

Amend the Engrossed version of SB 811 by adding the appropriately numbered section.

SECTION \_\_\_\_\_. Subchapter A, Chapter 161, Health and Safety Code, is amended by adding Section 161.0103 to read as follows:

Sec. 161.0103. VACCINES FOR CHILDREN PROGRAM. (a) In this section:

(1) "Vaccines for children program" means the program operated by the department under authority of 42 U.S.C. Section 1396s.

(2) "Equivalent vaccines" means two or more vaccines, excluding the influenza vaccine, that protect a recipient of a vaccine against the same infection or infections, that requires the same number of doses, and that have similar safety and efficacy profiles and which are recommended for comparable populations.

(b) Except as provided by Subsection (d), where two or more manufacturers produce equivalent vaccines, the department shall procure an equal supply of the vaccine from each manufacturer.

(c) An equivalent vaccine must be:

(1) approved by the United States Food and Drug Administration;

(2) recommended by the federal Advisory Committee on Immunization Practices; and

(3) made available to the department by the Centers for Disease Control and Prevention of the United States Public Health Service.

(d) The department shall procure an equal supply of each equivalent vaccine under Subsection (b) only if the cost to the department of providing each equivalent vaccine is not more than 110 percent of the lowest priced equivalent vaccine.