



February 19, 2023

SUMMARY OF BILL: Creates the *Mature Minor Doctrine Clarification Act*. Prohibits healthcare providers from providing a vaccination to a minor without the written consent of the minor's parent or legal guardian. Prohibits an employee or agent of this state from providing, requesting, or facilitating the vaccination of a minor child who is in the custody of the state without prior written consent by a parent or legal guardian of the minor, or if the parental rights of each of the minor's parents or legal guardians have been terminated by a court.

Requires the Department of Health (DOH) to establish a registry database for the reporting of vaccinations of minors by healthcare providers in this state. Requires a healthcare provider to report each vaccination of a minor to the DOH for inclusion in the registry database. Subjects the registry to audit by the Comptroller of the Treasury (COT). Requires the DOH to publish an annual report on its website containing deidentified, aggregated statistical data on vaccinations of minors in this state.

Establishes that a violation of the Act is unlawful practice and is grounds for the offending healthcare provider's licensing authority to suspend, revoke, or refuse to renew the healthcare provider's license or take other disciplinary action allowed by law. Requires a licensing authority to investigate a potential violation and take appropriate disciplinary action.

Removes the exceptions to a healthcare provider providing a patient who is a minor with a COVID-19 vaccine without first obtaining written consent from the minor patient's parent or legal guardian.

FISCAL IMPACT:

Increase State Revenue – \$60,000/FY23-24/Strategic Technology Solutions

Increase State Expenditures - \$60,000/FY23-24/Department of Health

Assumptions:

- The DOH currently operates a statewide online immunization registry known as the Tennessee Immunization Information System (TennIIS).
- In order to comply with the proposed legislation, the DOH will be required to develop and maintain a new database of vaccine information outside of the TennIIS.

- It is assumed the Department of Finance and Administration's Strategic Technology Solutions (STS) will create the database. It is estimated that it will require 600 hours to complete this work, with an hourly rate of \$100 per hour.
- The one-time increase in state expenditures to the Department of Health and corresponding increase in state revenue to STS is estimated to be \$60,000 in FY23-24 (\$100 x 600 hours).
- The DOH will maintain the database and publish the required reports utilizing existing personnel.
- The COT can audit the database in the course of their usual operations.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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