

Chapter HSS 144

IMMUNIZATION OF STUDENTS

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Note: Chapter H 44 as it existed on June 30, 1981, was repealed and a new chapter HSS 144 was created, effective July 1, 1981.

HSS 144.01 Introduction. (1) **PURPOSE AND AUTHORITY.** The purpose of immunization is to prevent disease and suffering and any permanent disability resulting from the disease. These rules implement s. 140.05 (16), Stats., which as public policy seeks to identify and immunize those students who are still susceptible to measles, rubella, polio, diphtheria, tetanus, and pertussis upon admission to an elementary, middle, junior or senior high school or a day care center, in order to prevent transmission of these diseases.

(2) **RELATIONSHIP TO INFANT AND PRESCHOOL IMMUNIZATION SCHEDULES.** The emphasis placed in this chapter on meeting minimum immunization requirements upon entry to Wisconsin schools at any grade level or to a day care center complements efforts by the department to promote early immunization of infants and preschoolers according to accepted immunization schedules. Children immunized according to accepted immunization schedules will exceed the minimum requirements set forth herein for all ages and grades.

History: Cr. Register, June, 1981, No. 306, eff. 7-1-81.

HSS 144.02 Definitions. (1) "Day care center" has the meaning prescribed in s. 48.65, Stats., and includes nursery schools that fit that definition.

(2) "Department" means the Wisconsin department of health and social services unless otherwise specified.

(3) "DTP/DT/Td" means any combination of diphtheria, tetanus, and pertussis vaccine; pediatric type diphtheria and tetanus vaccine; or adult type tetanus and diphtheria vaccine.

(4) "Local public health agency" means any agency or official specified in ss. 140.09, 141.01, 141.015, 141.02, 141.04, 141.06, Stats.

(5) "Municipality" means any town, village, city or county.

(6) "Parent" means the parent, parents, guardian, legal custodian, or person or persons acting in loco parentis of any minor student.

(7) "Physician" has the meaning prescribed in s. 448.01 (5), Stats., namely a person holding a license or certificate of registration from the

medical examining board and includes physicians, surgeons and osteopaths.

(8) "School" means any public or private elementary, middle, junior or senior high school, which provides educational instruction to students in any grade kindergarten through 12, or in an ungraded educational setting, or to preschool children enrolled in early childhood programs.

(9) "School day" in reference to schools has the meaning prescribed in s. 115.01 (10), Stats. A school day for a day care center is any day that the center is open and caring for children.

(10) "Student" means any individual enrolled in a school or day care center or attending a school or day care center.

(11) "Subsided" in reference to substantial outbreak means passage of 2 incubation periods for the disease causing the outbreak without additional cases unless a shorter period of time is judged adequate by the department.

(12) "Substantial outbreak" means an occurrence of a vaccine-preventable disease covered by s. 140.05 (16), Stats., in a given school or municipality with an incidence exceeding one of the following, whichever is smaller:

(a) Twice the incidence of that disease in the nation as a whole;

(b) The following absolute limits:

1. Measles—2% of the susceptible population involved becomes infected.

2. Rubella—2% of the susceptible population involved becomes infected.

3. Polio—2 cases of the same wild-virus type in a 90 day period.

4. Pertussis—2 cases in a 30 day period.

5. Diphtheria—1 case.

(13) "Written evidence of immunization" means a record of at least the month and year that each required dose of vaccine was administered or the results of a laboratory test indicating immunity to the disease. Students who have not previously attended a Wisconsin school and who enter after the 1980-81 school year must provide the month, day and year for each required dose of vaccine.

History: Cr. Register, June, 1981, No. 306, eff. 7-1-81.

HSS 144.03 Minimum immunization requirements. (1) **INDIVIDUALS INCLUDED.** The minimum immunization requirements authorized by s. 140.05 (16), Stats., apply to any student admitted to a Wisconsin elementary, middle, junior or senior high school or to a Wisconsin day care center.

(2) **REQUIREMENTS FOR 1980-81 SCHOOL YEAR.** Table I lists the number of doses of each required vaccine that each student shall have received since birth for the age or grade of the student. These comprise the minimum basic and recall booster immunizations required by s. 140.05 (16),

Stats. They do not, however, represent all of the recommended immunizations for those individuals who begin immunizations in infancy and follow currently accepted immunization schedules.

Table I (For the 1980-81 School Year)

<u>Age/Grade</u>	<u>Required Immunizations (Number of Doses)</u>			
15 months through 23 months	3 DTP/DT,	2 Polio,	1 Measles,	1 Rubella
2 years through 4 years	4 DTP/DT,	3 Polio,	1 Measles,	1 Rubella
kindergarten	4 DTP/DT/Td,	4 Polio,	1 Measles,	1 Rubella
grades 1 through 6	3 DTP/DT/Td,	3 Polio,	1 Measles,	1 Rubella (through age 11)
grades 7 through 9	3 DTP/DT/Td,	3 Polio,	1 Measles,	—
grades 10 through 12	—	—	1 Measles	—

(a) Immunization against measles and rubella must have been received on or after the date of the first birthday.

(b) An exception may be made for the fourth dose of DTP/DT/Td and polio vaccines. Those who receive the third dose after their fourth birthday are not required to receive further doses of DTP/DT/Td and polio vaccines.

(c) For students in ungraded schools or above age 4 in day care centers, the immunization requirements are those for the grade which would normally correspond to the individual's age. Immunization against measles is also required for all students over age 18.

(3) REQUIREMENTS FOR SCHOOL YEARS FOLLOWING 1980-81. (a) Each year for twelve school years following the 1980-81 school year, the grade-specific requirements for doses of DTP/DT/Td, polio and measles (not rubella) vaccines shall advance one grade for students in grades kindergarten through 12. The requirements for students 15 months through 4 years of age remain the same as those for the 1980-81 school year.

(b) An exception may also be made in requirements for school years following 1980-81 for the fourth dose of DTP/DT/Td and polio vaccines. Those who receive the third dose after their fourth birthday are not required to receive further doses of DTP/DT/Td and polio vaccines.

(c) For students in ungraded schools or above age 4 in day care centers, the immunization requirements shall be those for the grade which would normally correspond to the individual's age. Immunization against measles is also required for all students over age 18.

Note: To illustrate, the grade-specific requirements for the 1981-82 school year would be:

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Grade	Required Immunizations (Number of Doses)			
K and 1	4 DTP/DT/Td	4 Polio	1 Measles	1 Rubella
2 through 6	3 DTP/DT/Td	3 Polio	1 Measles	1 Rubella (through age 11)
7 through 10	3 DTP/DT/Td	3 Polio	1 Measles	—
11 and 12	—	—	1 Measles	—

For the 1982-83 school year these requirements would be:

Grade	Required Immunizations (Number of Doses)			
K through 2	4 DTP/DT/Td	4 Polio	1 Measles	1 Rubella
3 through 6	3 DTP/DT/Td	3 Polio	1 Measles	1 Rubella (through age 11)
7 through 11	3 DTP/DT/Td	3 Polio	1 Measles	—
12	—	—	1 Measles	—

The requirements for the 1992-93 school year and each succeeding year would be:

Grade	Required Immunizations (Number of Doses)			
K-6	4 DTP/DT/Td	4 Polio	1 Measles	1 Rubella (through age 11)
7-12	4 DTP/DT/Td	4 Polio	1 Measles	—

(4) **FIRST DEADLINE.** Within 30 school days after having been admitted to a school or day care center, each student who has not filed a waiver form shall submit written evidence of having completed at least the first dose of each vaccine required for that student's age or grade. These first doses shall include the only required dose of both measles and rubella vaccines.

(5) **SECOND DEADLINE.** Within 90 school days after being admitted, each student who has not filed a waiver form shall submit written evidence of having received at least the second dose of both DTP/DT/Td and polio vaccines, written evidence of immunization against measles and rubella having already been submitted within the 30 school day limit if required for the student's age or grade.

(6) **FINAL DEADLINE.** Within 30 school days after having been admitted to school for the following school year each student who has not filed a waiver form shall submit written evidence of having received the third and, if required, the fourth dose of both DTP/DT/Td and polio vaccines.

(7) **RECORDS OF VACCINATION.** Any person who immunizes a student under s. 140.05 (16), Stats., shall maintain records identifying the manufacturer and lot number of the vaccine used, the date of immunization and the name and title of the person who immunized the student. Records of vaccination required under s. 140.05 (16) (a) shall be included on a form, "Important Information About Vaccines," copies of which are available free from the department at 1 West Wilson Street, Madison, Wisconsin 53702.

History: Cr. Register, June, 1981, No. 306, eff. 7-1-81.