

Regular Session, 2008

HOUSE BILL NO. 359

BY REPRESENTATIVES LAFONTA, ABRAMSON, ARNOLD, AUSTIN BADON, BALDONE, BILLIOT, BURRELL, DANAHAY, DIXON, FRANKLIN, GISCLAIR, HARDY, HARRISON, HINES, ROSALIND JONES, LEGER, MARCHAND, MORRELL, NORTON, RICHARD, RICHMOND, AND TUCKER AND SENATOR MURRAY

1 AN ACT

2 To enact R.S. 17:170.3, relative to immunizations; to require certain school boards to
3 provide information relative to human papillomavirus to certain students; to provide
4 for rules and regulations; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 17:170.3 is hereby enacted to read as follows:

7 §170.3. Immunization information; human papillomavirus

8 A. Each city, parish, and other local public school board that provides
9 information relative to immunizations shall provide to the parent or legal guardian
10 of each student in grades six through twelve information relative to the risks
11 associated with human papillomavirus and the availability, effectiveness, and known
12 contraindications of immunization against human papillomavirus. The information
13 shall describe the link between human papillomavirus and cervical cancer, the means
14 by which human papillomavirus is spread, and where a person may be immunized
15 against human papillomavirus. The information shall be updated annually if new
16 information on human papillomavirus becomes available.

17 B.(1) The Department of Health and Hospitals shall develop and provide
18 such information to the state Department of Education. The state Department of
19 Education shall provide the information to each city, parish, and other local public
20 school board that provides information relative to immunizations and educates
21 students in grades six through twelve, which shall provide such information to each
22 such student's parent or legal guardian pursuant to Subsection A of this Section.

1 Such information shall include a form on which such student's parent or legal
2 guardian may grant written permission for the student to receive such information
3 directly.

4 (2) The Department of Health and Hospitals, the state Department of
5 Education, and each such city, parish, and other local public school board shall
6 determine respectively the most cost-effective and efficient means of distributing
7 such information.

8 C. The Department of Health and Hospitals, in consultation with the state
9 Department of Education, shall establish by rules and regulations adopted in
10 accordance with the Administrative Procedure Act all guidelines and procedures for
11 carrying out the provisions of this Section.

12 D.(1) Nothing in this Section shall be construed to require any city, parish,
13 or other local public school board, the state Department of Education, or the
14 Department of Health and Hospitals to provide or pay for immunizations against
15 human papillomavirus.

16 (2) Nothing in this Section shall be construed to require any person to be
17 immunized against human papillomavirus.

18 Section 2. This Act shall become effective upon signature by the governor or, if not
19 signed by the governor, upon expiration of the time for bills to become law without signature
20 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
21 vetoed by the governor and subsequently approved by the legislature, this Act shall become
22 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____