

1 \_\_\_\_\_ BILL NO. \_\_\_\_\_  
 2 INTRODUCED BY \_\_\_\_\_  
 3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING DEFINITIONS RELATED TO IMMUNIZATIONS  
 5 REQUIRED FOR SCHOOL ATTENDANCE; AMENDING SECTION 20-5-402, MCA; AND PROVIDING AN  
 6 IMMEDIATE EFFECTIVE DATE."

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 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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 10 **Section 1.** Section 20-5-402, MCA, is amended to read:

11 **"20-5-402. Definitions.** As used in this part, the following definitions apply:

12 (1) "Department" means the department of public health and human services provided for in 2-15-  
 13 2201.

14 (2) "Governing authority" means the board of trustees of a school district or the administrator of a  
 15 private school, preschool, or postsecondary school.

16 (3) "Immunity" means a state of resistance to a given disease.

17 ~~(3)(4)~~ "Immunization" means induction of a state of resistance to a disease, either due to infection  
 18 with and recovery from a disease or through administration of an immunizing agent.

19 (5) "Immunizing agent" means an antigen introduced through a vaccine, through immunotherapy, or  
 20 through homeoprophylaxis that stimulates immunity without inducing the disease itself.

21 ~~(4)(6)~~ "Local health department" means a city, city-county, county, or district health department.

22 ~~(5)(7)~~ "Local health officer" means a city, city-county, county, or district health officer.

23 ~~(6)(8)~~ "Postsecondary school" means a community college, a unit of the Montana university system,  
 24 or a private university or college.

25 ~~(7)(9)~~ "Preschool" means a place or facility that provides, on a regular basis and as its primary  
 26 purpose, educational instruction designed for children 5 years of age or younger and that:

27 (a) serves no child under 5 years of age for more than 3 hours a day; and

28 (b) serves no child 5 years of age for more than 6 hours a day.

1           ~~(8)(10)~~ "School" means a place or institution for the teaching of individuals, the curriculum of which is  
2   composed of the work of:  
3           (a) any combination of kindergarten through grade 12;  
4           (b) a postsecondary school; or  
5           (c) a preschool."

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7           NEW SECTION. **Section 2. Effective date.** [This act] is effective on passage and approval.

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