

# As Reported by the House Health Committee

125th General Assembly

Regular Session

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Sub. H. B. No. 142

Representatives Hagan, Willamowski, Schmidt, Setzer, Husted, Schaffer,  
Seitz, Kearns, Gilb, McGregor, Hoops, Jolivette, Collier, White, Williams,  
Hollister, Reinhard, Miller, Otterman, Redfern, Allen, Carano, D. Evans,  
Barrett, Chandler, Ujvagi, S. Smith, Yates, DeBose, Reidelbach, Taylor,  
Schneider, Beatty

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## A BILL

To enact sections 1713.55, 3332.25, 3345.85, and  
3701.133 of the Revised Code regarding meningitis  
vaccination status of students living in on-campus  
housing at institutions of higher education.

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### BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

**Section 1.** That sections 1713.55, 3332.25, 3345.85, and  
3701.133 of the Revised Code be enacted to read as follows:

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**Sec. 1713.55.** (A) As used in this section:

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(1) "Nonprofit institution of higher education" or  
"institution" means a nonprofit college, university, or other  
institution that offers instruction in the arts and sciences,  
business administration, engineering, philosophy, literature, fine  
arts, law, medicine, nursing, social work, theology, and other  
recognized academic and professional fields of study, and awards  
degrees for fulfilling requirements of academic work beyond high  
school.

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(2) "On-campus student housing" means a dormitory or other

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student residence that is owned or operated by or located on the  
campus of a nonprofit institution of higher education.

(3) "Parent" means either parent, except that if one parent  
has sole custody, "parent" means the parent with custody. "Parent"  
also includes a guardian or, in the absence of a parent or  
guardian, another person who has accepted responsibility for the  
care of the student.

(B) Beginning with the academic year that commences on or  
after July 1, 2004, a nonprofit institution of higher education  
shall not permit a student to reside in on-campus student housing  
unless the student, or, if the student is younger than eighteen  
years of age, the student's parent, discloses to the institution  
whether the student has been vaccinated against meningitis by  
submitting to the institution the meningitis vaccination status  
statement described in division (B) of section 3701.133 of the  
Revised Code. The statement may be submitted in written form or,  
if the institution has a secure website, in electronic form.

(C) On receipt of an application for residence in on-campus  
student housing, a nonprofit institution of higher education shall  
do both of the following:

(1) Inform the student of the disclosure requirement;

(2) Provide the student in either written or, if the school  
has a secure website, electronic form, the meningitis vaccination  
status statement described in division (B) of section 3701.133 of  
the Revised Code.

(D) This section does not require an institution to provide  
or pay for a meningitis vaccination for any student.

**Sec. 3332.25. (A) As used in this section:**

(1) "On-campus student housing" means a dormitory or other  
student residence that is owned or operated by or located on the

campus of a school subject to this chapter.

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(2) "Parent" means either parent, except that if one parent  
has sole custody, "parent" means the parent with custody. "Parent"  
also includes a guardian or, in the absence of a parent or  
guardian, another person who has accepted responsibility for the  
care of the student.

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(B) Beginning with the academic year that commences on or  
after July 1, 2004, a school subject to this chapter shall not  
permit a student to reside in on-campus student housing unless the  
student, or, if the student is younger than eighteen years of age,  
the student's parent, discloses to the school whether the student  
has been vaccinated against meningitis by submitting to the school  
the meningitis vaccination status statement described in division  
(B) of section 3701.133 of the Revised Code. The statement may be  
submitted in written form or, if the school has a secure website,  
in electronic form.

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(C) On receipt of an application for residence in on-campus  
student housing, a school subject to this chapter shall do both of  
the following:

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(1) Inform the student of the disclosure requirement;

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(2) Provide the student in either written or, if the school  
has a secure website, electronic form, the meningitis vaccination  
status statement described in division (B) of section 3701.133 of  
the Revised Code.

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(D) This section does not require a school to provide or pay  
for a meningitis vaccination for any student.

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**Sec. 3345.85. (A) As used in this section:**

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(1) "On-campus student housing" means a dormitory or other  
student residence that is owned or operated by, or located on the  
campus of a state institution of higher education.

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(2) "Parent" means either parent, except that if one parent 77  
has sole custody, "parent" means the parent with custody. "Parent" 78  
also includes a guardian or, in the absence of a parent or 79  
guardian, another person who has accepted responsibility for the 80  
care of the student. 81

(B) Beginning with the academic year that commences on or 82  
after July 1, 2004, a state institution of higher education shall 83  
not permit a student to reside in on-campus student housing unless 84  
the student, or, if the student is younger than eighteen years of 85  
age, the student's parent, discloses to the institution whether 86  
the student has been vaccinated against meningitis by submitting 87  
to the institution the meningitis vaccination status statement 88  
described in division (B) of section 3701.133 of the Revised Code. 89  
The statement may be submitted in written form or, if the 90  
institution has a secure website, in electronic form. 91

(C) On receipt of an application for residence in on-campus 92  
student housing, a state institution of higher education shall do 93  
both of the following: 94

(1) Inform the student of the disclosure requirement; 95

(2) Provide the student in either written or, if the 96  
institution has a secure website, electronic form, the meningitis 97  
vaccination status statement described in division (B) of section 98  
3701.133 of the Revised Code. 99

(D) This section does not require an institution to provide 100  
or pay for a meningitis vaccination for any student. 101

**Sec. 3701.133.** (A) The department of health shall make 102  
available on its web site information about the risks associated 103  
with meningitis, the availability of a vaccine, and the 104  
effectiveness of a vaccine. The department shall provide written 105  
notice of the availability of meningitis information on the web 106

<u>site to all of the following:</u>	107
<u>(1) Each city, local, exempted village, or joint vocational</u>	108
<u>school district, as defined in Chapter 3311. of the Revised Code;</u>	109
<u>(2) Each nonpublic school, whether chartered, nonchartered,</u>	110
<u>or nontax supported, that enrolls students in ninth grade or the</u>	111
<u>equivalent educational level;</u>	112
<u>(3) Each community school created under section 3314.01 of</u>	113
<u>the Revised Code, that enrolls students in ninth grade or the</u>	114
<u>equivalent educational level;</u>	115
<u>(4) Each state institution of higher education, as defined in</u>	116
<u>section 3345.011 of the Revised Code;</u>	117
<u>(5) Each nonprofit institution of higher education, as</u>	118
<u>defined in section 1713.55 of the Revised Code;</u>	119
<u>(6) Each private career school, as defined in section 3332.01</u>	120
<u>of the Revised Code.</u>	121
<u>(B) In addition to the information provided for in division</u>	122
<u>(A) of this section, the department of health shall make available</u>	123
<u>on its web site, in a format suitable for downloading, a</u>	124
<u>meningitis vaccination status statement form for a student or, if</u>	125
<u>the student is younger than eighteen years of age, the student's</u>	126
<u>parent, to complete to disclose whether the student has been</u>	127
<u>vaccinated against meningitis. The form shall include all of the</u>	128
<u>following:</u>	129
<u>(1) The information described in division (A) of this section</u>	130
<u>and a means for the student or the student's parent to acknowledge</u>	131
<u>having received and read the information;</u>	132
<u>(2) A space for the student or the student's parent to</u>	133
<u>indicate one of the following:</u>	134
<u>(a) The student has been vaccinated against meningitis;</u>	135

<u>(b) The student has not been vaccinated against meningitis,</u>	136
<u>but will consider being vaccinated within a year of the date that</u>	137
<u>the form is signed.</u>	138