

HB0123S01 compared with HB0123

~~{deleted text}~~ shows text that was in HB0123 but was deleted in HB0123S01.

inserted text shows text that was not in HB0123 but was inserted into HB0123S01.

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Representative Trevor Lee proposes the following substitute bill:

VACCINE DISCLOSURE AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: {} Trevor Lee

Senate Sponsor: {} _____

LONG TITLE

General Description:

This bill enacts a conditional disclosure requirement on health care providers who administer ~~{certain vaccinations}~~ vaccines.

Highlighted Provisions:

This bill:

- ▶ ~~{requires}~~ defines terms; and
- ▶ establishes disclosure requirements for a health care ~~{providers who administer certain vaccinations to disclose any additional compensation the provider expects to receive}~~ provider that earns incentive compensation for administering ~~{the vaccination or vaccinations}~~ a vaccine.

Money Appropriated in this Bill:

None

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Other Special Clauses:

~~{ None }~~ This bill provides a special effective date.

Utah Code Sections Affected:

ENACTS:

26B-4-321.1, Utah Code Annotated 1953

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

Section 1. Section **26B-4-321.1** is enacted to read:

26B-4-321.1. Disclosure of vaccination compensation.

~~{ff}~~ (1) As used in this section, "incentive compensation" means any payment or other benefit that:

(a) serves as a reward to a health care provider~~{ is subject to receive additional compensation }~~;

(b) the health care provider may only earn, in whole or~~{ payment }~~in~~{ exchange }~~part, for administering a vaccine~~{ or vaccines }~~; and

(c) is in addition to the health care provider's regular compensation, salary, or wage.

(2) If a health care provider, as defined in Section 76B-3-403, is a candidate to receive incentive compensation for the administration of a vaccine to a patient, the health care provider shall~~{, before}~~ make a disclosure to the patient:

(a) prior to administering the vaccine~~{, disclose}~~;

(b) in writing, including:

(i) by email;

(ii) as part of the patient's contract for services;

(iii) as part of other written communications or set of disclosures made to the patient~~{ or the patient's guardian the nature and amount of the additional compensation the health care provider is subject to receive }~~; or

(iv) as a separate disclosure;

(c) showing the total value of incentive compensation; and

(d) identifying the individual or entity obligated to pay the incentive compensation.

Section 2. **Effective date.**

This bill takes effect on May 1, ~~{2024}~~2025.

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