

2022 Regular Session

HOUSE BILL NO. 640

BY REPRESENTATIVE WRIGHT

VACCINES/VACCINATION: Provides relative to vaccines and vaccine-related pharmaceuticals produced with aborted human fetal-derived cells or human embryonic-derived cells

1 AN ACT

2 To enact Subpart E of Part IV of Subchapter A of Ch. 5-D of Title 40 of the Louisiana
3 Revised Statutes, to be comprised of R.S. 40:1177.1, relative to vaccines and
4 vaccine-related pharmaceuticals; to require sufficient information regarding vaccines
5 and vaccine-related pharmaceuticals distributed in the state; to require the Louisiana
6 Department of Health to provide certain information; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. Subpart E of Part IV of Subchapter A of Ch. 5-D of Title 40 of the
10 Louisiana Revised Statutes, comprised of R.S. 40:1177.1, is hereby enacted to read as
11 follows:

12 SUBPART E. REQUIRED INFORMATION FOR VACCINES AND VACCINE-
13 RELATED PHARMACEUTICALS

14 §1177.1. Information labeling requirement for vaccines and vaccine-related
15 pharmaceuticals

16 A. Any commercial entity producing or distributing vaccines or vaccine-
17 related pharmaceuticals within this state shall provide one of the following phrases
18 on a copy of the insert provided to the consumer with the vaccine or vaccine-related

1 pharmaceutical and on an informed consent form for vaccination or use of the
2 vaccine-related pharmaceutical:

3 (1) If the vaccine or vaccine-related pharmaceutical was produced with
4 aborted human fetal-derived cells or human embryonic-derived cells, the following
5 language shall be used:

6 "This was produced with aborted human fetal-derived cells or human
7 embryonic-derived cells. For more information, visit www.ldh.la.gov/vaccineinfo."

8 (2) If the vaccine or vaccine-related pharmaceutical was not produced with
9 aborted human fetal-derived cells or human embryonic-derived cells, the following
10 language shall be used:

11 "This was not produced with aborted human fetal-derived cells or human
12 embryonic-derived cells. For more information, visit www.ldh.la.gov/vaccineinfo."

13 B. The Louisiana Department of Health shall publish a website that provides
14 information on vaccines produced with aborted human fetal-derived cells or human
15 embryonic-derived cells. The website shall be accessible through the URL,
16 www.ldh.la.gov/vaccineinfo.

17 C. A manufacturer who violates or threatens to violate this Subpart may be
18 enjoined in any court of competent jurisdiction.

19 D. A manufacturer who has violated any provision of this Subpart shall be
20 liable for a civil penalty not to exceed two thousand five hundred dollars per day for
21 each violation in addition to any other penalty established by law. The civil penalty
22 may be assessed and recovered in a civil action brought in any court of competent
23 jurisdiction.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 640 Engrossed

2022 Regular Session

Wright

Abstract: Requires that certain information be provided to the consumer on a copy of the insert that accompanied the vaccine or vaccine-related pharmaceutical and on an

informed consent form regarding the production, or distribution, of the vaccine or vaccine-related pharmaceutical.

Proposed law provides that any commercial entity producing or distributing vaccines or vaccine-related pharmaceuticals within the state must provide certain language on a copy of the insert provided to the consumer with the vaccine or vaccine-related pharmaceutical and on an informed consent form for vaccination or use of the vaccine-related pharmaceutical.

Proposed law requires the La. Dept. of Health to inform the public of the presence of aborted human fetal-derived cells or human embryonic-derived cells in vaccines, including a list of which vaccines include aborted-human-fetal or embryonic cells.

Proposed law states that any manufacturer who violates or threatens to violate proposed law may be enjoined in any court of competent jurisdiction.

Proposed law states that any manufacturer in violation of proposed law shall be liable for a civil penalty that may be assessed and recovered in a civil action brought in any court of competent jurisdiction.

(Adds R.S. 40:1177.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Health and Welfare to the original bill:

1. Require any commercial entity producing or distributing vaccines or vaccine-related pharmaceuticals within the state to provide certain information to consumers via a copy of the insert that accompanied the vaccine or vaccine-related pharmaceutical.
2. Remove the requirement for any commercial entity producing or distributing vaccines or vaccine-related pharmaceuticals within the state to provide certain information to consumers on the packaging of the vaccine or vaccine-related pharmaceutical.