

116TH CONGRESS
1ST SESSION

H. R. 2527

To amend the Public Health Service Act to condition receipt by States (and political subdivisions and public entities of States) of preventive health services grants on the establishment of a State requirement for students in public elementary and secondary schools to be vaccinated in accordance with the recommendations of the Advisory Committee on Immunization Practices, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 3, 2019

Ms. WILSON of Florida introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to condition receipt by States (and political subdivisions and public entities of States) of preventive health services grants on the establishment of a State requirement for students in public elementary and secondary schools to be vaccinated in accordance with the recommendations of the Advisory Committee on Immunization Practices, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Vaccinate All Children
3 Act of 2019”.

4 **SEC. 2. REQUIRING STUDENTS AT PUBLIC ELEMENTARY**
5 **AND SECONDARY SCHOOLS TO BE VAC-**
6 **CINATED.**

7 (a) **REQUIREMENT.**—Section 317 of the Public
8 Health Service Act (42 U.S.C. 247b) is amended by add-
9 ing at the end the following:

10 “(n) **REQUIRING STUDENTS AT PUBLIC ELEMEN-**
11 **TARY AND SECONDARY SCHOOLS TO BE VACCINATED.**—

12 “(1) **REQUIREMENT.**—For a State or a political
13 subdivision or other public entity of a State to be eli-
14 gible to receive a grant under this section, the appli-
15 cant shall demonstrate to the Secretary’s satisfac-
16 tion that, subject to paragraphs (2) and (3), the
17 State requires each student enrolled in one of the
18 State’s public elementary schools or public secondary
19 schools to be vaccinated in accordance with the rec-
20 ommendations of the Advisory Committee on Immu-
21 nization Practices.

22 “(2) **EXCEPTION FOR CHILD’S HEALTH.**—The
23 funding condition described in paragraph (1) shall
24 not apply with respect to a student if a duly reg-
25 istered and licensed physician submits a written cer-
26 tification at the beginning of the school year to the

1 individual in charge of the health program at the
2 student's school—

3 “(A) certifying that the physician has per-
4 sonally examined the student during the pre-
5 ceding 12 months;

6 “(B) certifying that, in the physician's
7 opinion, the physical condition of the student is
8 such that the student's health would be endan-
9 gered by the vaccination involved; and

10 “(C) demonstrating (to the satisfaction of
11 the individual in charge of the health program
12 at the student's school) that the physician's
13 opinion conforms to the accepted standard of
14 medical care.

15 “(3) DEFINITIONS.—In this subsection:

16 “(A) The term ‘Advisory Committee on
17 Immunization Practices’ means the Advisory
18 Committee on Immunization Practices estab-
19 lished by the Secretary, acting through the Di-
20 rector of the Centers for Disease Control and
21 Prevention.

22 “(B) The terms ‘elementary school’ and
23 ‘secondary school’ have the meanings given to
24 such terms in section 8101 of the Elementary
25 and Secondary Education Act of 1965.”.

1 (b) APPLICATION.—The amendment made by sub-
2 section (a) applies only with respect to fiscal years begin-
3 ning after the date that is 6 months after the date of en-
4 actment of this Act.

