

By: Bonnen, Delisi, Flynn,  
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H.B. No. 1098

A BILL TO BE ENTITLED

AN ACT

relating to immunization against human papillomavirus.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 38.001, Education Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) Subject to Subsections (b-1) and ~~[Subsection]~~ (c), the executive commissioner of the Health and Human Services Commission ~~[Texas Board of Health]~~ may modify or delete any of the immunizations in Subsection (a) or may require immunizations against additional diseases as a requirement for admission to any elementary or secondary school.

(b-1) Immunization against human papillomavirus is not required for a person's admission to any elementary or secondary school; however, educational material about the human papillomavirus vaccine that is unbiased, medically and scientifically accurate, and peer reviewed shall be distributed to each parent or legal guardian at the appropriate time in the immunization schedule by the appropriate school. This subsection preempts any contrary executive order issued by the governor.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2007.