COMMITTEE REPORT

April 18, 2012

**H. 4497**

Introduced by Reps. Sellers, Johnson and Brady

S. Printed 4/18/12--H.

Read the first time January 10, 2012.

**THE COMMITTEE ON MEDICAL,**

**MILITARY, PUBLIC AND MUNICIPAL AFFAIRS**

To whom was referred a Bill (H. 4497) to amend the Code of Laws of South Carolina, 1976, by adding Section 44‑29‑187 so as to enact the “Cervical Cancer Prevention Act”; to provide, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by deleting all after the enacting words and inserting:

/ SECTION 1. This act may be cited as the “Cervical Cancer Prevention Act”.

SECTION 2. Chapter 29, Title 44 of the 1976 Code is amended by adding:

“Section 44‑29‑187. (A) Beginning with the 2012‑2013 school year, the Department of Health and Environmental Control shall offer the cervical cancer vaccination for adolescent students enrolling in the seventh grade in any school, public or private, in this State. No student is required to have the cervical cancer series before enrolling or attending school.

(B)(1) The department shall develop and provide to each school whose grade levels include grade six informational brochures concerning adolescent vaccinations, including the cervical cancer vaccination series. The information shall also specifically mention the optional nature of the cancer vaccination series and shall encourage the parent or guardian of a student to take the child to their own health care provider to be vaccinated.

(2) At the beginning of the school year each school district shall provide these informational brochures to the parents or guardians of all students in the sixth grade.

(C) For the purposes of this section ‘cervical cancer vaccination series’ means the human papillomavirus vaccination series.

(D) Implementation of this section is contingent upon the appropriation of state and federal funding to the department to fully cover the costs of providing this vaccine to eligible students as well as the availability of funds to produce the informational materials referenced in this section.”

SECTION 3. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

LEON HOWARD for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

A Cost to the General Fund (See Below)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

**EXPLANATION OF IMPACT:**

Department of Health & Environmental Control (DHEC)

The department reports the printing and shipping of forms and brochures for the schools would be approximately $3,600, additional administrative costs would come to *$10,290* and additional operating costs of $5,846 *and travel of $4,500* for a total of $13,890. Additionally, DHEC reports that the amended bill would require DHEC to directly administer the vaccinations only if requested at the county health clinics throughout the state. The department estimates that *4,249* children will come to the County Health Departments for a total of *12,743* vaccinations at a cost of *$416,667* for the State Plan. Medicaid for eligible children of the federal Vaccines for Children Program would offset approximately $85,432 of the costs to DHEC for a net cost of vaccines of *$331,235*. This program will provide vaccines for eligible individuals. The (federal) cost equivalent of these vaccines *is $1,934,342*. The department reports that the immunization clinics are currently understaffed due to attrition rates over the last several years. Currently, 62 of the 86 County Health Clinics provide immunizations, many on reduced hours for specific services. This bill will add to the workload.

South Carolina Department of Education (SCDE)

The SCDE indicates this bill will have no impact on agency expenditures.

**SPECIAL NOTES:**

*The italicized portion of this impact indicates the items that have been revised. For this impact, the revised constitutes information that was not available in the original impact.*

*Approved By:*

Brenda Hart

Office of State Budget

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44‑29‑187 SO AS TO ENACT THE “CERVICAL CANCER PREVENTION ACT”; TO PROVIDE THAT BEGINNING WITH THE 2012‑2013 SCHOOL YEAR, THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL SHALL OFFER AS AN OPTION THE CERVICAL CANCER VACCINE SERIES TO FEMALE STUDENTS ENROLLING IN THE SEVENTH GRADE; TO PROVIDE THE STUDENT MAY ONLY RECEIVE THESE VACCINATIONS AT THE OPTION OF THE PARENT OR GUARDIAN OF THE CHILD; TO PROVIDE A PROCEDURE THROUGH WHICH A PARENT OR GUARDIAN MAY EXERCISE THE OPTION FOR THEIR CHILD TO RECEIVE THESE VACCINATIONS; TO REQUIRE A RELATED EDUCATION PROGRAM; AND TO PROVIDE THAT IMPLEMENTATION OF THIS SECTION IS CONTINGENT UPON STATE AND FEDERAL FUNDING.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. This act may be cited as the “Cervical Cancer Prevention Act”.

SECTION 2. Chapter 29, Title 44 of the 1976 Code is amended by adding:

“Section 44‑29‑187. (A) Beginning with the 2012‑2013 school year, the Department of Health and Environmental Control shall offer the cervical cancer vaccination for female students enrolling in the seventh grade in any school, public or private, in this State. No student is required to have the cervical cancer series before enrolling. The parent or guardian of a student may authorize the vaccination of the student by signing and submitting the appropriate form, as provided by the department, to the school indicating that the parent or guardian has received the informational brochure provided for in subsection (B) and that the parent or guardian has elected for the student to receive the cervical cancer vaccination.

(B)(1) The department shall develop and provide to each school district informational brochures concerning the cervical cancer vaccination series and the provisions of subsection (A), specifically mentioning the optional nature of the vaccination.

(2) At the beginning of the school year each school district shall provide these informational brochures to the parents or guardians of all female students in the sixth grade.

(C) For the purposes of this section ‘cervical cancer vaccination series’ means the human papillomavirus vaccination series.

(D) Implementation of this section is contingent upon the appropriation of state and federal funding to the department to fully cover the costs of providing this vaccine to eligible female students.”

SECTION 3. This act takes effect upon approval by the Governor.

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