

Withdrawn  
3/15/04

FILED FEB 18 2004

SENATE FILE 2146  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 3059)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act providing for the establishment of a vaccination program  
2 for first responders, and providing an immediate effective  
3 date.

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

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SF 2146  
JUDICIARY

1 Section 1. NEW SECTION. 135.146 FIRST RESPONDER  
2 VACCINATION PROGRAM.

3 1. In the event that federal funding as specified in  
4 subsection 4 is received, the department shall offer a  
5 vaccination program for first responders who may be exposed to  
6 infectious diseases when deployed to disaster locations. For  
7 purposes of this section, "first responder" means state and  
8 local law enforcement personnel, fire department personnel,  
9 and emergency medical personnel who will be deployed to sites  
10 of bioterrorism attacks, terrorist attacks, catastrophic or  
11 natural disasters, and other disasters. The vaccinations  
12 shall include, but not be limited to, vaccinations for  
13 hepatitis B, diphtheria-tetanus, influenza, and other  
14 vaccinations when recommended by the United States public  
15 health service and in accordance with federal emergency  
16 management agency policy. Immune globulin will be made  
17 available when necessary.

18 2. Participation in the vaccination program shall be  
19 voluntary, except for first responders who are classified as  
20 having occupational exposure to blood-borne pathogens as  
21 defined by the occupational safety and health administration  
22 standard contained in 29 C.F.R. § 1910.1030. First responders  
23 who are so classified shall be required to receive the  
24 vaccinations as described in subsection 1. A first responder  
25 shall be exempt from this requirement, however, when a written  
26 statement from a licensed physician is presented indicating  
27 that a vaccine is medically contraindicated for that person or  
28 the first responder signs a written statement that the  
29 administration of a vaccination conflicts with religious  
30 tenets.

31 3. The department shall establish first responder  
32 notification procedures regarding the existence of the program  
33 by rule, and shall develop, and distribute to first  
34 responders, educational materials on methods of preventing  
35 exposure to infectious diseases. In administering the

1 program, the department may contract with county and local  
2 health departments, not-for-profit home health care agencies,  
3 hospitals, and physicians.

4 4. The establishment and continued operation of the  
5 program shall be conditioned upon the initial and continued  
6 receipt of federal funding or federal grants for administering  
7 first responder vaccinations.

8 Sec. 2. EFFECTIVE DATE. This Act, being deemed of  
9 immediate importance, takes effect upon enactment.

10 EXPLANATION

11 This bill provides for the establishment of a vaccination  
12 program for first responders.

13 The bill provides that if federal funds or grants to  
14 administer the program are received by the Iowa department of  
15 public health, the department shall offer a vaccination  
16 program for first responders who may be exposed to infectious  
17 diseases when deployed to disaster locations. The bill  
18 provides that for the purposes of the vaccination program,  
19 "first responder" is defined as including state and local law  
20 enforcement personnel, fire department personnel, and  
21 emergency medical personnel who will be deployed to sites of  
22 bioterrorism attacks, terrorist attacks, catastrophic or  
23 natural disasters, and other disasters. The bill provides  
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26 tetanus, influenza, and other vaccinations recommended by the  
27 United States public health service and in accordance with  
28 federal emergency management agency policy. The bill provides  
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31 except for first responders who are classified as having  
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33 the occupational safety and health administration standard  
34 contained in 29 C.F.R. § 1910.1030. The bill provides such  
35 individuals shall be required to receive the designated

1 vaccinations unless exempt. The bill provides that a first  
2 responder shall be exempt when a written statement from a  
3 licensed physician is presented indicating that a vaccine is  
4 medically contraindicated for that person or the first  
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12 may contract with county and local health departments, not-  
13 for-profit home health care agencies, hospitals, and  
14 physicians in administering the program.

15 The bill takes effect upon enactment.

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**SENATE FILE 2146**

**S-5093**

- 1 Amend Senate File 2146 as follows:  
2 1. Page 1, by striking lines 3 and 4 and  
3 inserting the following:  
4 "1. In the event that federal funding is received  
5 for administering vaccinations for first responders,  
6 the department shall offer a".  
7 2. Page 2, line 3, by striking the words "and  
8 physicians" and inserting the following: "physicians,  
9 and military unit clinics".  
10 3. Page 2, by striking lines 4 through 7.  
11 4. By renumbering as necessary.

By E. THURMAN GASKILL

**S-5093 FILED MARCH 15, 2004**  
ADOPTED

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**Fiscal Services Division  
Legislative Services Agency  
Fiscal Note**

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SF 2146 - First Responder Vaccinations (LSB 5951 SV)  
Analyst: Jennifer Acton (Phone: (515) 281-7846) (jennifer.acton@legis.state.ia.us)  
Fiscal Note Version — New

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**Description**

Senate File 2146 establishes a vaccination program for first responders if federal funding is available and provides an immediate effective date.

**Assumptions**

1. Senate File 2146 provides that if the Department of Public Health receives federal funds or other grants, the Department will offer a voluntary vaccination program for first responders who may be exposed to infectious diseases when deployed to disaster locations.
2. A first responder includes State and local law enforcement personnel, fire department, and emergency medical personnel.
3. It is estimated that 100,000 individuals would be served in FY 2005 and 30,000 would be served in FY 2006.
4. Vaccinations to be administered would be hepatitis B, diphtheria-tetanus, influenza, hepatitis A, measles, mumps, rubella, and varicella vaccine. This estimate does not include the vaccine cost for smallpox and anthrax vaccine. The cost per dose is \$510.
5. Two additional FTE positions would be required by the Department of Public Health to help administer the federal funds at a cost of \$116,000 per year.
6. Contracts would be established with county or local agencies for administration costs, medical supplies, recall and tracking activities, and software and data entry. The cost per contract is \$100.
7. The Bill takes effect upon enactment.

**Fiscal Impact**

Senate File 2146 takes effect upon enactment and is dependant upon the receipt of federal funds for the vaccination program for first responders. The estimated cost in FY 2004 to the Department of Public Health is \$61.2 million and 2.0 FTE positions and \$18.5 million and 2.0 FTE positions in FY 2005. The total cost of the program would be funded from federal funds.

**Source**

Department of Public Health

Dennis C Prouty

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February 23, 2004

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The fiscal note and correctional impact statement for this bill was prepared pursuant to Joint Rule 17 and pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Fiscal Services Division, Legislative Services Agency to members of the Legislature upon request.

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Gruskill  
McCoy  
Redfern

Succeeded By SBA# 3059  
CF/HF 2146  
SENATE FILE Judiciary  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON REDFERN)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
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