

88 before November 30, ~~H~~→ [2017] 2018 ←~~H~~ , regarding compliance with this section.

89 Section 2. Section **53A-11-300.5** is enacted to read:

90 **53A-11-300.5. Definitions.**

91 As used in this part:

92 (1) "Department" means the Department of Health, created in Section 26-1-4.

93 (2) "Health official" means an individual designated by a local health department from
94 within the local health department to consult and counsel parents and licensed health care
95 providers, in accordance with Subsection 53A-11-302.5(2)(a).

96 (3) "Health official designee" means a licensed health care provider designated by a
97 local health department, in accordance with Subsection 53A-11-302.5(2)(b), to consult with
98 parents, licensed health care professionals, and school officials.

99 (4) "Immunization" or "immunize" means a process through which an individual
100 develops an immunity to a disease, through vaccination or natural exposure to the disease.

101 (5) "Immunization record" means a record relating to a student that includes:

102 (a) information regarding each required vaccination that the student has received,
103 including the date each vaccine was administered, verified by:

104 (i) a licensed health care provider;

105 (ii) an authorized representative of a local health department;

106 (iii) an authorized representative of the department;

107 (iv) a registered nurse; or

108 (v) a pharmacist;

109 (b) information regarding each disease against which the student has been immunized
110 by previously contracting the disease; and

111 (c) an exemption form identifying each required vaccination from which the student is
112 exempt, including all required supporting documentation described in Section 53A-11-302.

113 (6) "Legally responsible individual" means:

114 (a) a student's parent;

115 (b) the student's legal guardian;

116 (c) an adult brother or sister of a student who has no legal guardian; or

117 (d) the student, if the student:

118 (i) is an adult; or

- 119 (ii) is a minor who may consent to treatment under Section 26-10-9.
- 120 (7) "Licensed health care provider" means a health care provider who is licensed under
- 121 Title 58, Occupations and Professions, as:
- 122 (a) a medical doctor;
- 123 (b) an osteopathic doctor;
- 124 (c) a physician assistant; or
- 125 (d) an advanced practice registered nurse.
- 126 (8) "Local education agency" or "LEA" means:
- 127 (a) a school district;
- 128 (b) a charter school; or
- 129 (c) the Utah Schools for the Deaf and the Blind.
- 130 (9) "Local health department" means the same as that term is defined in Section
- 131 26A-1-102.
- 132 (10) "Required vaccines" means vaccines required by department rule described in
- 133 Section 53A-11-303.
- 134 (11) "School" means any public or private:
- 135 (a) elementary or secondary school ~~H→~~ **through grade 12** ~~←H~~ ;
- 136 (b) preschool;
- 137 (c) child care ~~H→~~ [~~center or~~] ~~←H~~ program ~~H→~~ , as that term is defined in
- 137a Section 26-39-102 ~~←H~~ ;
- 138 (d) nursery school; or
- 139 (e) ~~H→~~ [**business that receives compensation for supervising or educating a child**]
- 139a kindergarten ~~←H~~ .
- 140 (12) "Student" means an individual who attends a school.
- 141 (13) "Vaccinating" or "vaccination" means the administration of a vaccine.
- 142 (14) "Vaccination exemption form" means a form, described in Section 53A-11-302.5,
- 143 that documents and verifies that a student is exempt from the requirement to receive one or
- 144 more required vaccines.
- 145 (15) "Vaccine" means the substance licensed for use by the United States Food and
- 146 Drug Administration that is injected into or otherwise administered to an individual to
- 147 immunize the individual against a communicable disease.
- 148 Section 3. Section 53A-11-302 is repealed and reenacted to read:
- 149 **53A-11-302. Grounds for exemption from required vaccines -- Renewal.**