

Methodology to Indicate Changes to
DPH-11-004 – Pre-Kindergarten and School Immunization Requirements

Changes to the proposed regulations are indicated as follows:

- Deleted text is indicated by ~~double-strikethrough~~.
- Added text is indicated by double underline.

Amend Section 6000 as follows:

§ 6000. ~~Admission.~~ Definitions and Abbreviations.

(a) No change to previously noticed text.

(b) “Governing authority” is defined in subdivision (a) of section 120335 of the Health and Safety Code. ~~means the principal, administrator, or the governing board of the school or pre-kindergarten facility.~~

(c) – (c)(3) No change to previously noticed text.

(4) “Td” means tetanus toxoid and reduced diphtheria toxoid vaccine.

(c)(5) – (c)(10) No change to previously noticed text.

(d) – (e) No change to previously noticed text.

(f) “Licensed physician” means either of the following:

(1) An individual who holds a “physician’s and surgeon’s certificate” issued by the Medical Board of California to practice medicine in California pursuant to Chapter 5 (commencing with Section 2000) of Division 2 of the Business and Professions Code, or physician or surgeon licensed pursuant to Section 2050 of the Business and Professions Code.

(2) An individual who holds an “osteopathic physician’s and surgeon’s certificate” issued by the Osteopathic Medical Board of California to practice medicine in California pursuant to Chapter 5 (commencing with Section 2000) of Division 2 of the Business and Professions Code. ~~osteopathic physician or surgeon, as defined in the Osteopathic Initiative Act.~~

(g) “Parent or guardian” means, for a

(1) Minor; the adult(s) legally responsible for the pupil’s care and custody, or

(2) Emancipated minor; the pupil.

(h) “Pre-kindergarten facility” means any private or public child care center, day nursery, nursery school, family day care home, or developmental center for young children.

(i) No change to previously noticed text.

(j) “Pupil’s record” means, for:

(1) Pre-kindergarten, any information relative to an individual pupil gathered within or without the school system or pre-kindergarten facility and maintained within the school

system or pre-kindergarten facility, regardless of the physical form in which it is maintained, or

(2) K-12, a record as defined in subdivision (d) of section 430 of Title 5 of the California Code of Regulations.

(k) – (l) No change to previously noticed text.

(m) For purposes of this Article, “vaccine” means an immunization administered in the United States of America or other countries that is recommended by the federal Advisory Committee on Immunization Practices for the prevention of the respective diseases identified in section 120335 of the Health and Safety Code.

NOTE: Authority cited: Sections 3381(c), ~~(120335(c))~~, 100275 and 120330, and 131200, Health and Safety Code. Reference: ~~Section 2050~~ Sections 2000 et seq., Business and Professions Code; Section 49061, Education Code; Sections 3381, ~~(120335)~~, 120340, 120360, ~~120365~~, 120370, ~~and 120375~~, and 131050, 131051, and 131052, Health and Safety Code.

Amend Section 6025 as follows:

§ 6025. Unconditional Admission.

(a) No change to previously noticed text.

(b) Pupils admitted unconditionally at a younger age or earlier grade will be required to provide documentary proof of required immunizations at the time of any additional requirements at a later age or grade, as indicated in Table B of this section 6025, Table B. ~~However, for some pupils admitted unconditionally to a child care center, day nursery, nursery school, family day care home, or development center, an additional dose of DTP and/or polio vaccine will be required for admission to school at kindergarten level and above, as indicated in Table 1, Section 6020.~~

(c) No change to previously noticed text.

TABLE A: CALIFORNIA IMMUNIZATION REQUIREMENTS FOR PRE-KINDERGARTEN¹

Age When Admitted Total Number of Doses Required of each Immunization ^{4,2,3}

<u>2 through 3 months</u>	<u>1 Polio</u>	<u>1 DTaP</u>	<u>1 Hep B</u>	<u>1 Hib</u>
<u>4 through 5 months</u>	<u>2 Polio</u>	<u>2 DTaP</u>	<u>2 Hep B</u>	<u>2 Hib</u>
<u>6 through 14 months</u>	<u>2 Polio</u>	<u>3 DTaP</u>	<u>2 Hep B</u>	<u>2 Hib</u>
<u>15 through 17 months</u>	<u>3 Polio</u>	<u>3 DTaP</u>	<u>2 Hep B</u>	<u>1 Varicella</u>
	<u>On or after the 1st birthday:</u>			<u>1 Hib³⁴</u> <u>1 MMR</u>
<u>18 months through 5 years</u>	<u>3 Polio</u>	<u>4 DTaP</u>	<u>3 Hep B</u>	<u>1 Varicella</u>
	<u>On or after the 1st birthday:</u>			<u>1 Hib³⁴</u> <u>1 MMR</u>

1. A pupil's parent or guardian must provide documentation of a pupil's proof of immunization to the governing authority no more than 30 days after a pupil becomes subject to any additional requirement(s) based on age, as indicated in Table A.

42. Combination vaccines (e.g., MMRV) meet the requirements for individual component vaccines. Doses of DTP count towards the DTaP requirement.

23. Any vaccine administered 4 or fewer days prior to the minimum required age is valid.

34. One Hib dose must be given on or after the 1st birthday regardless of previous doses. Required only for children who have not reached the age of 5 years.

TABLE B: CALIFORNIA IMMUNIZATION REQUIREMENTS FOR GRADES K-12

<u>GRADE</u>	<u>NUMBER OF DOSES REQUIRED OF EACH IMMUNIZATION^{1, 2, 3}</u>				
<u>K-12-Admission</u>	<u>4 Polio⁴</u>	<u>5 DTaP⁵</u>	<u>3 Hep B⁶</u>	<u>2 MMR⁶⁷</u>	<u>2 Varicella</u>
<u>(7th-12th)⁷⁸</u>	<u>1 Tdap</u>				
<u>7th Grade Advancement^{89,10}</u>		<u>2 Varicella⁹¹⁰</u>	<u>1 Tdap⁷⁸</u>		

1. No change to previously noticed text.

2. Combination vaccines (e.g., MMRV) meet the requirements for individual component vaccines. Doses of DTP count towards the DTaP requirement.

3. Any vaccine administered 4 or fewer days prior to the minimum required age is valid.

4. No change to previously noticed text.

5. 4 doses of DTaP meet the requirement if at least one dose was given on or after the 4th birthday. 3 doses meet the requirement if at least one dose of Tdap, ~~or~~ DTaP, or

DTP vaccine was given on or after the 7th birthday. 1 or 2 doses of Td vaccine given on or after the 7th birthday count towards the requirement.

6. For 7th grade admission, refer to Health and Safety Code section 120335, subdivision (c).

7. 2 doses of measles, 2 doses of mumps, and 1 dose of rubella vaccine meet the requirement, separately or combined. Only doses administered on or after the 1st birthday meet the requirement.

8. For 7th-12th graders, at least one dose of pertussis-containing vaccine is required on or after the 7th birthday.

9. For children in ungraded schools, pupils 12 years and older are subject to the 7th grade advancement requirements.

10. The varicella requirement for 7th grade advancement expires after June 30, ~~2024~~ 2025.

NOTE: Authority cited: Sections ~~100275~~, ~~120330~~, ~~and~~ 120335, and 131200, Health and Safety Code. Reference: Sections 120325, 120335, 120370, ~~and~~ 120375, 131050, 131051, and 131052, Health and Safety Code.

Amend Section 6035 as follows:

§ 6035. Conditional Admission.

(a) Any pupil seeking admission to ~~a given public or private elementary or secondary school, child care center, day nursery, nursery school, family day care home or development center~~ school or pre-kindergarten facility who lacks documentation of having received all the required vaccine doses ~~against poliomyelitis, diphtheria, tetanus, pertussis, measles, rubella, Haemophilus influenza type B, mumps, hepatitis B and varicella (chickenpox)~~ for the pupil's age or grade as specified in Table 4, A or B, section 6020, 6025, and has not obtained an exemption ~~a permanent medical exemption or a personal beliefs exemption to immunization in accordance with sections 6051 and Health and Safety Code sections 120335 and 120370,~~ may be admitted conditionally if:

(1) ~~The pupil~~ he or she ~~has not received all the immunizations required for his or her age group but has commenced receiving doses of all the vaccines required for the pupil's age or grade in accordance with Table 2, C or D of this section and is not currently due for any doses at the time of admission. (if he or she is due for any doses at this time they must be obtained before admission),~~ The governing authority shall notify and the pupil's parent or guardian is notified of the date(s) by which the pupil must complete all remaining doses the required immunizations in accordance with Table 2-C or D of this section; or

(2) ~~he or she~~ The pupil ~~is under younger than age 18 months and has received all the immunizations required for his or her the pupil's age group but will require additional vaccine doses at an older age, and~~ The governing authority shall notify the pupil's parent or guardian is notified of the date by which the pupil must complete all the remaining doses when as they become due in accordance with Table A of section 6025 1, Section 6020; or

(a)(3) – (a)(4) No change to previously noticed text.

(b) No change to previously noticed text.

(c) Continued attendance after conditional admission is contingent upon documentation of receipt of the remaining required immunizations in accordance with this section and sections 6025, 6035, and 6065.

(d)(1) For a pupil transferring into a school in California from another school in the United States at kindergarten through 12th grade whose immunization record, as specified in section 6065 or 6070, has not been received by the new school at the time of admission, the governing authority of the school may admit the pupil for up to 30 school days. If the governing authority admits the pupil for up to 30 school days and the pupil’s immunization record has not been received at the end of this period, the governing authority shall exclude the pupil from further attendance until the parent or guardian provides documentation of compliance with the immunization requirements specified in this section and sections 6025, ~~6035~~ and 6040(a). Documentation of compliance from the parent or guardian must be provided as specified in sections 6050, 6051, and 6065, as applicable.

(2) Notwithstanding paragraph (1) of this subdivision, a pupil transferring into a school in California from another school in the United States on the first day of 7th grade, who has not provided documentation that the pertussis requirement has been met ~~documentary proof of Tdap~~ to the new school by the time of admission, shall not be admitted by the governing authority.

(e) Table C, “Conditional Admission Immunization Schedule for Pre-Kindergarten,” and Table D, “Conditional Admission Immunization Schedule for Grades K-12,” set forth the vaccine and time interval between doses required for conditional admission and attendance in a school or pre-kindergarten facility.

TABLE C: CONDITIONAL ADMISSION SCHEDULE FOR PRE-KINDERGARTEN
Before admission a child must obtain the first dose of each required vaccine and any subsequent doses that are due because the period of time allowed before exclusion has elapsed.

<u>DOSE</u>	<u>EARLIEST DOSE MAY BE GIVEN</u>	<u>EXCLUDE IF NOT GIVEN BY</u>
<u>Polio #2</u>	<u>4 weeks after 1st dose</u>	<u>8 weeks after 1st dose</u>
<u>Polio #3</u>	<u>4 weeks after 2nd dose</u>	<u>12 months after 2nd dose</u>
<u>DTaP #2, #3</u>	<u>4 weeks after previous dose</u>	<u>8 weeks after previous dose</u>
<u>DTaP #4</u>	<u>6 months after 3rd dose</u>	<u>12 months after 3rd dose</u>

Hib #2	4 weeks after 1st dose	8 weeks after 1st dose
Hep B #2	4 weeks after 1st dose	8 weeks after 1st dose
Hep B #3	8 weeks after 2nd dose	12 months after 2nd dose and at least 4 months after 1st dose

TABLE D: CONDITIONAL ADMISSION SCHEDULE FOR GRADES K-12

Before admission a child must obtain the first dose of each required vaccine and any subsequent doses that are due because the period of time allowed before exclusion has elapsed.

<u>DOSE</u>	<u>EARLIEST DOSE MAY BE GIVEN</u>	<u>EXCLUDE IF NOT GIVEN BY</u>
Polio #2	4 weeks after 1st dose	8 weeks after 1st dose
Polio #3	4 weeks after 2nd dose	12 months after 2nd dose
Polio #4 ¹	6 months after 3rd dose	12 months after 3rd dose
DTaP #2	4 weeks after 1st dose	8 weeks after 1st dose
DTaP #3 ²	4 weeks after 2nd dose ⁴	8 weeks after 2nd dose ⁴
DTaP #4	6 months after 3rd dose	12 months after 3rd dose
DTaP #5	6 months after 4th dose	12 months after 4th dose
Hep B #2	4 weeks after 1st dose	8 weeks after 1st dose
Hep B #3	8 weeks after 2nd dose	12 months after 2nd dose and at least 4 months after 1st dose
MMR #2	4 weeks after 1st dose	8 weeks 4 months after 1st dose
Varicella #2	<i>Age less than 13 years:</i>	
	3 months after 1st dose	4 months after 1st dose
	<i>Age 13 years and older:</i>	
	4 weeks after 1st dose	8 weeks after 1st dose

1. 3 doses of polio vaccine meet the requirement if one dose was given on or after the 4th birthday.

2. If DTaP #3 is the final required dose, DTaP #3 should be given at least 6 months after DTaP #2, and pupils should be excluded if not given by 12 months after 2nd dose.

3 doses meet the requirement if at least one dose of Tdap, or DTaP, or DTP vaccine

was given on or after the 7th birthday. 1 or 2 doses of Td vaccine given on or after the 7th birthday count towards the requirement.

NOTE: Authority cited: Sections 120330, 120335, and 131200, Health and Safety Code.

Reference: Sections 120325, 120335, 120370, and 120375, 131050, 131051, and 131052, Health and Safety Code.

Amend Section 6040 as follows:

§ 6040. Requirements for Continued Attendance of Pupils Already Admitted.

(a) – (a)(1) No change to previously noticed text.

(2) The pupil shall continue in attendance only if the parent or guardian provides documentation that the immunization requirements have been met ~~documented receipt of such doses~~ within the time period designated by the governing authority.

(b) The parent or guardian shall submit documentation that 7th grade immunization requirements have been met ~~documentary proof of required 7th grade immunizations to~~ the governing authority prior to first 7th grade attendance.

NOTE: Authority cited: Sections ~~3381(c), (120335(c)), 100275 and~~ 120330, and 131200, Health and Safety Code. Reference: Sections ~~3381, (120335), 120340, and 120375~~ (a) and (b), 131050, 131051, and 131052, Health and Safety Code.

Amend Section 6050 as follows:

§ 6050. Conditional Admission with Temporary Medical Exemption.

(a) A pupil with a temporary medical exemption from a required immunization shall be admitted conditionally if all other immunization requirements are met as specified in section 6025 or 6035. The governing authority shall grant a temporary medical exemption from required immunization(s) if it receives a signed, written statement by a licensed physician stating:

(1) The specific nature of the physical condition or medical circumstance for which the licensed physician does not recommend immunization;

(2) The probable duration of the physical condition or medical circumstance;

(3) Each specific required immunization from which the pupil is exempt; and

(4) The date that the medical exemption expires for each respective immunization.

~~(a) A temporary medical exemption to a specific immunization requirement shall be granted upon the filing by the parent or guardian with the governing authority a signed, written statement from a licensed physician stating:~~

~~— (1) A The pupil who is temporarily medically exempt from the specified required immunization(s) for medical reasons shall be admitted on condition that required immunizations are obtained at the termination of the exemption; and~~

~~— (2) The immunization requirement from which the pupil is to be temporarily medically exempted; and~~

~~— (3) The pupil's physical condition or medical circumstance is a temporary contraindication to the required immunization(s); and~~

~~— (4) The date that the medical exemption expires.~~

~~(b) A pupil with the fact of the a temporary medical exemption to any required immunization(s) shall be recorded in accordance with Section 6070. admitted conditionally if all other required immunizations have been received as specified in section 6025.~~

(be) To continue in attendance, at the termination of the temporary exemption, all immunization requirements required immunizations shall be obtained met per section 6025 or section 6035.

(cd) A temporary medical exemption shall not exceed twelve calendar months from the date of the licensed physician's statement.

(d) The fact of the temporary medical exemption for specific immunization(s) and expiration date for the exemption(s) shall be recorded in the pupil's record.

(e) A pupil with a temporary medical exemption may be subject to exclusion pursuant to Section 6060.

NOTE: Authority cited: Sections ~~100275~~, 120330, ~~and~~ 120335, and 131200, Health and Safety Code. Reference: Sections 120325, 120335, ~~420365~~, 120370, ~~and~~ 120375, 131050, 131051, and 131052, Health and Safety Code.

Amend Section 6051 as follows:

§ 6051. Unconditional Admission with Permanent Medical Exemption or Personal Belief Exemption.

(a) A pupil with a permanent medical exemption ~~or a personal beliefs exemption~~ to from a required immunization(s) shall be admitted unconditionally if all other required immunizations as specified in section 6025 have been documented as received. A pupil with an exemption which is not based on pre-existing immunity to disease may be subject to exclusion pursuant to Section 6060. ~~(a) A permanent medical exemption~~ The governing authority shall be granted a permanent medical exemption upon filing with the governing authority from required immunization(s) if it receives of a signed, written statement from by a licensed physician to the effect that the physical condition of the pupil or medical circumstances relating to the pupil are such that immunization is permanently not indicated. Stating:

(1) The specific nature of the physical condition or medical circumstance for which the licensed physician does not recommend immunization;

(2) That the physical condition or medical circumstance is permanent; and

(3) Each specific required immunization from which the pupil is permanently exempt, ~~that the pupil is medically exempt from a specific required immunization(s) and that the physical condition or medical circumstance is permanent.~~ The fact of the permanent medical exemption shall be recorded in accordance with Section 6070. A permanent medical exemption may be provided for one or more vaccines. A physician may provide a written statement that the pupil is medically exempt from the measles (rubeola) and/or varicella (chickenpox) requirements as a result of having had measles (rubeola) and/or varicella (chickenpox) disease, respectively. A physician may provide a written statement that the pupil is medically exempt from the rubella and/or mumps requirement as a result of having had laboratory confirmed illness with the corresponding disease.

(b) The fact of the permanent medical exemption for specific immunization(s) shall be recorded in the pupil's record in accordance with section 6070. A personal beliefs exemption shall be granted upon the filing with the governing authority documentation in accordance with the requirements of Health and Safety Code Section 120365 on form CDPH 8262. The fact of personal beliefs exemption shall be recorded in accordance

~~with Section 6070. The fact of a personal beliefs exemption for the pertussis booster immunization requirement in Section 120335(d), Health and Safety Code, shall be recorded on the Tdap (Pertussis Booster) Requirement sticker, PM 286 S (01/11).~~

(c) No change to previously noticed text.

NOTE: Authority cited: Sections 120330, 120335, and 131200, Health and Safety Code. Reference: Sections 120325, 120335, ~~420365~~, 120370, and 120375, 131050, 131051, and 131052, Health and Safety Code.

Amend Article 4 Title as follows:
Article 4.3. Exclusion

Amend Section 6055 as follows:

§ 6055. ~~Conditions for Admission Not Fulfilled.~~ Exclusion.

~~The governing authority shall exclude any pupil who does not meet the requirements for admission or continued attendance as specified in Article 2 of this subchapter Title 17, Division 1, Chapter 4, Subchapter 8, Article 2 and Health and Safety Code section 120335.~~

~~The governing authority of the school, child care center, day nursery, nursery school, family day care home, or development center shall exclude from further attendance any pupil who fails to obtain the required immunizations within no more than 10 school days following receipt of the notice provided pursuant to Section 6040, unless the pupil is exempt for medical reasons or personal beliefs, until the pupil provides written evidence that he or she has received another dose of each required vaccine due at that time. Any pupil so excluded shall be reported to the attendance supervisor or to the building administrator.~~

NOTE: Authority cited: Sections ~~3381(c), (120335(e)), 400275~~ and 120330, and 131200, Health and Safety Code. Reference: Sections ~~3381, (120335), 120340, 420365, 120370, and 120375~~, 131050, 131051, and 131200, Health and Safety Code.

Amend Section 6070 as follows:

§ 6070. School/Child Care Facility Immunization Record

Recording of Immunization Information by California Schools and Pre-Kindergarten Facilities.

(a) Pre-kindergarten facility and school personnel must record information for each pupil regarding all doses of required immunizations and the status of all requirements, as defined in Title 17, Division 1, Chapter 4, Subchapter 8, Article 2 of this subchapter, using an immunization record that is provided by the parent or guardian that complies with the documentary proof requirements of section 6065, from a prior school, or in an immunization registry or information system governed by Health and Safety Code section 120440 et seq. The governing authority of each school and pre-kindergarten facility shall maintain this information for each pupil in the pupil's record. The governing authority of each school, child care center, day nursery, nursery school, family day care home, or development center shall record each pupil's immunizations on the California School Immunization Record, CDPH 286 (01/14), hereby incorporated by reference which, at kindergarten level and above, shall be part of the mandatory permanent pupil record as defined in Section 430 of Title 5, California Code of Regulations.

(b) – (b)(7) No change to previously noticed text.

(8) As specified in Table A or B of section 6025 for age or grade, the date (month, day, and year) each of the following required vaccine doses were given:

(b)(8)(A) – (b)(8)(G) No change to previously noticed text.

(9) (If applicable) Permanent medical exemption (indicate for each vaccine as applicable) to any required vaccine.

(b)(10) – (b)(10)(A) No change to previously noticed text.

(B) (If applicable) Pupil is currently up-to-date but more doses are due as specified in Tables A and C of sections 6025 and 6035, respectively.

(b)(10)(B)(i.) – (b)(10)(C)(i) No change to previously noticed text.

(D) The date (month, day and year) pupil met requirements for admission as specified in Section 6025.

(b)(11) – (b)(11)(A) No change to previously noticed text.

(B) (If applicable) Pupil is currently up-to-date but more doses are due as specified in Tables B and D of sections 6025 and 6035, respectively.

(b)(11)(B)(i.) – (b)(12)(A) No change to previously noticed text.

(B) (If applicable) Pupil is currently up-to-date but more doses are due as specified in Tables B and D of sections 6025 and 6035, respectively.

(b)(12)(B)(i.) – (b)(12)(D) No change to previously noticed text.

~~(c) Pupils admitted to a California school prior to July 1, 2017, may continue to have their immunizations recorded on the California School Immunization Record, PM 286 (1/02) or CDPH 286 (01/14), hereby incorporated by reference, and the supplemental sticker form Tdap (Pertussis Booster) Requirement (PM 286 S (01/11), hereby incorporated by reference.~~

(d) Pursuant to subdivision (c) of section 120375 of the Health and Safety Code, section 120375(c), the local health department shall have access to the health information as it relates to immunization of each pupil.

NOTE: Authority cited: Sections 120330, 120335, and 131200, Health and Safety Code.
Reference: Sections 120325, 120335, 120370, ~~and~~ 120375, 120440, 131050, 131051, and 131052, Health and Safety Code.

Amend Section 6075 as follows:

§ 6075. Reporting.

(a) – (b)(10) No change to previously noticed text.

(c) Pre-kindergarten Facility Annual Immunization Reports must include the elements listed in subdivision (b) above and the following information:

(c)(1) – (c)(3)(H) No change to previously noticed text.

(I) Number of pupils admitted that do not meet criteria (A)-(H).

(d) Kindergarten Annual Immunization Reports must include the elements listed in subdivision (b) above and the following information:

(d)(1) – (d)(5)(F) No change to previously noticed text.

(G) Number of pupils admitted that do not meet criteria (A)-(F).

(e) 7th Grade Annual Immunization Reports must include the elements listed in subdivision (b) above and the following information:

(e)(1) – (e)(5)(F) No change to previously noticed text.

(G) Number of pupils admitted that do not meet criteria (A)-(F).

(f) No change to previously noticed text.

NOTE: Authority cited: Sections 120330, ~~and~~ 120335, and 131200, Health and Safety Code. Reference: Sections 120325, 120335, 120370 ~~and~~ 120375, 131050, 131051, and 131052, Health and Safety Code.