**HB 308 Questions and Answers**

Effective July 2018

**1. What is the school/daycare immunization record review process?**

Each school/daycare:

* Must request an immunization record for each student at the time the student enrolls in the school.
* Review each immunization record within five business days after the day a student enrolls in a school/daycare. An individual designated by the school principal or administrator must:
  + Determine whether the school /daycare has received an immunization record for the student.
  + Review the student's immunization record to determine whether the record complies with the required immunizations.
  + Identify any deficiencies in the student's/child’s immunization record.
* Must keep an immunization record for each enrolled student/child as part of the student's/child’s permanent school/daycare record.
* Must place students/children lacking immunization records or having deficiencies in their immunization records on conditional enrollment.
* A school/daycare, from which a student/child transfers, must provide the student's immunization record to the student's/child’s new school/daycare upon request of the student's/child’s legally responsible individual.

1. **What does a student/child need in order to attend a school or daycare?**
   * A student/child may not attend a school/daycare unless the school/daycare receives an immunization record that shows the student/child has received each vaccination required by the State Health Department. This record can be obtained from:
     + The legally responsible individual of the student/child.
     + The student's/child’s former school/daycare.
     + A statewide registry.
   * Additional considerations:
     + If the student/child has immunity against certain required vaccine preventable diseases, because the student/child has previously contracted the disease, contact the State Health Department at 801-538-9450 for more information.
     + If the student/child is claiming an exemption, a state exemption form is required.
     + The student/child may attend school during the conditional enrollment period.
     + The student/child may attend school if the student/child is considered active duty military or is McKinney Vinto.
2. **When should the required immunization records of students/children be reviewed to determine if a student can attend a school/daycare?**

Schools/daycares will receive immunization records at the time of enrollment and have up to 5

days to review them.

1. **What is conditional enrollment and what is the conditional enrollment process?**

**Conditional Enrollment is the 21 day time period in which the student’s/child’s legally responsible individual has to** get the student/child vaccinated; show a record of past vaccination; or exempt their student/child for the missing vaccine. **Students/children can attend school/daycare during the conditional enrollment period.**

* + Starting the day of enrollment, the school/daycare has up to 5 business days to review the immunization record.
  + After the above review, if deficiencies in the immunization record exist, the school/daycare has 5 additional days to provide **written notice** to the student’s/child’s legally responsible individual which:
    - Identifies, and requests the required immunizations.
    - Provides a written 21-calendar day notice for the immunization records to be provided to avoid exclusion.

**Note:** Written notice may be given at enrollment when the immunization record is received.

**Legally responsible individual** is defined as a parent or parents, a legal guardian, or adult sibling of a student/child who has no legal guardian.

1. **Can schools/daycares extend the conditional enrollment period?**

A school/daycare principal or school administrator, with the agreement of the, school nurse or health official, can grant an additional extension of the conditional enrollment period when:

* Additional extension of this period will likely lead to compliance.
* An extension is medically recommended for a student/child to complete all of the required vaccination doses.
* Except as provided in the above circumstances, at the end of the conditional enrollment period, a school must prohibit a student /child who does not comply with required immunizations from attending school until the student/child complies with each vaccination required by the State Health Department.

1. **What is the process for claiming an exemption from the required vaccines?**

Starting July 1, 2018, students/children claiming an exemption to the required vaccinations must have their legally responsible individual complete an on-line educational module (free of charge), or in-person consultation (fee of up to $25) at a local health department, and provide a copy of the completed form to the school official. *Completion of the On-line educational module or in-person consultation at a local health department must be done for all types of exemptions.*

* + Utah allows for three types of exemptions medical, personal, or religious.
  + The legally responsible individual who claims the exemption for the student/child must take the online education module, available July 1, 2018, free of charge at [www.immunize-utah.org](http://www.immunize-utah.org/), sign the vaccination exemption form, and present a copy of the form to the school/daycare.
  + If the legally responsible individual who claims the exemption for the student/child declines to take the online education module, he/she can obtain a vaccination exemption form from a local health department and receive an in-person consultation. There is a fee of up to $25 to cover the costs of providing an in-person consultation.
* For a **medical exemption** from required immunizations, the student's/child’s legally responsible individual must provide to the student's/child’s school/daycare a completed vaccination exemption form **and** a written notice signed by a licensed health care provider stating that, due to the physical condition of the student/child, administration of the vaccine would endanger the student's/child’s life or health.
* For **personal/religious** exemption from the required vaccinations, the student's/child’s legally responsible individual must provide to the student's/child’s school/daycare a completed vaccination exemption form, stating that the student/child is exempt from vaccination because of a personal or religious belief.

1. **How often should exemptions be renewed?**

Starting July 1, 2018:

* + Legally responsible individuals who have students/children claiming exemptions for required immunizations, must provide new exemption forms routinely when entering:
    - Pre-k and Kindergarten
    - 7th grade
  + Exceptions:
    - If a student/child changes schools before kindergarten enrollment (i.e. pre- k/daycare), the current exemption form will be valid until the student/child enters kindergarten, or turns 6 years old, whichever comes first.
    - If a student/child changes schools after kindergarten, but before 7th grade, the current exemption will be valid until the student turns 12 years old, or enters 7th grade, whichever comes first.
    - The exemption obtained at 12 years of age, or at 7th grade will be valid through 12th grade.
    - Two year Rule: In addition to the exceptions above, all exemptions are valid for a minimum of 2 years. For example: If a student obtains an exemption in 6th grade, the student will not be asked to provide a new exemption until 8th grade.

**NOTE:** Legally responsible individuals who enroll their child in daycare, pre-k, kindergarten or 7th grade **on or after** July 1, 2018 must use the exemption module on-line, or go to the local health department to obtain an exemption form.

For those enrolled **before** July 1, 2018 exemptions obtained previously will be honored.

**NOTE:**

* + Schools are required to keep record of the following information for auditing purposes and disease outbreaks:
* The names of all students/children who are out of compliance.
* Immunization and exemption status, (including all exempt immunizations, and the diseases, which the student/child is not immune) for all students/children.
* List of students who are on conditional enrollment.