

IN THE SENATE

SENATE BILL NO. 1011

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO NOTIFICATION OF IMMUNIZATION; AMENDING SECTION 39-4804, IDAHO
2 CODE, TO CLARIFY TERMINOLOGY REGARDING REMOVAL OF INFORMATION FROM THE
3 IMMUNIZATION REGISTRY.
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 39-4804, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 39-4804. NOTIFICATION TO PARENT OR GUARDIAN. (1) Before an immuniza-
9 tion is administered to any child in this state, the parent or guardian of the
10 child shall be notified that:

11 (a) Immunizations are not mandatory and may be refused on religious or
12 other grounds;

13 (b) Participation in the immunization registry is voluntary;

14 (c) The parent or guardian is entitled to an accurate explanation of the
15 complications known to follow such immunization.

16 (2) At the time information is initially collected regarding any child
17 for entry into the registry created pursuant to this chapter, the parent or
18 guardian shall be notified that:

19 (a) They have the right under Idaho law to submit a statement pursuant
20 to the provisions of sections 39-1118 and 39-4802, Idaho Code, which ex-
21 empts them from any requirement to have information regarding the child
22 entered into the registry;

23 (b) At any time they have the right to remove any information from the
24 registry regarding the child's immunizations; and

25 (c) Immunizations are not mandatory and may be refused on religious or
26 other grounds.

27 (3) The decision of a parent or guardian to:

28 (a) Submit a statement pursuant to the provisions of either section
29 39-1118(2) or 39-4802(2), Idaho Code;

30 (b) Remove any information regarding the child's immunizations from
31 the registry pursuant to the provisions of section 39-4803(4), Idaho
32 Code; or

33 (c) Refuse the immunization on religious or other grounds;
34 shall not be used in any manner against the interests of the parent or
35 guardian in any administrative, civil or criminal action.