

By: Howard, Price, Jetton, Guerra, Klick,  
et al.

H.B. No. 797

Substitute the following for H.B. No. 797:

By: Klick

C.S.H.B. No. 797

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the possession and administration of certain vaccines  
3 by a home and community support services agency or its employees.

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

5 SECTION 1. Section 142.0062(a), Health and Safety Code, is  
6 amended to read as follows:

7 (a) A home and community support services agency or its  
8 employees who are registered nurses or licensed vocational nurses  
9 may purchase, store, or transport for the purpose of administering  
10 to the agency's employees, home health or hospice patients, or  
11 patient family members under physician's standing orders the  
12 following dangerous drugs:

13 (1) hepatitis B vaccine;

14 (2) influenza vaccine;

15 (3) tuberculin purified protein derivative for  
16 tuberculosis testing; ~~and~~

17 (4) pneumococcal polysaccharide vaccine; and

18 (5) any other vaccine approved by the United States  
19 Food and Drug Administration to treat or mitigate the spread of a  
20 communicable disease, as defined by Section 81.003.

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

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1 Act takes effect September 1, 2021.