

HOUSE BILL 1107

By Maddox

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 7, Part 1, relative to immunization against certain diseases.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following language as a new, appropriately designated section:

§ 49-7-1__.

(a) Each public and private institution of higher learning in this state shall:

(1) Accept laboratory results derived from the administration of an antibody titer stating that a student is immune to measles, mumps, and rubella in lieu of proof that a student has received the number of doses of the measles, mumps, and rubella vaccines required by the department of health; and

(2) Inform new incoming students that proof of immunity derived from administration of an antibody titer will be accepted in lieu of proof of vaccination as provided in subdivision (1) by posting such information on any webpage published by the institution for the purpose of informing students of immunization requirements and on any form that the institution requires a student to submit demonstrating that the student has the required immunizations.

(b) For purposes of this section, "antibody titer" means a test to measure the presence and amount of antibodies in a blood sample against a particular type of tissue, cell or substance.

(c) The Tennessee higher education commission is authorized to promulgate rules to effectuate the purposes of this section. All such rules shall be promulgated in

accordance with the provisions of the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. For the purposes of promulgating rules, this act shall take effect upon becoming law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2010.