

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2006

A N A C T

RELATING TO HEALTH AND SAFETY -- DEPARTMENT OF HEALTH

Introduced By: Senators Roberts, Alves, Perry, Paiva-Weed, and Gibbs

Date Introduced: February 07, 2006

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 23-1-44, 23-1-45 and 23-1-46 of the General Laws in Chapter 23-1
2 entitled "Department of Health" are hereby amended to read as follows:

3 ~~23-1-44. Routine childhood immunization vaccines.~~ **Routine childhood and adult**
4 **immunization vaccines.** -- The department of health shall include in the department's
5 immunization program those vaccines for routine childhood immunization as recommended by
6 the advisory committee for immunization practices (ACIP) and the academy of pediatrics (AAP),
7 and for adult influenza immunization as recommended by the advisory committee for
8 immunization practices (ACIP), to the extent permitted by available funds.

9 ~~23-1-45. Infant-child immunization account.~~ **Immunization account.** -- There is
10 created within the general fund a restricted receipt account to be known as the "~~infant-child~~
11 immunization account". All money in the account shall be utilized by the department of health to
12 effectuate the provisions of section 23-1-44. All money received pursuant to sections 23-1-46 and
13 23-1-47 shall be deposited in the ~~infant-child~~ immunization account. Funding dedicated
14 exclusively to effectuate the provisions of section 23-1-44 and received by the department of
15 health from sources other than those identified in sections 23-1-46 and 23-1-47 may also be
16 deposited in the immunization account. The general treasurer is authorized and directed to draw
17 his or her orders on the account upon receipt of properly authenticated vouchers from the
18 department of health.

19 **23-1-46. Insurers.** -- (a) Beginning in the fiscal year ~~2002~~ 2007, each insurer licensed or

1 regulated pursuant to the provisions of chapters 18, 19, 20, and 41 of title 27 shall be assessed a
2 child immunization assessment and an adult immunization assessment for the purposes set forth
3 in this section. The department of health shall make available to each insurer, upon its request,
4 information regarding the department of health's ~~child~~ immunization programs and the costs
5 related to the program. Further, the department of health shall submit to the general assembly an
6 annual report on the ~~child~~ immunization programs and cost related to the programs, on or before
7 February 1 of each year. Annual assessments shall be based on direct premiums written in the
8 year prior to the assessment and for the child immunization program shall not include any
9 Medicare Supplement Policy (as defined in section 27-18-2.1(g)), Medicaid or Medicare
10 premiums. Adult influenza immunization program annual assessments shall include contributions
11 related to the program costs from Medicare, Medicaid and Medicare Managed Care. As to
12 accident and sickness insurance, the direct premium written shall include, but is not limited to,
13 group, blanket, and individual policies. Those insurers assessed greater than ten thousand dollars
14 (\$10,000) for the year shall be assessed four (4) quarterly payments of twenty-five percent (25%)
15 of their total assessment. Beginning July 1, 2001, the annual rate of assessment shall be
16 determined by the Director of Health in concurrence with the Primary Payors, those being
17 insurers assessed at greater than ten thousand dollars (\$10,000) for the previous year. This rate
18 shall be calculated by the projected costs for advisory committee on immunization practices
19 (ACIP) recommended and state mandated vaccines after the federal share has been determined by
20 the centers for disease control and prevention. The primary payors shall be informed of any
21 recommended change in rates at least six (6) months in advance, and rates shall be adjusted no
22 more frequently than one time annually. The director of the department of health shall deposit
23 ~~that these~~ amounts in the "~~infant-child~~ immunization account". ~~The~~ These assessments shall be
24 used solely for the purposes of the "~~infant-child~~ immunization ~~account~~ programs" and no other.
25 The director of the department of health shall deposit ~~that these~~ amounts in the "~~infant-child~~
26 immunization account".

27 (b) Any funds collected in excess of funds needed to carry-out ACIP recommendations
28 shall be deducted from the subsequent year's assessments.

29 SECTION 2. This act shall take effect upon passage.

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LC01393/SUB A
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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would include adults in the department of health influenza immunization
2 program.

3 This act would take effect upon passage.

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