

IN THE SENATE

SENATE BILL NO. 1227

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO IMMUNIZATIONS; AMENDING SECTION 39-1118, IDAHO CODE, TO REVISE  
2 PROVISIONS REGARDING EXEMPTIONS; AND AMENDING SECTION 39-4802, IDAHO  
3 CODE, TO REVISE PROVISIONS REGARDING EXEMPTIONS.  
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 39-1118, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 39-1118. IMMUNIZATION REQUIRED. (1) Within fourteen (14) days of a  
9 child's initial attendance at any licensed daycare facility, the parent or  
10 guardian shall provide an immunization record to the operator of the daycare  
11 facility regarding the child's immunity to certain childhood diseases. This  
12 record, signed by a physician or his representative or another licensed  
13 health care professional, shall verify that the child has received or is in  
14 the process of receiving immunizations as specified by the board; or can  
15 effectively demonstrate, through verification in a form approved by the de-  
16 partment, immunity gained through prior contraction of the disease.

17 Immunizations required and the manner and frequency of their adminis-  
18 tration shall be as prescribed by the board and shall conform to recognized  
19 standard medical practices in the state. The board shall promulgate appro-  
20 priate rules for the enforcement of the required immunization program and  
21 specify reporting requirements of daycare facilities, pursuant to the pro-  
22 visions of chapter 52, title 67, Idaho Code.

23 (2) Any minor child whose parent or guardian has submitted to officials  
24 of a licensed daycare facility a certificate signed by a physician licensed  
25 by the state board of medicine stating that the physical condition of the  
26 child is such that all or any of the required immunizations would endanger  
27 the life or health of the child shall be exempt from the provisions of this  
28 section. Any minor child whose parent or guardian has submitted a signed  
29 statement to officials of the daycare facility stating their objections on  
30 religious or other grounds shall be exempt from the provisions of this sec-  
31 tion. The signed statement may appear in a letter from the parent or guardian  
32 and is not required to be made on a form furnished by the state board of health  
33 and welfare, a daycare or another entity.

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

36 39-4802. EXEMPTIONS. (1) Any minor child whose parent or guardian has  
37 submitted to school officials a certificate signed by a physician licensed  
38 by the state board of medicine stating that the physical condition of the  
39 child is such that all or any of the required immunizations would endanger

1 the life or health of the child shall be exempt from the provisions of this  
2 chapter.

3 (2) Any minor child whose parent or guardian has submitted a signed  
4 statement to school officials stating their objections on religious or  
5 other grounds shall be exempt from the provisions of this chapter. The  
6 signed statement may appear in a letter from the parent or guardian and is  
7 not required to be made on a form furnished by the state board of health and  
8 welfare, a school or another entity.