

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

400X0201

SENATE BILL NO. 28

Introduced by: The Committee on Health and Human Services at the request of the
Department of Health

1 FOR AN ACT ENTITLED, An Act to require meningococcal immunization for school entry.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 13-28-7.1 be amended to read:

4 13-28-7.1. Any ~~pupil~~ child entering school or an early childhood program in this state, shall,
5 prior to admission, be required to present to the appropriate school authorities certification from
6 a licensed physician that the child has received or is in the process of receiving adequate
7 immunization against poliomyelitis, diphtheria, pertussis, rubeola, rubella, mumps, tetanus,
8 meningitis, and varicella, according to recommendations provided by the Department of Health.

9 The Department of Health may modify or delete any of the required immunizations. As an
10 alternative to the requirement for a physician's certification, the ~~pupil~~ child may present:

11 (1) Certification from a licensed physician stating the physical condition of the child
12 would be such that immunization would endanger the child's life or health; or

13 (2) A written statement signed by one parent or guardian that the child is an adherent to
14 a religious doctrine whose teachings are opposed to such immunization; ~~or~~

15 ~~(3) A written statement signed by one parent or guardian requesting that the local health~~



1 ~~department give the immunization because the parents or guardians lack the means~~
2 ~~to pay for such immunization.~~

3 The Department of Health may promulgate reasonable rules, ~~in accordance with~~ pursuant
4 to chapter 1-26, to require compliance and documentation of adequate immunization, to define
5 appropriate certification, and to specify standard procedure.