

10 NYCRR SECTION 66-1.3 (b)

Effective Date: 08/13/2003

Title: Section 66-1.3 - Requirements for school admission

66-1.3 Requirements for school admission. A principal or person in charge of a school shall not permit a child to be admitted to such school unless a person in parental relation to the child has furnished the school with one of the following:

(a) A certificate of immunization, as described in section 66-1.2 of this Subpart which shows that the child:

(1) has received three or more doses of diphtheria toxoid; and

(2) has received either:

(i) three or more doses of trivalent oral polio-virus vaccine (TOPV); or

(ii) four or more doses of inactivated poliomyelitis vaccine (IPV) administered after 1968; and

(3) either:

(i) has received a dose of live measles virus vaccine after the age of 12 months and for children entering kindergarten on or after September 1, 1990, a second dose of live measles virus vaccine administered more than 30 days after the first dose but after 15 months of age. All children born on or after January 1, 1985 who attend elementary, intermediate or secondary school on or after September 1, 1991 must also receive a second dose of live measles virus vaccine; or

(ii) has been diagnosed by a physician as having measles disease or has demonstrated serological evidence of measles antibodies; and

(4) either:

(i) has received a single dose of live rubella virus vaccine administered after the age of 12 months; or

(ii) has demonstrated serological evidence of rubella antibodies; and

(5) either:

(i) has received a single dose of live mumps virus vaccine administered after the age of 12 months; or

(ii) has been diagnosed by a physician as having had mumps disease;

(6) all children less than age five years who are enrolled in a daycare, pre-kindergarten or nursery school must have received three doses of Haemophilus influenzae type b Conjugate Vaccine (HbCV), except that for a child who is 15 months of age or older, it is acceptable to have received a single dose of HbCV at or after the age of 15 months;

(7) children born on or after January 1, 1993, beginning with their enrollment in any kindergarten, elementary, intermediate or secondary school and, children born on or after January 1, 1995, beginning with their enrollment in any school, as defined in section 66-1.1, must have received three doses of hepatitis B vaccine;

(8) children, beginning with their entry or promotion into the seventh grade of any school, must:

(i) have completed a valid hepatitis B immunization series with the number of doses defined in paragraph (8) of subdivision (e) of section 66-1.1 of this subpart; or

(ii) have demonstrated serologic evidence of past or current hepatitis B infection or serologic evidence of adequate protection from prior immunization; and

(9) children born on or after January 1, 1998, beginning with their enrollment in any public, private or parochial kindergarten, elementary, intermediate or secondary school, and children born on or after January 1, 2000, beginning with their enrollment in any school, must have:

(i) received an adequate varicella immunization as set forth in paragraph (9) of subdivision (e) of Section 66-1.1 of this Subpart; or

(ii) have demonstrated either a medical history of prior varicella infection as documented by a health care provider or serologic evidence of immunity to varicella.

(b) A statement from a physician or health facility which specifies the products administered, and the dates of administration, and shows that the child:

(1) has received at least one dose of diphtheria toxoid;

(2) has received at least one dose of either trivalent oral poliovirus vaccine (TOPV) or inactivated poliomyelitis vaccine (IPV) administered after 1968;

(3) has complied with the requirements in subdivision (a) of this section for measles, rubella and mumps;

(4) has received at least one dose of Haemophilus influenzae type b Conjugate Vaccine (HbCV);

(5) has received at least one dose of hepatitis B vaccine;

(6) if born on or after January 1, 1998, beginning with enrollment in any public, private or parochial kindergarten, elementary, intermediate or secondary school, and if born on or after January 1, 2000, beginning with enrollment in any school, has met the requirements of paragraph (9) of subdivision (a) of section 66-1.3 regarding receipt of an adequate varicella immunization, documentation of a medical history of prior varicella infection or serologic evidence of immunity to varicella; and

(7) has appointments to return to the physician or health facility for the remainder of the immunizations specified in subdivision (a) of this section.

(c) A certificate from a physician, licensed to practice medicine in this State, that one or more of the required immunizations may be detrimental to the child's health. This certificate must specify which immunizations may be detrimental.

(d) A written and signed statement from the parent, parents or guardian of such child, stating that the parent, parents or guardian objects to their child's immunization due to sincere and genuine religious beliefs which prohibit the immunization of their child, in which case the principal or person in charge of the school may require supporting documents.

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