WEST virginia legislature

2024 regular session

Introduced

House Bill 5336

By Delegate Dillon

[Introduced January 29, 2024; Referred to the Committee on Education then the Judiciary]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §16-3-4d, relating to providing for school related immunization notifications.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. PREVENTION AND CONTROL OF COMMUNICABLE AND OTHER INFECTIOUS DISEASES.

§16-3-4d. School related immunization notification requirement.

(a) *Legislative findings*. – The Legislature finds that the concept of informed consent is a bedrock principle of our republic related to personal autonomy and agency, and that this authority naturally extends to children in the custody of their parents and/or legal guardians.

(b) *Enactment*. – Parental notification shall be required by public school districts in this state any time that school-related immunization notifications or letters are sent to parents. The informational items set forth in subsection (c) of this section shall be sent to any prospective public-school enrollees prior to signing enrollment papers. The informational items shall be sent to currently enrolled student households no less than annually.

(c) *Items to be included*. – The parental notification shall include the following information:

(1) FDA Patient Package Insert information for each school-related immunization; and

(2) Information about the National Vaccine Injury Compensation Program, including information housed on the website at <https://www.hrsa.gov/vaccine-compensation>

NOTE: The purpose of this bill is to provide for school related immunization notifications.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.