

## Chapter HSS 144

## IMMUNIZATION OF STUDENTS

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Note: Chapter H 44 as it existed on June 30, 1981, was repealed and a new chapter HSS 144 was created, effective July 1, 1981.

**HSS 144.01 Introduction.** (1) **PURPOSE AND AUTHORITY.** The purpose of immunization is to prevent disease and suffering and any permanent disability resulting from the disease. These rules implement s. 140.05 (16), Stats., which as public policy seeks to identify and immunize those students who are still susceptible to measles, mumps, rubella, polio, diphtheria, tetanus and pertussis upon admission to an elementary, middle, junior or senior high school or a day care center, in order to prevent transmission of these diseases.

(2) **RELATIONSHIP TO INFANT AND PRESCHOOL IMMUNIZATION SCHEDULES.** The emphasis placed in this chapter on meeting minimum immunization requirements upon entry to Wisconsin schools at any grade level or to a day care center complements efforts by the department to promote early immunization of infants and preschoolers according to accepted immunization schedules. Children immunized according to accepted immunization schedules will exceed the minimum requirements set forth herein for all ages and grades.

History: Cr. Register, June, 1981, No. 306, eff. 7-1-81; am. (1), Register, June, 1988, No. 390, eff. 7-1-88.

**HSS 144.02 Definitions.** (1) "Day care center" has the meaning prescribed in s. 48.65, Stats., and includes nursery schools that fit that definition.

(2) "Department" means the Wisconsin department of health and social services unless otherwise specified.

(3) "DTP/D'T/Td" means any combination of diphtheria, tetanus, and pertussis vaccine; pediatric type diphtheria and tetanus vaccine; or adult type tetanus and diphtheria vaccine.

(4) "Local public health agency" means any agency or official specified in ss. 140.09, 141.01, 141.015, 141.02, 141.04, 141.06, Stats.

(5) "Municipality" means any town, village, city or county.

(6) "Parent" means the parent, parents, guardian, legal custodian, or person or persons acting in loco parentis of any minor student.

(7) "Physician" has the meaning prescribed in s. 448.01 (5), Stats., namely a person holding a license or certificate of registration from the

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medical examining board and includes physicians, surgeons and osteopaths.

(8) "School" means any public or private elementary, middle, junior or senior high school, which provides educational instruction to students in any grade kindergarten through 12, or in an ungraded educational setting, or to preschool children enrolled in early childhood programs.

(9) "School day" in reference to schools has the meaning prescribed in s. 115.01 (10), Stats. A school day for a day care center is any day that the center is open and caring for children.

(10) "Student" means any individual enrolled in a school or day care center or attending a school or day care center.

(11) "Subsided" in reference to substantial outbreak means passage of 2 incubation periods for the disease causing the outbreak without additional cases unless a shorter period of time is judged adequate by the department.

(12) "Substantial outbreak" means an occurrence of a vaccine-preventable disease covered by s. 140.05 (16), Stats., in a given school or municipality with an incidence exceeding one of the following, whichever is smaller:

(a) Twice the incidence of that disease in the nation as a whole;

(b) The following absolute limits:

1. Measles—2% of the susceptible population involved becomes infected;

2. Mumps—2% of the susceptible population involved becomes infected;

3. Rubella—2% of the susceptible population involved becomes infected;

4. Polio—2 cases of the same wild-virus type in a 90 day period;

5. Pertussis—2 cases in a 30 day period; and

6. Diphtheria—1 case.

(13) "Written evidence of immunization" means a record of at least the month and year that each required dose of vaccine was administered or the results of a laboratory test indicating immunity to the disease. Students who have not previously attended a Wisconsin school and who enter after the 1980-81 school year must provide the month, day and year for each required dose of vaccine.

History: Cr. Register, June, 1981, No. 306, eff. 7-1-81; r. and recr. (12)(b), Register, June, 1988, No. 390, eff. 7-1-88.

**HSS 144.03 Minimum immunization requirements. (1) INDIVIDUALS INCLUDED.** The minimum immunization requirements authorized by s. 140.05 (16), Stats., apply to any student admitted to a Wisconsin elementary, middle, junior or senior high school or to a Wisconsin day care center.

**(2) REQUIREMENTS FOR 1988-89 SCHOOL YEAR.** (a) Table 144.03-A as qualified by pars. (b) to (e) lists the number of doses of each required  
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vaccine that each student in the 1988-89 school year shall have received since birth for the age or grade of the student. These comprise the minimum basic and recall booster immunizations required under s. 140.05 (16), Stats. They do not, however, represent all the recommended immunizations for those individuals who begin immunizations in infancy and follow currently accepted immunization schedules.

TABLE 144.03-A  
REQUIRED IMMUNIZATIONS FOR THE 1988-89 SCHOOL YEAR

Age/Grade	Required Immunizations (Number of Doses)				
15 months through 23 months	3 DTP/DT,	2 Polio,	1 Measles,	1 Rubella,	1 Mumps
2 years through 4 years	4 DTP/DT,	3 Polio,	1 Measles,	1 Rubella,	1 Mumps
Kindergarten through grade 8	4 DTP/DT/Td,	4 Polio,	1 Measles,	1 Rubella,	1 Mumps
Grades 9 through 12	3 DTP/DT/Td,	3 Polio,	1 Measles,	1 Rubella,	1 Mumps

(b) Immunization against measles, mumps and rubella shall have been received on or after the date of the first birthday.

(c) Exceptions may be made in requirements for the fourth dose of DTP/DT/Td vaccine and the fourth dose of polio vaccine. Children who receive the third dose of either of these vaccines after their fourth birthday are not required to receive a fourth dose of that vaccine.

(d) For students in ungraded schools or students age 5 or older in day care centers, the immunization requirements are those for the grade which would normally correspond to the individual's age. Immunization against measles and mumps is also required for all students age 19 or older and immunization against rubella is also required for all male students age 19 or older.

(e) Females age 12 or older are not required to be immunized against rubella.

(3) REQUIREMENTS FOR SCHOOL YEARS FOLLOWING 1988-89. (a) For 1989-90 to 1992-93 school years. The requirements that apply to 8th graders in Table 144.03-A, as qualified by sub. (2) (b) to (e), for immunization against DTP/DT/Td and polio shall apply to 9th graders beginning in 1989-90, to 10th graders beginning in 1990-91, to 11th graders beginning in 1991-92 and to 12th graders beginning in 1992-93. For school years 1989-90 to 1992-93, the requirements for students 15 months of age through grade 8 and the measles, rubella and mumps immunization requirements for students in grades 9 through 12 shall remain the same as in the 1988-89 school year.

Note: To illustrate, the grade-specific requirements for the 1989-90 school year would be:

Grade	Required Immunizations (Number of Doses)				
Kindergarten through 9	4 DTP/DT/Td,	4 Polio,	1 Measles,	1 Rubella,	1 Mumps
10 - 12	3 DTP/DT/Td,	3 Polio,	1 Measles,	1 Rubella,	1 Mumps

(b) For 1993-94 and subsequent school years. Immunization requirements for students in school years beginning in 1993-94 shall be the same

as the requirements for the 1992-93 school year, as qualified by sub. (2) (b) to (e). These are shown in Table 144.03-B.

TABLE 144.03-B

REQUIRED IMMUNIZATIONS FOR THE 1992-93 SCHOOL YEAR AND  
FOR SCHOOL YEARS FOLLOWING THE 1992-93 SCHOOL YEAR

Age/Grade	Required Immunizations (Number of Doses)				
15 months through 23 months	3 DTP/DT,	2 Polio,	1 Measles,	1 Rubella,	1 Mumps
2 years through 4 years	4 DTP/DT,	3 Polio,	1 Measles,	1 Rubella,	1 Mumps
Kindergarten through grade 12	4 DTP/DT/Td,	4 Polio,	1 Measles,	1 Rubella,	1 Mumps

(4) **FIRST DEADLINE.** Within 30 school days after having been admitted to a school or day care center, each student who has not filed a waiver form shall submit written evidence of having completed at least the first dose of each vaccine required for that student's age or grade. These first doses shall include the only required dose of measles, mumps and rubella vaccines.

(5) **SECOND DEADLINE.** Within 90 school days after having been admitted to a school or day care center, each student who has not filed a waiver form shall submit written evidence of having received at least the second dose of both DTP/DT/Td and polio vaccines, written evidence of immunization against measles, mumps and rubella having already been submitted within the 30 school day limit.

(6) **FINAL DEADLINE.** Within 30 school days after having been admitted to a school or day care center for the following school year, each student who has not filed a waiver form shall submit written evidence of having received the third and, if required, the fourth dose of both DTP/DT/Td and polio vaccines.

(7) **RECORDS OF VACCINATION.** Any person who immunizes a student under s. 140.05 (16), Stats., shall maintain records identifying the manufacturer and lot number of the vaccine used, the date of immunization and the name and title of the person who immunized the student. Records of vaccination required under s. 140.05 (16) (a) shall be included on a form, "Important Information About Vaccines," copies of which are available free from the department at 1 West Wilson Street, Madison, Wisconsin 53702.

History: Cr. Register, June, 1981, No. 306, eff. 7-1-81; r. and recr. (2) and (3), am. (4) to (6), Register, June, 1988, No. 390, eff. 7-1-88.