

**SB 488 -2 STAFF MEASURE SUMMARY**

**Senate Committee On Judiciary**

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**Prepared By:** Addie Smith, Counsel

**Meeting Dates:** 2/6, 3/11

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**WHAT THE MEASURE DOES:**

Requires the Department of Corrections and local correctional facilities to offer each individual in their physical custody an immunization against the influenza virus in a manner consistent with medically accepted standards and at no charge. Ensures that every individual who does not opt out of the immunization in writing is scheduled an appointment for its administration. Allows individuals the opportunity to decline the immunization at any point before it has been administered. Declares emergency; effective on passage.

**ISSUES DISCUSSED:**

**EFFECT OF AMENDMENT:**

-2 Removes local correctional facilities from the requirements of the measure.

**BACKGROUND:**

Oregon law is silent on the provision of influenza vaccinations for adults in the custody of the Department of Corrections (DOC) and local correctional facilities. Current Oregon Administrative Rules state only that “(6) Immunization and preventative treatment shall be made available to inmates (in DOC custody) as medically indicated.” OAR 291-124-0065. In January of 2018, approximately 300 of 1,645 inmates at the Coffee Creek Correctional Facility were immunized against the flu. The flu spread through the facility and one inmate died from organ failure caused by influenza with staph superinfection. At that same time approximately 4,550 vaccines had been administered across the DOC facilities which had a total population of 14,550.

Senate Bill 488 requires the Department of Corrections and local correctional facilities to offer each individual in their physical custody an immunization against the influenza virus and, for each individual who does not opt out, to schedule an appointment for administration of the immunization.