notification of any potential right of action the patient may have
25 against a vaccine manufacturer for an injury resulting from the vaccine that was not
26 specified in the manufacturer's product insert.

27 (c) If the department publishes an advertisement that promotes a vaccine, the
28 department shall list potential adverse reactions associated with the vaccine and
29 identify persons for whom the Centers for Disease Control and Prevention, United
30 States Department of Health and Human Services, recommends against receiving the
31 vaccine.

1 (d) In this section,

2 (1) "health care facility" means an office or institution that provides
3 care or treatment for physical, mental, emotional, dental, physiological, or
4 psychological diseases or conditions;

5 (2) "health care provider" means an individual licensed, certified, or
6 otherwise authorized or permitted by law to provide health care services; in this
7 paragraph, "health care services" means care, treatment, a service, or a procedure to
8 maintain, diagnose, or otherwise affect an individual's physical or mental condition;

9 (3) "minor" means an individual under 18 years of age whose
10 disabilities have not been removed under AS 09.55.590;

11 (4) "vaccination" means treatment with a vaccine;

12 (5) "vaccine" means a substance

13 (A) used to stimulate the production of antibodies and provide
14 immunity against a disease;

15 (B) prepared from the causative agent of a disease or its
16 products or from a synthetic substitute;

17 (C) treated to act as an antigen to a disease without inducing
18 the disease; and

19 (D) that is designed to be administered to a patient only after
20 the patient gives voluntary and knowing consent to receive the substance or, if
21 the patient is a minor, only after a parent or guardian of the minor gives
22 voluntary and knowing consent to administer the substance to the minor."

23

24 Renumber the following bill sections accordingly.

25

26 Page 12, line 31:

27 Delete "secs. 1 - 14"

28 Insert "secs. 1 and 3 - 15"

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30 Page 13, line 9:

31 Delete "Section 16"

1 Insert "Section 17"

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3 Page 13, line 10:

4 Delete "sec. 17"

5 Insert "sec. 18"