

SB246 INTRODUCED



1 SB246
2 AJXKQ7Q-1
3 By Senators Orr, Chesteen
4 RFD: Education Policy
5 First Read: 21-Mar-24



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SYNOPSIS:

Under existing law, a student at a K-12 school may be exempt from vaccination or testing requirements for religious or medical reasons.

Existing law does not provide for vaccination or testing requirements for students at a public institution of higher education.

This bill would clarify that a parent or guardian's written declaration is sufficient documentation to exempt his or her child from a vaccine requirement for religious reasons.

This bill would also provide that, if a public institution of higher education requires students to be vaccinated or tested for a disease, that a student may be exempt for medical reasons or because he or she objects for religious reasons.

A BILL
TO BE ENTITLED
AN ACT

Relating to vaccines; to amend Section 16-30-3, Code of Alabama 1975; to further provide for the process to exempt a student at a public K-12 school from vaccine requirements for



SB246 INTRODUCED

29 religious reasons; and to require public institutions of
30 higher education to provide medical and religious exemptions
31 to vaccine or testing requirements.

32 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

33 Section 1. This act shall be known and may be cited as
34 the Alabama Vaccination Exemption Bill.

35 Section 2. Section 16-30-3, Code of Alabama 1975, is
36 amended to read as follows:

37 "§16-30-3

38 The provisions of this chapter shall not apply if:

39 (1) a. ~~In the absence of an epidemic or immediate threat~~
40 ~~thereof, the~~The parent or guardian of the child ~~shall object~~
41 ~~thereto~~ objects in writing on grounds that ~~such~~ the
42 vaccination~~immunization~~ or testing conflicts with his or her
43 religious tenets and practices; ~~or.~~

44 b. A written statement provided by a child's parent or
45 guardian to the local board of education declaring that he or
46 she wishes to exempt his or her child from any vaccination or
47 testing requirement pursuant to this subdivision shall
48 constitute an exemption. The parent or guardian may not be
49 required to explain the reason for the exemption, certify the
50 exemption with any third party, or otherwise receive approval
51 from the local board of education or any other entity.

52 (2) Certification by a competent medical authority
53 providing individual exemption from the required ~~immunization~~
54 vaccination or testing is presented to the admissions officer
55 of the school."

56 Section 3. A public institution of higher education, as



SB246 INTRODUCED

57 defined in Section 16-5-1, Code of Alabama 1975, shall not
58 require a student to receive any vaccine or be tested for any
59 disease as a condition for enrollment or attendance unless the
60 public institution of higher education offers both of the
61 following exemptions to the vaccine and testing requirements:

62 (1) A religious exemption. A student wishing to be
63 exempt pursuant to this subdivision may submit a written
64 statement to the public institution of higher education
65 declaring that he or she wishes to be exempt because the
66 vaccination or testing conflicts with his or her religious
67 tenets and practices. The student shall not be required to
68 explain the reason for the exemption, certify the exemption
69 with any third party, or otherwise receive approval from the
70 public institution of higher education or any other entity.

71 (2) A medical exemption. A student wishing to be exempt
72 pursuant to this subdivision may submit to the public
73 institution of higher education a written statement from a
74 competent medical authority certifying that the student is
75 exempt from the required vaccination or testing.

76 Section 4. This act shall become effective on October
77 1, 2024.