

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 298

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO STUDENT IMMUNIZATIONS; AMENDING SECTION 39-4801, IDAHO CODE, TO
2 REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SEC-
3 TION 39-4802, IDAHO CODE, TO PROVIDE THAT SCHOOL OFFICIALS SHALL PRO-
4 VIDE PARENTS AND GUARDIANS WITH CERTAIN INFORMATION IN COMMUNICATIONS
5 REGARDING IMMUNIZATION.
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7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Section 39-4801, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 39-4801. IMMUNIZATION REQUIRED. (1) Except as provided in section
11 39-4802, Idaho Code, any child in Idaho of school age may attend ~~grades~~
12 preschool and kindergarten through grade twelve (12) of any public, private,
13 or parochial school operating in this state if otherwise eligible, provided
14 that, upon admission, the parent or guardian shall provide an immunization
15 record to the school authorities regarding the child's immunity to certain
16 childhood diseases. This record, signed by a physician ~~or his~~, the physi-
17 cian's representative, or another licensed health care professional, shall
18 verify that such child has received, or is in the process of receiving im-
19 munizations as specified by the state board of health and welfare, or can
20 effectively demonstrate, through verification in a form approved by the de-
21 partment of health and welfare, immunity gained through prior contraction of
22 the disease.

23 (2) Immunizations required and the manner and frequency of their ad-
24 ministration shall be as prescribed by the state board of health and welfare
25 and shall conform to recognized standard medical practices in the state. The
26 state board of health and welfare, in cooperation with the state board of ed-
27 ucation and the Idaho school boards association, shall promulgate appropri-
28 ate rules for the enforcement of the required immunization program and spec-
29 ify reporting requirements of schools, pursuant to the provisions of chapter
30 52, title 67, Idaho Code.

31 SECTION 2. That Section 39-4802, Idaho Code, be, and the same is hereby
32 amended to read as follows:

33 39-4802. EXEMPTIONS. (1) Any minor child whose parent or guardian has
34 submitted to school officials a certificate signed by a physician licensed
35 by the state board of medicine stating that the physical condition of the
36 child is such that all or any of the required immunizations would endanger
37 the life or health of the child shall be exempt from the provisions of this
38 chapter.

1 (2) Any minor child whose parent or guardian has submitted a signed
2 statement to school officials stating their objections on religious or other
3 grounds shall be exempt from the provisions of this chapter.

4 (3) School officials shall describe the exemptions provided in this
5 section and provide a citation to this section in any communication to par-
6 ents and guardians regarding immunization.