

2 State of Arkansas
3 92nd General Assembly
4 Regular Session, 2019

A Bill

HOUSE BILL 1823

5
6 By: Representative Ladyman

7 Filed with: House Committee on Public Health, Welfare, and Labor
8 pursuant to A.C.A. §10-3-217.

9 For An Act To Be Entitled

10 AN ACT TO REQUIRE EMPLOYEES OF FOOD SERVICE
11 ESTABLISHMENTS TO BE IMMUNIZED OR VACCINATED AGAINST
12 HEPATITIS A FOR THE PUBLIC HEALTH, SAFETY, AND
13 WELFARE OF THE STATE OF ARKANSAS; AND FOR OTHER
14 PURPOSES.

16 Subtitle

17 TO REQUIRE EMPLOYEES OF FOOD SERVICE
18 ESTABLISHMENTS TO BE IMMUNIZED OR
19 VACCINATED AGAINST HEPATITIS A FOR THE
20 PUBLIC HEALTH, SAFETY, AND WELFARE OF THE
21 STATE OF ARKANSAS.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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27 SECTION 1. Arkansas Code Title 20, Chapter 57, Subchapter 2, is
28 amended to add an additional section to read as follows:

29 20-57-209. Hepatitis A immunization or vaccination.

30 (a) The General Assembly finds that it is in the best interest of
31 public health, safety, and welfare to require employees of food service
32 establishments located within the State of Arkansas to be immunized or
33 vaccinated against Hepatitis A to prevent the spread of the disease within
34 the state.

1 (b)(1) An employee of a food service establishment shall have an
2 immunization or vaccination against Hepatitis A and appropriate boosters as a
3 condition of employment at a food service establishment.

4 (2) An employee of a food service establishment who has been
5 previously immunized or vaccinated against Hepatitis A is not required to
6 undergo additional vaccination if the employee provides proof of the
7 immunization or vaccination.

8 (3) The requirements of this section do not apply to:

9 (A) A pregnant woman; or

10 (B) An individual who objects on medical, religious, or
11 philosophical grounds and provides documentation.

12 (c)(1) All food service establishments shall maintain records of the
13 immunization or vaccination and appropriate boosters for each employee.

14 (2) The records shall be made available to the Department of
15 Health or the investigators of the department upon request.

16 (d)(1) An individual or food service establishment that violates this
17 section is subject to a fine of no less than fifty dollars (\$50) but not to
18 exceed two hundred fifty dollars (\$250).

19 (2) Each day of a violation after notification constitutes a
20 separate offense.

21 (3) Failure to comply with this section may result in civil and
22 administrative penalties or sanctions, including without limitation
23 suspension or revocation of a license.

24 (e) This section does not limit the ability of the State of Arkansas
25 to take any action necessary to prevent or remedy any violation or protect
26 the public health, safety, and welfare of the citizens of the state.

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29 Referred by Representative Ladyman

30 Prepared by: JMB/JMB

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