



Dedicated to protecting and improving the health and environment of the people of Colorado

To: Members of the Colorado Board of Health

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Disease Control and Environmental Epidemiology Division (DCEED)

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Date: June 1, 2015

Subject: Request for Rulemaking Hearing regarding Proposed Amendments to 6 CCR 1009-2, Rules  
Pertaining to the Infant Immunization Program and the Immunization of Students Attending  
School

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In preparation for the Request for a Public Rulemaking Hearing, please find copies of the following documents: Proposed Amendments to 6 CCR 1009-2, Statement of Basis and Purpose and Specific Statutory Authority, Stakeholder Comment, and Regulatory Analysis.

Specific legal authority is established in Colorado statute with the expressed purpose of protecting students and the general population from vaccine preventable disease. Child care facilities, schools, and colleges/universities are bound by statute to ensure that students meet the immunization requirements as guided by the Colorado Board of Health (BOH).

This request for rulemaking addresses feedback from immunization partners at colleges and universities who have requested consolidation and streamlining of rules pertaining specifically to colleges and universities and their enrolled students. The Department proposes a new section within the rule that consolidates the regulations that are specific to colleges and universities and their enrolled students.

No substantive changes are being proposed at this time. In addition to the reorganization, these proposed amendments also update the rule language to meet current requirements by updating existing definitions and deleting obsolete language. The proposed amendments also describe in detail the reporting requirements that are currently in place for colleges and universities. In total, these proposed amendments will bring clarity to the rule and minimize potential confusion among end-users of the rule.

The rule amendments will take effect in November 2015. The Department remains committed to fully engaging its stakeholders during this rulemaking process. The proposed amendments to the rule are based on stakeholder input received to date. The Department will host a meeting for stakeholders on June 24<sup>th</sup> in order to solicit additional input regarding the proposed amendments.

STATEMENT OF BASIS AND PURPOSE  
AND SPECIFIC STATUTORY AUTHORITY  
for

Proposed Amendments to Rules pertaining to The Infant Immunization Program and  
The Immunization of Students Attending School  
6 CCR 1009-2  
June 1, 2015

Basis and Purpose

Colorado requires all students to be immunized per the vaccine schedule established by Colorado Board of Health (BOH) rule 6 CCR 1009-2, upon school entry. The purpose of the immunization requirements for school entry is to protect students, staff, and the visiting public against vaccine-preventable diseases within schools. Accordingly, Colorado's immunization requirements have contributed to higher vaccine coverage and lower levels of vaccine preventable disease. This rulemaking addresses feedback from immunization partners at colleges and universities who have requested consolidation and streamlining of rules pertaining specifically to colleges and universities and their enrolled students. The Department proposes a new section that is responsive to this request.

No substantive changes are being proposed at this time. In addition to the reorganization, these proposed amendments also update the rule language to meet current requirements by updating existing definitions and deleting obsolete language. The proposed amendments also describe in detail the reporting requirements that are currently in place for colleges and universities. In total, these proposed amendments will bring clarity to the rule and minimize potential confusion among end-users of the rule.

Specific Statutory Authority

These rules are promulgated pursuant to the following statutes:

§ 25-4-902.5, C.R.S.

§ 25-4-903, C.R.S.

§ 25-4-904, C.R.S.

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SUPPLEMENTAL QUESTIONS

Is this rulemaking due to a change in state statute?

Yes, the bill number is  
 No

Is this rulemaking due to a federal statutory or regulatory change?

Yes  
 No

Does this rule incorporate materials by reference?

Yes  
 No

Does this rule create or modify fines or fees?

Yes  
 No

## REGULATORY ANALYSIS

for

Proposed Amendments to Rules pertaining to The Infant Immunization Program and  
The Immunization of Students Attending School, 6 CCR 1009-2  
June 1, 2015

1. A description of the classes of persons who will be affected by the proposed rule, including classes that will bear the costs of the proposed rule and classes that will benefit from the proposed rule.

The classes of people affected by the proposed amendments to the rule are enrolled students immunized against vaccine preventable diseases as required for school attendance and their parents or legal guardians if the student is under 18 years of age; school nurses, health consultants and other staff who ensure that students are appropriately vaccinated for attendance at Colorado colleges and universities. The proposed amendments to this rule address feedback from immunization partners at colleges and universities who have requested consolidation and streamlining of rules pertaining specifically to colleges and universities and their enrolled students. Thus, the Department proposes a new section within the rule this is responsive to this request. No substantive changes are being proposed at this time. In addition to the reorganization, these proposed amendments also update the rule language to meet current requirements by updating existing definitions, clearly describing existing reporting requirements, and deleting obsolete language. In total, these proposed amendments will bring clarity and minimize potential confusion among end-users of the rule; benefitting all who use the rule.

There will not be a burden of increased costs for any class of people.

2. To the extent practicable, a description of the probable quantitative and qualitative impact of the proposed rule, economic or otherwise, upon affected classes of persons.

As the proposed amendments do not add new requirements but rather seeks to clarify existing requirements, the proposed amendments pertaining to colleges, universities, and their enrolled students should have no economic impact upon the affected classes of persons. The proposed amendments are for the purposes of clarification; benefitting end-users of the rule. No new substantive rules are being proposed.

3. The probable costs to the agency and to any other agency of the implementation and enforcement of the proposed rule and any anticipated effect on state revenues.

As the proposed amendments do not add new requirements but rather seeks to clarify existing requirements, there is no anticipated cost of compliance with the proposed amendments to the rule. There will be no anticipated effect on state revenues.

4. A comparison of the probable costs and benefits of the proposed rule to the probable costs and benefits of inaction.

There are no benefits of inaction. Inaction could alienate our immunization partners at colleges and universities across Colorado who have asked for clarity in the requirements specific to their enrolled students. There are no costs of compliance with the proposed amendments to the rule; the proposed amendments change the structure of the rule without adding any new substantive requirements. The benefits of the proposed amendments include bringing clarity to and reducing confusion for the end users of the rule.

5. A determination of whether there are less costly methods or less intrusive methods for achieving the purpose of the proposed rule.

The proposed amendments to the rule are not intrusive because the proposed amendments are expected to provide clarity to end users of the rule. Furthermore, the proposed amendments should strengthen

our partnership with immunization partners at colleges and universities as the Department proposes reorganizing the rule at their request. The proposed amendments have no anticipated cost.

6. Alternative Rules or Alternatives to Rulemaking Considered and Why Rejected.

The only alternative considered was to leave the rule as initially adopted. This was rejected due to the feedback received from immunization partners at colleges and universities across Colorado.

7. To the extent practicable, a quantification of the data used in the analysis; the analysis must take into account both short-term and long-term consequences.

Documents and data used in this analysis included: data gathered from a stakeholder meeting held with colleges and universities in 2015, emails and conversations with our partners at colleges and universities and the Colorado Student Health Services Consortium.

STAKEHOLDER Comment  
for  
Proposed Amendments to Rules pertaining to The Infant Immunization Program and  
The Immunization of Students Attending School  
6 CCR 1009-2

June 1, 2015

The following individuals and/or entities were included in the development of these proposed rules:

The proposed amendments were developed based on feedback received from immunization partners at colleges and universities who have requested consolidation and streamlining of rules pertaining specifically to colleges and universities and their enrolled students. They have also requested clarity in various provisions within these regulations.

The following individuals and/or entities were notified that this rule-making was proposed for consideration by the Board of Health:

The Department remains committed to fully engaging its stakeholders during this rulemaking process. Stakeholders that were notified of this rule-making included members of the public/parents, local public health agencies, federally qualified health centers, community health clinics, rural health centers, private physician offices and clinics, colleges and universities with housing, directors of school health at Colorado colleges and universities, the Department's Immunization Workgroups, VFC providers, CIIS users, the Colorado Medical Society, the Colorado Chapter of the American Academy of Pediatrics, the Colorado Academy of Family Physicians, the Colorado Children's Immunization Coalition as well as local immunization coalitions, the Children's Campaign, Voices for Vaccines, and the National Vaccine Information Center.

Summarize Major Factual and Policy Issues Encountered and the Stakeholder Feedback Received. If there is a lack of consensus regarding the proposed rule, please also identify the Department's efforts to address stakeholder feedback or why the Department was unable to accommodate the request.

The Department's outreach to stakeholders is in the initial phases. The Department's efforts to gather feedback from stakeholders has focused on email and phone communication, and an upcoming teleconference. To date, the rule has not generated any controversy.

Please identify health equity and environmental justice (HEEJ) impacts. Does this proposal impact Coloradoans equally or equitably? Does this proposal provide an opportunity to advance HEEJ? Are there other factors that influenced these rules?

The proposed amendments are a re-organization of previously existing regulations that apply equally to Colorado students enrolled in a college or university, parents of students enrolled at a college or university, and colleges and universities in a positive manner. The rule re-organization promotes health equity as it is meant to clarify and streamline the rules so they are more easily understood by colleges and universities. In turn, this will support colleges and universities that must communicate the requirements to their enrolled students and parents. It is anticipated that broader understanding of the rule requirements will lead to greater compliance and increased immunization rates at Colorado's colleges and universities, which could reduce the incidence of vaccine preventable disease.

There are no environmental justice impacts with the proposed amendments.

1 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

2  
3 Disease Control and Environmental Epidemiology Division

4  
5 THE INFANT IMMUNIZATION PROGRAM AND IMMUNIZATION OF STUDENTS ATTENDING  
6 SCHOOL

7 **6 CCR 1009-2**

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8  
9 \*\*\*\*\* [Indicates omission of unaffected rules]

10  
11 I. Definitions

- 12  
13 A. Advisory Committee on Immunization Practices (ACIP) - a group of medical and public health  
14 experts that develops recommendations on how to use vaccines to control diseases in the United  
15 States. ACIP was established under Section 222 of the Public Health Service Act (42 U.S.C. §  
16 217a).
- 17  
18 B. Child - any student less than 18 years of age.
- 19  
20 C. College and university student - any student who is enrolled for one or more classes at a college  
21 or university and who is physically present at the institution. This includes students who are  
22 auditing classes but does not include persons taking classes ONLINE OR by correspondence  
23 only.
- 24  
25 D. Dose - a measured quantity of an immunizing agent; quantity and frequency of administration  
26 determined by recognized health authorities and the manufacturer of each agent. (~~partial, "split,"~~  
27 ~~half or fractionated "doses" are not acceptable for certification.~~).
- 28  
29 E. Emancipated student - any student who has reached age 18; a lawfully married child of any age;  
30 a child 15 years of age or older who is managing his/her own financial affairs and who is living  
31 separate and apart from his/her parent.
- 32  
33 F. Immunization tracking system - a comprehensive immunization tracking system established by  
34 the Department of Public Health and Environment pursuant to Section 25-4-2403, C.R.S.
- 35  
36 G. Indigent child - any child whose parent cannot afford to have the child immunized or if  
37 emancipated, who cannot himself/herself afford immunization and who has not been exempted.
- 38  
39 H. Infant - any child up to twenty-four months of age or any child eligible for vaccination and enrolled  
40 under the Colorado Medical Assistance Act, Articles 4, 5, and 6 of Title 25.5 C.R.S.
- 41  
42 I. In-process student - a student may be considered in-process if:
- 43  
44 1. Within fourteen days after receiving direct personal notification that the certificate is not  
45 up-to date according to the requirements of the state board of health, the parent or  
46 emancipated student submits documentation that the next required immunization has  
47 been given and a signed written plan for obtaining the remaining required immunizations.  
48 The scheduling of immunizations in the written plan shall follow medically recommended  
49 minimum intervals consistent with the ACIP ~~U.S. Public Health Service Advisory~~  
50 ~~Committee on Immunization Practices~~. If the student does not fulfill the plan, the student  
51 shall be suspended or expelled from school for non-compliance as noted in Section 25-4-  
52 907, C.R.S. if the next dose is not medically indicated within fourteen days, then the  
53 medically approved minimum intervals would apply.
- 54  
55 2. With regards to college or university students as defined in Section I Provision C and O,  
56 the student must present to the appropriate official of the school either (I) a signed written  
57 authorization requesting local health officials to administer required immunizations or (II)  
58 a plan for receipt of the required immunization or the next required immunization in a

59 series within either ~~30~~ 14 days or the medically approved minimum interval. If this does  
 60 not occur, the college or university student will not be allowed to ENROLL, REMAIN  
 61 ENROLLED, OR AUDIT ~~register~~ for the current term or session. Such written  
 62 authorizations and plans must be signed by one parent or guardian or the emancipated  
 63 student or the student eighteen years of age or older.  
 64

65 J. Parent - the person or persons with parental or decision-making responsibilities for a child.

66  
 67 K. Practitioner - a duly licensed physician, advanced practice nurse, or other person who is  
 68 permitted and otherwise qualified to administer vaccines under the laws of this state.  
 69

70 L. School - all child care facilities licensed by the Colorado Department of Human Services  
 71 including: child care centers, school-age child care center, preschools, day camps, resident  
 72 camps, day treatment centers, family child care homes, foster care homes, and head start  
 73 programs; public, private, or parochial kindergarten, elementary or secondary schools through  
 74 grade twelve, or a college or university. Schools do not include a public services short-term child  
 75 care facility as defined in section 26-6-102 (6.7), C.R.S., a guest child care facility as defined in  
 76 section 26-6-102 (5), C.R.S., a ski school as defined in section 26-6-103.5 (6), C.R.S., or college  
 77 or university CLASSES ~~courses~~ which are: offered off-campus; ~~or are~~ offered to nontraditional  
 78 adult students as defined by the governing board of the institution; ~~or are~~ offered at colleges or  
 79 universities which do not have residence hall facilities, OR; ONLINE ONLY.  
 80

81 M. School health authority - an individual working for or on behalf of the child care facility or school  
 82 who is knowledgeable about childcare/school immunizations.  
 83

84 N. School official - the school's chief executive officer or any person designated by him/her as  
 85 his/her representative.  
 86

87 O. Student - any person enrolled in a Colorado school as defined in I (L), EXCEPT COLLEGE AND  
 88 UNIVERSITY STUDENTS.  
 89

## 90 **II. Exemptions from Immunization FOR ALL STUDENTS EXCEPT COLLEGE AND UNIVERSITY** 91 **STUDENTS**

92  
 93 It is the responsibility of the parent(s) to have his or her ~~child~~ STUDENT immunized unless the ~~child~~  
 94 STUDENT is exempted.  
 95

96 A student may be exempted from receiving the required immunizations in the following manner:  
 97

98 A. Medical exemption - By submitting a medical exemption form with the statement of medical  
 99 exemption signed by an advanced practice nurse or physician licensed to practice medicine or  
 100 osteopathic medicine in any state or territory of the United States indicating that the physical  
 101 condition of the student is such that immunizations would endanger his/her life or health or is  
 102 medically contraindicated due to other medical conditions. This form is to be submitted once, and  
 103 must be maintained on file at each new school the student attends.  
 104

105 B. Religious exemption - By submitting a nonmedical exemption form signed by the parent(s) or the  
 106 emancipated student indicating that the parent(s) or emancipated student is an adherent to a  
 107 religious belief whose teachings are opposed to immunizations.  
 108

109 Beginning July 1, 2016,

- 110 1. Prior to kindergarten entry, a nonmedical exemption form must be submitted at each  
 111 interval in the 2015 ACIP Birth-18 years immunization schedule at which immunizations  
 112 are due. The 2015 ACIP immunization schedule is incorporated in III.B. This



113 documentation is required only for those vaccines required to prevent the diseases listed  
 114 in Section III, Provision A.

115  
 116 2. From kindergarten through twelfth grade, a nonmedical exemption form must be  
 117 submitted once per school year.

118  
 119 ~~3. Beginning with college or university entry, a nonmedical exemption form must be~~  
 120 ~~submitted at enrollment.~~

121  
 122 C. Personal belief exemption - By submitting a nonmedical exemption form signed by the parent(s)  
 123 or the emancipated student indicating that the parent(s) or emancipated student has a personal  
 124 belief that is opposed to immunizations.

125  
 126 Beginning July 1, 2016,

127 1. Prior to kindergarten entry, a nonmedical exemption form must be submitted at each  
 128 interval in the 2015 ACIP Birth-18 years immunization schedule at which immunizations  
 129 are due. The 2015 ACIP immunization schedule is incorporated in III. B. This  
 130 documentation is required only for those vaccines required to prevent the diseases listed  
 131 in Section III., Provision A.

132  
 133 2. From kindergarten through twelfth grade, a nonmedical exemption form must be  
 134 submitted once per school year.

135  
 136 ~~3. Beginning with college or university entry, a nonmedical exemption form must be~~  
 137 ~~submitted at enrollment.~~

138  
 139 D. In the event of an outbreak of disease against which immunization is required, no exemption or  
 140 exception from immunization shall be recognized and exempted persons may be subject to  
 141 exclusion from school and quarantine.

142  
 143 E. All information distributed to the parent(s) by school districts regarding immunization shall inform  
 144 them of their rights under Section II, Provisions A through C.

145  
 146 F. If the school chooses to use the immunization tracking system to monitor compliance with the  
 147 school law, and the parent(s) or student submits an exemption, the school must submit the  
 148 exemption information to the immunization tracking system.

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### 151 **III. Minimum Immunization Requirements FOR ALL STUDENTS EXCEPT COLLEGE AND** 152 **UNIVERSITY STUDENTS**

153 A. To attend school, a student must have an age-~~or grade~~-appropriate Certificate of Immunization. ~~The~~  
 154 ~~initial certification~~-MEETING THE INITIAL IMMUNIZATION REQUIREMENTS does not exempt a  
 155 student from meeting subsequent age ~~or grade~~ requirements. This certificate must demonstrate  
 156 immunization against the following diseases:

- 157 1. Hepatitis B
- 158 2. Pertussis
- 159 3. Tetanus
- 160 4. Diphtheria
- 161 5. Haemophilus Influenza Type B (HIB)
- 162 6. Pneumococcal disease
- 163 7. Polio
- 164 8. Measles
- 165 9. Mumps
- 166 10. Rubella



- 167 11. Varicella  
168
- 169 B. The minimum number of doses required by ~~level of school~~ age of THE student is set forth in the 2015  
170 Birth – 18 Years Recommended Immunization Schedule or the 2015 Catch-Up Immunization  
171 Schedule of the ~~Advisory Committee on Immunization Practices~~ (ACIP).
- 172 1. The 2015 ACIP Birth-18 Years Recommended Immunization Schedule (Schedule) is  
173 incorporated by reference for only those vaccines required to prevent the diseases listed  
174 in Section III, Provision A. Other immunizations included in the ACIP recommendations  
175 are not required. This schedule is posted on the Centers for Disease Control and  
176 Prevention website at: [http://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-](http://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-child-combined-schedule.pdf)  
177 [child-combined-schedule.pdf](http://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-child-combined-schedule.pdf), or on the Colorado Department of Public Health and  
178 Environment website at [[www.coloradoimmunizations.com](http://www.coloradoimmunizations.com)], and, is available for public  
179 inspection during regular business hours at the Colorado Department of Public Health  
180 and Environment, 4300 Cherry Creek Drive South, Denver, Colorado 80246. Copies of  
181 the recommended schedules are available from the Colorado Department of Public  
182 Health and Environment for a reasonable charge that comports with the department's  
183 record request practices. This rule does not include any later amendments or editions of  
184 the ACIP Schedule.
- 185 2. In addition, the 2015 ACIP Catch-Up Immunization Schedule is incorporated by reference  
186 for those children not fully immunized and only for those vaccines required to prevent the  
187 diseases listed in Section III, Provision A. Other immunizations included in the ACIP  
188 recommendations are not required. This recommended schedule is posted on the  
189 Centers for Disease Control and Prevention website at  
190 [http://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-child-combined-](http://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-child-combined-schedule.pdf)  
191 [schedule.pdf](http://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-child-combined-schedule.pdf), or on the Colorado Department of Public Health and Environment website  
192 at [[www.coloradoimmunizations.com](http://www.coloradoimmunizations.com)], and, is available for public inspection during  
193 regular business hours at the Colorado Department of Public Health and Environment,  
194 4300 Cherry Creek Drive South, Denver, Colorado 80246. Copies of the recommended  
195 schedules are available from the Colorado Department of Public Health and Environment  
196 for a reasonable charge that comports with the department's record request practices.  
197 This rule does not include any later amendments or editions of the ACIP Catch-Up  
198 Schedule.
- 199 ~~C. Information concerning meningococcal disease and the meningococcal vaccine shall be provided to~~  
200 ~~each new college or university student residing in student housing, or if the student is under 18~~  
201 ~~years, to the student's parent or guardian. If the student does not obtain a vaccine, a signature~~  
202 ~~must be obtained from the student or if the student is under 18 years, the student's parent or~~  
203 ~~guardian indicating that the information was reviewed.~~
- 204 ~~D. Two valid doses of the measles, mumps and rubella vaccine are required for all college or~~  
205 ~~university students, unless the college or university student was born before 1957.~~

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208 **IV. EXAMINATION AND AUDIT OF OFFICIAL SCHOOL IMMUNIZATION RECORDS FOR**  
209 **SCHOOLS OTHER THAN COLLEGES AND UNIVERSITIES**

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213 **V. DENIAL OF ATTENDANCE FOR ALL STUDENTS EXCEPT COLLEGE AND UNIVERSITY**  
214 **STUDENTS**  
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- 216 A. A student who is: not in-process, not appropriately vaccinated for his/her age, or not exempt shall  
 217 be denied attendance in accordance with the law.  
 218
- 219 B. If the student ~~or child~~ is attending a school which is not subject to the School Attendance Law,  
 220 Section 22-33-101 et seq., C.R.S., the school officials shall take appropriate action to deny  
 221 attendance to the student ~~or child~~ in accordance with that school's procedures or contract with the  
 222 student ~~he college student will not be allowed to register for the current term or session~~. No  
 223 indigent child shall be excluded, suspended, or expelled from school unless the immunizations  
 224 have been available and readily accessible to the INDIGENT child at public expense.  
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## 227 VI. OFFICIAL SCHOOL IMMUNIZATION RECORDS FOR ALL STUDENTS EXCEPT COLLEGE AND 228 UNIVERSITY STUDENTS 229

- 230 A. Official school immunization records shall include:  
 231 1. An official Certificate of Immunization or an Alternate Certificate of Immunization ~~that has~~  
 232 ~~been~~ approved by the Department of Public Health and Environment shall include one of  
 233 the following forms of documentation WITH ~~that include~~ the dates and types of  
 234 immunizations administered to a student:  
 235
- 236 a. A paper or electronic document that includes information transferred from the  
 237 records of a licensed physician, registered nurse, or public health official; or  
 238
- 239 b. An electronic file or hard copy of an electronic file provided to the school directly  
 240 from the immunization tracking system established pursuant to Section 25-4-  
 241 2403 C.R.S. or from a software program approved by the Department of Public  
 242 Health and Environment, or  
 243
- 244 2. An official medical exemption form with the date and vaccines exempted from, or  
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- 246 3. An official nonmedical exemption form with the date, type of exemption taken and the  
 247 vaccines exempted from.
- 248 B. Any immunization record (original or copy) provided by a physician licensed to practice medicine  
 249 or osteopathic medicine in any state or territory of the United States, registered nurse, or public  
 250 health official may be accepted by the school official as proof of immunization. The information is  
 251 to be verified by the school official and transferred to an official ~~Colorado~~ Certificate of  
 252 Immunization.  
 253
- 254 C. Schools shall have on file an official ~~Certificate of Immunization~~ SCHOOL IMMUNIZATION  
 255 RECORD for every student enrolled. The Certificate of Immunization will be kept apart from other  
 256 school records. When a student withdraws, transfers, or is promoted to a new school, the school  
 257 official shall return the Certificate of Immunization to the parent(s) or emancipated student upon  
 258 request or transfer it with the student's school records to the new school. Upon a college or  
 259 university student's request, the Certificate of Immunization shall be forwarded as specified by the  
 260 student.  
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## 263 VII. Reporting of Statistical Information FOR ALL STUDENTS EXCEPT COLLEGE AND 264 UNIVERSITY STUDENTS 265

- 266 A. On December 1, 2016, and each year thereafter, all schools shall send aggregate immunization  
 267 and exemption data by antigen to the Department of Public Health and Environment. This data  
 268 shall include:  
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- 270 1. Total number of students and total number of kindergarten students enrolled in the school;

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2. Total number of students and total number of kindergarten students who are up-to-date with immunizations as required in part III;
  3. Total number of students and total number of kindergarten students who have a medical exemption for all immunizations as required in part III;
  4. Total number of students and total number of kindergarten students who have a medical exemption for one or more but not all immunizations as required in part III;
  5. Total number of students and total number of kindergarten students who have a religious exemption for all immunizations as required in part III;
  6. Total number of students and total number of kindergarten students who have a religious exemption for one or more but not all immunizations as required in part III;
  7. Total number of students and total number of kindergarten students who have a personal belief exemption for all immunizations as required in part III;
  8. Total number of students and total number of kindergarten students who have a personal belief exemption for one or more but not all immunizations as required in part III;
  9. Total number of in-process students and total number of in-process kindergarten students;
  10. Total number of students and total number of kindergarten students not up-to-date for immunizations as required in part III, with no exemption on file, and not in-process; and
  11. Total number of students and total number of kindergarten students with no immunization records.
- B. ~~The requirements delineated in provision VII.A. do not apply to a college or university. On December 1 of each year, college and university officials shall send the immunization summary report to the department of public health and environment.~~

306 **VIII. Notification of Public Health Department FOR ALL STUDENTS EXCEPT COLLEGE AND**  
307 **UNIVERSITY STUDENTS**

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- A. Section 25-4-907, C.R.S. requires that if a ~~child~~ STUDENT is suspended or expelled from school for failure to comply with the immunization law, the school official shall notify the state or local department of health or public health nurse who shall then contact the parent(s) or emancipated student in an effort to secure compliance so that the child may be re-enrolled in school.
  - B. Upon receipt of an immunization referral from the school the public health department or public health nurse shall contact the parent(s) of the referred ~~child~~ STUDENT or the emancipated student himself/herself to offer immunization and to secure compliance with the school immunization law in order that the child may provide a completed Certificate of Immunization to the school and in the case of an expelled or suspended ~~child~~ STUDENT, be re-enrolled in school.

321 **IX. REQUIREMENTS FOR COLLEGE AND UNIVERSITY STUDENTS, COLLEGES AND**  
322 **UNIVERSITIES.**

323  
324 THE PROVISIONS BELOW APPLY ONLY TO COLLEGES OR UNIVERSITIES, OR STUDENTS  
325 ENROLLED IN A COLLEGE OR UNIVERSITY.  
326

- 327 A. DEFINITIONS  
328 1. AN IN-PROCESS COLLEGE STUDENT IS DEFINED IN PROVISION I(H)(2).  
329
- 330 B. EXEMPTIONS FROM IMUNIZATION  
331 1. MEDICAL EXEMPTION - BY SUBMITTING A MEDICAL EXEMPTION FORM WITH THE  
332 STATEMENT OF MEDICAL EXEMPTION SIGNED BY AN ADVANCED PRACTICE  
333 NURSE OR PHYSICIAN LICENSED TO PRACTICE MEDICINE OR OSTEOPATHIC  
334 MEDICINE IN ANY STATE OR TERRITORY OF THE UNITED STATES INDICATING  
335 THAT THE PHYSICAL CONDITION OF THE STUDENT IS SUCH THAT  
336 IMMUNIZATIONS WOULD ENDANGER HIS/HER LIFE OR HEALTH OR IS  
337 MEDICALLY CONTRAINDICATED DUE TO OTHER MEDICAL CONDITIONS. THIS  
338 FORM IS TO BE SUBMITTED ONCE, AND MUST BE MAINTAINED ON FILE AT EACH  
339 NEW SCHOOL THE STUDENT ATTENDS.  
340
- 341 2. RELIGIOUS EXEMPTION - BY SUBMITTING A NONMEDICAL EXEMPTION FORM  
342 SIGNED BY THE STUDENT 18 YEARS OF AGE OR OLDER, THE PARENT IF THE  
343 STUDENT IS UNDER 18 YEARS OF AGE, OR THE EMANCIPATED STUDENT  
344 INDICATING THAT THE STUDENT, PARENT OR EMANCIPATED STUDENT IS  
345 ADHERENT TO A RELIGIOUS BELIEF WHOSE TEACHINGS ARE OPPOSED TO  
346 IMMUNIZATIONS. AS OF JULY 1, 2016, BEGINNING WITH COLLEGE OR  
347 UNIVERSITY ENTRY, A NONMEDICAL EXEMPTION FORM MUST BE SUBMITTED AT  
348 ENROLLMENT.  
349
- 350 3. PERSONAL BELIEF EXEMPTION - BY SUBMITTING A NONMEDICAL EXEMPTION  
351 FORM SIGNED BY THE STUDENT 18 YEARS OF AGE OR OLDER, THE PARENT IF  
352 THE STUDENT IS UNDER 18 YEARS OF AGE, OR THE EMANCIPATED STUDENT  
353 INDICATING THAT THE STUDENT, PARENT OR EMANCIPATED STUDENT HAS A  
354 PERSONAL BELIEF THAT IS OPPOSED TO IMMUNIZATIONS. AS OF JULY 1, 2016,  
355 BEGINNING WITH COLLEGE OR UNIVERSITY ENTRY, A NONMEDICAL EXEMPTION  
356 FORM MUST BE SUBMITTED AT ENROLLMENT.  
357
- 358 4. IN THE EVENT OF AN OUTBREAK OF DISEASE AGAINST WHICH IMMUNIZATION IS  
359 REQUIRED, NO EXEMPTION OR EXCEPTION FROM IMMUNIZATION SHALL BE  
360 RECOGNIZED AND EXEMPTED PERSONS MAY BE SUBJECT TO EXCLUSION  
361 FROM SCHOOL AND QUARANTINE.  
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- 363 C. MINIMUM IMMUNIZATION REQUIREMENTS  
364 1. TWO VALID DOSES OF THE MEASLES, MUMPS AND RUBELLA VACCINE ARE  
365 REQUIRED FOR ALL COLLEGE OR UNIVERSITY STUDENTS, UNLESS THE  
366 COLLEGE OR UNIVERSITY STUDENT WAS BORN BEFORE 1957, OR THE  
367 STUDENT CAN PROVIDE LABORATORY-CONFIRMED EVIDENCE OF IMMUNITY AS  
368 DEFINED BY ACIP.  
369
- 370 2. PURSUANT TO SECTION 25-4-901, C.R.S. ET. SEQ., AND SECTION 23-5-128 (3),  
371 C.R.S., EACH COLLEGE AND UNIVERSITY SHALL PROVIDE INFORMATION  
372 CONCERNING MENINGOCOCCAL DISEASE AND MENINGOCOCCAL VACCINE TO  
373 EACH NEW COLLEGE OR UNIVERSITY STUDENT RESIDING IN STUDENT  
374 HOUSING, OR IF THE STUDENT IS UNDER 18 YEARS, TO THE STUDENT'S  
375 PARENT OR GUARDIAN. STUDENTS RESIDING IN STUDENT HOUSING WHO HAVE  
376 NOT RECEIVED A MENINGOCOCCAL VACCINE WITHIN THE LAST FIVE YEARS  
377 SHALL REVIEW THE INFORMATION CONCERNING MENINGOCOCCAL DISEASE  
378 AND MENINGOCOCCAL VACCINE. IF THE STUDENT DOES NOT OBTAIN A  
379 VACCINE, A SIGNATURE MUST BE OBTAINED FROM THE STUDENT OR IF THE  
380 STUDENT IS UNDER 18 YEARS, THE STUDENT'S PARENT OR GUARDIAN  
381 INDICATING THAT THE INFORMATION WAS REVIEWED AND THE STUDENT OR  
382 STUDENT'S PARENT OR GUARDIAN HAS DECLINED THE VACCINE.

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D. EXAMINATION AND AUDIT OF OFFICIAL SCHOOL IMMUNIZATION RECORDS

THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT'S REPRESENTATIVE SHALL HAVE THE RIGHT TO AUDIT AND VERIFY RECORDS TO DETERMINE COMPLIANCE WITH THE LAW. DISCREPANCIES FOUND THROUGH AUDITS SHALL BE CORRECTED BY SCHOOL OFFICIALS, AND ANY STUDENT NOT IN FULL COMPLIANCE SHALL BE SUSPENDED OR EXPELLED FROM SCHOOL ACCORDING TO THE RULES IN SECTION IV.

E. DENIAL OF ATTENDANCE

1. A STUDENT WHO IS: NOT IN-PROCESS, NOT APPROPRIATELY VACCINATED FOR HIS/HER AGE, OR NOT EXEMPT SHALL BE DENIED ATTENDANCE IN ACCORDANCE WITH THE LAW.
2. A SCHOOL OFFICIAL SHALL SUSPEND OR EXPEL FROM SCHOOL, PURSUANT TO THE PROVISIONS ESTABLISHED BY THE COLLEGE OR UNIVERSITY, ANY STUDENT NOT IN-PROCESS, NOT APPROPRIATELY IMMUNIZED FOR HIS/HER AGE, OR NOT EXEMPT PER SECTION 25-4-907, C.R.S. NO STUDENT SHALL BE SUSPENDED OR EXPELLED FOR FAILURE TO COMPLY UNLESS THERE HAS BEEN A DIRECT PERSONAL NOTIFICATION OF NONCOMPLIANCE BY THE APPROPRIATE SCHOOL AUTHORITY TO THE STUDENT'S PARENT OR GUARDIAN, THE EMANCIPATED STUDENT OR THE STUDENT 18 YEARS OF AGE OR OLDER.

F. OFFICIAL SCHOOL IMMUNIZATION RECORDS

1. OFFICIAL SCHOOL IMMUNIZATION RECORDS SHALL INCLUDE:

- A. AN OFFICIAL CERTIFICATE OF IMMUNIZATION OR AN ALTERNATE CERTIFICATE OF IMMUNIZATION APPROVED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL INCLUDE ONE OF THE FOLLOWING FORMS OF DOCUMENTATION WITH THE DATES AND TYPES OF IMMUNIZATIONS ADMINISTERED TO A STUDENT:
  1. A PAPER OR ELECTRONIC DOCUMENT THAT INCLUDES INFORMATION TRANSFERRED FROM THE RECORDS OF A LICENSED PHYSICIAN, REGISTERED NURSE, OR PUBLIC HEALTH OFFICIAL; OR
  2. AN ELECTRONIC FILE OR HARD COPY OF AN ELECTRONIC FILE PROVIDED TO THE SCHOOL DIRECTLY FROM THE IMMUNIZATION TRACKING SYSTEM ESTABLISHED PURSUANT TO SECTION 25-4-2403 C.R.S. OR FROM A SOFTWARE PROGRAM APPROVED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, OR
- B. AN OFFICIAL MEDICAL EXEMPTION FORM WITH THE DATE AND VACCINES EXEMPTED FROM, OR
- C. AN OFFICIAL NONMEDICAL EXEMPTION FORM WITH THE DATE, TYPE OF EXEMPTION TAKEN AND THE VACCINES EXEMPTED FROM.

2. ANY IMMUNIZATION RECORD (ORIGINAL OR COPY) PROVIDED BY A PHYSICIAN LICENSED TO PRACTICE MEDICINE OR OSTEOPATHIC MEDICINE IN ANY STATE OR TERRITORY OF THE UNITED STATES, REGISTERED NURSE, OR PUBLIC HEALTH OFFICIAL MAY BE ACCEPTED BY THE SCHOOL OFFICIAL AS PROOF OF IMMUNIZATION.

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3. SCHOOLS SHALL HAVE ON FILE AN OFFICIAL SCHOOL IMMUNIZATION RECORD FOR EVERY STUDENT ENROLLED.
- G. REPORTING OF STATISTICAL INFORMATION - ON DECEMBER 1 OF EACH YEAR, ALL COLLEGES AND UNIVERSITIES SHALL SEND AGGREGATE IMMUNIZATION AND EXEMPTION DATA BY ANTIGEN TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT. THIS DATA SHALL INCLUDE:
1. TOTAL NUMBER OF STUDENTS ENROLLED IN THE SCHOOL;
  2. TOTAL NUMBER OF STUDENTS WHO ARE UP-TO-DATE WITH IMMUNIZATIONS AS REQUIRED IN THIS SECTION IX;
  3. TOTAL NUMBER OF STUDENTS WHO HAVE A MEDICAL EXEMPTION FOR THE MMR VACCINE;
  4. TOTAL NUMBER OF STUDENTS WHO HAVE A RELIGIOUS EXEMPTION FOR THE MMR VACCINE;
  5. TOTAL NUMBER OF STUDENTS WHO HAVE A PERSONAL BELIEF EXEMPTION FOR THE MMR VACCINE;
  6. TOTAL NUMBER OF IN-PROCESS STUDENTS;
  7. TOTAL NUMBER OF STUDENTS WHO HAVE A SIGNED WAIVER FOR THE MENINGOCOCCAL VACCINE;
  8. TOTAL NUMBER OF STUDENTS NOT UP-TO-DATE FOR THE MMR VACCINE, WITH NO EXEMPTION ON FILE, NO MENINGOCOCCAL VACCINE WAIVER ON FILE, AND NOT IN-PROCESS; AND
  9. TOTAL NUMBER OF STUDENTS WITH NO IMMUNIZATION RECORDS.
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