

CHAMBER ACTION

1 The Elder & Long-Term Care Committee recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to immunizations; amending s. 381.005,  
7 F.S.; requiring certain assisted living facilities to  
8 implement a program to offer immunizations against  
9 influenza viruses to residents; requiring the Department  
10 of Health to send such facilities reminder notices each  
11 year; amending s. 1003.22, F.S.; requiring each district  
12 school board and the governing authority of each private  
13 school to provide information to parents concerning  
14 meningococcal disease and its vaccine; requiring the  
15 Department of Health to adopt rules specifying the age or  
16 grade level of students for whom such information will be  
17 provided; requiring each district school board and the  
18 governing authority of each private school to determine  
19 the means and method for the provision of information to  
20 parents regarding meningococcal disease; providing an  
21 effective date.

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23 Be It Enacted by the Legislature of the State of Florida:

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Section 1. Subsection (3) of section 381.005, Florida Statutes, is renumbered as subsection (4) and a new subsection (3) is added to said section to read:

381.005 Primary and preventive health services.--

(3) Between October 1, or earlier if the vaccination is available, and February 1 of each year, subject to the availability of an adequate supply of the necessary vaccine, each assisted living facility licensed pursuant to chapter 400 that has 11 or more residents shall implement a program to offer immunizations against influenza viruses to all residents who are age 65 or older, in accordance with the recommendations of the Advisory Committee on Immunization Practices of the United States Centers for Disease Control and Prevention and subject to the clinical judgment of the responsible practitioner. By September 1 of each year, the department shall send to each assisted living facility covered by this section a reminder notice relating to the facility's responsibilities under this section.

Section 2. Subsection (10) of section 1003.22, Florida Statutes, is amended to read:

1003.22 School-entry health examinations; immunization against communicable diseases; exemptions; duties of Department of Health.--

(10) Each district school board and the governing authority of each private school shall:

(a) Refuse admittance to any child otherwise entitled to admittance to kindergarten, or any other initial entrance into a

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52 Florida public or private school, who is not in compliance with  
53 the provisions of subsection (4).

54 (b) Temporarily exclude from attendance any student who is  
55 not in compliance with the provisions of subsection (4).

56 (c) Provide detailed information to every student's parent  
57 concerning the causes, symptoms, and transmission of  
58 meningococcal disease; the risks associated with meningococcal  
59 disease; and the availability, effectiveness, and known  
60 contraindications of any required or recommended vaccine against  
61 meningococcal disease, in accordance with the recommended ages  
62 of students determined by the Department of Health to be  
63 appropriate for the administration of such vaccine. The  
64 Department of Health shall adopt rules that specify the age or  
65 grade level of students for whom such information shall be  
66 provided, consistent with the recommendations of the Advisory  
67 Committee on Immunization Practices of the United States Centers  
68 for Disease Control and Prevention concerning the appropriate  
69 age for the administration of the vaccine, and shall make  
70 available to school districts and the governing authorities of  
71 each private school information concerning the causes, symptoms,  
72 and transmission of meningococcal disease; the risks associated  
73 with meningococcal disease; and the availability, effectiveness,  
74 and known contraindications of any required or recommended  
75 vaccine. Each district school board and the governing authority  
76 of each private school shall determine the means and methods for  
77 the provision of such information to students' parents.

78 Section 3. This act shall take effect July 1, 2005.