

## HOUSE BILL No. 2041

By Committee on Appropriations

1-16

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AN ACT concerning the secretary of health and environment; concerning proof of inoculations by pupils; requiring hepatitis B inoculations.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. (a) Every pupil enrolling or enrolled in kindergarten for the first time in this state and each child enrolling or enrolled for the first time in a middle school subsequent to the effective date of this act, shall present to the appropriate school board certification from a physician or local health department that the pupil has received the hepatitis B series of inoculations. Pupils who have not completed the required series of inoculations may enroll or remain enrolled while completing the required series of inoculations if a physician or local health department certifies that the pupil has received the most recent appropriate inoculation in the required series. Failure to timely complete all required series shall be deemed noncompliance.

(b) As an alternative to the certification required under subsection (a), a pupil shall present:

(1) An annual written statement signed by a licensed physician stating the physical condition of the child to be such that the inoculations would seriously endanger the life or health of the child; or

(2) a written statement signed by one parent or guardian that the child is an adherent of a religious denomination whose religious teachings are opposed to such inoculations.

(c) On or before May 15 of each school year, the school board of every school affected by this act shall notify the parents or guardians of all known pupils who are enrolled or who will be enrolling in the school of the provisions of this act and any policy regarding the implementation of the provisions of this act adopted by the school board.

(d) If a pupil transfers from one school to another, the school from which the pupil transfers shall forward with the pupil's transcript the certification or statement showing evidence of compliance with the requirements of this act to the school to which the pupil transfers.

(e) A county, city-county or multicounty health department shall provide without delay and to the extent that funds are available the inoculations required by this act to such pupils as are not provided therewith

1 by their parents or guardians and who have not been exempted on relig-  
2 ious or medical grounds. Such inoculations may be provided on a sliding  
3 fee scale for administrative charges with the exception that no child may  
4 be denied inoculations for inability to pay an administrative fee. The local  
5 health officer shall counsel and advise school boards concerning the ad-  
6 ministration of this section.

7 (f) The secretary shall prescribe the content of forms and certificates  
8 to be used by school boards in carrying out this section and shall provide,  
9 without cost to the school boards, sufficient copies of this act for distri-  
10 bution to pupils. Schools shall utilize the reporting form adopted by the  
11 secretary for documentation of all immunizations. Audit information shall  
12 be obtained from this adopted form. The secretary may adopt such rules  
13 and regulations as are necessary to carry out the provisions of this section.

14 Sec. 2. This act shall take effect and be in force from and after its  
15 publication in the statute book.

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