



JOINT COMMITTEE FOR THE REVIEW OF ADMINISTRATIVE RULES

COMMITTEE CO-CHAIRS: SENATOR STEVE NASS AND REPRESENTATIVE JOAN BALLWEG

Committee Motions for May 5, 2020 Executive Session:

Clearinghouse Rule 19-079: Health Services – Immunization of Students (Full Committee Objection)

- Moved, that the Joint Committee for Review of Administrative Rules, pursuant to s. 227.19 (5) (d), Stats., partially object to Clearinghouse Rule 19-079, relating to immunization of students (DHS), as indicated in items A. to E., below, on the grounds that the proposed rule is arbitrary and capricious, and imposes an undue hardship:
 - A. Object to s. DHS 144.02 (21) (h) and (i) as recreated in s. 3 of CHR 19-079.
 - B. Object to the repeal, as applied to Mumps, of s. DHS 144.02 (12) (intro.), (a), and (b) (intro.) and 2., Wis. Adm. Code, as repealed in s. 3 of CHR 19-079; and object to the creation of s. DHS 144.02 (21) (b), as recreated in s. 3 of CHR 19-079.
 - C. Object to the repeal, as applied to Grade 6 Tdap requirements, of Table DHS 144.03-A, as repealed in s. 5 of CHR 19-079; and object to the creation, as applied to Grade 7 Tdap requirements, of Table DHS 144.03-A, as recreated in s. 5 of CHR 19-079.
 - D. Object to the references to “1 Mening” and “2 Mening” in Table DHS 144.03-A as recreated in s. 5 of CHR 19-079; and object to s. DHS 144.03 (2) (k) as created in s. 6 of CHR 19-079.
 - E. Object to the repeal of the sentence “A parent of a minor student or an adult student may indicate a reliable history of varicella by signing a statement that the student has had varicella disease.” in s. DHS 144.03 (2) (f), Wis. Adm. Code, as repealed in s. 5 of CHR 19-079; and object to the creation of the sentence “A physician, physician assistant, or an advanced practice nurse prescriber, must document a reliable history of varicella disease by indicating on the department’s student immunization record form that the student has had varicella disease.” in s. DHS 144.03 (2) (g) as recreated in s. 5 of CHR 19-079
- Moved, that the Joint Committee for Review of Administrative Rules, pursuant to s. 227.19 (5) (e) and (g), Stats., introduce LRB-6194/1 and LRB-6203/1 in the Senate and Assembly, relating to prohibiting certain actions by the Department of Health Services related to the immunization program, in support of the committee’s May 5, 2020, partial objection to Clearinghouse Rule 19-079 (DHS), and issue its report on the bills.