

# **WEST VIRGINIA LEGISLATURE**

**2017 REGULAR SESSION**

**ENROLLED**

**House Bill 2431**

BY DELEGATES ELLINGTON AND ROHRBACH

[Passed March 15, 2017; in effect ninety days from passage.]



1 AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
2 designated §16-3-4a, relating to offering influenza immunizations to patients upon  
3 discharge from licensed hospitals; providing that the immunizations are voluntary; and  
4 providing for exceptions based upon availability and in cases where immunizations are  
5 contraindicated.

*Be it enacted by the Legislature of West Virginia:*

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new  
2 section, designated §16-3-4a, to read as follows:

**ARTICLE 3. PREVENTION AND CONTROL OF COMMUNICABLE AND OTHER  
INFECTIOUS DISEASES.**

**§16-3-4a. Influenza Immunizations.**

1 (a) A hospital licensed pursuant to the provisions of article five-b of this chapter shall offer  
2 to an inpatient who is sixty-five years of age or older an influenza immunization prior to discharge  
3 from October 1 of every year and continuing through March 1 of the following year.

4 (b) The immunizations may not be offered in cases where the immunization is  
5 contraindicated.

6 (c) The requirements of this section are subject to the availability for sufficient influenza  
7 immunizations.

8 (d) Nothing in this section may be construed to require an influenza immunization as a  
9 condition of receiving any type of service or as a condition of discharge.



The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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*Chairman, House Committee*

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*Chairman, Senate Committee*

Originating in the House.

In effect ninety days from passage.

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*Clerk of the House of Delegates*

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*Clerk of the Senate*

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*Speaker of the House of Delegates*

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*President of the Senate*

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The within ..... this the.....  
day of ....., 2017.

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*Governor*