

HB 6423 -- Redline

APP Joint Favorable to Chaptered -- AN ACT CONCERNING IMMUNIZATIONS.

Deletions ~~struck~~ · Insertions underlined

~~General Assembly~~ Substitute House Bill No.

6423 ~~January Public Session, Act 2021 No.~~ AN ACT CONCERNING IMMUNIZATIONS.

21-6 AN ACT CONCERNING IMMUNIZATIONS.

Any such child who (1) presents a certificate from a physician, physician assistant, advanced practice registered nurse or local health agency stating that initial immunizations have been given to such child and additional immunizations are in process (A) under guidelines and schedules specified by the Commissioner of Public Health, or (B) in the case ~~of a of children rolled in sixth grade or below who, a child enrolled in a preschool program or other prekindergarten program who,~~ of a child enrolled in a preschool program or other prekindergarten program who, prior ~~to the effective to the effective~~ date of this section, was exempt from the appropriate provisions of this section upon presentation of a ~~statement that such immunizations~~ statement that such immunizations LCO \\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06423-R021 of 24 HB.docx Substitute House Bill No.

6423 statement that such immunizations would be contrary to the religious beliefs of such child or the parents or guardian of such child, as such additional immunizations are recommended, in a written declaration, in a form prescribed by the Commissioner of Public Health, for such child by a physician, a physician assistant or an advanced practice registered nurse;

[or (3) presents a statement from the parents or guardian of such child that such immunization would be contrary to the religious beliefs of such child or the parents or guardian of such child, which statement shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (A) a judge of a court of record or a family support magistrate, ~~(B) (B) a clerk or clerk or deputy clerk of a court a court~~ having ~~a seal, (C) a town seal, (C) a town~~ clerk, (D) a notary public, (E) a justice of the peace, (F) an attorney admitted to the bar of this state, or (G) notwithstanding any provision of chapter 6, a school nurse;] or [(4)] (3) in the case of measles, mumps or rubella, presents a certificate from a physician, physician assistant or advanced practice registered nurse or from the director of health in such child's present or previous town of residence, stating that the child has had a confirmed case of such disease;

[If the parents or guardians of any child are unable to pay for such immunizations, the expense of such immunizations shall, on the recommendations of such board of education, ~~be paid~~ be paid by the town.

Before being ~~permitted to~~ permitted to enter seventh grade, the parents or guardian of any child who is exempt on religious grounds from the immunization requirements of this section, pursuant ~~to Public subdivision Act (3) of this subsection, shall present to such school a statement that such immunization requirements are contrary to the religious beliefs of such child or the parents or guardian of such~~ LCO {\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06422 of 24 R02-HB.docx } Substitute Bill No.

~~6423 21-6 child, 2~~ child, 2 ~~which statement shall be acknowledged, in accordance with the provisions of sections 26 1-32, Substitute 1-34 House and Bill 1-35, No.~~ by (A) a judge of a court of record or a family support magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town clerk, (D) a notary public, (E) a justice of the peace, (F) an attorney admitted to the bar of this state, or (G) notwithstanding any provision of chapter 6, a school nurse.] The statement described in subparagraph (B) of subdivision (1) of this subsection shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by a judge of a court of record or a family support magistrate, a clerk or deputy clerk of a court having a seal, a town clerk, a notary public, a justice of the peace, an attorney admitted to the bar of this state, or notwithstanding any provision of chapter 6, a school nurse.

~~(b) 6423 The to immunization subdivision requirements (3) provided of for this in subsection, subsection shall (a) present of to this such section school shall a not statement apply that such immunization requirements are contrary to any the religious beliefs of such child who or is the enrolled parents in or seventh guardian grade of through such twelfth child, grade which on statement or shall before be the acknowledged, effective in date accordance with the provisions of this sections section 1-32, if 1-34 such and child 1-35, presented by (A) a statement, judge prior of to a the court effective of date record of for this a section, family from support the magistrate, parents (B) a clerk or guardian deputy clerk of such a child court that having such a immunization seal, is (C) contrary a to town the clerk, religious (D) beliefs a notary public, (E) a justice of such the child peace, or (F) an attorney admitted to the parents bar of this state, or guardian (G) notwithstanding any provision of such chapter child, 6, and a such school nurse.] The statement was described in subparagraph (B) of subdivision (1) of this subsection shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of record or a family support magistrate, (2) a clerk or deputy clerk of a court having a seal, (3) a town clerk, (4) a notary public, (5) a justice of the peace, (6) an attorney admitted to the bar of this state, or (7) notwithstanding any provision of chapter 6, a school nurse.~~

~~(c) (b) Any The immunization requirements provided for in subsection (a) of this section shall not apply to any child who is enrolled in sixth kindergarten grade through or twelfth below grade prior on or before~~

the effective date of this section ~~who if such child~~ presented a statement, prior to the effective date of this section, from the parents or guardian of such child that ~~the such~~ immunization is contrary to the religious beliefs of such child or the parents or guardian of such child, ~~which and such~~ statement was acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of record or a family support ~~LCO~~ magistrate, ~~(\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06423~~ (2) a clerk or deputy clerk of ~~24a R02-HB.docx~~ court }having Substitute a Bill seal, No. (3) a town clerk, (4) a notary public, (5) a justice of the peace, (6) an attorney admitted to the bar of this state, or (7) notwithstanding any provision of chapter 6, a school nurse.

~~6423(c) magistrate, Any (2) child a who clerk is or enrolled deputy in clerk of a court preschool having program a or seal, other (3) prekindergarten a program town prior clerk, (4) a notary public, (5) a justice of the peace, (6) an attorney admitted to the bareffective of date this state, or (7) notwithstanding any provision of chapter 6, a school nurse, but did not present a written declaration from a physician, a physician assistant or an advanced practice registered nurse stating that additional immunizations are in process as recommended by such physician, physician assistant or advanced practice registered nurse, rather than as recommended under guidelines and schedules specified by the Commissioner of Public Health, shall comply with the immunization requirements provided for in subparagraph (A) of subdivision (1) of subsection (a) of this section on who or Public before Act September No. 1, 2022, or not later than fourteen days after transferring to a program operated by a public or nonpublic school under the jurisdiction of a local or regional board of education or similar body governing a nonpublic school or schools, whichever is later.~~

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6423 presented a statement, prior to the effective date of this section, from the parents or guardian of such child that the immunization is contrary to the religious beliefs of such child or the parents or guardian of such child, which statement was acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of record or a family support magistrate, (2) a clerk or deputy clerk of a court having a seal, (3) a town clerk, (4) a notary public, (5) a justice of the peace, (6) an attorney admitted to the bar of this state, or (7) notwithstanding any provision of chapter 6, a school nurse, but did not present a written declaration from a physician, a physician assistant or an advanced practice registered nurse stating that additional immunizations are in process as recommended by such physician, physician assistant or advanced practice registered nurse, rather than as recommended under guidelines and schedules specified by the Commissioner of Public Health, shall comply with the immunization requirements provided for in subparagraph (A) of subdivision (1) of subsection (a) of this section on or before September 1, 2022, or not later than fourteen days after transferring to a program operated by a public or nonpublic school under the jurisdiction of a local or regional board of education or similar body governing a nonpublic school or schools, whichever is later.

~~[(b)] (e) The definitions of adequate immunization shall reflect the schedule for active immunization adopted pursuant to section 19a-7f and be established by regulation adopted in accordance with the provisions of chapter 54 by the Commissioner of Public Health, who shall also be responsible for providing procedures under which [said] such boards and [said] such similar governing bodies shall collect and report immunization data on each child to the Department of Public Health Act for No. (1) compilation and analysis by [said] the department, and (2) release by the department of annual immunization rates for each public and nonpublic school in the state, provided such immunization data may not contain information that identifies a specific individual.~~

~~[(c)] 21-6 (f) 4 The Commissioner of Public 26 Health may issue a temporary waiver to the schedule for active immunization for any vaccine if the LCO (\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06424 of 24 R02-HB.docx } Substitute House Bill No.~~

6423 National such Centers boards and [said] such similar governing bodies shall collect and report immunization data on each child to the Department of Public Health for Disease (1) Control compilation and Prevention analysis recognizes by a [said] nation-wide the shortage department, and (2) release by the department of supply annual immunization rates for each public and nonpublic school in the state, provided such vaccine immunization data may not contain information that identifies a specific individual.

[(c)] (f) The Commissioner of Public Health may issue a temporary waiver to the schedule for active immunization for any vaccine if the National Centers for Disease Control and Prevention recognizes a nation-wide shortage of supply for such vaccine.

~~Such information, records, reports, statements, notes, memoranda or other data shall not be admissible as evidence in any action of any kind in any court or before any other tribunal, board, agency or person, nor shall it be exhibited or its contents disclosed in any way, in whole or in part, by any officer or representative of the Department of Public Health Act or No. of any such facility, by any person participating in such a research project or by any other person, except as may be necessary for the purpose of furthering the research project to which it relates.~~

~~(b) 21-6 Notwithstanding 5 the provisions of chapter 26 55, the Department of Public Health may exchange personal data for the purpose of medical LCO (\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06425 of 24 R02-HB.docx } Substitute House Bill No.~~

6423 memoranda or ~~scientific~~ other research, data with shall not be admissible as evidence in any action of any kind in any court or before any other governmental tribunal, board, agency or private person, nor shall it be exhibited or its contents disclosed in any way, in whole or in part, by any officer or representative of the Department of Public Health or of any such facility, by any person participating in such a research organization, project or by any other person, except as may be necessary for the purpose of furthering the research project to which it relates.

(b) Notwithstanding the provisions of chapter 55, the Department of Public Health may exchange personal data for the purpose of medical or scientific research, with any other governmental agency or private research organization;

[This section shall not be deemed to affect ~~disclosure.~~] disclosure] (c) The provisions of this section shall not affect:

~~Sec.~~ Public Act No.

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[Any such] (b) Notwithstanding the provisions of subsection (a) of this section, any student who (1) presents a certificate, in a form prescribed by the ~~LCO~~ Commissioner ~~{\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06426~~ of Public Health pursuant to section 7 of ~~24~~ this ~~R02-HB.docx~~ act, } from Substitute a Bill physician, a physician assistant or an advanced practice registered nurse stating that in the opinion of such physician, physician assistant or advanced practice registered nurse such immunization is medically contraindicated, (2) [provides] prior to the effective date of this section, provided a statement that such immunization [would be] is contrary to his or her religious beliefs, (3) presents a certificate from a physician, a physician assistant, an advanced practice registered nurse or the director of health in the student's present or previous town of residence, stating that the student has had a confirmed case of such disease, (4) is enrolled exclusively in a program for which students do not congregate on campus for classes or to participate in institutional-sponsored events, such as students enrolled in distance learning programs for individualized home study or programs conducted entirely through electronic media in a setting without other students present, or (5) graduated from a public or nonpublic high school in this state in 1999 or later and was not exempt from the measles, rubella and [on and after August 1, 2010, the] mumps vaccination requirement pursuant to subdivision (2) [or (3)] of subsection (a) of section 10-204a, as amended by this act, shall be exempt from the appropriate provisions of this Public Act No.

~~6423~~ 21-6 Commissioner of Public Health pursuant to section 7 of this ~~26~~ act, ~~Substitute from House a Bill~~ physician, a physician assistant or an advanced practice registered nurse No. stating that in the opinion of such physician, physician assistant or advanced practice registered nurse such immunization is medically contraindicated, (2) [provides] prior to the effective date of this section, provided a statement that such immunization [would be] is contrary to his or her religious beliefs, (3) presents a certificate from a physician, a physician assistant, an advanced practice registered nurse or the director of health in the student's present or previous town of residence, stating that the student has had a confirmed case of such disease, (4) is enrolled exclusively in a program for which students do not congregate on campus for classes or to participate in institutional-sponsored events, such as students enrolled in distance learning programs for individualized home study or programs conducted entirely through electronic media in a setting without other students present, or (5) graduated from a public or nonpublic high school in this state in 1999 or later and was not exempt from the measles, rubella and [on and after August 1, 2010, the] mumps vaccination requirement pursuant to subdivision (2) [or (3)] of subsection (a) of section 10-204a, as amended by this act, shall be exempt from the appropriate provisions of this section.

6423 section.

~~LCO~~ (a) ~~{\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06427~~ For students who first enroll in the 2014-2015 school year, and first enroll in each school year thereafter, each public or private college or university in this state shall require that each student who resides in on-campus housing be vaccinated against meningitis and submit evidence of ~~24~~ having ~~R02-HB.docx~~ received } a ~~Substitute~~ meningococcal Bill conjugate No. vaccine not more than five years before enrollment as a condition of such residence.

~~6423~~ (a) For students who first enroll in the 2014-2015 school year, and first enroll in each school year thereafter, each public or private college or university in this state shall require that each student who resides in on-campus housing be vaccinated against meningitis and submit evidence of having received a meningococcal conjugate vaccine not more than five years before enrollment as a condition of such residence.

Section 19a-79 of the general statutes is repealed and the following Public is Act substituted No. in lieu thereof (Effective from passage):-

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6423 following is substituted in lieu thereof (Effective from passage):

Such regulations shall (1) specify that before being permitted to attend any child care center or group child care home, each child shall be protected as age-appropriate by adequate immunization against

diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, [hemophilus] haemophilus influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f, [including appropriate exemptions for children for whom such immunization is medically contraindicated and for children whose parent or guardian objects to such immunization on religious grounds, and that any ~~LCO objection~~ (~~\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-064238~~) by a parent or a guardian to immunization of 24a R02-HB.docx child } on Substitute religious ground shall be accompanied by a statement from such parent Bill or guardian that such immunization would be contrary to the religious beliefs of such child or the parent or guardian of such child, which statement shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (A) a judge of a court of record or a family support magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town clerk, (D) a notary public, (E) a justice of the peace, or (F) an attorney admitted to the bar of this state,] (2) specify conditions under which child care center directors and teachers and group child care home providers may administer test to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including controlled drugs specified in the regulations by the commissioner, to a child receiving child care services at such child care center or group child care home pursuant to the written order of a physician licensed to practice medicine or a dentist licensed to practice Public Act No.

~~6423 21-6 objection 9 by a parent or a guardian to immunization of a 26 child Substitute on House religious ground shall be accompanied by a statement from such parent Bill or No. guardian that such immunization would be contrary to the religious beliefs of such child or the parent or guardian of such child, which statement shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (A) a judge of a court of record or a family support magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town clerk, (D) a notary public, (E) a justice of the peace, or (F) an attorney admitted to the bar of this state,] (2) specify conditions under which child care center directors and teachers and group child care home providers may administer test to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including controlled drugs specified in the regulations by the commissioner, to a child receiving child care services at such child care center or group child care home pursuant to the written order of a physician licensed to practice medicine or a dentist licensed to practice dental medicine in this or another state, or an advanced practice registered nurse licensed to prescribe in accordance with section 20-94a, or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child, (3) specify that an operator of a child care center or group child care home, licensed before January 1, 1986, or an operator who receives a license after January 1, 1986, for a facility licensed prior to January 1, 1986, shall provide a minimum of thirty square feet per child of total indoor usable space, free of furniture except that needed for the children's purposes, exclusive of toilet rooms, bathrooms, coatrooms, kitchens, halls, isolation room or other rooms used for purposes other than the activities of the children, (4) specify that a child care center or group child care home licensed after January 1, 1986, shall provide thirty-five square feet per child of total indoor usable space, (5) establish appropriate child care center staffing requirements for employees certified in cardiopulmonary resuscitation by the American Red Cross, the American Heart Association, the National Safety Council, American Safety and Health Institute, Medic First Aid International, Inc.~~

6423 dental medicine in this or another state, or an organization advanced using practice guidelines registered nurse licensed to prescribe in accordance with section 20-94a, or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child, (3) specify that an operator of a child care center or group child care home, licensed before January 1, 1986, or an operator who receives a license after January 1, 1986, for a facility licensed prior to January 1, 1986, shall provide a minimum of thirty square feet per child of total indoor usable space, free of furniture except that needed for the children's purposes, exclusive of toilet rooms, bathrooms, coatrooms, kitchens, halls, isolation room or other rooms used for purposes other than the activities of the children, (4) specify that a child care center or group child care home licensed after January 1, 1986, shall provide thirty-five square feet per child of total indoor usable space, (5) establish appropriate child care center staffing requirements for employees certified in cardiopulmonary resuscitation and by LCO the } American Substitute Heart Bill Association, No. the National Safety Council, American Safety and Health Institute, Medic First Aid International, Inc.

6423 or an organization using guidelines for cardiopulmonary resuscitation and emergency cardiovascular care published by the American Heart Association and International Liaison Committee on Resuscitation, (6) specify that [on and after January 1, 2003,] a child care center or group child care home (A) shall not deny services to a child on the basis of a child's known or suspected allergy or because a child has a prescription for an automatic prefilled cartridge injector or similar automatic injectable equipment used to treat an allergic reaction, or for injectable equipment used to administer glucagon, (B) shall, not later than three weeks after such child's enrollment in such a center or home, have staff trained in the use of such equipment on-site during all hours when such a child is on-site, (C) shall require such child's parent or guardian to provide the injector or injectable equipment and a copy of the prescription for such medication and injector or injectable equipment upon enrollment of such child, and

(D) shall require a parent or guardianPublic enrollingAct suchNo. a child to replace such medication and equipment prior to its expiration date, (7) specify that [on and after January 1, 2005,] a child care center or group child care home (A) shall not deny services to a child on the basis of a child's diagnosis of asthma or because a child has a prescription for an inhalant medication to treat asthma, and (B) shall, not later than three weeks after such child's enrollment in such a center or home, have staff trained in the administration of such medication on-site during all hours when such a child is on-site, and (8) establish physical plant requirements for licensed child care centers and licensed group child care homes that exclusively serve school-age children.

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6423 guardian enrolling such a child to replace such medication and equipment prior to its expiration date, (7) specify that [on and after January 1, 2005,] a child care center or group child care home (A) shall not deny services to a child on the basis of a child's diagnosis of asthma or because a child has a prescription for an inhalant medication to treat asthma, and (B) shall, not later than three weeks after such child's enrollment in such a center or home, have staff trained in the administration of such medication on-site during all hours when such a child is on-site, and (8) establish physical plant requirements for licensed child care centers and licensed group child care homes that exclusively serve school-age children.

Until replaced by policies and procedures implemented pursuant to this subdivision, any physical plant requirement specified in the office's regulations that is generally applicable to child care centers and group child care homes shall LCOcontinue {\\PRDES1\HCOUSERS\BARRYJN\WS\2021HB-06410to ofbe 24applicable R02-HB.docxto }such Substitutecenters Billand No.homes that exclusively serve school-age children.

~~6423 continue to be applicable to such centers and homes that exclusively serve school-age children.~~

(b) Any child who (1) presents a certificate, in a form prescribed by the Commissioner of Public Health pursuant to section 7 of this act, signed by a physician, a physician assistant or an advanced practice registered nurse stating that, in the opinion of such physician, physician assistant or advanced practice registered nurse, the immunizations required pursuant to regulations adopted pursuant to subdivision (1) of subsection (a) of this section are medically contraindicated, (2) in the case of a child who is enrolled in seventh grade through twelfth grade, presented a statement, prior to the effective date of this section, that such immunizations are contrary to the religious beliefs of such child or the parents or guardian of such child, or (3) in the case of a child who is enrolled in sixth grade or below, (A) presented a statement, prior to the effective date of this section, that such immunizations are contrary to the religious beliefs of such child or the parents or guardian of such child, and (B) presents a written declaration, in a form prescribed by the Commissioner of Public Health,Act from a physician, a physician assistant or an advanced practice registered nurse stating that an immunization against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f has been given to such child and that any additional necessary immunizations of such student against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus influenzae type B and any other vaccine required by such schedule of active immunization are in process under guidelines specified by the Commissioner of Public Health or as recommended for the child by the physician, physician assistant or advanced practice registered nurse, shall be exempt from LCO {\\PRDES1\HCOUSERS\BARRYJN\WS\2021HB-06411 of 24 R02-HB.docx } Substitute Bill No.

~~6423 21-6 the 11 immunization of requirements 26 set Substitute forth House in Bill such No. regulations.~~

The 6423 statement assistant described or in advanced subparagraph practice (A) registered of nurse, the immunizations required pursuant to regulations adopted pursuant to subdivision (3)(1) of subsection (a) of this subsection section shall are be medically acknowledged, contraindicated, (2) in accordance the with case of a child who is enrolled in kindergarten through twelfth grade, presented a statement, prior to the effective date of this section, that such immunizations are contrary to the provisions religious beliefs of sections such 1-32, child 1-34 or and the 1-35, parents by or a guardian judge of such child, or (3) in the case of a court child of who record is or enrolled in a family preschool support program magistrate, or other prekindergarten program or below, (A) presented a clerk statement, prior to the effective date of this section, that such immunizations are contrary to the religious beliefs of such child or deputy the clerk parents or guardian of a such court child, having and a (B) seal, presents a town written clerk, declaration, in a notary form public, prescribed a by justice the Commissioner of the Public peace, Health, from a physician, a physician assistant or an attorney advanced admitted practice registered nurse stating that an immunization against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f has been given to such child and that any additional necessary immunizations of such student against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus influenzae type B and any other vaccine required by this schedule of active immunization are in process under guidelines specified by the bar Commissioner of this Public state. Health or as recommended for the child by the physician, physician assistant or advanced practice registered nurse, shall be exempt from the immunization requirements set forth in such

regulations.

~~(c) The Any child who is enrolled in sixth grade or below on or before the effective date of this section who presented, prior to the effective date of this section, the statement described in subparagraph (A) of subdivision (3) of subsection (b) of this section, subsection but shall did be not acknowledged, present the written declaration described in subparagraph (B) with of the subdivision provisions (3) of subsection sections (b) 1-32, of 1- this and section, 1-35, shall by comply, a on judge or of before a September court 1, of 2022, record or not a later family than support fourteen magistrate, days a after clerk applying or to deputy enroll clerk in of the a child court care having center a or seal, group a child town care clerk, home, a whichever notary is public, later, a with justice of the immunization peace, requirements or set an forth attorney in admitted the regulations adopted pursuant to subdivision the (1) bar of subsection (a) of this section. state.~~

(c) Any child who is enrolled in a preschool program or other Public Act No. 21-6 12 of 26 Substitute House Bill No.

6423 prekindergarten program or below on or before the effective date of this section who presented, prior to the effective date of this section, the statement described in subparagraph (A) of subdivision (3) of subsection (b) of this section, but did not present the written declaration described in subparagraph (B) of subdivision (3) of subsection (b) of this section, shall comply, on or before September 1, 2022, or not later than fourteen days after applying to enroll in the child care center or group child care home, whichever is later, with the immunization requirements set forth in the regulations adopted pursuant to subdivision (1) of subsection (a) of this section.

[(d)] (f) Upon the declaration by the Governor of a civil preparedness emergency pursuant to section 28-9 or a public health emergency LCO pursuant to \\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06412 to section 19a-131a, the commissioner may waive the provisions of 24 any R02-HB.docx regulation } adopted Substitute pursuant Bill to No. this section if the commissioner determines that such waiver would not endanger the life, safety or health of any child.

~~6423 pursuant to section 19a-131a, the commissioner may waive the provisions of any regulation adopted pursuant to this section if the commissioner determines that such waiver would not endanger the life, safety or health of any child.~~

~~The commissioner shall establish Public the Act criteria No. by which a waiver request shall be made and the conditions for which a waiver will be granted or denied.~~

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6423 establish the criteria by which a waiver request shall be made and the conditions for which a waiver will be granted or denied.

For purposes of this subsection, "foster child" means a child who is in the care and custody of the Commissioner of Children and Families and placed in a foster home licensed pursuant to section 17a-114, foster home approved by a LCO child-placing to \\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06413 agency of licensed 24 pursuant R02-HB.docx to } section Substitute 17a-149, Bill facility No. licensed pursuant to section 17a-145 or with a relative or fictive kin caregiver pursuant to section 17a-114.

~~6423 child-placing agency licensed pursuant to section 17a-149, facility licensed pursuant to section 17a-145 or with a relative or fictive kin caregiver pursuant to section 17a-114.~~

Section 19a-87b of the general statutes is repealed and the following Public is Act substituted No. in lieu thereof (Effective from passage):

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6423 following is substituted in lieu thereof (Effective from passage):

(b) No person shall act as an assistant or substitute staff member to a person or entity maintaining a family child care home, as defined in LCO section to \\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06414 19a-77, of without 24 an R02-HB.docx approval } issued Substitute by Bill the No. commissioner.

~~6423 Any section person 19a-77, seeking without to act as an approval assistant issued or by substitute the staff commissioner, member in a Public Act No.~~

~~Any 21-6 person 15 seeking of to 26 act Substitute as House an Bill assistant No. or substitute staff member in a family child care home shall submit an application for such approval to the office.~~

6423 family child care home shall submit an application for such approval to the office.

In the case of an applicant submitting an application LCO Public to \\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06415 Act of 24 R02-HB.docx } Substitute Bill No.

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[Such regulations shall provide appropriate exemptions for children for whom such immunization is medically contraindicated and for children whose parents or guardian objects to such immunization on religious grounds and require that any such objection be accompanied by a statement from such parents or guardian that such immunization would be contrary to the religious beliefs of such child or the parents or guardian of such child, which statement shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of record or a family support magistrate, (2) a

clerk or deputy clerk of a court having a seal, (3) a town clerk, (4) a notary public, (5) a justice of the peace, or (6) an attorney admitted to the bar of this state.] Such regulations shall also specify conditions under which family child care home providers may ~~administer public tests to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including LCO~~ ~~(\\PRDFS1\HCUSERS\BARRYJ\NWS\2021HB-06416 of 24 R02-HB.docx)~~ Substitute Bill No.

~~6423 21-6 controlled 17 drugs specified in the regulations by the commissioner, to a child receiving child care services at a family child care home pursuant to a written order of a 26 physician~~ ~~Substitute licensed House to Bill practice No. medicine in this or another state, an advanced practice registered nurse licensed to prescribe in accordance with section 20-94a or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child.~~

6423 administer tests to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including controlled drugs specified in the regulations by the commissioner, to a child receiving child care services at a family child care home pursuant to a written order of a physician licensed to practice medicine in this or another state, an advanced practice registered nurse licensed to prescribe in accordance with section 20-94a or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child.

(g) Any child who (1) presents a certificate, in a form prescribed by the Commissioner of Public Health pursuant to section 7 of this act, signed by a physician, a physician assistant or an advanced practice registered nurse stating that, in the opinion of such physician, physician assistant or advanced practice registered nurse, the immunizations required pursuant to regulations adopted pursuant to subsection (f) of this section are medically contraindicated, (2) in the case of a child who is enrolled in ~~seventh kindergarten grade~~ through twelfth grade, presented a statement, prior to the effective date of this section, that such immunizations are contrary to the religious beliefs of such child or the parents or guardian of such child, or (3) in the case of a child who is enrolled in ~~sixth grade preschool program or other prekindergarten program or~~ below, (A) presented a statement, prior to the effective date of this section, that such immunizations are contrary to the religious beliefs of such child or the parents or guardian of such child, and (B) presents a written declaration, in a form prescribed by the Commissioner of Public Health, from a physician, physician assistant or ~~advanced practice registered nurse stating that an immunization against advanced diphtheria, practice pertussis, registered tetanus, nurse poliomyelitis, stating measles, that mumps, an rubella, haemophilus influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f has been given to such child and that any additional necessary immunizations of such student against diphtheria, pertussis, Public tetanus, Act~~ ~~LCO (\\PRDFS1\HCUSERS\BARRYJ\NWS\2021HB-06417 of 24 R02-HB.docx)~~ Substitute Bill No.

~~6423 21-6 poliomyelitis, 18 measles, mumps, rubella, haemophilus influenzae type B and any other vaccine required by such schedule of active immunization are in process under guidelines specified by the Commissioner of Public 26 Health~~ ~~Substitute or House as Bill recommended No. for the child by the physician, physician assistant or advanced practice registered nurse, shall be exempt from the immunization requirements set forth in such regulations.~~

~~The 6423 statement pertussis, described tetanus, in poliomyelitis, measles, mumps, rubella, subparagraph haemophilus (A) influenzae of type subdivision B (3) and of any this other subsection vaccine shall required by acknowledged, the in schedule accordance of with active the immunization provisions adopted of pursuant sections to 1-32, section 1-34 19a-7f has been given to such child and 1-35, that by any (i) additional an necessary judge immunizations of a such court student of against record diphtheria, or pertussis, a tetanus, family poliomyelitis, support measles, magistrate, mumps, (ii) rubella, a haemophilus clerk influenzae or type deputy B clerk and of any a other court vaccine having required a by seal, such (iii) schedule a of town active clerk, immunization (iv) are a in notary process public, under (v) guidelines as specified justice by the Commissioner of Public Health or as recommended for the peace, child by the physician, physician assistant or (vi) advanced a practice attorney registered admitted nurse, to shall be exempt from the bar immunization of requirements this set state, forth in such regulations.~~

~~(h) The A statement child described who is enrolled in sixth subparagraph grade (A) or of below subdivision on (3) or before the effective date of this section subsection who shall presented, be prior acknowledged, to in the accordance effective with date the provisions of this sections section, 1-32, the 1- statement and described 1-35, in by subparagraph (i) (A) a of judge subdivision (3) of subsection a (g) court of this record section, or but a did family not support present magistrate, the (ii) written a declaration clerk described or in deputy subparagraph clerk (B) of subdivision a (3) court of having subsection a (g) seal, of (iii) this a section town shall clerk, comply, (iv) on a or notary before public, September (v) 1, a 2022, or not later than fourteendays after applying to enroll in the family justice child of care the home, peace, whichever or is (vi) later, an with attorney the admitted immunization to requirements set forth in the regulations adopted pursuant to subsection the (f) bar of this section state.~~

~~[(g)] (h) (i) Any upon child the who declaration is by enrolled the in Governor a of preschool a program a civil or preparedness other emergency prekindergarten pursuant program to or section below 28-9 on or a before public the~~

~~health effective emergency date pursuant to this section 19a-131a, who presented, prior to the commissioner effective may date waive of this section, the provisions statement described in subparagraph (A) of any subdivision regulation (3) adopted of pursuant subsection to (g) of this section section, if but did not present the commissioner written determines declaration that described such in waiver subparagraph would (B) of subdivision (3) of subsection (g) of this section shall comply, on or before September 1, 2022, or not endanger later than fourteen days after applying to enroll in the life, family safety child or care health home, whichever is later, with the immunization requirements set forth in the regulations adopted pursuant to subsection (f) of any this child section.~~

~~[(g)] (i) Upon the declaration by the Governor of a civil preparedness emergency pursuant to section 28-9 or a public health emergency pursuant to section 19a-131a, the commissioner may waive the provisions of any regulation adopted pursuant to this section if the Public Act No.~~

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~~6423 commissioner determines that such waiver would not endanger the life, safety or health of any child.~~

~~The provisions of section 19a-84 shall not apply to a denial of a waiver request under LCO this {\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06418 subsection. of 24 R02-HB.docx } Substitute Bill No.~~

~~6423 this subsection.~~

~~For purposes of this subsection, "foster child" means a child who is in the care and custody of the Commissioner of Children and Families and placed in a foster home licensed pursuant to section 17a-114, foster home approved by a child-placing agency licensed pursuant to section 17a-149, Public facility Act licensed No. pursuant to section 17a-145 or with a relative or fictive kin caregiver pursuant to section 17a-114.~~

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~~6423 17a-149, facility licensed pursuant to section 17a-145 or with a relative or fictive kin caregiver pursuant to section 17a-114.~~

~~(NEW) (Effective from passage) On or before October 1, 2021, the Commissioner of Public Health shall develop and make available on the Internet web site of the Department of Public Health a certificate for use by a physician, physician assistant or advanced practice registered nurse stating that, in the opinion of such physician, physician assistant or advanced practice registered nurse, a vaccination required by the general statutes is medically contraindicated for a person because of the LCO physical {\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-064219 condition of 24 such R02-HB.docx person. } Substitute Bill No. 6423 The physical certificate condition shall include (1) definitions of the terms "contraindication" and "precaution", (2) a list of contraindications and precautions recognized by the National Centers for Disease Control and Prevention for each of the statutorily required vaccinations, from which the physician, physician assistant or advanced practice registered nurse may select the relevant contraindication or precaution on behalf of such person, (3) a section in which the physician, physician assistant or advanced practice registered nurse may record a contraindication or precaution that is not recognized by the National Centers for Disease Control and Prevention, but in his or her discretion, results in the vaccination being medically contraindicated, including, but not limited to, any autoimmune disorder, family history of any autoimmune disorder, family history of any reaction to a vaccination, genetic predisposition to any reaction to a vaccination as determined through genetic testing and a previous documented reaction of a person that is correlated to a vaccination, (4) a section in which the physician, physician assistant or advanced practice registered nurse may include a written explanation for the exemption from any statutorily required vaccinations, (5) a section requiring the signature of the physician, physician assistant or advanced practice registered nurse, (6) a requirement that the physician, physician assistant or advanced practice registered nurse attach such person's most current immunization record, and (7) a synopsis of the grounds for any order of quarantine or Public Act No.~~

~~The 21-6 certificate 21 shall include (1) definitions of the 26 terms Substitute "contraindication" House and Bill "precaution", No. (2) a list of contraindications and precautions recognized by the National Centers for Disease Control and Prevention for each of the statutorily required vaccinations, from which the physician, physician assistant or advanced practice registered nurse may select the relevant contraindication or precaution on behalf of such person, (3) a section in which the physician, physician assistant or advanced practice registered nurse may record a contraindication or precaution that is not recognized by the National Centers for Disease Control and Prevention, but in his or her discretion, results in the vaccination being medically contraindicated, including, but not limited to, any autoimmune disorder, family history of any autoimmune disorder, family history of any reaction to a vaccination, genetic predisposition to any reaction to a vaccination as determined through genetic testing and a previous documented reaction of a person that is correlated to a vaccination, (4) a section in which the physician, physician assistant or advanced practice registered nurse may include a written explanation for the exemption from any statutorily required vaccinations, (5) a section requiring the signature of the physician, physician assistant or advanced practice registered nurse, (6) a requirement that the physician, physician assistant or advanced practice registered nurse attach such person's most~~

~~current immunization record, and (7) a synopsis of the grounds for any order of quarantine or isolation pursuant to section 19a-131b of the general statutes.~~

6423 isolation pursuant to section 19a-131b of the general statutes.

Said advisory committee shall not be responsible for confirming or denying any determination by a physician, physician assistant or advanced practice registered nurse that LC0a
~~{\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06420}vaccination of is 24medically R02-HB.docxcontraindicated }for~~
Substitutea Billspecific No-individual.

~~6423 a vaccination is medically contraindicated for a specific individual.~~

All information obtained by the advisory committee from suchPublic registryAct shallNo.-be confidential
~~pursuant to section 19a-25 of the general statutes, as amended by this act.~~

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6423 such registry shall be confidential pursuant to section 19a-25 of the general statutes, as amended by this act.

LC0(3) {\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06421}One appointed by the majority leader of 24the R02-HB.docxHouse }of SubstituteRepresentatives. Billwho No.shall be a school nurse;

~~6423 (3) One appointed by the majority leader of the House of Representatives, who shall be a school nurse;~~

and ~~(9)Public TheAct CommissionerNo.-of Early Childhood, or the commissioner's designee.~~

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6423 (9) The Commissioner of Early Childhood, or the commissioner's designee.

(NEW) (Effective from passage) The Department of Public Health, in collaboration with the state Department of Education and the LC0Office {\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06422}of Early Childhood,
shall evaluate all of 24the R02-HB.docxdata }collected Substituteby Billsaid No.departments concerning
exemptions from immunization requirements.

~~6423 Office of Early Childhood, shall evaluate all of the data collected by said departments concerning exemptions from immunization requirements.~~

(a) Each individual health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 delivered, issued for delivery, renewed, amended or continued in this state that provides coverage for prescription drugs shall provide [coverage for] (1) coverage for immunizations recommended by the American Academy of Pediatrics, American Academy of Family PhysiciansPublic andAct theNo. American College of Obstetricians and Gynecologists, and (2) with respect to immunizations that have in effect a recommendation from the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention with respect totheindividualinvolved,coverageforsuchimmunizationsandatleast atwenty-minuteconsultationbetweensuchindividualandahealthcare provider authorized to administer such immunizations to such individual.

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6423 Physicians and the American College of Obstetricians and Gynecologists, and (2) with respect to immunizations that have in effect a recommendation from the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention with respect totheindividualinvolved,coverageforsuchimmunizationsandatleast atwenty-minuteconsultationbetweensuchindividualandahealthcare provider authorized to administer such immunizations to such individual.

(a)Eachgrouphealthinsurancepolicyprovidingcoverageofthetype specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 delivered, issued for delivery, renewed, amended or continued in this state that provides coverage for prescription drugs shall provide LC0[coverage
{\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06423}for] (1) coverage for immunizations recommended by the American Academy of 24Pediatrics, R02-HB.docxAmerican }Academy Substituteof BillFamily No.Physicians and the American College of Obstetricians and Gynecologists, and (2) with respect to immunizations that have in effect a recommendation from the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention with respect totheindividualinvolved,coverageforsuchimmunizationsandatleast atwenty-minuteconsultationbetweensuchindividualandahealthcare provider authorized to administer such immunizations to such individual.

~~6423Sec.12.(NEW)(Effectivefrompassage)Anypersonwhoisexemptfrom {coverage the for}immunization (1)requirements coverage set forth immunizations in recommended section by 10-204a the American Academy of Pediatrics, the American general Academy statutes, of as Family amended Physicians by and this the act, American on College religious of grounds Obstetricians shall and continue Gynecologists, to and be (2) exempt with from respect such to requirements immunizations on that religious have grounds in if effects such a student recommendation transfers from the one Advisory public Committee or on private Immunizations school Practices in of the Centers state for to Disease another Control public and or Prevention private with school respect in totheindividualinvolved,coverageforsuchimmunizationsandatleastthe atwenty-minuteconsultationbetweensuchindividualandahealthcare state provider under authorized the to jurisdiction~~

~~administer of such Public immunizations Act to No. such individual.~~

~~This 21-6 act 25 shall of take 26 effect Substitute as House follows Bill and No. shall amend the following sections:~~

~~Section 6423 1 either from the passages same 10-204a or Sec. a different local or regional board of education, or similar body governing a nonpublic school or schools.~~

~~2 Approved from April passage 28, 10a-25 2021 Sec. Public Act No.~~

~~3 21-6 from 26 passage of 10a-155 26 Sec.~~

~~4 from passage 10a-155b(a) Sec.~~

~~5 from passage 10a-79 Sec.~~

~~6 from passage 10a-87b Sec.~~

~~7 from passage New section Sec.~~

~~8 from passage New section Sec.~~

~~9 from passage New section Sec.~~

~~10 January 1, 2022 38a-492r(a) January 1, 2022 Sec.~~

~~11 38a-518r(a) PH Joint Favorable Subst.~~

~~APP Joint Favorable LCO {\\PRDFS1\HCOUSERS\BARRYJN\WS\2021HB-06423- 24 of 24 R02-HB.docx }~~