

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3149

By: West (Kevin)

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6 AS INTRODUCED

7 An Act relating to vaccine adverse event reporting;
8 creating a vaccine adverse reaction hotline;
9 providing reporting requirements; creating penalties;
10 requiring reporting; providing for codification; and
11 providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 3410 of Title 63, unless there
15 is created a duplication in numbering, reads as follows:

16 A. The State Department of Health shall create, manage, and
17 operate the Oklahoma State Vaccine Adverse Event Reporting System.
18 This system shall be accompanied by a hotline to be utilized in
19 reporting.

20 B. This hotline shall be supported by the State Department of
21 Health twenty-four (24) hours a day, three hundred sixty-five (365)
22 days a year, including holidays.

23 C. All events reported to the hotline shall be entered into the
24 federal Vaccine Adverse Event Reporting System by the State

1 Department of Health, no more than fifteen (15) days from the time
2 of the report.

3 D. The State Department of Health shall create a section on
4 their official website which will link to information about the
5 Oklahoma State Vaccine Adverse Event Reporting System. The link
6 shall be displayed on the homepage of the website and shall be
7 easily accessible to the general public for use.

8 E. Upon confirmation that the event(s) have been reported to
9 the federal Vaccine Adverse Event Reporting System, the State
10 Department of Health shall send confirmation to the reporting
11 individual or the health care professional who reported the event.

12 F. Any health care professional who is qualified to administer
13 vaccinations will have a duty to report any adverse events the
14 individual knows about, or reasonably should have known about, to
15 the Oklahoma State Vaccine Adverse Event Reporting System. It shall
16 be the responsibility of the health care professional to inform the
17 reporting individual of the confirmation. Failure to report an
18 event or to communicate confirmation shall be considered
19 unprofessional conduct subject to licensure disciplinary action by
20 the respective licensure board.

21 G. Any violation of any provision of this section by a health
22 care provider will result in a penalty to be determined by the State
23 Department of Health so long as the penalty is not excessive in
24 nature.

1 H. Annually, the State Department of Health shall deliver a
2 report to members of both chambers of the State Legislature of the
3 adverse events reported to the hotline at least three (3) weeks
4 prior to the start of session. There shall be no personal
5 identifying health information given in this report, as to ensure
6 the privacy of individuals.

7 SECTION 2. This act shall become effective November 1, 2022.

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