

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1098**

Chapter 268, Laws of 2007

60th Legislature  
2007 Regular Session

VACCINES--OUTBREAKS

EFFECTIVE DATE: 07/22/07

Passed by the House April 18, 2007  
Yeas 97 Nays 0

FRANK CHOPP

\_\_\_\_\_  
**Speaker of the House of Representatives**

Passed by the Senate April 17, 2007  
Yeas 47 Nays 0

BRAD OWEN

\_\_\_\_\_  
**President of the Senate**

Approved May 2, 2007, 10:54 a.m.

CHRISTINE GREGOIRE

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1098** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

\_\_\_\_\_  
**Chief Clerk**

FILED

May 3, 2007

**Secretary of State  
State of Washington**

---

**SUBSTITUTE HOUSE BILL 1098**

---

AS AMENDED BY THE SENATE

Passed Legislature - 2007 Regular Session

**State of Washington                      60th Legislature                      2007 Regular Session**

**By** House Committee on Health Care & Wellness (originally sponsored by Representatives Cody, Hinkle, Schual-Berke, Campbell, Morrell, Green, Darneille, Ormsby, B. Sullivan, Dickerson, Kenney, Moeller and Wallace)

READ FIRST TIME 01/24/07.

1            AN ACT Relating to the availability of vaccines during outbreaks;  
2 and amending RCW 70.95M.115.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 70.95M.115 and 2006 c 231 s 2 are each amended to read  
5 as follows:

6            (1) Beginning July 1, 2007, a person who is known to be pregnant or  
7 who is under three years of age shall not be vaccinated with a  
8 mercury-containing vaccine or injected with a mercury-containing  
9 product that contains more than 0.5 micrograms of mercury per 0.5  
10 milliliter dose.

11            (2) Notwithstanding subsection (1) of this section, an influenza  
12 vaccine may contain up to 1.0 micrograms of mercury per 0.5 milliliter  
13 dose.

14            (3) The secretary of the department of health may, upon the  
15 secretary's or local public health officer's declaration of (~~a public~~  
16 ~~health emergency~~) an outbreak of vaccine-preventable disease or of a  
17 shortage of vaccine that complies with subsection (1) or (2) of this  
18 section, suspend the requirements of this section for the duration of  
19 the (~~emergency~~) outbreak or shortage. A person who is known to be

1 pregnant or lactating or a parent or legal guardian of a child under  
2 eighteen years of age shall be informed if the person or child is to be  
3 vaccinated or injected with any mercury-containing product that  
4 contains more than the mercury limits per dose in subsections (1) and  
5 (2) of this section.

6 (4) All vaccines and products referenced under this section must  
7 meet food and drug administration licensing requirements.

Passed by the House April 18, 2007.

Passed by the Senate April 17, 2007.

Approved by the Governor May 2, 2007.

Filed in Office of Secretary of State May 3, 2007.