

Introduced: 4/17/87  
Referred: Health, Education &  
Social Services and Judiciary

1 IN THE HOUSE

BY NAVARRE BY REQUEST

2 HOUSE BILL NO. 277

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the immunization of minors."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 \* Section 1. AS 14.30.125 is amended by adding a new subsection to  
9 read:

10 (b) Notwithstanding the provisions of (a) of this section or of  
11 other laws of the state, a child may not be required to be immunized  
12 as a condition for admission to, or continued attendance at, a school,  
13 preschool, nursery, or day care or child care facility in the state if  
14 a parent or legal guardian of the child provides the school, pre-  
15 school, nursery, or facility with an affidavit or letter stating that  
16 the immunization is contrary to the parent's or guardian's religious  
17 or philosophical beliefs.

18 \* Sec. 2. AS 18.15 is amended by adding new sections to read:

19 ARTICLE 3A. IMMUNIZATION OF MINORS.

20 Sec. 18.15.300. IMMUNIZATION INFORMATION. (a) A person who  
21 administers an immunization to a minor shall give the following infor-  
22 mation to a parent or legal guardian of the minor before administering  
23 the immunization:

24 (1) a written explanation of the risks and benefits to the  
25 minor associated with the immunization;

26 (2) a copy of the vaccine manufacturer's product insert or  
27 label containing the labeling information required for the vaccine  
28 under federal Food and Drug Administration regulations;

29 (3) a list of the symptoms of adverse reaction to the

1 immunization;

2 (4) a description of measures that should be taken if the  
3 minor has an adverse reaction to the immunization; and

4 (5) a copy of the text or a summary of the text of AS 14.-  
5 30.125, AS 18.15.300 - 18.15.350, and regulations adopted under those  
6 sections.

7 (b) A hospital shall provide the information required under (a)  
8 of this section to the mother of each newborn child delivered or  
9 treated at the hospital.

10 (c) A person who administers an immunization to a minor shall  
11 ascertain, before immunization, that the parent or legal guardian of  
12 the minor has received and understands the information required to be  
13 provided under (a) of this section.

14 Sec. 18.15.310. ADVERSE REACTION REPORTS. (a) Physicians,  
15 nurses, and other health care providers shall, and a parent or legal  
16 guardian of the minor may, report to the department occurrences of  
17 serious adverse reactions resulting from the immunization of a minor.  
18 A report under this subsection shall be made on a form provided by the  
19 department. A person who administers an immunization to a minor shall  
20 provide to the parent or legal guardian of the minor a report form and  
21 instructions on how to complete the form.

22 (b) The department or a minor's physician shall record or cause  
23 to be recorded on the minor's permanent health record form each occur-  
24 rence of a serious adverse reaction resulting from the immunization of  
25 the minor.

26 (c) For a period of one year after receiving a report under (a)  
27 of this section, the department shall investigate each occurrence of  
28 serious adverse reaction reported, and shall compile statistics on  
29 serious adverse reactions resulting from immunizations administered to

1 minors in the state. The department shall submit an annual report to  
2 the legislature on the incidence of infectious diseases for which  
3 minors in the state are immunized and the incidence of serious adverse  
4 reactions and permanent or long-term damage to minors resulting from  
5 the immunizations.

6 Sec. 18.15.320. IMMUNIZATION RECORDS. A person who administers  
7 an immunization to a minor in the state shall maintain a record of the  
8 vaccine manufacturer and lot number for three years following the  
9 immunization.

10 Sec. 18.15.350. DEFINITION. In AS 18.15.300 - 18.15.350 "seri-  
11 ous adverse reaction" means

12 (1) a serious illness, disability, or impairment of mental,  
13 emotional, behavioral, or physical functioning or development

14 (A) the first symptom of which appears within 30 days  
15 after the immunization; and

16 (B) that scientific or medical evidence reasonably  
17 suggests is caused to any degree by an immunization; or

18 (2) a reaction to an immunization that the commissioner of  
19 health and social services determines is a justification for discon-  
20 tinuing administration of the immunization.