

Title: Immunization of Students

Effective Date: July 12, 2021

References:

Utah Code §53G-9-301, et seq., Immunization Requirements

Utah Code §26-10-9. Immunizations — Consent of minor to treatment

Purpose

The Board recognizes that maintaining a high level of immunization among the students contributes to the health and well-being of the total community and authorizes the Director or designee to establish immunization screening procedures and to exclude from school those students who are not either immunized or exempted as required by Utah Code §53G-9-301, et seq., and any applicable Utah Department of Health rules. The Board further authorizes the IEA Director to develop administrative regulations consistent with this policy, subject to review and approval by the Board.

Definitions

1. Exemption: A student is exempt from the requirement to receive a vaccine if the student qualifies for a medical or personal exemption.
 1. medical exemption: a student qualifies for a medical exemption if the student's legally responsible individual provides to the student's school a completed Utah State Health Department vaccination exemption form; and a written notice signed by a licensed health care provider stating that, due to the physical condition of the student, administration of the vaccine would endanger the student's life or health.
 2. personal exemption: a student qualifies for a personal exemption if the student's legally responsible individual provides to the student's school a completed Utah State Health Department vaccination exemption form, stating that the student is exempt from the vaccination because of a personal or religious belief.
 3. A vaccination exemption form is valid for as long as the student remains at the school to which the form first is presented.
 1. If a vaccination exemption form is no longer valid because a student changes schools, new vaccination exemptions forms will be required.
 2. New vaccination exemption forms are routinely required for enrollment in pre-K, kindergarten, or grade 7.
2. "Immunization" or "immunize": means a process through which an individual develops an immunity to a disease, through vaccination or natural exposure to the disease.
3. "Immunization record": means a record relating to a student that includes:
 1. information regarding each required vaccination the student has received, including the date each vaccine was verified;
 2. information regarding each disease against which the student has been immunized by previously contracting the disease; and
 3. an exemption form identifying each required vaccination for which a student is exempt.

4. **“Legally responsible individual”**: means a student’s parent or legal guardian; or an adult brother or sister of a student who has no legal guardian or the student, if the student is an adult; or is a minor who may consent to treatment under Utah Code §26-10-9.

Policy

Immunization Required.

1. In accordance with state law a student may not attend a school unless:
 - a. The school receives an immunization record from the legally responsible individual of the student, the student’s former school, or a statewide registry that shows that the student has received each vaccination required by the local health department; or for any required vaccination that the student has not received, that the student has immunity against the disease for which the vaccination is required, because the student previously contracted the disease as documented by a health care provider or is exempt from receiving the vaccination;
 - b. The student qualifies for conditional enrollment (See, Admin Reg: 34-3); or
 - c. The student is a student of a military family for whom IEA receives public funding, and the student complies with the immunizations requirement for military children.

School Review Process at Enrollment:

1. IEA shall request an immunization record for each student at the time the student enrolls in the school.
 - a. IEA may not charge a fee related to receiving or reviewing an immunization record or a vaccination exemption form; and shall retain an immunization record for each enrolled student as part of the student’s permanent school record.
 - b. Within five business days after the day on which a student enrolls in a school, an individual designated by the school director shall:
 - i. determine whether the school has received an immunization record for the student;
 - ii. review the student’s immunization record to determine compliance; and
 - iii. identify any deficiencies in the student’s immunization record.
2. If the school has not received a student’s immunization record or there are deficiencies in the immunization record, the school shall place the student on conditional enrollment. (See, Admin. Reg 500.34-3)

Remote and In-person Learning Options

1. In the event that IEA offers both remote and in-person learning options, the School may not deny a student who is exempt from a requirement to receive a vaccine based on a medical or personal exemption to participate in an in-person learning option based upon the student’s vaccination status.

Conditional Enrollment.

1. If IEA has not received a complete immunization record for a student, the student may attend the school on conditional enrollment during the period in which the student's immunization record is under review by the school; or for 21 calendar days after the day on which the school provides written notice of conditional enrollment.
2. Within five (5) days of placing a student on conditional enrollment, the school shall provide written notice to the student's legally responsible individual. The notice shall include:
 1. explicit notice that IEA has placed student on conditional enrollment for failure to provide a complete immunization record;
 2. the deficiencies in the student's immunization record or states that the school has not received an immunization record for the student;
 3. the student will not be allowed to attend school unless the legally responsible individual cures the deficiencies, or provides a complete immunization record; and
 4. the process for obtaining a required vaccination.
3. IEA shall remove the conditional enrollment status after the requested immunization record is complete.
4. At the end of the conditional enrollment period, IEA shall prohibit a student who does not comply with immunization requirements from attending the school.
 1. The Director:
 1. shall grant an additional extension, if extension is necessary to complete all required vaccination dosages, for a time period medically recommended to complete vaccination dosage; and
 2. may grant an additional extension of the conditional enrollment in cases of extenuating circumstances, if the director or designee and school nurse or health designee deem that an additional extension will lead to compliance.

Transfer of Immunization Records/School's Record of Student's Immunization Status.

1. A school from which a student transfers shall provide the student's immunization record to the student's new school upon request of the student's legally responsible individual.
2. Each school shall maintain a current list of all enrolled students, indicating:
 - a. Each student with a valid and complete immunization record;
 - b. students exempt from receiving a required vaccine;
 - c. students allowed to attend; and
 - d. Specifically identifies each disease in which a student is not immunized.
3. A name appearing on the list described in (2) is subject to confidentiality requirements.

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