

ACT 23

H. B. 220.

A Bill for an Act Relating to Vaccination and Immunization, and Amending Part II, Chapter 49, Revised Laws of Hawaii 1955.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 49-30, Revised Laws of Hawaii 1955, is amended to read as follows:

“Sec. 49-30. Vaccination against smallpox. Every person residing within the State or remaining in the State for a period of more than ninety days who is over the age of one year and not successfully vaccinated against smallpox shall be successfully vaccinated against the same. Such vaccination shall be effected within one month after the same is required hereunder. Such vaccination shall not be considered successful unless upon examination or the presentation of satisfactory evidence a licensed physician or authorized representative of the department of health certifies that an immune, accelerated or primary reaction resulted therefrom.”

SECTION 2. Section 49-32, Revised Laws of Hawaii 1955, is amended to read as follows:

“Sec. 49-32. Immunization against infectious diseases. The department of health may make regulations requiring and governing immunization against typhoid fever, pertussis (whooping cough), diphtheria, tetanus, poliomyelitis, measles, mumps, and any other communicable disease, if a suitable immunizing agent is available for the disease and a need for immunization against it exists within the State.”

SECTION 3. Section 49-33, Revised Laws of Hawaii 1955, is amended to read as follows:

“Sec. 49-33. Performance of vaccination and immunization. Vaccinations or immunizations required of any person under this chapter shall be performed by duly licensed physicians or para-medical personnel under their direction, or by authorized representatives of the department. A record of such immunization shall be maintained by the physician and shall be available to the department of education for school entry requirements and the department of health.”

SECTION 4. Section 49-34, Revised Laws of Hawaii 1955, is amended by adding at the end the following paragraph:

“No person shall be subjected to vaccination, re-vaccination or immunization, who shall in writing object thereto on the grounds that such requirements are not in accordance with the religious tenets of an established church of which he is a member or adherent, or, if he is a minor or under guardianship, whose parent or guardian shall in writing object thereto on such grounds, but no objection shall be recognized when, in the opinion of the director of health, there is danger of an epidemic from any communicable disease.”

SECTION 5. Section 49-35, Revised Laws of Hawaii 1955, is amended to read as follows:

“**Sec. 49-35. Forms and procedures.** The department of health may prescribe forms and procedures to achieve the purposes of sections 49-30 to 49-34 and shall maintain in the offices of the department of health in Honolulu, Hilo, Wailuku, Lihue and Kaunakakai, a complete roster of all exemptions from vaccination or immunization granted by that office.”

SECTION 6. Section 49-31, Revised Laws of Hawaii 1955, is repealed.

SECTION 7. This Act shall take effect on September 1, 1967.

(Approved April 27, 1967.)