

Enrolled Senate Bill 274

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CHAPTER

AN ACT

Relating to immunizations; creating new provisions; and amending ORS 433.282.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS 433.235 to 433.284.

SECTION 2. (1) As used in this section, “post-secondary institution of education” means:

- (a) A public university listed in ORS 352.002;
- (b) A community college operated under ORS chapter 341; or
- (c) An Oregon-based, generally accredited, private institution of higher education.

(2) Each post-secondary institution of education that provides housing for students shall provide to each student enrolling or registering at the institution for the first time information on vaccine-preventable diseases known to occur in individuals between 16 and 21 years of age, including:

- (a) The signs and symptoms associated with, and options for treating, vaccine-preventable diseases known to occur in individuals between 16 and 21 years of age;
- (b) The circumstances that create a risk of acquiring a vaccine-preventable disease known to occur in individuals between 16 and 21 years of age, including the circumstance of living in group quarters;
- (c) Recommendations by the Centers for Disease Control and Prevention with respect to vaccines recommended to be categorized as category A or category B by the federal Advisory Committee on Immunization Practices, and vaccines recognized as category A or category B by the Centers for Disease Control and Prevention;
- (d) Any additional information on the availability, benefits and risks and limitations of vaccines for vaccine-preventable diseases known to occur in individuals between 16 and 21 years of age, as determined by the institution; and
- (e) Information on where to receive a vaccination.

(3) At a minimum, information provided under subsection (2) of this section must cover vaccine-preventable diseases for which the Centers for Disease Control and Prevention recommend vaccination for individuals between 16 and 21 years of age.

(4) In developing information on vaccine-preventable diseases under this section, a post-secondary institution of education shall consult the Oregon Health Authority or the Centers for Disease Control and Prevention.

(5) If a post-secondary institution of education provides electronic enrollment or registration for students enrolling or registering at the institution for the first time, the institution shall provide the information required by this section electronically at the time of enrollment or registration.

(6) This section does not create a private right of action against a post-secondary institution of education.

SECTION 3. ORS 433.282 is amended to read:

433.282. (1) The Oregon Health Authority may require each post-secondary educational institution, except a community college or a career school, to require, *[that]* **using procedures developed by the institution**, each *[entering]* full-time student *[has current immunizations,]* **to be immunized**, as required for children attending school pursuant to rules adopted by the authority under ORS 433.273, *[prior to]* **before** the student's second quarter or semester of enrollment on *[an Oregon campus, using procedures developed by the institution.]* **the campus of the institution.**

(2) Notwithstanding subsection (1) of this section, the authority may require each post-secondary educational institution, except a community college or a career school, to document, using procedures developed by the institution, that each *[entering]* full-time student *[has current immunizations,]* **has been immunized**, as required for children attending school pursuant to rules adopted by the authority under ORS 433.273, *[prior to]* **before** the student *[attending]* **attends** classes if the student will be attending the institution pursuant to a nonimmigrant visa.

(3) The authority by rule shall establish immunization schedules *[and may further]* **for purposes of this section.**

(4) **The authority by rule may** limit the students and programs to which the *[requirement applies.]* **requirements of this section apply.**

[(4)] (5) The authority may conduct validation surveys to ensure compliance with **the requirements of** this section.

Passed by Senate March 27, 2017

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House June 6, 2017

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Tina Kotek, Speaker of House

Received by Governor:

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Approved:

.....M.,....., 2017

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2017

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Dennis Richardson, Secretary of State