



# PROPOSED RULE MAKING

## CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: State Board of Health

- Preproposal Statement of Inquiry was filed as WSR 10-16-105 ; or
- Expedited Rule Making--Proposed notice was filed as WSR \_ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR

Title of rule and other identifying information: (Describe Subject)  
WAC 246-105-040 Requirements based on national immunization guidelines.

Hearing location(s): State Board of Health Meeting  
Shoreline Conference Center  
18560 1st Ave NE  
Shoreline, WA 98155

Date: November 10, 2010 Time: 1:55 pm

Date of intended adoption: 11/10/2010  
(Note: This is NOT the effective date)

**Submit written comments to:**

Name: Jeff Wise  
Address: Washington State Department of Health  
PO Box 47843  
Olympia, WA 98504-7843  
Website: <http://www3.doh.wa.gov/policyreview/>  
fax (360) 236-5390 by (date) 11/01/2010

Assistance for persons with disabilities: Contact  
Desiree Robinson by 11/01/2010  
TTY (800) 833-6388 or () 711

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

This proposal will update the reference to the Advisory Committee on Immunization Practices' (ACIP) Recommended Childhood and Adolescent Immunization Schedule from the 2008 version to the 2010 version. The proposed effective date is July 1, 2011. The proposed change would require schools and child care centers to follow the 2010 ages and intervals recommendations for vaccine-preventable diseases listed in the rule during the 2011-2012 school year. Minor changes to the ages and intervals of polio vaccine would result: 1) the minimum interval between the third and fourth dose is changed from 4 weeks to 6 months, and 2) clarification that the fourth dose must be given on or after a child's fourth birthday. There are no other changes to any other required vaccinations.

**Reasons supporting proposal:**

This proposal is necessary to maintain consistency between the national immunization standards as set by the ACIP and Washington State school and child care immunization requirements.

Statutory authority for adoption:  
RCW 28A.210.140

Statute being implemented:  
RCW 28A.210.140

**Is rule necessary because of a:**

- Federal Law?  Yes  No
  - Federal Court Decision?  Yes  No
  - State Court Decision?  Yes  No
- If yes, CITATION:

DATE 10/05/10

NAME (type or print)  
Craig McLaughlin

SIGNATURE

TITLE  
Executive Director

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: **October 05, 2010**

TIME: **4:11 PM**

**WSR 10-20-144**

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Name of proponent:** (person or organization) Washington State Board of Health

- Private
- Public
- Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Jeff Wise	111 Israel Rd SE, Tumwater, WA 98501	360-236-3483
Implementation.....Janna Bardi	111 Israel Rd SE, Tumwater, WA 98501	360-236-3568
Enforcement.....Janna Bardi	111 Israel Rd SE, Tumwater, WA 98501	360-236-3568

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

No. Explain why no statement was prepared.

A small business economic impact statement was not prepared. The proposed rule would not impose more than minor costs on businesses in an industry.

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Jeff Wise

Address: Washington State Department of Health

PO Box 47843

Olympia, WA 98504

phone 360-236-3483

fax 360-236-3590

e-mail [jeff.wise@doh.wa.gov](mailto:jeff.wise@doh.wa.gov)

No: Please explain:

AMENDATORY SECTION (Amending WSR 09-02-003, filed 12/26/08, effective 1/26/09)

**WAC 246-105-040 Requirements based on national immunization guidelines.** The department shall develop and distribute implementation guidelines for schools and child care centers that are consistent with the national immunization guidelines described in this section and the requirements in WAC 246-105-090.

(1) Unless otherwise stated in this section, a child must be vaccinated against each vaccine-preventable disease listed in WAC 246-105-030 at ages and intervals according to the following published national immunization guidelines:

(a) ~~((Effective July 1, 2008, the "Recommended Immunization Schedule for Persons Aged 0-18 Years, United States, 2007"; as published in the Morbidity and Mortality Weekly Report (MMWR), 2007;55(51 and 52):Q1-4.~~

~~(b))~~ Effective July 1, 2009, the "Recommended Immunization Schedule for Persons Aged 0-18 Years, United States 2008"; as published in MMWR 2008;57(01):Q1-4.

(b) Effective July 1, 2011, the "Recommended Immunization Schedule for Persons Aged 0-18 Years, United States, 2010"; as published in MMWR, 2010;58(51 and 52):Q1-4.

(2) In addition to the ages and intervals required by subsection (1) of this section, the following vaccine administration guidelines shall apply. Schools and child care centers may accept one of the following as proof of a child's immunization status against varicella:

(a) Documentation on the CIS form that the child received age appropriate varicella vaccine; or

(b) Diagnosis or verification of a history of varicella disease by a health care provider; or

(c) Diagnosis or verification of a history of herpes zoster by a health care provider; or

(d) Serologic proof of immunity against varicella; or

(e) Documentation by the parent that a child has a history of varicella. This type of proof will be accepted only for certain grade levels described in the department's implementation guidelines according to WAC 246-105-090(2).