

28 ~~statement that the person has]~~ or public school claiming an exemption from immunization
29 requirements based on a personal belief opposed to immunizations, [which is signed by one of the
30 individuals listed in Subsection 53A-11-302(3)(c) and witnessed by the local health officer or his
31 designee] as provided in Section 53A-11-302.5; or

32 (c) a statement that the person is a bona fide member of a specified, recognized religious
33 organization whose teachings are contrary to immunizations, signed by one of the following
34 persons:

- 35 (i) one of the student's parents;
- 36 (ii) the student's guardian;
- 37 (iii) a legal age brother or sister of a student who has no parent or guardian; or
- 38 (iv) the student, if of legal age.

39 Section 2. Section **53A-11-302.5** is amended to read:

40 **53A-11-302.5. Personal belief immunization exemption.**

41 (1) The Department of Health shall provide to all local health departments and public
42 schools a form to be used by persons claiming an exemption from immunization requirements
43 based on a personal belief opposed to immunization. The form shall include a statement printed
44 on the form and drafted by the Department of Health stating the department's position regarding
45 the benefits of immunization. The form shall require, at a minimum:

- 46 (a) a statement claiming exemption from immunizations [~~required under Section~~
47 ~~53A-11-302;~~] based on a personal belief opposed to immunizations signed by a person listed under
48 Subsection 53A-11-302(3)(c);
- 49 (b) the name and address of the person who signs the form;
- 50 (c) the name of the student exempted from immunizations; and
- 51 (d) the school at which the student is enrolling.

52 (2) (a) The Department of Health shall provide these forms to [~~the~~] local health
53 departments and public schools.

54 (b) Local health departments shall make the forms available to the public upon request.

55 (3) (a) A student enrolling in a school and who claims exemption from immunizations
56 based on a personal belief shall complete the form described in Subsection (1) and provide it to
57 the school officials at the school in which the student is enrolling.

58 (b) Students who prior to July 1, 1992, claimed an exemption from immunizations based

59 on personal beliefs shall prior to December 1, 1992, complete the form described in Subsection
60 (1) and provide it to the appropriate official of the school the student attends.

Legislative Review Note
as of 1-2-02 11:08 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel