

Senate File 2079 - Introduced

SENATE FILE 2079
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 3004)

A BILL FOR

1 An Act relating to limitations on the immunization of children
2 for enrollment in any licensed child care center or
3 elementary or secondary school in the state and including
4 effective date provisions.

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

1 Section 1. Section 139A.8, subsection 3, Code 2022, is
2 amended to read as follows:

3 3. a. Subject to the provision of subsection 4, the state
4 board of health may modify or delete any of the immunizations
5 in subsection 2.

6 b. (1) The provisions of this section and rules adopted
7 pursuant to this section shall be implemented uniformly
8 throughout the state and shall supersede and preempt any
9 local legislation adopted by a local governmental entity
10 that conflicts with any provision of this section related
11 to required immunizations of children for enrollment in any
12 licensed child care center or elementary or secondary school.

13 (2) For the purposes of this paragraph:

14 (a) "Local governmental entity" means any political
15 subdivision, or any state authority which is not the general
16 assembly or under the direction of a principal central
17 department as enumerated in section 7E.5, including a city as
18 defined in section 362.2, a county as provided in chapter 331,
19 or any special purpose district or school.

20 (b) "Local legislation" means any ordinance, motion,
21 amendment, regulation, or rule adopted by a local governmental
22 entity.

23 Sec. 2. Section 139A.8, subsection 4, paragraph b, Code
24 2022, is amended to read as follows:

25 b. The exemptions under this subsection ~~do not~~ apply in
26 times of emergency or epidemic as determined by the state board
27 of health and as declared by the director of public health.

28 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
29 importance, takes effect upon enactment.

30 EXPLANATION

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

33 This bill relates to vaccinations required for enrollment
34 in any licensed child care center or elementary or secondary
35 school.

1 The bill requires that the provisions of the Code section
2 and rules adopted pursuant to the Code section related to
3 required immunizations of children for enrollment in any
4 licensed child care center or elementary or secondary school
5 shall be implemented uniformly throughout the state and shall
6 supersede and preempt any local legislation adopted by a local
7 governmental entity that conflicts with any provision of the
8 Code section. The bill defines "local governmental entity" and
9 "local legislation" for the purposes of the bill.

10 The bill also provides that the medical and religious
11 exemptions for required vaccinations apply in times of
12 emergency or epidemic as determined by the state board of
13 health and as declared by the director of public health.

14 The bill takes effect upon enactment.