



THOMAS J. VILSACK
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

May 14, 2004

The Honorable Chester Culver
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 2209, an Act relating to the content of immunizations,
and making a penalty applicable.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas J. Vilsack".

Thomas J. Vilsack
Governor

TJV:jmc

cc: Secretary of the Senate
Chief Clerk of the House





SENATE FILE 2209

AN ACT

RELATING TO THE CONTENT OF IMMUNIZATIONS, AND MAKING A PENALTY APPLICABLE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 135.39A EARLY CHILDHOOD IMMUNIZATIONS -- CONTENT.

1. Beginning January 1, 2006, early childhood immunizations administered in this state shall not contain more than trace amounts of mercury.

2. For the purposes of this section:

a. "Early childhood immunizations" means immunizations administered to children under eight years of age, unless otherwise provided in this section.

b. "Trace amounts" means trace amounts as defined by the United States food and drug administration.

3. The prohibition under this section shall not apply to early childhood immunizations for influenza or in times of emergency or epidemic as determined by the director of public health. If an emergency or epidemic is determined to exist by the director of public health under this subsection, the director of public health shall notify the state board of health, the governor, and the legislative council, and shall notify the public upon request.

Sec. 2. NEW SECTION. 514C.21 COVERAGE FOR IMMUNIZATIONS -- MERCURY.

1. Third-party payment provider contracts or policies delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, that provide reimbursement for immunizations shall provide reimbursement for immunizations containing no more than trace amounts of mercury at the acquisition cost rate for immunizations containing no

more than trace amounts of mercury. For the purposes of this section, "trace amounts" means trace amounts as defined by the United States food and drug administration.

2. For the purposes of this section, "third-party payment provider contracts or policies" includes:

a. Individual or group accident and sickness insurance providing coverage on an expense-incurred basis.

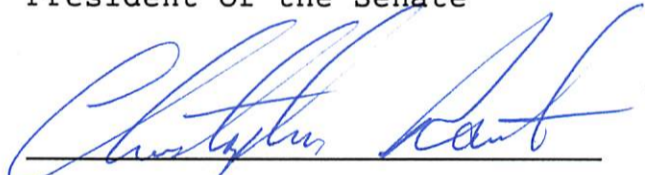
b. An individual or group hospital or medical service contract issued pursuant to chapter 509, 514, or 514A.

c. An individual or group health maintenance organization contract regulated under chapter 514B.

d. An organized delivery system licensed by the director of public health.



JEFFREY M. LAMBERTI
President of the Senate



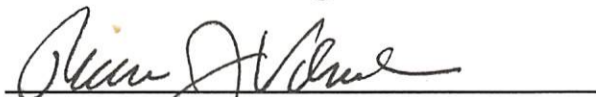
CHRISTOPHER C. RANTS
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2209, Eightieth General Assembly.



MICHAEL E. MARSHALL
Secretary of the Senate

Approved May 14, 2004



THOMAS J. VILSACK
Governor