

1 **VACCINE RESTRICTIONS**

2 2005 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Eric K. Hutchings**

5

LONG TITLE

6 **General Description:**

7 This bill amends the Health Code to prohibit the Department of Health from purchasing
8 or distributing pediatric vaccines that contain thimerosal.

9 **Highlighted Provisions:**

10 This bill:

11 ▶ prohibits the Department of Health from purchasing or distributing pediatric
12 vaccines that contain thimerosal, except in certain circumstances.

13 **Monies Appropriated in this Bill:**

14 None

15 **Other Special Clauses:**

16 None

17 **Utah Code Sections Affected:**

18 ENACTS:

19 **26-10-8**, Utah Code Annotated 1953

20

Be it enacted by the Legislature of the state of Utah:

21 Section 1. Section **26-10-8** is enacted to read:

22 **26-10-8. Purchase and distribution of pediatric vaccines.**

23 (1) The department and local health departments may not purchase or distribute a
24 pediatric vaccine necessary for school entry immunization requirements ~~H→~~ **, or a vaccine or**
25 **immunization for a woman who is pregnant or breast feeding** ~~←H~~ if the vaccine contains
26 thimerosal, unless thimerosal is detectable only in trace amounts or no other vaccine for the
27



28 same purpose is commercially available in a form that does not contain thimerosal.
29 (2) The department may purchase and distribute a pediatric vaccine ~~H~~→ , or a vaccine or
29a immunization for a woman who is pregnant or breast feeding ←~~H~~ that contains
30 thimerosal if no other vaccine for the same purpose is commercially available in a form that
31 does not contain thimerosal.

Legislative Review Note
as of 1-7-05 9:23 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HB0146

Vaccine Restrictions

02-Feb-05

5:06 PM

State Impact

No fiscal impact.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst