



Briefing – Immunizations Rulemaking

Chapter 246-105 WAC

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Rulemaking Progress



Filed CR-101
(March 2018)

TAC Meetings
(July & Oct 2018)

Drafting revised rule and
Board guidance
(Nov 2018 - May 2019)

Stakeholder comments
on preliminary draft
(Oct 2018 & May 2019)

Internal review of
CR-102 rule package
(May-June 2019)

Technical Advisory Committee (TAC)

- WA Association of School Administrators
 - Coalition for Safety and Health in Early Learning
 - Commission on Hispanic Affairs
 - Association of WA School Principals
 - WA State Association of Local Public Health Officials
 - WA Vaccine Advisory Committee
 - Parent Representatives
 - School Nurses of Washington
 - Treuman Katz Center for Pediatric Bioethics
 - WA Parent Teacher Association
 - School Health Consultants, Inc.
 - American Indian Health Commission
- WA Association of School Administrators
 - Coalition for Safety and Health in Early Learning
 - Commission on Hispanic Affairs
 - Association of WA School Principals
 - WA State Association of Local Public Health Officials
 - WA Vaccine Advisory Committee
 - Parent Representatives
 - School Nurses of Washington
 - Treuman Katz Center for Pediatric Bioethics
 - WA Parent Teacher Association
 - School Health Consultants, Inc.
 - American Indian Health Commission

Proposed Changes: WAC 246-105-020 - Definitions

Adding definitions for:

- Child care health consultant
- Medically verified immunization record
- Out of compliance
- School nurse
- Washington state immunization information system (WAIS)
- WAIS school module

Revising existing definitions for clarity and consistency



Proposed Changes: WAC 246-105-040 – Requirements based on national immunization guidelines



- Updating the reference to the Advisory Committee on Immunization Practices (ACIP) recommendations to the 2019 publication
- Clarifying rule language about establishing requirements based on grade level

Proposed Changes: WAC 246-105-040

The department shall develop and distribute implementation guidelines for schools and child care centers that are consistent with the national immunization guidelines described in this section and the requirements in WAC 246-105-090.

(2) As part of the implementation guidelines, the department shall align the ages and intervals specified in the national immunization guidelines and this chapter with a corresponding grade level.

(3) In addition the following vaccine administration guidelines shall apply.

(a) Schools shall accept proof of immunization status by grade level as established in subsection (2) of this section.

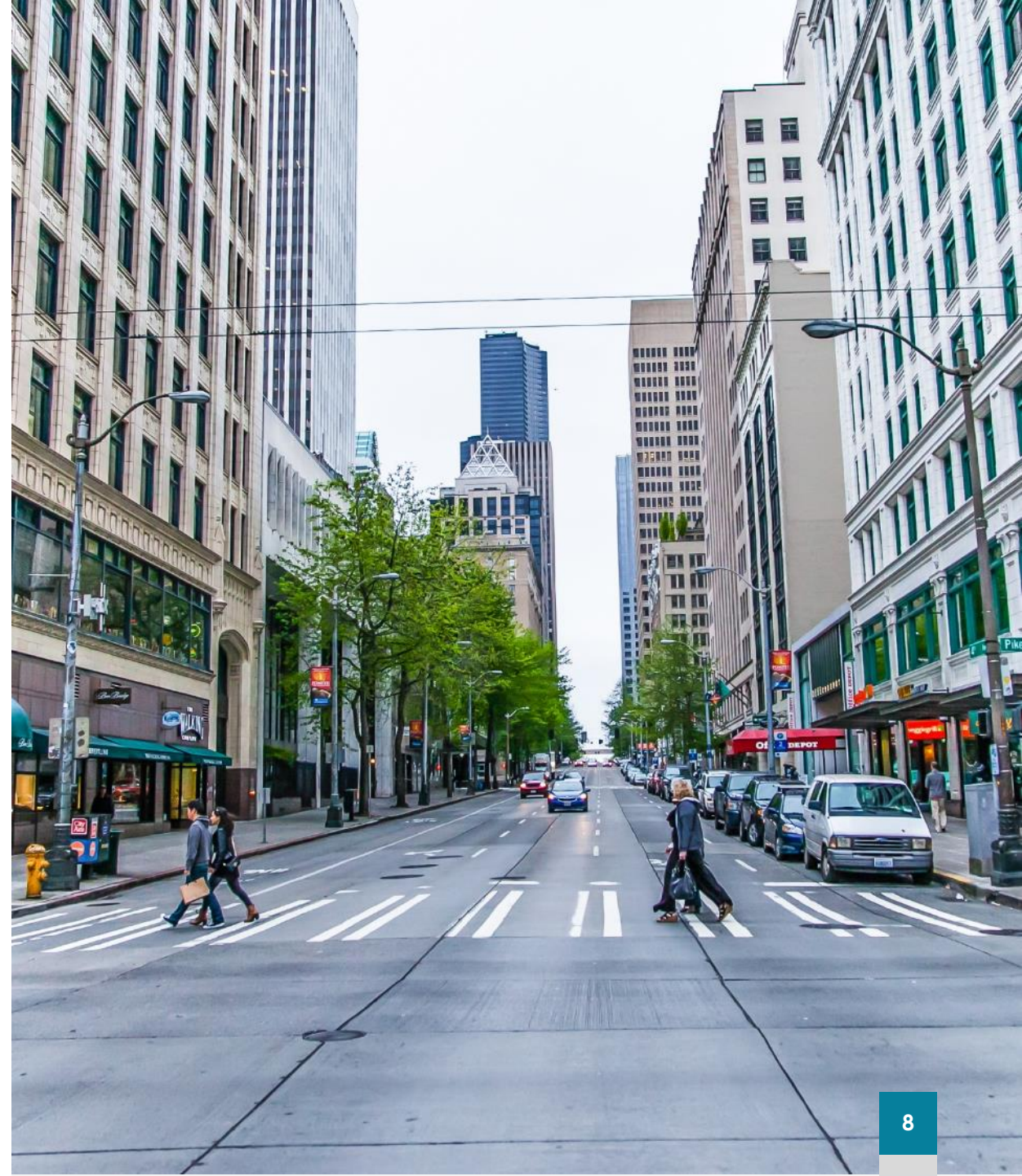
Proposed Changes: WAC 246-105-050 – Required documentation of immunization status

Establishing requirements for the use of medically verified immunization records

Acknowledgement signed by a parent of child's attendance under conditional status

Potential modifications to the certificate of exemption form

Editorial clean up for clarity and consistency



Proposed Definition: Medically verified immunization record

"Medically verified immunization record" means a valid record that is:

- (a) An electronic or written medical health record from a health care provider or facility at which the provider practices; or
- (b) A document from a secure, web-based application that records and tracks immunization dates such as an immunization registry.

Proposed Changes: WAC 246-105-050

(f) If applicable, a statement signed and dated by a parent acknowledging the requirements for their child's attendance under conditional status, which includes progress towards full immunization consistent with the schedule established in WAC 246-105-060 (2)(a)

RCW 28A.210.090 – Immunization Program - Exemptions

(2)(c) Any parent or legal guardian of the child or any adult in loco parentis to the child who exempts the child due to religious beliefs pursuant to subsection (1)(b) of this section is not required to have the form provided for in (a) of this subsection signed by a health care practitioner if the parent or legal guardian demonstrates membership in a religious body or a church in which the religious beliefs or teachings of the church preclude a health care practitioner from providing medical treatment to the child.

Certificate of Exemption (COE) – Religious Membership

Existing Rule

(vi) A field to demonstrate religious membership. This must include a statement signed and dated by the parent identifying the name of the church or religious body, affirming membership in it, and affirming that the religious beliefs or teachings of the church or religious body preclude a health care practitioner from providing medical treatment to the child;

Policy Option

(vi) A field to demonstrate religious membership. This must include a statement signed and dated by the parent affirming membership in a church or religious body where the religious beliefs or teachings of the church or religious body preclude a health care practitioner from providing medical treatment to the child;

Personal/Philosophical or Religious Exemption

Exemption Type: Personal/Philosophical Religious

I am exempting my child from the requirement that my child be vaccinated against the following diseases to attend school or child care:

- Diphtheria Hepatitis B Hib Measles Mumps Pertussis (whooping cough)
 Pneumococcal Polio Rubella Tetanus Varicella (chickenpox)

Parent/Guardian Declaration

One or more of the required vaccines are in conflict with my personal, philosophical or religious beliefs. I have discussed the benefits and risks of immunizations with the health care practitioner below. I have received notice that if an outbreak of vaccine-preventable disease for which my child is exempted occurs, my child may be excluded from the school or child care center for the duration of the outbreak. The information on this form is complete and correct.

Parent/Guardian Name (print)

Parent/Guardian Signature

Date

Health Care Practitioner Declaration

I have discussed the benefits and risks of immunizations with the parent/legal guardian as a condition for exempting their child. I am a qualified MD, ND, DO, ARNP or PA licensed under Title 18 RCW, and the information provided on this form is complete and correct.

Licensed Health Care Practitioner Name (print)

MD ND DO ARNP PA

Licensed Health Care Practitioner Signature

Date

Religious Membership Exemption

Complete this section **ONLY** if you belong to a church or religion that objects to the use of medical treatment. Use the section above if you have a religious objection to vaccinations but the beliefs or teachings of your church or religion allow for your child to be treated by medical professionals such as doctors and nurses.

Parent/Guardian Declaration

I am the parent or legal guardian of the above named child. I affirm that I am a member of a church or religion whose teaching preclude health care practitioners from providing medical treatment to my child. I have received notice that if an outbreak of vaccine-preventable disease for which my child is exempted occurs, my child may be excluded from the school or child care center for the duration of the outbreak. The information on this form is complete and correct.

Parent/Guardian Name (print)

Parent/Guardian Signature

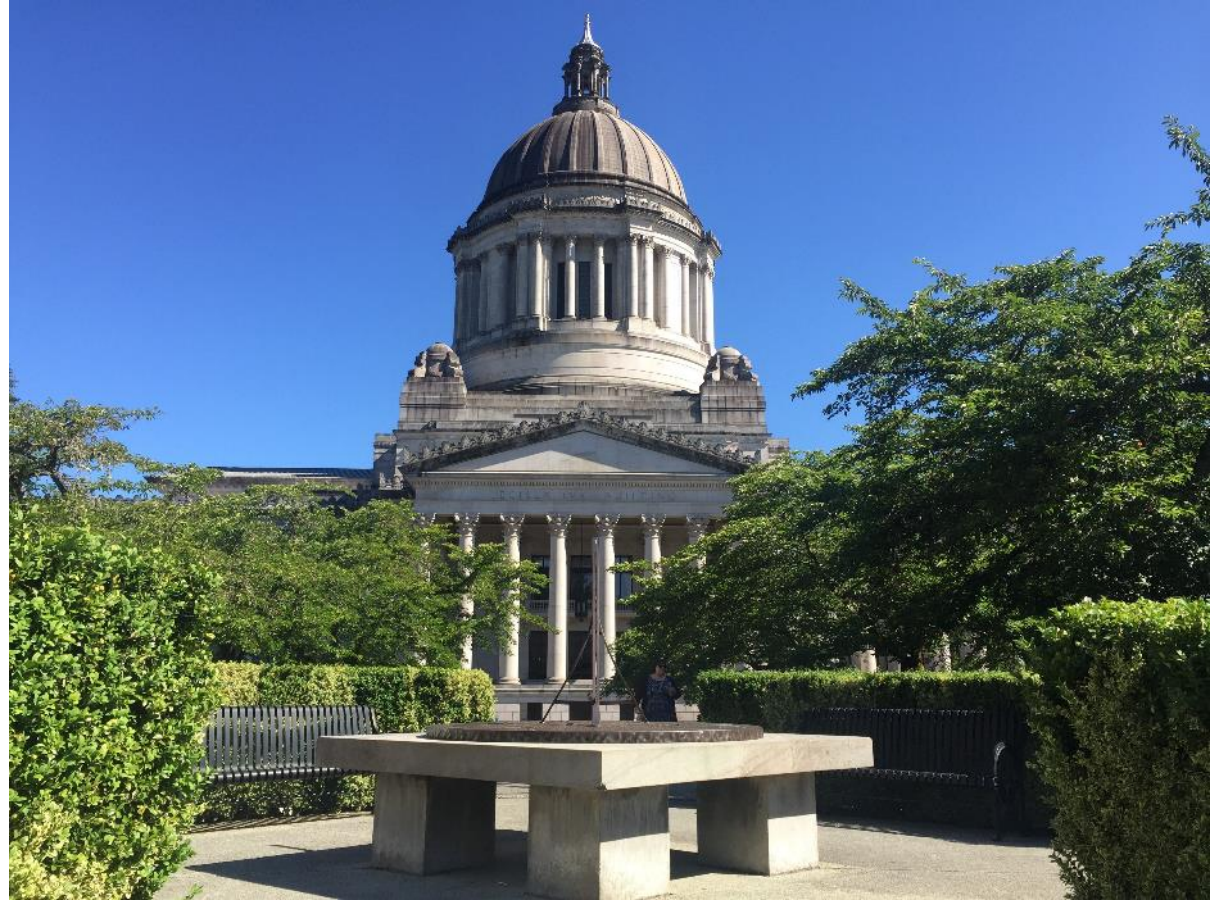
Date

Name of Church or Religion of which you are a member: _____

New Section: WAC 246-105-055 – Philosophical and personal exemption for measles, mumps, and rubella vaccine prohibited

Implementing Engrossed House Bill 1638

Law goes into effect July 28, 2019



Proposed Changes: WAC 246-105-060 – Duties of schools and child care centers



Clarifying rule language about conditional status

“At least one dose of each vaccine” versus “as up-to-date as possible”

Proposed Changes: WAC 246-105-060 – Duties of schools and child care centers

(2)(a) For enrollees attending under conditional status as determined by the chief administrator, a school nurse, or child care health consultant, or an enrollee with an expired temporary medical exemption, the following schedule for documenting proof of full immunization applies:

(i) Any doses the child is eligible to receive based on the requirements established in WAC 246-105-040 must be administered on or before the first day of attendance. Any additional missing immunizations must be received within thirty calendar days after the first day of attendance or after a temporary medical exemption is no longer valid, unless receipt within such time is inconsistent with the national immunization guidelines; or

(ii) When the immunizations are part of a series with recommended intervals between doses, each additional missing immunization must be received no later than thirty calendar days past the recommended date of administration of the next dose as established by the national immunization guidelines.

Proposed Changes: WAC 246-105-070, WAC 246-105-080, and WAC 246-105-090

Editorial changes only –
standardizing language with defined
terms and updating references to other
sections of the rule



Next Steps



File CR-102
(July 2019)

Rules Hearing
(August 2019)

Potential continuation
of rules hearing
(October 2019)

File CR-103
(October 2019)

Rule becomes effective
(November 2019 &
August 2020)

Questions?

| THANK YOU

Proposed Definition: Child care health consultant

"Child care health consultant" means a licensed registered nurse meeting the qualifications established in WAC 110-300-0275 or their designee.

Proposed Definition: Out of compliance

"Out of compliance" means a type of immunization status where a child:

- (a) Is not fully immunized for their age and grade against each of the vaccine-preventable diseases listed in WAC 246-105-030 according to the national immunization guidelines described in WAC 246-105-040; and
- (b) Is not in conditional status for the missing required immunization; and
- (c) Does not have a COE for the missing required immunization.

Proposed Definition: School nurse

"School nurse" means a registered nurse licensed under chapter 18.79 RCW, or their designee, acting as the health professional in a school.

Proposed Definition: Washington state immunization information system

"Washington state immunization information system (WAIS)" means a statewide, secure, web-based lifetime immunization registry that tracks medically verified immunization records for people of all ages in Washington state.

Proposed Definition: WAIS school module

"WAIS school module" means a feature of the WAIS that allows users to track and manage medically verified student and school-level immunization information.

Proposed Definition: Conditional status

"Conditional" means a type of temporary immunization status where a child is not fully immunized against one or more of the vaccine-preventable diseases required by this chapter. A child in this status is allowed to attend a school or child care center only if the child provides proof of full immunization consistent with the schedule established in WAC 246-105-060 (2)(a).