

By: Representatives Holland, Clarke, Scott,  
Clark

To: Public Health and Human  
Services

HOUSE BILL NO. 1228

1 AN ACT TO REQUIRE EACH CHILD CARE FACILITY TO PROVIDE EACH  
2 CHILD'S PARENT OR LEGAL GUARDIAN WITH INFORMATION RELATIVE TO THE  
3 RISKS ASSOCIATED WITH INFLUENZA AND THE AVAILABILITY,  
4 EFFECTIVENESS AND MODES OF ADMINISTRATION OF INFLUENZA VACCINES;  
5 TO PROVIDE THAT THE STATE DEPARTMENT OF HEALTH SHALL DEVELOP  
6 INFORMATION ON INFLUENZA IMMUNIZATION AND PROVIDE THAT INFORMATION  
7 TO EACH LICENSED CHILD CARE FACILITY FOR DISTRIBUTION TO EACH  
8 CHILD'S PARENT OR GUARDIAN AS REQUIRED BY THIS ACT; AND FOR  
9 RELATED PURPOSES.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

11 **SECTION 1.** (1) Each licensed child care facility shall, by  
12 October 1 of every year, provide each child's parent or legal  
13 guardian with information relative to the risks associated with  
14 influenza and the availability, effectiveness and modes of  
15 administration of influenza vaccines. That information shall be  
16 updated annually to include new information and shall include the  
17 following:

18 (a) The causes and symptoms of influenza and means by  
19 which influenza is transmitted;

20 (b) The infection rates of influenza in children;

21 (c) Information about the U.S. Centers for Disease  
22 Control and Prevention's (CDC) recommendations for routine,  
23 seasonal vaccination of all children aged six (6) months through  
24 eighteen (18) years; and

25 (d) Sources in which a parent or legal guardian may  
26 obtain additional information and where a child may be immunized  
27 against influenza.

28 (2) The State Department of Health shall develop information  
29 on influenza immunization and provide that information to each  
30 licensed child care facility, which shall provide the information



31 to each child's parent or legal guardian as required by subsection  
32 (1) of this section.

33 (3) The department shall determine the most cost-effective  
34 and efficient means of distributing the information. The  
35 department may work with public health organizations and vaccine  
36 stakeholders in developing and distributing the information.

37 (4) Nothing in this section shall be construed to require  
38 any licensed child care facility to provide or pay for  
39 immunizations against influenza. However, if a licensed child  
40 care facility requests assistance in providing influenza vaccine  
41 on site to children in accordance with their parent or legal  
42 guardian's approval, the department shall work with the licensed  
43 child care facility to provide advice and influenza vaccine for  
44 children who qualify for the vaccine through the federal Vaccines  
45 for Children (VFC) program.

46 (5) The State Board of Health shall establish by rules and  
47 regulations all guidelines and procedures for carrying out the  
48 provisions of this section.

49 **SECTION 2.** This act shall take effect and be in force from  
50 and after July 1, 2010.

