

**ESB 5005** - H AMD TO HCW COMM AMD (5005.E AMH HCW H2234.2) **464**  
By Representative Hinkle

FAILED 03/25/2011

1 On page 1, beginning on line 25 of the striking amendment, strike  
2 all of subsection (2) and insert:

3 "(2)(a) The form presented on or after the effective date of this  
4 section must include:

5 (i) Information about the risks and benefits of child  
6 immunization; and

7 (ii)(A) A statement to be signed by a health care practitioner  
8 stating that he or she provided the signator with information about  
9 the benefits and risks of immunization to the child. A health care  
10 practitioner who, in good faith, signs the statement or letter  
11 provided for in this subsection is immune from civil liability for  
12 providing the signature; or

13 (B) A notarized statement signed by the parent or legal guardian  
14 of the child or any adult in loco parentis to the child who is seeking  
15 an exemption under subsection (1)(b) or (c) of this section declaring  
16 that the signator has read and understood the information provided  
17 about the risks and benefits of child immunization.

18 (b) The statement signed by a health care practitioner under  
19 (a)(ii)(A) of this subsection or the notarized statement provided  
20 under (a)(ii)(B) of this subsection may be signed at any time prior to  
21 the enrollment of the child in a school or licensed day care.  
22 Photocopies of the signed or notarized form or a letter from the  
23 health care practitioner referencing the child's name shall be  
24 accepted in lieu of the original form."

25

**EFFECT:** Requires information about the risks and benefits of child immunization to be included on the exemption form.

Provides an alternative method for parents who seek to exempt

the child from immunization for either philosophical or religious reasons. These parents may provide a notarized form acknowledging that they have read and understood information about the risks and benefits of child immunization.

Provides that photocopies of the notarized form can be notarized at any time prior to enrollment and accepted in lieu of the original form.

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