

## Chapter DHS 146

### VACCINE-PREVENTABLE DISEASES

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**Note:** Chapter HSS 146 was created as an emergency rule effective August 25, 1994. Chapter HSS 146 was renumbered chapter HFS 146 under s. 13.93 (2m) (b) 1., Stats., Register, November, 1996, No. 491. **Chapter HFS 146 was renumbered chapter DHS 146 under s. 13.92 (4) (b) 1., Stats., and corrections made under s. 13.92 (4) (b) 7., Stats., Register January 2009 No. 637.**

**DHS 146.01 Authority and purpose.** This chapter is promulgated under the authority of s. 252.04 (1) and (10), Stats., to specify vaccine-preventable diseases in addition to those listed in s. 252.04 (1), Stats. The department is directed by s. 252.04 (1), Stats., to carry out a statewide immunization program to eliminate vaccine-preventable diseases or otherwise protect people from them, and by s. 252.04 (8), Stats., to provide vaccines without charge to immunize people against those diseases, if federal or state funds are available to purchase the vaccines and if a school district or local health department requests the vaccines and the local immunization effort is supervised by a physician.

**History:** Cr. Register, April, 1995, No. 472, eff. 5-1-95.

**DHS 146.02 Definitions.** In this chapter:

(1) "Department" means the Wisconsin department of health services.

(2) "Local health department" has the meaning prescribed in s. 250.01 (4), Stats.

(3) "Physician" means a person licensed under ch. 448, Stats., to practice medicine or osteopathy.

**History:** Cr. Register, April, 1995, No. 472, eff. 5-1-95; correction in (1) made under s. 13.93 (2m) (b) 6., Stats., Register, November, 1996, No. 491; **correction in (1) made under s. 13.92 (4) (b) 6., Stats., Register January 2009 No. 637.**

**DHS 146.03 Vaccine-preventable diseases.** The following are vaccine-preventable diseases for purposes of the statewide immunization program under s. 252.04 (1), Stats., including for purposes of purchasing and distributing vaccines without charge under s. 252.04 (8), Stats.:

- (1) Diphtheria;
- (2) Hemophilus influenza b;

- (3) Hepatitis A;
- (4) Hepatitis B;
- (5) Measles;
- (6) Mumps;
- (7) Pertussis (whooping cough);
- (8) Poliomyelitis;
- (9) Rubella (German measles);
- (10) Tetanus; and
- (11) Varicella (chickenpox).

**Note:** This is not the list of diseases for which immunizations are required as a condition of admission to an elementary, middle, junior high or senior high school or a day care center. See ch. DHS 144 for those requirements.

**History:** Cr. Register, April, 1995, No. 472, eff. 5-1-95; am. (9), (10), cr. (11), Register, November, 1996, No. 491, eff. 12-1-96.

**DHS 146.04 Purchase and distribution of vaccines.**

(1) **PURCHASE BY DEPARTMENT.** The department shall purchase vaccines against the diseases listed in s. DHS 146.03 with federal or state funds, if funds are available for this purpose, and shall distribute the vaccines, in amounts to be determined by the department, without charge to school districts and local health departments requesting the vaccines for local immunization programs.

(2) **REQUESTS FOR VACCINES.** A school district or local health department may request free vaccines from the department for a program of immunization against one or more vaccine-preventable diseases. The request shall be in writing and shall be addressed to the department's immunization program.

**Note:** A request for vaccines should be sent to Immunization Program, Division of Health, P.O. Box 309, Madison, WI 53707-0309.

(3) **DEPARTMENT CONSULTATION AND WRITTEN PROTOCOLS.** The department shall provide consultation to school districts and local health departments receiving free vaccines under sub. (2) on developing and implementing a local immunization program and, as required under s. 252.04 (9) (a), Stats., shall provide written protocols for the administration of immunizations.

**History:** Cr. Register, April, 1995, No. 472, eff. 5-1-95.