

**Public Education Immunization Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Karianne Lisonbee**

Senate Sponsor: Kirk A. Cullimore

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**LONG TITLE**

**General Description:**

This bill amends provisions regarding a student's immunization record.

**Highlighted Provisions:**

This bill:

- removes provisions about the expiration of a vaccination exemption form;
- requires a school to provide a student's immunization record to a new school when the school transmits a transferring student's school record; and
- makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53G-9-303**, as last amended by Laws of Utah 2023, Chapter 328

**53G-9-306**, as last amended by Laws of Utah 2022, Chapter 329

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

Section 1. Section **53G-9-303** is amended to read:

**53G-9-303 . Grounds for exemption from required vaccines -- Renewal.**

- (1) A student is exempt from the requirement to receive a vaccine required under Section 53G-9-305 if the student qualifies for a medical or personal exemption from the vaccination under Subsection (2) or (3).
- (2) A student qualifies for a medical exemption from a vaccination required under Section 53G-9-305 if the student's legally responsible individual provides to the student's school:

- (a) a completed vaccination exemption form; and
- (b) a written notice signed by a licensed health care provider stating that, due to the physical condition of the student, administration of the vaccine would endanger the student's life or health.

(3) A student qualifies for a personal exemption from a vaccination required under Section 53G-9-305 if the student's legally responsible individual provides to the student's school a completed vaccination exemption form, stating that the student is exempt from the vaccination because of a personal or religious belief.

(4)[(a)] A vaccination exemption form [submitted] that an individual submits under this section [is] remains:

(a) valid for as long as the student remains [at the school to which the form first is presented:] enrolled in the public education system; and

(b) part of the student's permanent school record, including if the student transfers schools, in accordance with Section 53G-9-306.

~~[(b) If the student changes schools before the student is old enough to enroll in kindergarten, the vaccination exemption form accepted as valid at the student's previous school is valid until the earlier of the day on which:]~~

~~[(i) the student enrolls in kindergarten; or]~~

~~[(ii) the student turns six years old.]~~

~~[(c) If the student changes schools after the student is old enough to enroll in kindergarten but before the student is eligible to enroll in grade 7, the vaccination exemption form accepted as valid at the student's previous school is valid until the earlier of the day on which:]~~

~~[(i) the student enrolls in grade 7; or]~~

~~[(ii) the student turns 12 years old.]~~

~~[(d) If the student changes schools after the student is old enough to enroll in grade 7, the vaccination exemption form accepted as valid at the student's previous school is valid until the student completes grade 12.]~~

~~[(e) Notwithstanding Subsections (4)(b) and (c), a vaccination exemption form obtained through completion of the online education module created in Section 26B-7-118 is valid for at least two years.]~~

(5) An LEA that offers both remote and in-person learning options may not deny a student who is exempt from a requirement to receive a vaccine under Subsection (1) to participate in an in-person learning option based upon the student's vaccination status.

- (6) Nothing in this section restricts a state or local health department from acting under applicable law to contain the spread of an infectious disease.

Section 2. Section **53G-9-306** is amended to read:

**53G-9-306 . Immunization record part of student's record -- School review process at enrollment -- Transfer.**

- (1) Each school:

- (a) shall request an immunization record for each student at the time the student enrolls in the school;
- (b) may not charge a fee related to receiving or reviewing an immunization record or a vaccination exemption form; and
- (c) shall retain an immunization record for each enrolled student as part of the student's permanent school record.

- (2)(a) Within five business days after the day on which a student enrolls in a school, an individual designated by the school principal or administrator shall:

- (i) determine whether the school has received an immunization record for the student;
  - (ii) review the student's immunization record to determine whether the record complies with Subsection 53G-9-302(1); and
  - (iii) identify any deficiencies in the student's immunization record.
- (b) If the school has not received a student's immunization record or there are deficiencies in the immunization record, the school shall:
- (i) place the student on conditional enrollment, in accordance with Section 53G-9-308; and
  - (ii) within five days after the day on which the school places the student on conditional enrollment, provide the notice described in Subsection 53G-9-308(3).

- (3) A school from which a student transfers shall provide the student's immunization record to the student's new school:

- (a) upon request of the student's legally responsible individual[-] ; or
- (b) if the school has not transferred the record upon a request under Subsection (3)(a), when the school transfers any of the student's records to the new school.

Section 3. **Effective Date.**

This bill takes effect on May 7, 2025.