

103^D CONGRESS
1ST SESSION

H. R. 2468

To amend the Public Health Service Act to provide for grants to immunize children against vaccine-preventable diseases through programs established in elementary schools.

IN THE HOUSE OF REPRESENTATIVES

JUNE 18, 1993

Mrs. SCHROEDER introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to provide for grants to immunize children against vaccine-preventable diseases through programs established in elementary schools.

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 “School-Based Child-
3 hood Immunizations Program Amendments Act”.

4 **SEC. 2. ESTABLISHMENT OF PROGRAM FOR PROVISION OF**
5 **CHILDHOOD IMMUNIZATIONS THROUGH ELE-**
6 **MENTARY SCHOOLS.**

7 Part B of title III of the Public Health Service Act
8 (42 U.S.C. 243 et seq.), as amended by section 308 of
9 Public Law 102–531 (106 Stat. 3495), is amended by in-
10 serting after section 317D the following section:

11 “SCHOOL-BASED PROGRAM OF IMMUNIZATIONS FOR
12 CHILDREN

13 “SEC. 317E. (a) IN GENERAL.—The Secretary, act-
14 ing through the Director of the Centers for Disease Con-
15 trol and Prevention and after consultation with the Sec-
16 retary of Education, may make grants to local educational
17 agencies for the purpose of providing to children immuni-
18 zations for vaccine-preventable diseases.

19 “(b) ELIGIBLE GEOGRAPHIC AREAS.—The Secretary
20 may make a grant under subsection (a) only if the local
21 educational agency involved administers 1 or more elemen-
22 tary schools located in communities—

23 “(1) with substantial numbers of cases of vac-
24 cine-preventable diseases; or

25 “(2) with substantial numbers of children who
26 have not received the number and variety of im-

1 munizations commonly recommended by medical
2 authorities.

3 “(c) CERTAIN PROGRAM REQUIREMENTS.—The Sec-
4 retary may make a grant under subsection (a) only if the
5 local educational agency involved makes agreements as fol-
6 lows for the program operated with the grant:

7 “(1) The principal locations for providing im-
8 munizations will be the premises of schools described
9 in subsection (b).

10 “(2) To the extent practicable, the individual
11 with the principal responsibility for carrying out
12 such program for a participating school will be a
13 registered nurse—

14 “(A) who is licensed by the State involved
15 to practice as a nurse; and

16 “(B)(i) to whom the State has issued a
17 credential in school nursing; or

18 “(ii) in the case of a State that does not
19 issue such credentials, who has other docu-
20 mentation or experience appropriate for serving
21 as a nurse at an elementary school.

22 “(3)(A) Each participating school will, on the
23 premises of the school, make available to each stu-
24 dent, and to each of the siblings of the student
25 whose age is below the official age of school entry,

1 the number and variety of vaccines recommended by
2 the American Academy of Pediatrics.

3 “(B) To the extent practicable, each participat-
4 ing school will, on the premises of the school, make
5 available to children in family child care homes or
6 child care centers the number and variety of vac-
7 cines so recommended.

8 “(4) To the extent practicable, the immuniza-
9 tions will be administered only by the school nurse
10 or by other registered nurses licensed by the State
11 involved.

12 “(5) A charge will not be imposed for the provi-
13 sion of the immunizations.

14 “(6) Each participating school will notify the
15 families of the students of the school that the school
16 is providing the immunizations and of the impor-
17 tance of early immunization, and will answer paren-
18 tal inquiries about immunization.

19 “(7)(A) In the case of the community in which
20 a participating school is located and the commu-
21 nities in which the students of the school reside, the
22 school will, subject to subparagraphs (B) and (C),
23 carry out in each such community a program to edu-
24 cate the residents of the community on—

1 “(i) the availability from the school of im-
2 munizations;

3 “(ii) the importance of children receiving
4 the number and variety of immunizations
5 recommended by the American Academy of
6 Pediatrics;

7 “(iii) the fact that no significant adverse
8 health consequences result from administering
9 immunizations to children during periods in
10 which the children have common illnesses; and

11 “(iv) the availability of other health, edu-
12 cational, or social services from public and non-
13 profit entities in the geographic area involved.

14 “(B) In educating residents for purposes of
15 subparagraph (A), each participating school will
16 carry out the program of education for individuals
17 caring for children in child care homes and child
18 care centers, and will carry out the program for all
19 parents of newborn infants.

20 “(C) Such program of education will be coordi-
21 nated among each participating school (and such
22 schools will not carry out duplicative activities in a
23 community) and will be coordinated with local health
24 departments, hospitals and maternity wards, birth
25 registries, and community health centers.

1 “(8) In the case of the purposes for which a
2 grant under subsection (a) may be expended, the
3 local educational agency will maintain expenditures
4 of non-Federal amounts for such purposes at a level
5 that is not less than the level of such expenditures
6 maintained by the agency for the fiscal year preced-
7 ing the first fiscal year for which the agency receives
8 such a grant.

9 “(d) REQUIRED PRIOR ARRANGEMENTS FOR PRO-
10 GRAMS.—

11 “(1) PROVISION BY STATE OF SUPPLY OF VAC-
12 CINES.—The Secretary may make a grant under
13 subsection (a) to a local educational agency only if
14 the agency has entered into an agreement with the
15 State involved under which the State will, for pur-
16 poses of the program operated by the agency with
17 the grant, provide to the agency a supply of vaccines
18 that is satisfactory to the Secretary in terms of the
19 quantity of vaccines supplied and the charge im-
20 posed for the vaccines.

21 “(2) PARTICIPANTS IN PROGRAM OF PUBLIC
22 EDUCATION.—With respect to the program of edu-
23 cation described in subsection (c)(7), the Secretary
24 may make a grant under subsection (a) only if the
25 local educational agency involved has entered into

1 such agreements as may be necessary to ensure that,
2 for purposes of educating a substantial number of
3 individuals, an appropriate number and variety of
4 public and private entities participate in the pro-
5 gram and that the activities of the program are co-
6 ordinated among such entities.

7 “(e) REQUIREMENT OF APPLICATION.—The Sec-
8 retary may make a grant under subsection (a) only if an
9 application for the grant is submitted to the Secretary
10 containing the agreements required in this section, and the
11 application is in such form, is made in such manner, and
12 contains such other agreements, and such assurances and
13 information, as the Secretary determines to be necessary
14 to carry out this section.

15 “(f) CERTAIN EXPENDITURES OF GRANT.—

16 “(1) CERTAIN PERMISSIBLE EXPENDITURES.—
17 The purposes for which a grant under subsection (a)
18 may be expended by a local educational agency in-
19 clude—

20 “(A) carrying out the program of edu-
21 cation described in subsection (c)(7); and

22 “(B) recruiting and retaining a school
23 nurse, without regard to whether the functions
24 of the nurse will include functions other than

1 the functions of the program carried out under
2 subsection (a).

3 “(2) GENERAL LIMITATION.—In the case of the
4 costs of establishing or operating a program under
5 subsection (a), the Secretary may not authorize a
6 local educational agency receiving a grant under
7 such subsection to expend more than 15 percent of
8 the grant for such costs that are not directly related
9 to the provision of immunizations at participating
10 schools.

11 “(g) DEFINITIONS.—For purposes of this section:

12 “(1) The term ‘immunizations’ means immuni-
13 zations against vaccine-preventable diseases.

14 “(2) The term ‘local educational agency’ has
15 the meaning given such term in section 1471 of the
16 Elementary and Secondary Education Act of 1965.

17 “(3) The term ‘participating school’ means a
18 school described in subsection (b) at which an agen-
19 cy is providing immunizations with a grant under
20 subsection (a).

21 “(4) The term ‘school nurse’ means a nurse de-
22 scribed in subsection (c)(2).

23 “(h) FUNDING.—

24 “(1) AUTHORIZATION OF APPROPRIATIONS.—
25 For the purpose of carrying out this section, there

1 are authorized to be appropriated \$4,000,000 for
2 fiscal year 1994, and such sums as may be nec-
3 essary for each of the fiscal years 1995 and 1996.

4 “(2) INITIAL NUMBER OF GRANTS.—For the
5 first fiscal year for which amounts are appropriated
6 under paragraph (1), the Secretary may not make
7 more than 10 grants under subsection (a).”.

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