

FIRST REGULAR SESSION

SENATE BILL NO. 538

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CHAPPELLE-NADAL.

Read 1st time March 1, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2097S.011

AN ACT

To repeal section 191.235, RSMo, and to enact in lieu thereof one new section relating to vaccines.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 191.235, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 191.235, to read as follows:

191.235. 1. Beginning April 1, 2007, immunizations administered in the
2 state of Missouri to knowingly pregnant women or children less than three years
3 of age shall not contain more than one microgram of mercury per
4 five-tenths-milliliter dose.

5 2. Beginning April 1, 2007, any health carrier as defined in section
6 376.1350 doing business in the state of Missouri that provides insurance coverage
7 for immunizations on a fee schedule or on a percentage reimbursement basis shall
8 reimburse for immunizations not containing mercury at the same percentage rate
9 of the usual and customary charges which were provided for immunizations
10 containing mercury or other preservatives immediately prior to April 1, 2007.

11 3. **Beginning August 28, 2018, no vaccine containing mercury**
12 **shall be administered to a child or adult in Missouri.**

13 4. The director of the department of health and senior services shall
14 exempt the use of a vaccine from compliance with this section if the director
15 finds, and the governor concurs, that an actual or potential public health
16 emergency exists, including an epidemic, outbreak, or shortage for which there
17 does not exist a sufficient supply of vaccine that complies with subsection 1 **or**
18 **3** of this section that would prevent knowingly pregnant women [or], children less
19 than three years of age, **or other children or adults** from receiving the
20 vaccine. The director shall determine the duration of such exemption.

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