



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
Second Regular Session

House: HHS DP 6-4-0-0

HB 2442: school immunizations; exclusions
Sponsor: Representative Montenegro, LD 29
House Engrossed

Overview

States that immunizations for which a U.S. Food and Drug Administration (FDA) emergency use authorization has been issued are not required for school attendance.

History

The Director of the Arizona Department of Health Services (DHS) must adopt rules that: 1) prescribe required immunizations for school attendance; 2) approve means of immunization and indicate reinforcing immunizations for diseases; and 3) identify types of health agencies and health care providers that may sign laboratory evidence of immunity.

Additionally, these rules must include: 1) required doses; 2) recommended optimum ages for administration of immunizations; 3) persons authorized to sign on behalf of a health agency; and 4) other necessary rules. The Director of DHS, in consultation with the Superintendent of Public Instruction, must develop, by rule, standards for documentary proof. Currently, immunization against the human papillomavirus, COVID-19 or any variant of COVID-19 are not required for school attendance ([A.R.S. § 36-672](#)).

The Federal Food, Drug and Cosmetic Act (FD&C Act) permits the FDA to authorize the use of a drug, device or biological product in emergency situations. Before an emergency use authorization can occur, the U.S. Secretary of Health and Human Services must declare that circumstances exist justifying the authorization based on certain grounds as prescribed by the FD&C Act ([21 U.S.C. 360bbb](#)).

Provisions

1. Asserts that an immunization for which an FDA emergency use authorization has been issued is not required for school attendance. (Sec. 1)

<input type="checkbox"/> Prop 105 (45 votes)	<input type="checkbox"/> Prop 108 (40 votes)	<input type="checkbox"/> Emergency (40 votes)	<input type="checkbox"/> Fiscal Note
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