S.B. No. 63

1 AN ACT
2 relating to consent to the immunization of certain children.
3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
4 SECTION 1. Subchapter B, Chapter 32, Family Code, is
5 amended by adding Section 32.1011 to read as follows:
6 Sec. 32.1011. CONSENT TO IMMUNIZATION BY CHILD. (a) Notwithstanding Section 32.003 or 32.101, a child may consent to
7 the child's own immunization for a disease if:
8 (1) the child:
9 (A) is pregnant; or
10 (B) is the parent of a child and has actual
11 custody of that child; and
12 (2) the Centers for Disease Control and Prevention
13 recommend or authorize the initial dose of an immunization for that
14 disease to be administered before seven years of age.
15 (b) Consent to immunization under this section must meet the
16 requirements of Section 32.002(a).
17 (c) Consent by a child to immunization under this section is
18 not subject to disaffirmance because of minority.
19 (d) A health care provider or facility may rely on the
20 written statement of the child containing the grounds on which the
21 child has capacity to consent to the child's immunization under
22 this section.
23 (e) To the extent of any conflict between this section and
Section 32.003, this section controls.

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, 2013.

President of the Senate

I hereby certify that S.B. No. 63 passed the Senate on March 13, 2013, by the following vote: Yeas 31, Nays 0.

Speaker of the House

I hereby certify that S.B. No. 63 passed the House on May 17, 2013, by the following vote: Yeas 130, Nays 9, two present not voting.

Secretary of the Senate

Chief Clerk of the House

Approved:

Date

Governor