

FIRST REGULAR SESSION

SENATE BILL NO. 533

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDDLE.

Read 1st time February 25, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2366S.011

AN ACT

To repeal section 210.003, RSMo, and to enact in lieu thereof one new section relating to immunizations of children.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 210.003, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 210.003, to read as follows:

210.003. 1. No child shall be permitted to enroll in or attend any public,
2 private or parochial day care center, preschool or nursery school caring for ten or
3 more children unless such child has been adequately immunized against
4 vaccine-preventable childhood illnesses specified by the department of health and
5 senior services in accordance with recommendations of the Immunization
6 Practices Advisory Committee (ACIP). The parent or guardian of such child shall
7 provide satisfactory evidence of the required immunizations.

8 2. A child who has not completed all immunizations appropriate for his
9 age may enroll, if:

10 (1) Satisfactory evidence is produced that such child has begun the
11 process of immunization. The child may continue to attend as long as the
12 immunization process is being accomplished according to the ACIP/Missouri
13 department of health and senior services recommended schedule; or

14 (2) The parent or guardian has signed and placed on file with the day care
15 administrator a statement of exemption which may be either of the following:

16 (a) A medical exemption, by which a child shall be exempted from the
17 requirements of this section upon certification by a licensed physician that such
18 immunization would seriously endanger the child's health or life; or

19 (b) A parent or guardian exemption, by which a child shall be exempted
20 from the requirements of this section if one parent or guardian files a written
21 objection to immunization with the day care administrator. Exemptions shall be

22 accepted by the day care administrator when the necessary information as
23 determined by the department of health and senior services is filed with the day
24 care administrator by the parent or guardian. Exemption forms shall be provided
25 by the department of health and senior services.

26 3. In the event of an outbreak or suspected outbreak of a
27 vaccine-preventable disease within a particular facility, the administrator of the
28 facility shall follow the control measures instituted by the local health authority
29 or the department of health and senior services or both the local health authority
30 and the department of health and senior services, as established in Rule 19 CSR
31 20-20.040, "Measures for the Control of Communicable Diseases".

32 4. The administrator of each public, private or parochial day care center,
33 preschool or nursery school shall cause to be prepared a record of immunization
34 of every child enrolled in or attending a facility under his jurisdiction. An annual
35 summary report shall be made by January fifteenth showing the immunization
36 status of each child enrolled, using forms provided for this purpose by the
37 department of health and senior services. The immunization records shall be
38 available for review by department of health and senior services personnel upon
39 request.

40 5. For purposes of this section, satisfactory evidence of immunization
41 means a statement, certificate or record from a physician or other recognized
42 health facility or personnel, stating that the required immunizations have been
43 given to the child and verifying the type of vaccine and the month, day and year
44 of administration.

45 6. Nothing in this section shall preclude any political subdivision from
46 adopting more stringent rules regarding the immunization of preschool children.

47 **7. All public, private, and parochial day care centers, preschools,**
48 **and nursery schools shall notify the parent or guardian of each child**
49 **at the time of initial enrollment in or attendance at the facility that the**
50 **parent or guardian may request notice of whether there are children**
51 **currently enrolled in or attending the facility for whom an**
52 **immunization exemption has been filed. Any public, private, or**
53 **parochial day care center, preschool, or nursery school shall notify the**
54 **parent or guardian of a child enrolled in or attending the facility, upon**
55 **request, of whether there are children currently enrolled in or**
56 **attending the facility for whom an immunization exemption has been**
57 **filed.**