

By: Hughes

H.B. No. 2609

A BILL TO BE ENTITLED

AN ACT

relating to vaccination against human papillomavirus.

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

SECTION 1. Section 38.004, Education Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) Subject to Subsections (b-1) and ~~[Subsection]~~ (c), the Texas Board of Health may modify or delete any of the immunizations in Subsection (a) or may require immunizations against additional diseases as a requirement for admission to any elementary or secondary school.

(b-1) The governor may not require vaccination against human papillomavirus as a condition for admission to any elementary or secondary school. The executive commissioner of the Health and Human Services Commission may not require immunization against human papillomavirus under this section. This subsection preempts any contrary rule or executive order.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2007.