

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

HOUSE BILL 1247

5 By: Representative B. Wilkins  
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## For An Act To Be Entitled

8 AN ACT TO ENSURE THE CONSTITUTIONALITY OF EXEMPTIONS  
9 FROM THE REQUIREMENTS TO TEST NEWBORN INFANTS AND  
10 FROM THE REQUIREMENTS TO IMMUNIZE NURSING HOME  
11 RESIDENTS; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT TO ENSURE THE CONSTITUTIONALITY OF  
15 EXEMPTIONS FROM THE REQUIREMENTS TO TEST  
16 NEWBORN INFANTS AND FROM THE REQUIREMENTS  
17 TO IMMUNIZE NURSING HOME RESIDENTS.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 20-15-303 is amended to read as follows:  
24 20-15-303. Exception.

25 This subchapter shall not apply to any child whose ~~parents~~ parent or  
26 guardian objects ~~thereto on the grounds that it conflicts with the tenets and~~  
27 ~~practices of a recognized church or religious faith of which the parent or~~  
28 ~~guardian is an adherent or member~~ on the grounds that the testing of newborn  
29 infants conflicts with the religious or philosophical beliefs of the parent  
30 or guardian.  
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32 SECTION 2. Arkansas Code § 20-10-1305 is amended to read as follows:  
33 20-10-1305. Exemptions.

34 All residents of nursing home facilities and all full-time and part-  
35 time employees of nursing home facilities shall be immunized according to  
36 this subchapter with the following exemptions:



1           (1) No individual shall be required to receive either an  
2 influenza virus vaccine or a pneumococcal pneumonia vaccine if the vaccine is  
3 medically contraindicated as described in the product labeling approved by  
4 the federal Food and Drug Administration; and

5           (2) ~~The provisions of this subchapter shall~~ This subchapter does  
6 not apply if the resident or the legal guardian of the resident objects on  
7 the ground that the immunization conflicts ~~with the religious tenets and~~  
8 ~~practices of a recognized church or religious denomination of which the~~  
9 ~~resident or guardian is an adherent or member~~ with the religious or  
10 philosophical beliefs of the resident or legal guardian.

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