

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]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 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.

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

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

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

- 10 (1) FDA Patient Package Insert information for each school-related immunization; and
- 11 (2) Information about the National Vaccine Injury Compensation Program, including
- 12 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.