

By: Swanson

H.B. No. 730

A BILL TO BE ENTITLED

AN ACT

relating to the affidavit form for claiming an exemption from required immunizations.

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

SECTION 1. Sections 161.0041(d) and (e), Health and Safety Code, are amended to read as follows:

(d) The department shall develop a blank affidavit form for use in claiming an exemption from a required immunization and make that form available on the department's Internet website and in all public schools [~~that contains a seal or other security device to prevent reproduction of the form~~]. The affidavit form shall contain a statement indicating that the person or, if a minor, the person's parent, managing conservator, or guardian understands the benefits and risks of immunizations and the benefits and risks of not being immunized.

(e) The department shall maintain a record of the total number of times an affidavit form was accessed on the department's Internet website [~~forms sent out~~] each year and shall report that information to the legislature each year. The department may not maintain a record of the names of individuals who download or access [~~request~~] an affidavit form under this section.

SECTION 2. Section 161.0041(c), Health and Safety Code, is repealed.

SECTION 3. As soon as practicable after the effective date

1 of this Act, the Department of State Health Services shall modify  
2 the immunization exemption affidavit form as required by Section  
3 [161.0041](#), Health and Safety Code, as amended by this Act.

4 SECTION 4. This Act applies beginning with the 2025-2026  
5 school year.

6 SECTION 5. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section [39](#), Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2025.