

Sixtieth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1435

Introduced by

Representative Price

Senator J. Lee

1 A BILL for an Act to amend and reenact subsection 1 of section 23-07-17.1 of the North Dakota  
2 Century Code, relating to child immunizations; and to provide an appropriation.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 23-07-17.1 of the North Dakota  
5 Century Code is amended and reenacted as follows:

6 1. A child may not be admitted to any public, private, or parochial school, or day care  
7 center, child care facility, head start program, or nursery school operating in this  
8 state or be supervised through home-based instruction unless the child's parent or  
9 guardian presents to the institution authorities a certification from a licensed  
10 physician or authorized representative of the state department of health that the  
11 child has received age appropriate immunization against diphtheria, pertussis,  
12 tetanus, measles, rubella (German measles), mumps, hepatitis B, haemophilus  
13 influenza type b (Hib), varicella (chickenpox), meningococcal, and poliomyelitis. In  
14 the case of a child receiving home-based instruction, the child's parent or legal  
15 guardian shall file the certification with the public school district in which the child  
16 resides.

17 **SECTION 2. STATE DEPARTMENT OF HEALTH IMMUNIZATION PROGRAM.**

18 During the period beginning July 1, 2007, through September 30, 2008, the state department of  
19 health shall distribute vaccines purchased under section 3 of this Act funds to local public  
20 health units and other immunization providers for the purpose of continuing the immunization  
21 services previously funded through the immunization grant program authorized under  
22 section 317 of the federal Public Health Service Act, while transitioning to a provider choice  
23 immunization program.

1           **SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the  
2 general fund in the state treasury, not otherwise appropriated, the sum of \$4,268,077, or so  
3 much of the sum as may be necessary, to the state department of health for the purpose of  
4 providing vaccines to public health units and other immunization providers, for the biennium  
5 beginning July 1, 2007, and ending June 30, 2009.