

FIRST REGULAR SESSION

HOUSE BILL NO. 507

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES HUBBARD, SANDERS BROOKS, PARKER, EL-AMIN, KELLY (36), AVERY, ENGLER, HOSKINS, CARNAHAN, JETTON, COOPER (155), HANAWAY, WILDBERGER, LAWSON, THOMPSON (Co-sponsors), BLAND, BOYKINS, BRINGER, JOHNSON (61), KRATKY, BISHOP, SKAGGS, MUCKLER, DONNELLY, YOUNG, JONES, PAGE, VOGT, CURLS, WILLOUGHBY, SMITH (118), LIESE, HARRIS (23), WALKER, BYRD, VIEBROCK, BRUNS, MORRIS, DAVIS (19), KING, BEAN, BEARDEN, JOLLY, SALVA, ADAMS, RANSDALL, MEINERS, QUINN, GUEST, KELLY (144), BLACK AND BURNETT.

Read 1st time February 19, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1485L.01I

AN ACT

To amend chapter 190, RSMo, by adding thereto one new section relating to a vaccination program for first responders in disaster locations, with an emergency clause.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 190, RSMo, is amended by adding thereto one new section, to be known as section 190.091, to read as follows:

190.091. 1. As used in this section, the following terms mean:

- (1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause or attempt to cause death, disease, or other biological malfunction in any living organism;
- (2) "Department", the Missouri department of health and senior services;
- (3) "Director", the director of the department of health and senior services;
- (4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;
- (5) "First responders", state and local law enforcement personnel, fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies.
2. The department shall offer a vaccination program for first responders who may

15 be exposed to infectious diseases when deployed to disaster locations. The vaccinations
16 shall include, but are not limited to, hepatitis A vaccination, hepatitis B vaccination,
17 diphtheria-tetanus vaccination, influenza vaccination, pneumococcal vaccination, and
18 other vaccinations when recommended by the United States Public Health Service and in
19 accordance with Federal Emergency Management Directors Policy. Immune globulin shall
20 be made available when necessary.

21 3. Participation in the vaccination program shall be voluntary by the first
22 responders, except for first responders who are classified as having occupational exposure
23 to bloodborne pathogens, as defined by the Occupational Safety and Health
24 Administration Standard contained in 29 C.F.R. 1910.1030 who shall be required to take
25 the designated vaccinations or otherwise required by law.

26 4. A first responder shall be exempt from vaccinations when a written statement
27 from a licensed physician is presented indicating that a vaccine is medically
28 contraindicated for such person or the first responder signs a written statement that the
29 administration of a vaccination conflicts with his or her religious tenets.

30 5. If a vaccine shortage exists, the director, in consultation with the governor and
31 the Centers for Disease Control and Prevention, shall give priority for vaccination to first
32 responders.

33 6. The department shall notify first responders to the availability of the vaccination
34 program and shall provide educational materials on ways to prevent exposure to infectious
35 diseases.

36 7. The department may contract with county and local health departments, not-for-
37 profit home health care agencies, hospitals, and physicians to administer a vaccination
38 program for first responders.

39 8. The provisions of this section shall become effective upon receipt of federal
40 funding or federal grants for administering a first responders vaccination program. Upon
41 receipt of such funding, the department shall make available the vaccine to first responders
42 as provided in this section.

Section B. Because immediate action is necessary to ensure the safety of all first
2 responders, section A of this act is deemed necessary for the immediate preservation of the
3 public health, welfare, peace, and safety, and is hereby declared to be an emergency act within
4 the meaning of the constitution, and section A of this act shall be in full force and effect upon
5 its passage and approval.