

**HB**

**185**

# STATE OF ALASKA

**REPRESENTATIVE  
MIKE CHENAULT**

Official Business

Interim:  
145 Main St. Loop, Second Floor  
Kenai, Alaska 99611  
(907) 283-7223  
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Session:  
Capitol Building, Room 432  
Juneau, Alaska 99801-1182  
(907) 465-3779  
Toll Free: (800) 469-3779  
Fax: (907) 465-2833

## HOUSE OF REPRESENTATIVES

04/11/05

To: Senator Dyson, Chair  
Senator Wilken, Vice Chair  
Senator Green, Member  
Senator Elton, Member  
Senator Olson, Member

From: Representative Mike Chenault 

Subject: Request for Senate Health, Education, & Social  
Services hearing

This office respectfully requests a hearing of the Senate Health, Education, & Social Services Committee on HB 185 "An Act relating to immunization of postsecondary students for meningitis; and providing for an effective date" at your earliest convenience.

If you have further questions on the scheduling of this committee hearing, please contact Sue Wright in Room 505 (907) 465-3779.

Thank you for your time and cooperation.

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## **Sponsor Statement**

### **HB 185 "An act relating to immunization of postsecondary students for meningitis"**

The purpose of this bill is to remove postsecondary educational institutions from the applicability of the provisions of AS 14.48. This also requires postsecondary educational institutions to provide information, and receive a statement from the student having read the information on meningococcal disease prior to attending or living in student housing for said institution. The Center for Disease Control strongly recommends immunizations for all students. This recommendation has been taken seriously to the point that many educational facilities will not admit students without immunizations.

# LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES  
LEGISLATIVE AFFAIRS AGENCY  
STATE OF ALASKA

(907) 465-3867 or 465-2450  
FAX (907) 465-2029  
Mail Stop 3101

State Capitol  
Juneau, Alaska 99801-1182  
Deliveries to: 129 6th St., Rm. 329

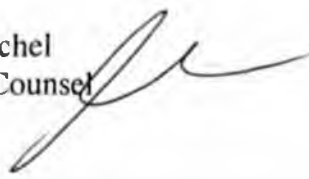
## MEMORANDUM

February 17, 2005

**SUBJECT:** Immunization of Postsecondary Students  
(Work Order No. 24-LS0642\A)

**TO:** Representative Mike Chenault  
Attn: Sue Wright

**FROM:** Jean M. Mischel  
Legislative Counsel



You have requested a sectional summary of the above-described bill draft.

As a preliminary matter, note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill and the bill itself is the best statement of its contents. If you would like an interpretation of the bill as it may apply to a particular set of circumstances, please advise.

**Section 1.** Current law allows the Postsecondary Education Commission to exempt postsecondary education institutions from the applicability of some or all of the provisions of AS 14.48. The amendment made by this bill section excludes the immunization requirement added by section 2 of the bill from that exemption.

**Section 2.** Requires postsecondary educational institutions to provide written information related to meningococcal disease to each student who intends to reside in campus housing. Requires all students who attend a postsecondary institution to sign a statement that the student has either received the required information from the institution or an immunization against meningococcal disease. Clarifies cost burden and civil liability issues pertaining to the notice and immunization.

**Section 3.** Adds an applicability provision related to civil cases.

**Section 4.** Adds an immediate effective date.

JMM:jad  
05-102.jad

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB185-EED-ACPE-3-14-05  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Education  
 Title An Act relating to immunization of postsecondary RDU ACPE  
students for meningitis; and providing for an effective date. Component Program Administration & Operations  
 Sponsor Rep. Mike Chenault  
 Requester (H)HES Component No. 2738

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

This bill proposes that any Alaska postsecondary institution that provides residential housing for students will be required to: 1) deliver written advisories regarding meningococcal disease; and 2) collect and maintain student certification that such written notice has been provided, or, alternatively, certification that the student has been immunized for the disease.

The Commission would implement by providing due notice to Alaska institutions and including this requirement within its institutional authorization compliance review program.

Prepared by: Diane Barrans, Executive Director Phone 465-6757  
 Division: Executive Office, ACPE Date/Time 3/14/05 11:17 AM  
 Approved by: Diane Barrans, Executive Director *Diane Barrans* Date 3/14/2005  
 Agency: Alaska Commission on Postsecondary Education

# SENATE COMMITTEE REPORT

DATE: 4/8/05

FURTHER:

DATE TURNED  
IN TO OFFICE: 4.20.05

Health, Education and Social Services Committee considered CS FOR HOUSE BILL NO. 185(FIN)

## HB 185 POSTSECONDARY STUDENT IMMUNIZATION

"An Act relating to immunization of postsecondary students for meningitis; and providing for an effective date."

and recommends:

- be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to \_\_\_\_\_ Committee

**CS Senate Bill:**

- Same Title
- New Title

**SCS House Bill:**

- Same Title
- Technical Title Change
- New Title w/ SCR # \_\_\_\_\_

**NEW FISCAL NOTE(S):**

Department	Date	Fiscal	Indet.	Zero	FN#

**PREVIOUS FISCAL NOTE(S):**

Department	Date	Fiscal	Indet.	Zero	FN#
HEED	3/14			X	1

- APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	DO PASS	DO NOT PASS	NO REC	AMEND
<i>K. L. [Signature]</i>	✓			
<i>[Signature]</i>			✓	
CHAIR: <i>[Signature]</i>	✓			