

1-1 By: Van de Putte S.B. No. 424
1-2 (In the Senate - Filed January 7, 2009; February 17, 2009,
1-3 read first time and referred to Committee on Health and Human
1-4 Services; March 23, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 March 23, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 424 By: Zaffirini

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the establishment and implementation of school-based
1-11 influenza vaccination programs.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. (a) The Department of State Health Services and
1-14 the Texas Education Agency shall conduct a joint study of
1-15 school-based influenza vaccination programs.

1-16 (b) The Texas Immunization Stakeholder Working Group shall
1-17 establish within the working group a subcommittee composed of
1-18 representatives from:

1-19 (1) the Texas Pediatric Society;
1-20 (2) the Texas Academy of Family Physicians;
1-21 (3) the Texas Medical Association;
1-22 (4) the Texas Association of School Administrators;
1-23 (5) the Texas Association of School Boards;
1-24 (6) the Texas School Nurses Organization; and
1-25 (7) an entity with knowledge of best practices for the
1-26 effective use of state and local public health resources based on
1-27 information from other states that have implemented school-based
1-28 influenza vaccination programs.

1-29 (c) Members of the Texas Immunization Stakeholder Working
1-30 Group subcommittee shall make recommendations to the Department of
1-31 State Health Services and the Texas Education Agency regarding:

1-32 (1) the design of the survey instrument used to
1-33 collect data from schools with an influenza vaccination program
1-34 under Subsection (d)(2) of this section; and

1-35 (2) the content of the report required under
1-36 Subsection (e) of this section.

1-37 (d) The Department of State Health Services and the Texas
1-38 Education Agency shall:

1-39 (1) identify school districts in this state in which a
1-40 school-based influenza vaccination program has been conducted on or
1-41 after September 1, 2006;

1-42 (2) collect relevant data related to the programs,
1-43 including, when available:

1-44 (A) how an influenza vaccine was purchased or
1-45 obtained;

1-46 (B) a comparison of how insured and uninsured
1-47 students were managed under the program;

1-48 (C) the costs associated with administering the
1-49 program;

1-50 (D) for each school year that the program was
1-51 administered, the number of students, by grade level, that:

1-52 (i) were vaccinated, refused the vaccine,
1-53 or were not vaccinated; and

1-54 (ii) were enrolled in the school district;

1-55 (E) the number of school faculty and staff
1-56 vaccinated;

1-57 (F) student absentee rates during a school year
1-58 that the school district:

1-59 (i) administered a program; and

1-60 (ii) did not administer a program;

1-61 (G) the number of schools that closed due to
1-62 influenza or influenza-like illness and the number of days that
1-63 each school was closed;

2-1 (H) the nature and degree of involvement in the
2-2 implementation of a program of:

- 2-3 (i) a public health department;
- 2-4 (ii) other community resources; or
- 2-5 (iii) private health care providers; and

2-6 (I) whether the vaccinations were reported to the
2-7 immunization registry maintained by the Department of State Health
2-8 Services under Section 161.007, Health and Safety Code;

2-9 (3) identify best practices of a school district that
2-10 implemented a school-based influenza vaccination program; and

2-11 (4) identify barriers encountered by a school district
2-12 that implemented a school-based influenza program and how the
2-13 barriers were overcome.

2-14 (e) Not later than December 1, 2010, the Department of State
2-15 Health Services and the Texas Education Agency shall submit to the
2-16 governor, lieutenant governor, speaker of the house of
2-17 representatives, and presiding officer of each standing committee
2-18 of the legislature with jurisdiction over the department and the
2-19 agency a jointly written report, based on the study, that evaluates
2-20 the feasibility of implementing an annual statewide school-based
2-21 influenza vaccination program and that includes:

2-22 (1) an analysis of the costs and benefits of
2-23 implementing school-based influenza vaccination programs;

2-24 (2) identification of barriers to implementing
2-25 school-based influenza vaccination programs and recommendations
2-26 for removing those barriers;

2-27 (3) a projection of the fiscal impact of implementing
2-28 a statewide school-based influenza vaccination program;

2-29 (4) an analysis of the impact of the programs studied
2-30 on private practice physicians and health care providers who
2-31 administer influenza vaccinations in this state, based on the
2-32 programs studied;

2-33 (5) an analysis of the impact of a statewide
2-34 school-based influenza vaccination program on private practice
2-35 physicians and health care providers who administer influenza
2-36 vaccinations in this state and recommendations for how to overcome
2-37 any barriers; and

2-38 (6) the role of public health departments and
2-39 community resources in the administration of school-based
2-40 influenza vaccination programs.

2-41 SECTION 2. This Act expires September 1, 2011.

2-42 SECTION 3. This Act takes effect immediately if it receives
2-43 a vote of two-thirds of all the members elected to each house, as
2-44 provided by Section 39, Article III, Texas Constitution. If this
2-45 Act does not receive the vote necessary for immediate effect, this
2-46 Act takes effect September 1, 2009.

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