	VACCINE REPORTING REQUIREMENTS
	2021 GENERAL SESSION
	STATE OF UTAH
	Chief Sponsor: Raymond P. Ward
	Senate Sponsor:
LON	G TITLE
Gene	ral Description:
	This bill implements reporting requirements for vaccine information.
High	lighted Provisions:
	This bill:
	• defines terms;
	requires a vaccine provider to register with the Utah Statewide Immunization
nfor	nation System (USIIS) and report vaccine information;
	 allows a school to provide an immunization record to USIIS; and
	makes technical and conforming changes.
Mon	ey Appropriated in this Bill:
	None
Othe	r Special Clauses:
	None
Utah	Code Sections Affected:
AME	NDS:
	26-1-17.5, as last amended by Laws of Utah 2018, Chapter 415
ENA	CTS:
	26-3-2.6 , Utah Code Annotated 1953



Be it enacted by the Legislature of the state of Utah:

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28	Section 1. Section 20-1-17.5 is amended to read:
29	26-1-17.5. Confidential records.
30	(1) As used in this section, "immunization record" means the same as that term is
31	defined in Section 53G-9-301.
32	[(1)] (2) A record classified as confidential under this title shall remain confidential,
33	and be released according to the provisions of this title, notwithstanding Section 63G-2-310.
34	[(2)] (3) In addition to those persons granted access to a private record described in
35	Subsection 63G-2-302(1)(b), schools, school districts, and local and state health departments
36	and the state Department of Human Services may share an immunization record as defined in
37	Section 53G-9-301 or any other record relating to a vaccination or immunization as necessary:
38	(a) to ensure compliance with Title 53G, Chapter 8, Part 3, Physical Restraint of
39	Students[;]; and
40	(b) to prevent, investigate, and control the causes of epidemic, infectious,
41	communicable, and other diseases affecting the public health.
42	(4) Subject to Title 53E, Chapter 9, Student Privacy and Data Protection, and the
43	Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g, a school may register with
44	the Utah Statewide Immunization Information System and provide a student's immunization
45	record.
46	Section 2. Section 26-3-2.6 is enacted to read:
47	26-3-2.6. Vaccine reporting requirement.
48	(1) As used in this section:
49	(a) "Utah Statewide Immunization Information System" or "USIIS" means the vaccine
50	database operated by the department.
51	(b) "Vaccine information" means the relevant information, as determined by the
52	department by rule under Subsection (5), that a vaccine provider is required to report to USIIS.
53	(c) "Vaccine provider" means any of the following that provide vaccinations:
54	(i) a medical facility, as defined in Section 26-21-25;
55	(ii) a pharmacy, as defined in Section 58-17b-102;
56	(iii) a local health department, as defined in Section 26A-1-102;
57	(iv) a school, as defined in Section 26-6-2; $\hat{H} \rightarrow \underline{or} \leftarrow \hat{H}$
58	Ĥ → [(v) a physician's office; or] ←Ĥ

59	Ĥ → [<u>(vi) a dental office.</u>]
59a	(v) a health professional office as defined in Section 26-21-25. ←Ĥ
60	(2) A vaccine provider shall register with USIIS.
61	(3) $\hat{H} \rightarrow [\underline{(a)} \underline{Except \ as \ described \ in \ subsection \ (3)(b), \ a}] \underline{A} \leftarrow \hat{H} \underline{\text{vaccine provider shall}}$
61a	regularly
62	provide vaccine information to USIIS.
63	$\hat{H} \rightarrow [\underline{(b)}]$ Before providing a student's vaccine information to USHS, a school that is a
64	vaccine provider shall comply with Title 53E, Chapter 9, Student Privacy and Data Protection,
65	and the Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g.] ←Ĥ
66	(4) If a vaccine provider fails to report vaccine information under Subsection (3)(a) or
67	fails to provide adequate vaccine information, the department shall:
68	(a) inform the vaccine provider; and
69	(b) consult with the vaccine provider to assist the vaccine provider in becoming
70	compliant with this section.
71	(5) The department shall make rules in accordance with Title 63G, Chapter 3, Utah
72	Administrative Rulemaking Act, for determining:
73	(a) the relevant vaccine information a vaccine provider is required to report to USIIS;
74	(b) based on the amount of vaccines a vaccine provider delivers, how often a vaccine
75	provider shall report to USIIS; and
76	(c) the methods a vaccine provider may use to transmit the information.