

House File 330 - Introduced

HOUSE FILE 330

BY SHIPLEY

A BILL FOR

1 An Act relating to requirements and prohibitions relating to
2 vaccines and immunizations, and providing civil remedies.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

PROHIBITION OF VACCINE MANDATES BY EMPLOYERS

Section 1. NEW SECTION. 94.1 Definitions.

As used in this chapter, unless the context otherwise requires:

- 1. "Applicant" means a natural person who applies to be an employee.
- 2. "Employee" means a natural person who is employed in this state for wages by an employer.
- 3. "Employer" means a person, as defined in chapter 4, who in this state employs for wages, natural persons.

Sec. 2. NEW SECTION. 94.2 Vaccination requirements or history — prohibited acts by employer.

An employer shall not fail or refuse to hire, discharge, penalize, or otherwise discriminate against an employee with respect to compensation or the terms, conditions, or privileges of employment based on either of the following:

- 1. The employee's vaccination history.
- 2. The refusal of the employee to receive a vaccine or provide proof of immunity.

Sec. 3. NEW SECTION. 94.3 Civil remedies.

An employee whose rights are violated under this chapter may bring an action against an employer in the district court in the county where the employer is located for injunctive relief, actual damages, admission or reinstatement of the employee with back pay plus ten percent interest, or any other appropriate relief necessary to ensure compliance with this chapter.

DIVISION II

PROHIBITION AGAINST VACCINE MANDATES RELATIVE TO FACILITIES, PROVIDERS, AND INSURERS

Sec. 4. NEW SECTION. 135Q.1 Definitions.

As used in this chapter, unless the content otherwise requires:

- 1. "Assisted living program" means the same as defined in section 231C.2.

1 2. "*Communicable disease*" means the same as defined in
2 section 139A.2.

3 3. "*Health care facility*" means the same as defined in
4 section 135C.1.

5 4. "*Health care provider*" means a person licensed or
6 certified by and subject to the authority of a board as defined
7 in section 147.2 who provides professional health care services
8 to a patient during that patient's medical care, treatment, or
9 confinement.

10 5. "*Hospital*" means the same as defined in section 135B.1.

11 6. "*Insurer*" means an entity providing a plan of health
12 insurance, health care benefits, or health care services, or
13 an entity subject to the jurisdiction of the commissioner
14 of insurance performing utilization review, including an
15 insurance company offering sickness and accident plans, a
16 health maintenance organization, a nonprofit health service
17 corporation, a plan established pursuant to chapter 509A
18 for public employees, or any other entity providing a plan
19 of health insurance, health care benefits, or health care
20 services.

21 7. "*Patient*" means a person who has received or is receiving
22 professional health care services from a health care facility,
23 health care provider, or hospital.

24 8. "*Resident*" means a resident of a health care facility.

25 9. "*Tenant*" means a tenant of an assisted living program.

26 Sec. 5. NEW SECTION. 135Q.2 **Immunizations — prohibited**
27 **discrimination — civil remedies.**

28 1. A hospital or health care facility shall not do any of
29 the following:

30 a. Require a health care provider, staff member, employee,
31 or applicant for one of these positions to be immunized.

32 b. Discriminate against or terminate the employment of a
33 health care provider, staff member, employee, or applicant for
34 one of these positions based on the person's refusal to receive
35 an immunization.

1 2. A hospital, health care facility, or a health care
2 provider, staff member, or employee of a hospital or health
3 care facility shall not discriminate against or terminate
4 treatment of a patient based upon the patient's refusal to
5 receive an immunization.

6 3. A health care facility or assisted living program shall
7 not discriminate against or terminate treatment of a resident
8 or tenant solely on the basis of the resident or tenant not
9 having received, or refusing to receive, an immunization for a
10 specific communicable disease.

11 4. A hospital, health care facility, or educational
12 institution providing clinical experience to satisfy the
13 professional degree requirements of a student, intern, or
14 resident shall not discriminate against the student, intern, or
15 resident, or prohibit admission, enrollment, or employment as a
16 student, intern, or resident based on the immunization status
17 of the student, intern, or resident.

18 5. A person aggrieved under this section may petition the
19 district court in the county where the hospital, health care
20 facility, assisted living program, or educational institution
21 is located for any of the following:

- 22 a. Injunctive relief against any further violation.
23 b. Affirmative relief, including reinstatement of employment
24 with back pay and interest, or any other equitable relief the
25 court deems appropriate.
26 c. Other appropriate relief necessary to ensure compliance
27 with this section.

28 6. A hospital, health care facility, health care provider,
29 educational institution, or assisted living program that
30 violates this section is not eligible to receive state funding
31 for reimbursement of services provided to patients, residents,
32 or tenants.

33 Sec. 6. NEW SECTION. 135Q.3 Immunization — health care
34 providers — prohibited discrimination.

35 The licensing authority for a health care provider shall not

1 deny an applicant for a license or suspend, revoke, or refuse
2 to renew a license, and shall not take disciplinary action
3 against a licensee based on the applicant's or licensee's
4 immunization history or refusal to submit to an immunization.

5 **Sec. 7. NEW SECTION. 135Q.4 Immunizations — prohibited**
6 **actions — insurers and insurer ratings — cease and desist**
7 **orders and penalties.**

8 1. An insurer providing a group policy, contract, or plan
9 for health insurance shall not use the immunization status of
10 a person as a basis to reject; deny; limit; cancel; refuse to
11 renew; increase the premiums for; limit the amount, extent, or
12 kind of coverage available to; or otherwise adversely affect
13 eligibility or coverage for the group health policy, contract,
14 or plan for health insurance.

15 2. An insurer providing a group policy, contract, or plan
16 for health insurance shall not use the immunization status of a
17 person as a qualification or requirement for contracting with
18 the person's health care provider or as a basis for terminating
19 a contract with the person's health care provider.

20 3. An insurer providing a group policy, contract, or
21 plan for health insurance shall not do any of the following
22 regarding the administration of immunizations to covered
23 persons:

24 *a.* Provide financial or other incentives to a participating
25 health care provider based upon attaining a certain
26 immunization administration rate.

27 *b.* Impose a financial or other penalty on a participating
28 health care provider who does not attain a certain immunization
29 administration rate.

30 4. The immunization status of a person covered by a group
31 policy, contract, or plan for health insurance shall not be
32 used as a factor in the rating of a group policy, contract, or
33 plan for health insurance in this state.

34 5. An insurer issuing a group policy, contract, or plan for
35 health insurance who violates this section is subject to the

1 summary cease and desist order, cease and desist order, and
2 penalty provisions pursuant to chapter 507B.

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DIVISION III

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CHILDREN AND STUDENTS — VACCINE MANDATES

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Sec. 8. Section 139A.8, subsection 4, Code 2021, is amended
6 to read as follows:

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4. a. Immunization is not required for a person's
8 enrollment in any elementary or secondary school or licensed
9 child care center if ~~either~~ any of the following applies:

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(1) The applicant, or if the applicant is a minor, the
11 applicant's parent or legal guardian, submits to the admitting
12 official a statement signed by a physician, advanced registered
13 nurse practitioner, or physician assistant who is licensed by
14 the board of medicine, board of nursing, or board of physician
15 assistants that the immunizations required would be injurious
16 to the health and well-being of the applicant or any member of
17 the applicant's family.

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(2) The applicant, or if the applicant is a minor, the
19 applicant's parent or legal guardian, submits an affidavit
20 signed by the applicant, or if the applicant is a minor,
21 the applicant's parent or legal guardian, stating that the
22 immunization conflicts with the ~~tenets and practices of a~~
23 ~~recognized religious denomination of which the applicant is~~
24 ~~an adherent or member~~ sincerely held religious beliefs of the
25 applicant, or if the applicant is a minor, of the applicant's
26 parent or legal guardian.

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(3) The applicant, or if the applicant is a minor, the
28 applicant's parent or legal guardian, submits an affidavit
29 signed by the applicant, or if the applicant is a minor, signed
30 by the applicant's parent or legal guardian, stating that the
31 immunization conflicts with the conscientiously held beliefs
32 of the applicant, or if the applicant is a minor, of the
33 applicant's parent or legal guardian.

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b. The exemptions under this subsection ~~do not~~ also apply in
35 times of emergency or epidemic as determined by the state board

1 of health and as declared by the director of public health.

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DIVISION IV

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EMERGENCY POWERS AND VACCINE MANDATES

4 Sec. 9. Section 29C.6, subsection 1, Code 2021, is amended
5 to read as follows:

6 1. a. After finding a disaster exists or is threatened,
7 proclaim a state of disaster emergency. This proclamation
8 shall be in writing, indicate the area affected and the facts
9 upon which it is based, be signed by the governor, and be
10 filed with the secretary of state. If the state of disaster
11 emergency specifically constitutes a public health disaster
12 as defined in [section 135.140](#), the written proclamation shall
13 include a statement to that effect. A state of disaster
14 emergency shall continue for thirty days, unless sooner
15 ~~terminated or rescinded~~, extended in writing, or amended by
16 the ~~governor~~ general assembly. The general assembly may,
17 by concurrent resolution, rescind, extend, or amend this
18 proclamation. If the general assembly is not in session, the
19 legislative council may, by majority vote, rescind, extend,
20 or amend this proclamation. ~~Rescission~~ Any initial extension
21 of this proclamation by the general assembly shall not exceed
22 sixty days, and any subsequent extension shall not exceed
23 sixty-day increments. Any rescission, extension, or amendment
24 shall be effective upon filing of the concurrent resolution or
25 resolution of the legislative council with the secretary of
26 state. A proclamation of disaster emergency shall activate the
27 disaster response and recovery aspect of the state, local, and
28 interjurisdictional disaster emergency plans applicable to the
29 political subdivision or area in question and be authority for
30 the deployment and use of any forces to which the plan applies,
31 and for use or distribution of any supplies, equipment, and
32 materials and facilities assembled, stockpiled, or arranged to
33 be made available.

34 b. A measure dictated in a state of disaster emergency
35 proclamation shall not do any of the following:

1 (1) Require an individual to receive a SARS-CoV-2 vaccine.

2 (2) Authorize an agency to adopt rules pursuant to chapter
3 17A to require an individual to receive a SARS-CoV-2 vaccine.

4 (3) Authorize the imposition or impose any civil or criminal
5 penalties against an individual who refuses to receive a
6 SARS-CoV-2 vaccine.

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DIVISION V

8 PROHIBITING DISCRIMINATION AND RIGHT-OF-ACCESS RESTRICTIONS

9 BASED ON VACCINE STATUS OR PROOF OF IMMUNITY

10 Sec. 10. Section 216.2, subsection 15, Code 2021, is amended
11 to read as follows:

12 15. *"Unfair practice" or "discriminatory practice"* means
13 those practices specified as unfair or discriminatory in
14 sections 216.6, 216.6A, 216.7, 216.7A, 216.8, 216.8A, 216.8B,
15 216.9, 216.10, 216.11, and 216.11A.

16 Sec. 11. NEW SECTION. 216.7A Unfair practices — public
17 accommodations — vaccination status.

18 It shall be an unfair or discriminatory practice for
19 any owner, lessee, sublessee, proprietor, manager, or
20 superintendent of any public accommodation or any agent or
21 employee thereof to do any of the following on the basis of a
22 person's vaccination or immunity status:

23 1. Provide any disposition, service, financial aid, or
24 benefit to the person which is different, or is provided in a
25 different manner, from that provided to other members of the
26 general public.

27 2. Subject the person to segregation or separate treatment
28 in any matter related to that person's receipt of any
29 disposition, service, financial aid, or benefit provided to
30 other members of the general public.

31 3. Restrict the person in any way in the enjoyment of any
32 advantage or privilege enjoyed by other persons receiving any
33 disposition, service, financial aid, or benefit provided to
34 other members of the general public.

35 4. Treat the person differently from other persons in

1 determining whether that person satisfies any admission,
2 enrollment, quota, eligibility, membership, or other
3 requirement or condition which a person must meet in order to
4 be provided any disposition, service, financial aid, function,
5 or benefit available to other members of the general public.

6 5. Deny the person an opportunity to participate in a
7 program through the provision of service or otherwise afford
8 that person an opportunity to do so which is different from
9 that afforded to other members of the general public.

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DIVISION VI

11 PROHIBITING THE CONNECTION OF VACCINATION OR IMMUNITY STATUS TO

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A STATE-ISSUED DRIVER'S LICENSE

13 Sec. 12. Section 321.189, subsection 2, Code 2021, is
14 amended by adding the following new paragraph:

15 NEW PARAGRAPH. e. A driver's license shall not include the
16 vaccination or immunization status, immunity status, or test
17 results relating to a communicable disease of the holder of any
18 class of driver's license.

19 Sec. 13. Section 321.190, subsection 1, paragraph a, Code
20 2021, is amended to read as follows:

21 a. The department shall, upon application and payment
22 of the required fee, issue to an applicant a nonoperator's
23 identification card. To be valid the card shall bear a
24 distinguishing number other than a social security number
25 assigned to the cardholder, the full name, date of birth,
26 sex, residence address, a physical description and a color
27 photograph of the cardholder, the usual signature of the
28 cardholder, and such other information as the department
29 may require by rule. An applicant for a nonoperator's
30 identification card shall apply for the card in the manner
31 provided in [section 321.182, subsections 1 through 3](#). The card
32 shall be issued to the applicant at the time of application
33 pursuant to procedures established by rule. An applicant for a
34 nonoperator's identification card who is required by 50 U.S.C.
35 app. §451 et seq. to register with the United States selective

1 service system shall be registered by the department with the
2 selective service system as provided in [section 321.183](#). An
3 applicant for a nonoperator's identification card shall not
4 be required to receive the SARS-CoV-2 vaccine in order to be
5 issued a card and the card shall not include the vaccination or
6 immunization status, immunity status, or test results relating
7 to a communicable disease of the holder of the card.

8 DIVISION VII

9 STATEWIDE IMMUNIZATION REGISTRY AND IOWA HEALTH INFORMATION

10 NETWORK — INFORMED CONSENT

11 Sec. 14. NEW SECTION. 139A.8B **Statewide immunization**
12 **registry and Iowa health information network — informed consent.**

13 The department shall require that a health care provider
14 who administers vaccines and immunizations and is required to
15 consult and review or report the administration of vaccines
16 or immunizations to the statewide immunization registry or
17 Iowa health information network obtain written, informed
18 consent from a patient, or if the patient is a minor, the
19 patient's parent or legal guardian, prior to reporting the
20 administration of the vaccine or immunization to the statewide
21 immunization registry or Iowa health information network.
22 The written, informed consent shall also provide the patient
23 with the option of consenting to the sharing of the patient's
24 information with any entity with access to the information
25 contained in the statewide immunization registry or Iowa
26 health information network. The health care provider shall
27 submit a copy of the completed written, informed consent
28 form to the statewide immunization registry or Iowa health
29 information network. A patient, or if the patient is a minor,
30 the patient's parent or legal guardian, may withdraw or amend
31 the written, informed consent at any time. If informed consent
32 is subsequently withdrawn, the patient's information shall be
33 deleted from the statewide immunization registry or Iowa health
34 information network database. Only the information regarding
35 the administration of vaccines or immunizations of a patient

1 from whom written, informed consent has been obtained shall be
2 reported to and included in the statewide immunization registry
3 or Iowa health information network. No information, report, or
4 record relating to a person from whom written, informed consent
5 has not been obtained shall be maintained by the department or
6 included in the statewide immunization registry or Iowa health
7 information network.

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EXPLANATION

9 The inclusion of this explanation does not constitute agreement with
10 the explanation's substance by the members of the general assembly.

11 This bill relates to vaccinations and immunizations. The
12 bill is drafted in divisions.

13 DIVISION I. Division I of the bill relates to prohibitions
14 against vaccine mandates by employers. Division I prohibits an
15 employer from failing or refusing to hire, discharge, penalize,
16 or otherwise discriminate against an employee with respect
17 to compensation or the terms, conditions, or privileges of
18 employment based on the employee's vaccination history or the
19 refusal of the employee to receive a vaccine or provide proof
20 of immunity. An employee whose rights are violated under the
21 division of the bill may bring an action against an employer
22 in the district court in the county where the employer is
23 located for injunctive relief, actual damages, admission or
24 reinstatement of the employee with back pay plus 10 percent
25 interest, or any other appropriate relief necessary to ensure
26 compliance with the division of the bill.

27 DIVISION II. Division II of the bill relates to vaccination
28 safety and the right of refusal. Division II provides
29 definitions used in the Code chapter. Division II of the bill
30 prohibits a hospital or health care facility from requiring a
31 health care provider, staff member, employee, or applicant for
32 one of these positions to be immunized or from discriminating
33 against or terminating the employment of a health care
34 provider, staff member, employee, or applicant for one of
35 these positions, based on the person's refusal to receive an

1 immunization. The division prohibits a hospital, health care
2 facility, or a health care provider, staff member, or employee
3 of a hospital or health care facility from discriminating
4 against or terminating treatment of a patient based upon the
5 patient's refusal to receive an immunization, and a health
6 care facility or assisted living program is also prohibited
7 from discriminating against or terminating treatment of a
8 resident or tenant due to the resident or tenant failing or
9 refusing to receive an immunization for a specific communicable
10 disease. Under the bill, a hospital, health care facility,
11 or educational institution providing clinical experience to
12 satisfy the professional degree requirements of a student,
13 intern, or resident is prohibited from discriminating against
14 the student, intern, or resident, or prohibiting admission,
15 enrollment, or employment as a student, intern, or resident
16 based on the immunization status of the student, intern,
17 or resident. A person aggrieved under this portion of the
18 bill may petition the district court in the county where the
19 hospital, health care facility, assisted living program, or
20 educational institution is located for injunctive relief;
21 affirmative relief, including reinstatement of employment with
22 back pay and interest or any other equitable relief the court
23 deems appropriate; or other appropriate relief necessary to
24 ensure compliance with this division of the bill. A hospital,
25 health care facility, health care provider, educational
26 institution, or assisted living program that violates the bill
27 is ineligible to receive state funding for reimbursement of
28 services.

29 Division II of the bill also prohibits a health care provider
30 licensing authority from denying an applicant for a license
31 or suspending, revoking, or refusing to renew a license, or
32 from taking disciplinary action against a licensee based on an
33 applicant's or licensee's immunization history or refusal to
34 submit to an immunization.

35 Division II of the bill prohibits an insurer providing a

1 group policy, contract, or plan for health insurance from
 2 using the immunization status of a person as a basis to
 3 reject; deny; limit; cancel; refuse to renew; increase the
 4 premiums for; limit the amount, extent, or kind of coverage
 5 available to; or otherwise adversely affect eligibility or
 6 coverage for the group health policy, contract, or plan for
 7 health insurance. Division II also prohibits an insurer
 8 providing a group policy, contract, or plan for health
 9 insurance from using the immunization status of a person
 10 as a qualification or requirement for contracting with the
 11 person's provider or as a basis for terminating a contract
 12 with the person's provider. Division II of the bill prohibits
 13 an insurer providing a group policy, contract, or plan for
 14 health insurance from providing financial or other incentives
 15 to a participating provider based upon attaining a certain
 16 immunization administration rate or from imposing financial or
 17 other penalties on a participating provider who does not attain
 18 a certain immunization administration rate. Division II of the
 19 bill prohibits the immunization status of a person covered by a
 20 group policy, contract, or plan for health insurance from being
 21 used as a factor in the rating of a group policy, contract, or
 22 plan for health insurance in Iowa. An insurer issuing a group
 23 policy, contract, or plan for health insurance who violates
 24 any of these provisions of the bill is subject to the summary
 25 cease and desist order, cease and desist order, and penalty
 26 provisions pursuant to Code chapter 507B (insurance trade
 27 practices).

28 DIVISION III. Division III of the bill relates to exemptions
 29 from immunizations and vaccinations.

30 Division III includes as a new exemption from immunizations
 31 otherwise required for a person's enrollment in any elementary
 32 or secondary school or licensed child care center, an exemption
 33 based on the submission of a signed affidavit by the applicant,
 34 or if the applicant is a minor, by the applicant's parent
 35 or legal guardian, stating that the immunization conflicts

1 with the conscientiously held beliefs of the applicant, or if
2 the applicant is a minor, of the applicant's parent or legal
3 guardian. Existing provisions direct the department of public
4 health, in consultation with the director of the department of
5 education, to adopt rules to implement this provision.

6 The bill also amends the current provision relating to
7 an exemption based on religious beliefs of the applicant, or
8 if the applicant is a minor, the applicant's parent or legal
9 guardian.

10 DIVISION IV. Division IV of the bill relates to duties and
11 powers relative to emergency situations including a state of
12 disaster emergency and public health disasters.

13 Division IV amends provisions relating to the proclamation
14 of a state of disaster emergency by the governor. Current law
15 provides that a state of disaster emergency shall continue for
16 30 days unless sooner terminated or extended by the governor
17 and that the general assembly, by concurrent resolution when
18 in session or through the legislative council by majority
19 vote, if not in session, may rescind the proclamation. Under
20 division IV, a state of disaster emergency shall continue
21 for 30 days unless sooner rescinded, extended, or amended by
22 the general assembly, not the governor, and that any initial
23 extension of the proclamation by the general assembly shall not
24 exceed 60 days, and any subsequent extension shall not exceed
25 60-day increments. Any rescission, extension, or amendment
26 by the general assembly shall be effective upon filing of the
27 concurrent resolution or resolution of the legislative council
28 with the secretary of state.

29 The bill also provides that a measure dictated in a state of
30 disaster emergency proclamation shall not require an individual
31 to receive a SARS-CoV-2 vaccine; authorize an agency to adopt
32 rules pursuant to Code chapter 17A to require an individual to
33 receive a SARS-CoV-2 vaccine; or authorize the imposition or
34 impose any civil or criminal penalties against an individual
35 who refuses to receive a SARS-CoV-2 vaccine.

1 DIVISION V. Division V of the bill relates to unfair
2 or discriminatory practices based on a person's vaccine
3 status. Division V amends Code chapter 216 (civil rights
4 commission) to provide that it is an unfair or discriminatory
5 practice for any owner, lessee, sublessee, proprietor,
6 manager, or superintendent of any public accommodation or
7 any agent or employee thereof to do certain things based
8 on the basis of a person's vaccination or immunity status.
9 These unfair or discriminatory practices include: providing
10 any disposition, service, financial aid, or benefit to the
11 person which is different, or is provided in a different
12 manner, from that provided to other members of the general
13 public; subjecting the person to segregation or separate
14 treatment in any matter related to that person's receipt of
15 any disposition, service, financial aid, or benefit provided
16 to other members of the general public; restricting the person
17 in any way in the enjoyment of any advantage or privilege
18 enjoyed by other persons receiving any disposition, service,
19 financial aid, or benefit provided to other members of the
20 general public; treating the person differently from other
21 persons in determining whether that person satisfies any
22 admission, enrollment, quota, eligibility, membership, or
23 other requirement or condition which a person must meet in
24 order to be provided any disposition, service, financial aid,
25 function, or benefit available to other members of the general
26 public; and denying the person an opportunity to participate
27 in a program through the provision of service or otherwise
28 afford that person an opportunity to do so which is different
29 from that afforded to other members of the general public.
30 The delineation of the actions under the bill as unfair or
31 discriminatory practices provides a basis under Code chapter
32 216 for a person claiming to be aggrieved by the actions to
33 file a complaint with the civil rights commission and to seek
34 relief, judicial review, and enforcement.

35 DIVISION VI. Division VI of the bill relates to prohibiting

1 the connection of a person's vaccination or immunity status
2 to a state-issued driver's license or state identification.
3 Division VI prohibits a driver's license or a nonoperator's
4 identification card from including the vaccination or
5 immunization status, immunity status, or test results relating
6 to a communicable disease of the holder of any class of
7 driver's license or a nonoperator's identification card.

8 DIVISION VII. Division VII of the bill relates to the
9 statewide immunization registry and the Iowa health information
10 network (IHIN) and informed consent. Division VII requires
11 the department of public health to require that a health care
12 provider who administers vaccines and immunizations and is
13 required to consult and review or report the administration
14 of vaccines or immunizations to the statewide immunization
15 registry or IHIN obtain written, informed consent from a
16 patient, or if the patient is a minor, the patient's parent or
17 legal guardian, prior to reporting the administration of the
18 vaccine or immunization to the statewide immunization registry
19 or IHIN. The written, informed consent shall also provide
20 the patient with the option of consenting to the sharing of
21 the patient's information with any entity with access to the
22 information contained in the statewide immunization registry
23 or IHIN. The health care provider shall submit a copy of the
24 completed written, informed consent form to the statewide
25 immunization registry or IHIN. A patient, or if the patient is
26 a minor, the patient's parent or legal guardian, may withdraw
27 or amend the informed consent at any time. If informed consent
28 is subsequently withdrawn, the patient's information shall be
29 deleted from the statewide immunization registry or IHIN.

30 Additionally, only the information regarding the
31 administration of vaccines or immunizations of a patient from
32 whom written, informed consent has been obtained shall be
33 reported to and included in the statewide immunization registry
34 or IHIN. No other information, report, or record relating
35 to a person from whom written, informed consent has not been

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1 obtained shall be maintained by the department or included in
2 the statewide immunization registry or IHIN.