**South Carolina General Assembly**

121st Session, 2015-2016

**A151, R156, H3204**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Bernstein, J.E. Smith, Cobb‑Hunter, M.S. McLeod, Jefferson, Horne and Bales

Document Path: l:\council\bills\nbd\11032vr15.docx

Companion/Similar bill(s): 278

Introduced in the House on January 13, 2015

Introduced in the Senate on March 24, 2015

Last Amended on March 23, 2016

Passed by the General Assembly on April 13, 2016

Governor's Action: April 21, 2016, Signed

Summary: Cervical Cancer Prevention Act

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/18/2014 House Prefiled

12/18/2014 House Referred to Committee on **Medical, Military, Public and Municipal Affairs**

1/13/2015 House Introduced and read first time ([House Journal‑page 147](file:///h:\HJ%20Archive\2015\01-13-15.docx))

1/13/2015 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 147](file:///h:\HJ%20Archive\2015\01-13-15.docx))

2/25/2015 House Committee report: Favorable with amendment **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 3](file:///h:\HJ%20Archive\2015\02-25-15.docx))

3/3/2015 House Debate adjourned until Wed., 3‑4‑15 ([House Journal‑page 32](file:///h:\HJ%20Archive\2015\03-03-15.docx))

3/4/2015 House Member(s) request name added as sponsor: Jefferson

3/4/2015 House Requests for debate‑Rep(s). Loftis, Murphy, Putnam, Pitts, Gambrell, JE Smith, Bernstein, Gagnon, Rivers, Erickson, Douglas, Ridgeway, Knight, RL Brown, Clyburn, Hosey, Kicks, Allison, Forrester, HA Crawford, GR Smith, Toole, Huggins, Clary, Bannister, Amderson, Tallon, Hill ([House Journal‑page 14](file:///h:\HJ%20Archive\2015\03-04-15.docx))

3/5/2015 House Debate adjourned until Tues., 3‑17‑15 ([House Journal‑page 57](file:///h:\HJ%20Archive\2015\03-05-15.docx))

3/18/2015 House Member(s) request name added as sponsor: Horne, Bales

3/18/2015 House Amended ([House Journal‑page 28](file:///h:\HJ%20Archive\2015\03-18-15.docx))

3/18/2015 House Read second time ([House Journal‑page 28](file:///h:\HJ%20Archive\2015\03-18-15.docx))

3/18/2015 House Roll call Yeas‑83 Nays‑27 ([House Journal‑page 30](file:///h:\HJ%20Archive\2015\03-18-15.docx))

3/19/2015 House Read third time and sent to Senate ([House Journal‑page 25](file:///h:\HJ%20Archive\2015\03-19-15.docx))

3/24/2015 Senate Introduced and read first time ([Senate Journal‑page 12](file:///h:\SJ%20Archive\2015\03-24-15.docx))

3/24/2015 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 12](file:///h:\SJ%20Archive\2015\03-24-15.docx))

4/21/2015 Senate Committee report: Majority favorable, minority unfavorable **Medical Affairs**

5/28/2015 Senate Read second time ([Senate Journal‑page 17](file:///h:\SJ%20Archive\2015\05-28-15.docx))

3/23/2016 Senate Amended ([Senate Journal‑page 26](file:///h:\SJ%20Archive\2016\03-23-16.docx))

4/6/2016 Senate Read third time and returned to House with amendments ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2016\04-06-16.docx))

4/6/2016 Senate Roll call Ayes‑38 Nays‑5 ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2016\04-06-16.docx))

4/13/2016 House Concurred in Senate amendment and enrolled ([House Journal‑page 74](file:///h:\HJ%20Archive\2016\04-13-16.docx))

4/13/2016 House Roll call Yeas‑107 Nays‑1 ([House Journal‑page 75](file:///h:\HJ%20Archive\2016\04-13-16.docx))

4/19/2016 Ratified R 156

4/21/2016 Signed By Governor

4/27/2016 Effective date 04/21/16

5/2/2016 Act No. 151

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**VERSIONS OF THIS BILL**

[12/18/2014](file:///p:\pprever\2015-16\3204_20141218.docx)

[2/25/2015](file:///p:\pprever\2015-16\3204_20150225.docx)

[3/18/2015](file:///p:\pprever\2015-16\3204_20150318.docx)

[4/21/2015](file:///p:\pprever\2015-16\3204_20150421.docx)

[3/23/2016](file:///p:\pprever\2015-16\3204_20160323.docx)

(A151, R156, H3204)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44‑29‑185 SO AS TO ENACT THE “CERVICAL CANCER PREVENTION ACT”, TO PROVIDE THAT BEGINNING WITH THE 2016‑2017 SCHOOL YEAR, THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL MAY OFFER THE CERVICAL CANCER VACCINATION SERIES TO ADOLESCENT STUDENTS ENROLLING IN THE SEVENTH GRADE OF ANY PUBLIC OR PRIVATE SCHOOL OR HOMESCHOOLING PROGRAM IN THIS STATE, TO PROVIDE THAT NO STUDENT IS REQUIRED TO HAVE THE VACCINE BEFORE ENROLLING IN OR ATTENDING SCHOOL, TO PROVIDE THAT THE DEPARTMENT MAY DEVELOP AN INFORMATIONAL BROCHURE RELATED TO OFFERING THIS VACCINATION WITH SPECIFIC CONTENT REQUIREMENTS, TO REQUIRE THE DEPARTMENT TO DISCLOSE CERTAIN INFORMATION ABOUT THE VACCINATION SERIES, TO DEFINE “CERVICAL CANCER VACCINATION SERIES”, TO PROVIDE THAT IMPLEMENTATION OF THIS ACT IS CONTINGENT UPON RECEIPT OF CERTAIN FUNDS, AND TO PROHIBIT THE DEPARTMENT FROM CONTRACTING WITH A HEALTH CARE PROVIDER TO OFFER THE VACCINATION SERIES IF THE HEALTH CARE PROVIDER PERFORMS ABORTIONS.**

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

**Cervical Cancer Prevention Act**

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

**Adolescent cervical cancer vaccinations**

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

“Section 44‑29‑185. (A)(1) Beginning with the 2016‑2017 school year, the Department of Health and Environmental Control may offer the cervical cancer vaccination series for adolescent students. Adolescent students include children enrolling in the seventh grade in any school, public, private, or home schooling program in this State.

(2) No student is required to have the cervical cancer vaccination series before enrolling in or attending school. Consent of a parent or guardian is required for a student to receive the cervical cancer vaccination from the department, except as provided under Section 63‑5‑340.

(B)(1) The department may develop and provide, to each school and home schooling program whose grade levels include grade six, informational brochures concerning adolescent vaccinations, including the cervical cancer vaccination series. The brochure specifically must state the benefits and side effects of the cervical cancer vaccination series and that the vaccination series is optional. The brochure must encourage the parent or guardian of a student to take the child to the child’s own health care provider to be vaccinated. At the beginning of the school year, each school and home schooling program may provide this informational brochure to the parents or guardians of all students in the sixth grade.

(2) The department shall disclose the benefits, adverse risks, and side effects of the adolescent vaccination series offered, which must take into account medical findings by the health care profession in this State, another state, or any other country. The department shall encourage the parent or guardian of a student to take the child to the child’s own health care provider for a full discussion of the benefits and side effects of receiving any adolescent vaccination series.

(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 vaccination series to eligible students as well as the availability of funds to produce the informational brochure provided for in subsection (B)(1).

(E) The department may not contract with a health care provider to offer the vaccination series if the health care provider performs abortions.”

**Time effective**

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

Ratified the 19th day of April, 2016.

Approved the 21st day of April, 2016.

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