



## 2019 ASSEMBLY BILL 248

May 29, 2019 - Introduced by Representatives HINTZ, VORPAGEL, KOLSTE, BROSTOFF, L. MYERS, RIEMER, ANDERSON, BILLINGS, CONSIDINE, CROWLEY, DOYLE, EMERSON, FIELDS, GOYKE, HESSELBEIN, B. MEYERS, NEUBAUER, OHNSTAD, POPE, SINICKI, SKOWRONSKI, SPREITZER, STEFFEN, STUBBS, SUBECK, VRUWINK and ZAMARRIPA, cosponsored by Senators CARPENTER, L. TAYLOR, HANSEN, LARSON, MILLER, RINGHAND, RISSER and SMITH. Referred to Committee on Constitution and Ethics.

- 1     **AN ACT** *to amend* 49.155 (1m) (br) and 252.04 (3) of the statutes; **relating to:**  
2           eliminating personal conviction exemption from immunizations.

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### *Analysis by the Legislative Reference Bureau*

This bill eliminates the ability to waive the immunization requirement for schools, child care centers, and nursery schools for the reason of personal conviction. Under current law, a student admitted to elementary, middle, junior, or senior high school, a child care center, or a nursery school must, within 30 days of admission, present evidence of having completed the first immunization for each vaccine required for the student's grade and being on schedule for the remainder of the basic and booster immunization series for mumps, measles, rubella, diphtheria, whooping cough, poliomyelitis, tetanus, and any other diseases the Department of Health Services specifies by rule. This immunization requirement is waived, however, if the student or the student's parent, guardian, or legal custodian instead submits a written statement to the school, child care center, or nursery school objecting to the immunization for reasons of health, religion, or personal conviction. A school, child care center, or nursery school may exclude a student who does not meet the immunization requirement or does not present a waiver and is required to exclude a student who does not meet the immunization requirement or does not present a waiver if fewer than 99 percent of the students have complied with the immunization requirement or presented a waiver. A court may issue an order directing a student to comply with the immunization requirement or present a waiver by a certain date, and if the student is not in compliance, the court may require an adult student or the parent, guardian, or legal custodian of a minor student to pay a forfeiture. This bill

