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DEPARTMENT OF PUBLIC HEALTH

DRAFT NOTICE OF PROPOSED AMENDMENTS – 9/23/15

TITLE 77: PUBLIC HEALTH  
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH  
SUBCHAPTER k: COMMUNICABLE DISEASE CONTROL AND IMMUNIZATIONS

PART 694  
COLLEGE IMMUNIZATION CODE

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AUTHORITY: Implementing and authorized by the College Student Immunization Act [110 ILCS 20].

SOURCE: Adopted at 14 Ill. Reg. 1609, effective January 19, 1990; emergency amendment at 14 Ill. Reg. 5882, effective March 30, 1990, for a maximum of 150 days; amended at 14 Ill. Reg.

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14551, effective August 27, 1990; amended at 16 Ill. Reg. 5916, effective March 31, 1992; amended at 17 Ill. Reg. 2306, effective February 11, 1993; amended at 19 Ill. Reg. 3584, effective February 10, 1996; amended at 26 Ill. Reg. 10784, effective July 1, 2002; amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART A: GENERAL PROVISIONS

**Section 694.10 Purpose** (Repealed)

~~The purpose of immunization requirements for public and private colleges and universities is to prevent the introduction and spread of vaccine-preventable diseases among students and the secondary spread of such diseases into the surrounding community. This Part specifies the circumstances under which proof of immunization shall be required for enrollment in a public or private college or university.~~

(Source: Repealed at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 694.20 Definitions**

"Act" means the College Student Immunization Act ~~[110 ILCS 20]~~.

"Advanced practice nurse" means a person who is licensed as an advanced practice nurse under the Nurse Practice Act.

"Certificate of immunity" means a form acceptable to a post-secondary educational institution signed by a health care provider who has administered an immunizing agent to a student (or has reviewed health records evidencing such administration), specifying the vaccine administered and the date of administration.

*"Department" means the Illinois Department of Public Health.* (Section 1(a) of the Act)

"Designated recordkeeping office" means the office designated by a post-secondary educational institution as responsible for maintaining student immunization records. In institutions with health services, that office shall be the designated office of record.

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"Enroll" means the student is a bona fide member of the post-secondary educational institution's student body receiving academic credit for on-campus instruction.

"Health care provider" means a physician licensed to practice medicine in all of its branches (M.D. or D.O.), advanced practice nurse, physician assistant, pharmacist, local health authority, registered nurse employed by a school, college or university or a Department recognized vaccine provider.

"Pharmacist" means a person who is licensed to practice pharmacy under the Pharmacy Practice Act.

"Physician" means a physician licensed to practice medicine in all of its branches (M.D. or D.O.).

"Physician Assistant" means a person who is licensed as a physician assistant under the Physician Assistant Practice Act of 1987.

*"Post-secondary educational institution" means a public or private college or university offering degrees and instruction above the high school level, and shall include, but not be limited to,*

*Any and all private colleges and universities; the University of Illinois; Southern Illinois University; Chicago State University; Eastern Illinois University; Governors State University; Illinois State University; Northeastern Illinois University; Northern Illinois University; Western Illinois University; and any other public university now or hereafter established or authorized by the General Assembly; except that a post-secondary educational institution does not mean or include any public college or university that does not provide on-campus housing for its students in dormitories or equivalent facilities that are owned, operated, and maintained by the public college or university.*

*The term shall not include any public or private junior or community college (i.e., any public or private degree-granting institution at which the highest degree offered is an associate degree or an undergraduate certificate of two years or less), or any post-secondary educational institution at which the highest award offered is a diploma or certificate of*

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two years or less, *or any institution offering degrees and instruction which utilizes correspondence as its primary mode of student instruction.*  
(Section 1(b) of the Act)

"Proof of immunity" means evidence of appropriate immunization, ~~physician diagnosed disease~~, or laboratory evidence of ~~immunity~~~~immunization~~ documented in writing by a health care provider in accordance with the requirements of this Part. Laboratory evidence applies to measles, mumps and rubella only. The content of the immunization record form ~~used~~~~utilized~~ by an institution shall include, as a minimum, the basic elements listed in Appendix ~~A~~~~C~~.

"Student health record" means a record containing the immunization status of a student relating to the vaccine-preventable diseases covered by this Part. The content of the immunization record form ~~used~~~~utilized~~ by an institution shall include, as a minimum, the basic elements listed in Appendix ~~A~~~~C~~.

"Summary report" means a form developed by the Department for gathering statistical information on the number of students enrolled at a post-secondary educational institution, the number with proof of immunity, the number with medical or religious exemptions, and the number without proof of immunity or such exemptions.

"Term" means any period of on-campus instruction offered by a post-secondary educational institution. Students enrolling for the first time during a special term of less than the traditional duration (Summer Session, Interim, Intersession, etc.) may be permitted to enroll in an immediate following term of traditional length before providing proof of immunity in accordance with this Part.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 694.30 Referenced Materials**

The following materials are referenced in this Part:

- a) Nurse Practice Act [225 ILCS 65]
- b) Pharmacist Practice Act [225 ILCS 85]

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- c) Physician Assistant Practice Act of 1987 [225 ILCS 95]
- d) Family Educational Rights and Privacy Act of 1974 (20 USC 1232g) and 34 CFR 99.36.

(Source: Added at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART B: IMMUNIZATION REQUIREMENTS

**Section 694.100 Proof of Immunity**

- a) Beginning with the Fall term 2016-2017, students who enroll at a post-secondary educational institution shall present to the designated recordkeeping office proof of immunity evidencing the following immunizations:
  - 1) Diphtheria, Tetanus, Pertussis
    - ~~A)~~ ~~Students not considered international students, pursuant to subsection (b), are required to provide proof of at least one dose of Tetanus and Diphtheria (Td) vaccine having been received within 10 years of the term of current enrollment. (It is recommended that the student provide dates of at least 2 previous doses of any combination of Diphtheria, Tetanus, and Pertussis (DTP or DTaP), pediatric Diphtheria and Tetanus (DT) or adult Tetanus and Diphtheria (Td) vaccine.)~~
    - AB) Students shall~~International students are required to provide dates of~~ any combination of three or more doses of Diphtheria, Tetanus, and Pertussis containing vaccine. One dose must be Tdap vaccine. The last dose must have been~~(DTP or DTaP), pediatric Diphtheria and Tetanus (DT) or adult Tetanus and Diphtheria (Td) vaccine,~~ with the most recent dose having been received within 10 years prior to the term of current enrollment.
    - BC) The minimum time interval between the first and second dose must have been at least four~~4~~ weeks (28 days), with the third dose having been received at least six~~6~~ months after the second or last dose of the basic series.

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~~C~~D) Receipt of Tetanus Toxoid (T.T.) vaccine is not acceptable in fulfilling this requirement.

2) Measles

A) Students ~~shall~~must provide documentation of receipt of ~~two~~2 doses of live measles virus vaccine on or after the first birthday. The minimum time interval between each dose must have been at least ~~four~~4 weeks (28 days). If either dose was received prior to 1968, proof must be provided that a live virus vaccine, without gamma globulin, was administered.

~~B~~) ~~Those students attending a post-secondary educational institution prior to the Fall 1990 term, who have had at least one dose of live measles virus vaccine on or after the first birthday, may be considered protected and in compliance.~~

~~B~~E) Students who cannot provide proof of immunization may provide laboratory (serologic) evidence of measles immunity; ~~or a physician's signed confirmation of disease history and date of conclusive diagnosis. A diagnosis of measles disease made by a physician on or after July 1, 2002 must be confirmed by laboratory evidence.~~

3) Rubella

A) Students shall provide documentation of receipt of two doses of live rubella virus vaccine on or after the first birthday. The minimum time interval between each dose must have been at least four weeks (28 days). Immunization with rubella vaccine on or after the first birthday;

B) Students who cannot provide proof of immunization may provide laboratory~~Laboratory~~ (serologic) evidence of rubella immunity; ~~or~~

~~C~~) ~~History of disease is not acceptable as proof of immunity.~~

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- 4) Mumps
- A) Students shall provide documentation of receipt of two doses of live mumps virus vaccine on or after the first birthday. The minimum time interval between each dose must have been at least four weeks (28 days).~~Immunization with live mumps vaccine on or after the first birthday; or~~
  - B) ~~A physician's signed confirmation of disease history and date of conclusive diagnosis; or~~
  - BE) Students who cannot provide proof of immunization may provide laboratory~~Laboratory~~ (serologic) evidence of mumps immunity.
- 5) Meningococcal vaccine. Beginning Fall term 2016-17, all incoming students up through 21 years of age shall show proof of having at least one dose of meningococcal conjugate vaccine on or after 16 years of age.
- b) ~~Proof of immunity may be provided by a certificate of immunity containing the following information:~~
- ~~1) The month, day and year of vaccine receipt for measles, mumps, and rubella. Whole year dates (e.g., 1969) are acceptable only when it is clear that the student was at least one year of age when the vaccine was received.~~
  - ~~2) The month, day and year of vaccine receipt for diphtheria and tetanus.~~
- e) ~~Proof of immunity may also be provided by one of the following:~~
- ~~1) A copy of the student's Illinois high school health record which complies with the immunization requirements of this Part;~~
  - b)2) For measles, mumps and rubella vaccines only, in~~In~~ lieu of proof of immunity as defined in this Part, evidence of birth on or before January 1, 1957, such as a birth certificate, drivers license, or personal identification card issued by the Secretary of State.

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- cd) Additional immunization entries made in a student health record by a post-secondary educational institution shall be based upon a certificate of immunity which complies with the requirements of this Part.
- de) A student who enrolls at a post-secondary educational institution without providing proof of immunity shall be precluded from enrolling at that institution in a subsequent term unless the student provides proof of immunity acceptable to the designated recordkeeping office or is granted a medical or religious exemption by the institution.
- ef) Students shall provide proof of immunity each time they transfer to another post-secondary educational institution.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 694.110 Record Keeping**

- a) The designated recordkeeping office shall maintain records containing the required elements (as in Appendix A€) of the immunization status of each student. The student health records shall be maintained by the post-secondary educational institution.
- b) If an exemption has been granted for medical or religious reasons, or if laboratory evidence of immunity has been submitted, a copy of the request for exemption or the laboratory report must be kept with the student health record.
- c) A post-secondary educational institution shall keep susceptibility lists by disease category indicating the names of all students who are granted medical or religious exemptions by the institution or who have not provided proof of immunity. Such lists shall be disclosed to the Department in health and safety emergencies in accordance with the Family Educational Rights and Privacy Act of 1974 (20 USC 1232g) and 34 CFR 99.36.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART C: EXEMPTIONS

**Section 694.200 Medical Exemption**



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- a) A student may be exempted from one or more of the specific immunization requirements specified in this Part upon acceptance by the designated record keeping office of a written statement by a physician indicating the nature and probable duration of the medical condition or circumstances that contraindicates such immunization(s), identifying the specific vaccine(s) which could be detrimental to the student's health.
- b) Female students may be granted temporary exemption from immunization against measles, mumps, and rubella under subsection (a) above if pregnancy or suspected pregnancy is certified by a written physician's statement.
- c) If student is on an approved schedule of receipt for any required vaccine ~~of all necessary doses of Td vaccine~~, the student will be granted temporary medical exemption for the duration of the approved schedule.
- d) If a student's medical condition or circumstances later permit immunization, the exemption(s) granted under subsection (a), (b) or (c) above shall thereupon terminate and the student shall be required to obtain the immunization(s) from which the student has been exempted.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 694.APPENDIX C Required Elements of Health Record**

- 1. Name
- 2. Student Identification Number
- 3. Month, Day, and Year of Birth
- 4. Gender~~Sex~~
- 5. Term and Year of First Entry
- 6. Dates to Establish Immunity to Measles (Rubeola)

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7. Dates to Establish Immunity to Rubella
8. Dates to Establish Immunity to Mumps
9. Dates to Establish Immunity to Tetanus/Diphtheria
10. Date of ~~Most~~ Recent Tetanus/Diphtheria/Pertussis Booster (Tdap)
11. Date of Recent Meningococcal Vaccine
1244. Phone Number of Certifying Health Care Provider
1342. Name and Signature of Health Care Provider

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)