



Health
Department

SCHOOL IMMUNIZATION PROGRAM (MCHD)

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SCHOOL MANUAL 2022

**DEVELOPMENTAL KINDERGARTEN
KINDERGARTEN – 12TH GRADE
SPECIAL EDUCATION
ALTERNATIVE EDUCATION
ADULT EDUCATION
CAREER & TECHNICAL EDUCATION
VIRTUAL EDUCATION
HOMESCHOOL PARTNERSHIP**



Information and directions contained in this manual shall be utilized when completing Form IP-100 for all public, private or charter schools in Macomb County. Conflicting directions are clarified in this manual (IP-100 vs. Macomb County Health Department Immunization Manual) and will be resolved per requirements of the Macomb County Health Department.

**PLEASE RETAIN THIS MANUAL
UPDATED MATERIAL WILL BE
ISSUED AS NECESSARY**

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SCHOOL MANUAL PURPOSE

The purpose of the Macomb County Health Department (MCHD) School Immunization Program (SIP) is to work in collaboration with the Michigan Department of Health and Human Services (MDHHS), in upholding the mandates of the required *Childhood Immunizations for Michigan School Settings chart*. This collaborative effort is required by law in the Michigan Public Health Code, Act 368, 1978, and the Macomb County Immunization Regulation enacted by the Macomb County Board of Commissioners on September 27, 1979. These efforts are undertaken to keep immunization levels high, in order to protect children from vaccine-preventable disease, possible serious complications of these disease and prevent loss of valuable classroom learning time.

It is the responsibility of **parents, legal guardians, person in loco parentis or 18 year old students** to have their child, or in the case of the adult student, must personally receive, the required childhood immunizations on an ongoing basis and provide the school with written documentation of a valid/certified immunization record.

In order to ensure a high level of immunity against these vaccine-preventable diseases, it is the responsibility of schools to maintain a record of required immunizations on each entering student, and exclude those from the school that do not meet the minimum immunization entrance requirements. Schools must also monitor that children have, or eventually receive all of the required immunizations according to the acceptable timetable of vaccine series administration.

CHILDREN THAT DO NOT RECEIVE THE REQUIRED VACCINES, A CERTIFIED NONMEDICAL WAIVER OR AN APPROVED MEDICAL WAIVER, MUST BE EXCLUDED FROM SCHOOL.

MCIR REVISION

Effective March, 2022, the Michigan Department of Health and Human Services (MDHHS) has made available to all schools the following rosters:

1. An outbreak roster: in the case of an outbreak, the school can check the children's status of the COVID vaccination. This roster is found on the MCIR home page in the "person box".
2. An employee roster: The school as an Employer use of the MCIR to verify Employee COVID vaccination status.
 - The school has to fill out "Employer Site Usage MCIR Agreement – Form" in order to activate the employee roster. Also, the school must have a consent from the employee in order to check their COVID vaccination status in MCIR.
 - To know more and to access the Employee Roster User Guide for Schools – How to use the Employee Roster in MCIR follow the link below:
 - https://mcir.org/wp-content/uploads/2022/02/Employee-Roster-User-Guide_schools-02022022.pdf

As of August, 2019 the MCHD School Manual was revised and became effective for the school year 2019/2020 as directed by the Michigan Department of Health and Human Services (MDHHS) in order to comply with the federal Family Educational Rights and Privacy Act (FERPA).

The MDHHS revision states **"Before entering any immunization data into MCIR/SIRS, including immunization waiver data, the school must have a valid FERPA consent form on file for the student.** Once the FERPA consent form is signed and returned, data can be added to MCIR/SIRS in compliance with FERPA. Without consent, the school cannot enter immunization information into MCIR/SIRS".

If a student is 18 years or older, s/he is considered an "eligible student" who may provide consent for disclosure of information from his/her education records.

For further instructions on the above revision please review the Frequently Asked Questions (FAQ) document regarding "FERPA No Consent" and the "School Cover Letter" documents that were mailed to every school and superintendent office from the State of Michigan. These documents can be found at [MCIR.ORG](https://mcir.org) under School & Childcare, Reporting to the Health Department, School Packet and available on our website: Macomb County Health Department/Programs/Disease Control/School Immunization Program.

August, 2018: The Michigan Department of Health and Human Services revised the MCIR reporting for schools. The revision required schools to obtain permission from a parent/legal guardian or 18 years old students **to make immunization information available** for viewing at the state and local health department in accordance with the guidelines of The Family Educational Rights and Privacy Act (FERPA).

SECTION I -- LEGAL REQUIREMENTS

1. STATE LAW & MACOMB COUNTY IMMUNIZATION REGULATIONS:

All children who attend schools in Michigan are required by law to be fully vaccinated in accordance with the Michigan Public Health Code Act 368 of 1978 Part 92 Immunization. Michigan state law mandates by November 1 and again by February 1, each school is required to report the immunization status of specific student populations annually, and exclude students from attendance that do not meet immunization or waiver requirements. **Sec. 9208 of this act states, “A teacher or principal shall not permit a child to enter or attend school unless a certificate indication that a minimum of 1 dose of an immunizing agent against each of the diseases specified by the department has been received and certified to by a health professional or local health department.”** **Sec. 9229** of this act states, **“A person who violates this part or a rule promulgated under this part is guilty of a misdemeanor.”**

The specific student populations include: all kindergarten, including developmental kindergarten and 7th grade students; along with all new-to-district entrants (grades 1-6 and 8-12) through 18 years of age. Parents, legal guardians, person in loco parentis or 18 year old students must present a written record indicating that their child/self has received all required vaccines. For students without the required vaccines, parents, legal guardians, person in loco parentis or 18 year old students need to submit an approved medical waiver or certified nonmedical waiver using the current version of the appropriate State of Michigan waiver form.

The Macomb County Health Department (MCHD) has established immunization requirements in accordance with the requirements set forth by the MDHHS. These requirements are for children enrolled in public, charter, private, special education, alternative education, adult education, homeschool partnerships and virtual schools. Failure to meet these requirements, as set by the MDHHS, requires the principal or academy administrator to **EXCLUDE** a child from attendance. Also, all districts/charter schools must have a completed, waived, or provisional immunization record (compliance) for at least 90% of these students for the November IP-100 report and 95% compliance for the February IP-100 report. Failure to do so can result in the district/ charter school being referred to the Michigan Attorney General Office and the loss of 5% of the Michigan Department of Education (MDE) financial funding, withheld from their June or July Payment.

2. NEW ENTRANTS INCLUDE THE FOLLOWING:

- a) All kindergarten students, including those in developmental kindergarten (DK) programs.
- b) All students through 18 years of age, newly enrolled in the school district, including those that participate in special education.
- c) All students that enter alternative education program even if they previously attended a high school in district.
- d) New students to a home-school partnership or virtual schools.
- e) All students enrolled the first year the school or charter academy opens.

3. RECORDS TO BE ASSESSED AND REPORTED:

- a. All kindergarten students' immunization records will be assessed. Kindergarten also includes students enrolled in developmental kindergarten (KD), such as young 5's, beginning kindergarten, transitional and pre-kindergarten programs. Students who advance from a DK program to kindergarten, do not need to be reported again (the next school year) when entering the kindergarten program.
- b. All students through 18 years of age that are **new** to your school district.
- c. All 7th grade students must be assessed.
- d. If this is the first year of a new school, all students must be reported.

4. SCHOOL AID ACT (PUBLIC SCHOOLS):

Section 167 of the school Aid Act states that **school districts will have 5% of their state school aid funds withheld by the MDE if they are not in compliance with the provisions described in this section of the manual.**

Specifically, by November 1st, a school district/charter school must have at least 90% of its entering students with a completed, waived, or a provisional immunization record to avoid the 5% withholding. For the February 1st assessment, at least 95% of entering pupils must have a completed, waived, or provisional immunization record to avoid the 5% withholding. Schools meeting these criteria may submit the IP-100 reports before the due date for early review.

A. DEFINITIONS

1. **REPORT YEAR:** January 1st through December 31st is the time frame for reporting entering students as described above.
2. **NOVEMBER REPORT:** Includes kindergarten, new entrants and 7th grade students entered from January 1st through September 30th at the start of the school in the fall. The IP-100, waiver, incomplete and provisional reports are due before November 1st.
3. **FEBRUARY REPORT:** Includes kindergarten, new entrants and 7th grade students entered from January 1st through December 31st, of the previous calendar year, at the start of school in the fall. The IP-100, waiver, incomplete and provisional reports are due before February 1st.
4. **COMPLIANCE RATE:** The compliance rate is the percentage of students that are complete, provisional, or waived. This is the rate upon which public school funding is tied. Formula = $(\text{Total students} - \text{Incomplete students}) \div \text{Total students} \times 100$.
5. **IMMUNIZATION RATE:** The immunization rate is the percentage of enrollment that is completely or provisionally immunized. Immunization rates drop when there are waived students. All enrolled students without certified waivers must meet immunization requirements. Formula = $(\text{Total Students} - \text{Incomplete Students} - \text{Waivers}) \div \text{Total students} \times 100$.

B. MINIMUM REQUIREMENTS FOR FIRST DAY OF SCHOOL

EACH REQUIRED VACCINE MUST BE ADDRESSED


One dose of each Vaccine	A written record of immunization showing month-day-year for at least one dose of each required vaccine. Statements such as complete, up-to-date, or similar statements are NOT accepted.
Provisional Status Waiting Period between doses	Current medical practice required a waiting period between doses of vaccines and it may not be possible to complete all vaccines in a series before entering school, especially if the series was started late. Students in this provisional status must have ongoing monitoring of additional vaccine administration until the student's vaccine status becomes complete. The younger the child, the more frequently they may be due for the next vaccine in the series.
Medical Exemption	A MDHHS <i>Medical Contraindication Form</i> must be signed by a M.D., D.O., PA or NP, specify which vaccines cannot be administered, state the valid medical contraindication, and the time period required before the vaccines may be given. A student's admittance is provisional until the waiver is reviewed and approved by the Macomb County Health Department Medical Director. An approved medical waiver form must be filed in the student's record.
Nonmedical Exemption	Parents/Guardians/18 year old students who object to some or all vaccines must receive waiver education by a Local Health Department (LHD) and sign a MDHHS Immunization Waiver Form (nonmedical waiver) claiming immunization is against their religious beliefs, or other objection (philosophical) to immunization. The waiver form must be signed and certified at a LHD. Certified waivers are taken to the school office by the parent/guardian/18 year old student. A certified nonmedical waiver must be filed in the student's record.
Laboratory Findings	Laboratory finding of immunity is acceptable for measles, mumps, rubella, hepatitis B, and varicella (chickenpox). Laboratory test results are best read and entered into MCIR by a health care provider. A school may forward the laboratory results to the MCHD for review and approval of immunity. Approved laboratory results reports must be filed in the student's record.

C. VACCINES REQUIRED FOR SCHOOL ENTRY IN MICHIGAN



Vaccines Required for School Entry in Michigan

Whenever children are in group settings there is a chance for disease to spread. Children must follow vaccine laws in order to attend school. These laws are the minimum standard for preventing disease outbreaks in group settings. The best way to protect children from serious diseases is to follow the recommended vaccination schedule at [cdc.gov/vaccines](https://www.cdc.gov/vaccines). When following the recommended schedule children are fully protected and any school vaccination requirements are met.

	All Kindergarteners and 4-6 year old transfer students	All 7th Graders and 7-18 year old transfer students
Diphtheria, Tetanus, Pertussis (DTP, DTaP, Tdap)	4 doses DTP or DTaP 1 dose must be at or after 4 years of age	4 doses diphtheria and tetanus or 3 doses if 1 st dose given on or after 1 year of age 1 dose Tdap at 11 years of age or older upon entry into 7 th grade or higher
Polio	4 doses or 3 doses if dose 3 was given on at or after 4 years of age	
Measles, Mumps, Rubella (MMR)*	2 doses at or after 12 months of age	
Hepatitis B*	3 doses	
Meningococcal Conjugate (MenACWY)	None	1 dose at 11 years of age or older upon entry into 7 th grade or higher
Varicella (Chickenpox)*	2 doses at or after 12 months of age or Current lab immunity or History of varicella disease	

*If the child has not received these vaccines, documented immunity is required. All doses of vaccines must be valid (correct spacing and ages) for school entry purposes. These rules apply to children who are the above ages upon entry into school. During disease outbreaks, incompletely vaccinated children may be excluded from school. Parents and guardians choosing to decline vaccines must obtain a certified non-medical waiver from a local health department. Read more about waivers at [Michigan.gov/immunize](https://www.michigan.gov/immunize). The Michigan Department of Health and Human Services (MDHHS) does not discriminate against any individual or group because of race, religion, age, national origin, color, height, weight, marital status, genetic information, sex, sexual orientation, gender identity or expression, political beliefs, or disability. Rev. 6-2021



D. ACCEPTABLE PROOF OF IMMUNIZATION:

- a. Health Appraisal Form (BRS-3305). The immunization section must have validating signature of health care provider.
- b. Macomb County Health Department Immunization history record.
- c. Records on physician letterhead or prescription pad. These must state vaccines given, dates, and have the provider's validating signature.
- d. The Official State of Michigan Immunization Record provided by the Michigan Care Improvement Registry (MCIR) with medically validated data only, i.e., the data was entered by a healthcare provider rather than school or childcare.
- e. Parent copy of an immunization record from a healthcare provider.
- f. Current laboratory finding of immunity for hepatitis B, measles, mumps, rubella, and/or varicella (chickenpox). Each disease has a separate test. The student must have a laboratory evidence of immunity for measles, mumps, and rubella for the student to be exempt from MMR vaccine.
 - Laboratory test results are best read and entered into MCIR by a health care provider.
 - A school may forward the laboratory results to the MCHD for review and approval of Immunity.
 - Please call with any questions about laboratory findings.
- g. Signed physician or parent/legal guardian Statement of Varicella Disease Form. Chickenpox is the only illness for which disease history is currently accepted instead of immunization dates.
- h. **A VERBAL STATEMENT FROM PARENTS IS NOT ACCEPTABLE PROOF OF IMMUNIZATION.**
- i. State law requires every entrant to have written proof of immunization in the student's school record.

SCHOOL STAFF MUST:

- a. Copy all records presented by parents/legal guardian or 18 years old student and place the copy in the student's school record. The original must be returned to parent except Health Appraisal forms.
- b. Check records for completeness, i.e., all dates must indicate Day, Month, and Year. Statements such as, complete or up-to-date are **NOT** acceptable.

E. FIRST DAY EXCLUSIONS:

All children may be registered, but not admitted, if they DO NOT have one dose of each required vaccine on the first day of attendance. The child may attend school only after immunization, waiver and/or proof of immunity documentation is provided.

F. REQUIRED IMMUNIZATIONS NOTICES:

Provide the parent, legal guardian or 18 year old student a copy of the immunization requirements at the time of the student registration. Use copies of the Michigan Department of Health and Human Services (MDHHS) required childhood immunizations for Michigan school settings vaccine requirements chart.

G. RECORDING IMMUNIZATION DATES:

Refer all undocumented vaccinations to the child's doctor. If the child doesn't have one, the parent can call the MCHD immunization clinic to schedule an appointment to enter shots into the MCIR.

If the Scholl must enter vaccination please follow the procedure below to enter immunization dates.

1. Month & Year dates: Use the last day of the month to enter dates, e.g., 3/2022 =3/31/2022.
2. Duplicate dates: **DO NOT** enter duplicate dates into MCIR if it appears on more than one document. When reviewing the student's records, always check with parents to determine questionable immunization dates.
3. Date Primary Series Ended/Completed: When entering incomplete data (i.e. State Immunization Certificate or date when primary series ended was 3/5/2022) record the available dates noted on the record.
4. For children having a history of Chickenpox disease, parents/guardians can complete the *Statement of Varicella Disease* form at the school. Maintain copies of these forms in the child's record and the school's waiver master file.
It is the responsibility of the parent to supply documentation of immunization. Advise the parent of the need for **ALL** dates of immunization.

H. NON-COMPLIANT, INCOMPLETE CHILDREN:

- a. If a child or 18 year old student returns to school before complying with the requirements of the exclusion, **THE CHILD IS NOT TO BE ADMITTED TO THE CLASSROOM.**
- b. Contact is to be made with the parent/legal guardian or 18 year old student by the principal to require compliance with the exclusion. Verbal contact by phone or in-person is to be followed-up with a written notification that specifies the requirements for entry into the program.

- c. Excluded children who have not returned to school for an extended period of time can be removed from the roster at your discretion. The school may follow-up with the family to determine if the child will be returning to the school.

I. EXCLUDED STUDENTS & PUPIL MEMBERSHIP COUNT DAY:

A student who **DOES NOT** meet the minimum vaccination requirements is **NOT** eligible for admission to school. The MDE determined that students excluded from school because they have not completed vaccinations for school entry may be granted an excused absence if permitted by their district Board of Education policy. Students excused on Pupil Membership Count Day and the next ten consecutive school days may still be counted for state school aid if they physically return to school within 30 calendar days from the Pupil Membership Count Day.

J. IMMUNIZATION WAIVERS:

Keep a copy in the student's record.

An immunization waiver is required when a child enters a school if the parent, legal guardian or 18 year old student objects to any of the required vaccines for religious, philosophical or medical reasons.

Waivers should not be encouraged or used as administrative relief from the burden of exclusion.

A child with a nonmedical waiver appointment may provisionally attend school during the waiver education appointment date waiting period.

A child may also provisionally attend school while the medical waiver is in the review process.

Waivers are for specific vaccine(s) and specific time periods. A waiver for a specific vaccine does not constitute a waiver for all.

A master file of all waivers, along with a list of students with waivers, indicating specific vaccine and time limits, must be maintained at each school. Please keep this list up-to-date in paper and/or electronic form.

Any child in the building with a waiver on file, regardless of the year the waiver was signed, is to be on the list and a copy of the waiver kept in the master file.

There are two types of waivers: medical and certified nonmedical. Only the current versions of the MDHHS medical or certified nonmedical waiver form can be accepted.

i. NONMEDICAL IMMUNIZATION WAIVERS:

A certified MDHHS nonmedical immunization waiver form is used when a parent or 18 year old student objects to immunizations for religious or other objection to immunizations (philosophical

reasons). The immunization waiver form is completed and signed at the LHD following a waiver education session.

The parent or 18 year old student is responsible to provide a copy of the MDHHS *Immunization Waiver Form* to the school. Please include the completed *Statement of the Varicella Disease* form the waived children having a history of chickenpox disease.

A new waiver is required for ALL kindergarten, new to district entrants, and 7th grade students, if the parent, legal guardian or 18 year old student objects to any of the required immunizations.

Inspect the waiver form for the following information:

1. **Waiver is issued in year of child entry to kindergarten, young fives or 7th grade.**
2. The MDHHS Immunization Waiver Form has been used
3. all required fields are completed
4. Child's name, date of birth and address
5. Vaccine(s) being waived box checked off
6. Reason for the waiver
7. Parent/legal guardian/in loco parentis signature and date signed
8. LHD staff signature and date signed
9. LHD address stamp
10. Name of School

ii. **MEDICAL CONTRAINDICATION WAIVERS:**

Only a M.D, D.O. NP, or PA, can complete and sign a MDHHS *Medical Contraindication Form*. The parent is responsible to provide the childcare with a MDHHS [Medical Contraindication Form](#) that is completed, signed with the expiration date addressed by a health care provider. This form can be found on the MDHHS Immunization Waiver Information web page and on the MCHD School Immunization Program website.

The school is responsible for forwarding a copy of the medical waiver to the SIP for review by the MCHD Medical Director. A maximum of thirty (30) days provisional admittance is permitted pending the receipt and review of the waiver.

a) **ACCEPTED MEDICAL WAIVERS:**

The School Immunization Program will return the approved waiver with instructions to the school for placement in the student's permanent record and school master waiver file.

b) **DENIED MEDICAL WAIVERS:**

The School Immunization Program (SIP) will return the denied waiver to the school with the reason indicated for the denial. An instruction sheet will accompany the denied waiver providing guidance of the next steps needed to be taken by the school and the parent, legal guardian or 18 year old student.

The parents/ legal guardians, or 18 year old student has thirty (30) days to respond to a denied waiver. A student still in need of immunizations and after thirty (30) days must be **EXCLUDED** until:

- The required vaccines are received, OR
- A new medical waiver with a valid medical contraindication is signed and submitted to the SIP for review, OR
- The parents/legal guardians, or 18 year old student receives, and submits to the school, a certified nonmedical waiver from the LHD.

K. EXCLUSIONS:

Each school is to send exclusion letters to parents/legal guardians, or 18 year old students of incompletely immunized students. Schools are required to set additional exclusion dates to keep the immunization level above 95%.

Before mailing the exclusion letters, check for:

- a. Additional updated immunization information from parents/ legal guardians, or 18 year old students.
- b. Accuracy in the recording of dates on the IP-100 report and exclusion letters.

Please give parents/legal guardians, or 18 year old students at least two (2) weeks' notice when sending exclusion letters. Enclose a copy of the Macomb County Health Department School Immunization Program “Parents Requirements and Resources of School aged students” found on the MCHD SIP website.

The unimmunized or under immunized child must be EXCLUDED until:

1. The parents/legal guardians, or 18 year old student presents acceptable evidence of the required immunizations,
2. The parents/legal guardians, or 18 year old student indicates a possible medical contraindication and presents the school with [Medical Contraindication Form](#) completed by their healthcare provider and/or
3. The parents/legal guardians, or 18 year old student receives a certified immunization waiver form from the LHD and submits a copy to the school.

It is the legal responsibility of the school principal to enforce the exclusion of students from school not meeting immunization or waiver requirements.

L. REPORTING PROCEDURE:

IP-100 reports are based on the calendar year, not the school year. The November 1st reporting includes students who entered from January 1st to September 30th of the same reporting year. The February 1st report includes all students who entered January 1st through December 31st of the previous calendar year.

The School Immunization Program accepts November IP-100 reports starting October 1st and are due on or before October 31st. The February IP-100 reports are accepted starting January 1st and are due on or before January 31st. School Immunization Program staff will not count the school as reported if the school submits reports before the first date of acceptance.

Mail, Email or Fax printed IP-100 reports, copies of waivers except for FERPA students, Statement of Varicella Disease forms by due date regardless of compliance rate to the address, email address or the fax number supplied at the end of this section.

M. WITHIN DISTRICT TRANSFER OF STUDENT IMMUNIZATION RECORDS

- 1. DURING THE SCHOOL YEAR:** Send the immunization records and notify the new school that this student is to be added to the new school's immunization report. This will ensure that a new entrant is not lost because of a move within the district.
- 2. AT THE END OF THE SCHOOL YEAR:** Students that enter after January 1st of the school year, and that will be promoted to middle/junior high or high school for the fall of the next school year should have their immunization records transferred. The receiving school is to add the transferring students to the IP-100 report.

N. AUDITS:

The Macomb County Health Department may conduct random audits during the school year. The School Immunization Program staff will notify district and school building officials in advance of the audit date.

O. SCHOOL IMMUNIZATION PROGRAM CONTACT INFORMATION

Macomb County Health Department School Immunization Program
43525 Elizabeth Road Mount Clemens, MI 48043

Phone: (586)-466-6840

Fax: (586)-466-6953

Email: SIP@MACOMBGOV.ORG

SECTION II – LEGAL REFERENCES

MACOMB COUNTY IMMUNIZATION REGULATIONS:

The regulation shall be known as the Macomb County Immunization Regulation, enacted by the Macomb County Board of Commissioners September 27, 1979.

SECTION I – GENERAL PROVISIONS:

ENACTING CLAUSE: The Macomb County Board of Commissioners, under the authority to adopt regulations vested in it by Sections 2433, 2441 and 2442 of Act 368 of the Public Acts of 1978, State of Michigan; hereby adopts the Macomb County Immunization Regulations.

POLICY STATEMENTS: This regulation is designed to assist the Macomb County Health Department in its enforcement of State and Local immunization and communicable disease laws and its general responsibility for protecting the health and safety of the citizens of Macomb County. Nothing contained in this regulation shall be construed to abrogate or supersede any other statutory or common law rights any person may have.

SECTION 2 – ENFORCEMENT:

The Macomb County Health Officer or the Health Officer's authorized representative is charged with the authority and duty to apply and enforce the provisions of this regulation and any guidelines promulgated under this regulation in any township, village or city within the jurisdiction of the Macomb County Health Department.

SECTION 3 – REGULATION:

No student or minor child shall be admitted to any public, private or parochial elementary or secondary school, day care center, camp or any other organized care of educational facility for preschool, elementary or secondary level operating in Macomb County unless such student or minor child can present to the appropriate school, program or day care authorities written certification from licensed physician or authorized representative of a state or local health department that such student or minor child has received immunizations, is in the process of receiving immunizations or has otherwise demonstrated immunity against vaccine preventable diseases through serological testing using standards and practices specified by or acceptable to the Michigan Department of Public Health and the Macomb County Health Department.

SECTION 4 – CERTIFICATION:

What constitutes acceptable written certification of immunization shall be subject to the approval of the Macomb County Health Department. Acceptable written certification of immunization shall include, but not limited to, the date of the month and year of each dose of every antigen required by the Macomb County Health Department.

SECTION 5 – IMMUNIZATION: The disease to be immunized against, the antigens to be used, and manner and frequency of their administration shall be specified by the Macomb County Health Department but shall not be less than minimum standards promulgated by the Michigan Department of Public Health to enforce Part 92, Sections 9201 through 9229 of Act 368 of the Public Acts of 1978 and shall conform to accepted standard medical practices.

SECTION 6 – EXEMPTIONS:

MEDICAL: Any student or minor child with a physical condition such that immunization would endanger the life or health of such a student or minor child, shall submit a statement to the enforcing authorities from licensed physician or designee, specifying which immunizations are contraindicated and the period of time the contraindication is in effect. Certification of medical exemption shall be subject to approval by the Macomb County Health Department. Children with temporary medical contraindications shall receive the appropriate immunizations after the contraindication is no longer in effect.

RELIGIOUS & OTHER: A student or a guardian of a minor child with religious or other objection to immunizations shall submit to the enforcing authorities a statement or objection in a form approved by the Macomb County Health Department.

SECTION 7 – EXEMPT STUDENT & CHILDREN DURING DISEASE OUTBREAKS:

Children and minor children with temporary and permanent exemptions to immunizations are susceptible to the disease which they are not immunized against. Such children and minor children may be excluded from the school daycare centers, preschool program, camp or other facility by order of the Macomb County Health Department during periods of disease outbreaks until such time as the disease outbreak has ended.

SECTION 8 – RECORDS:

A student or minor child's written immunization history shall be incorporated into his or her permanent school, daycare, preschool program and/ or camp record in a form subject to the approval by the Macomb County Health Department, and shall be subject to inspection and audit by local Health and education officials. Summaries of such records shall be sent to the Macomb County Health Department on dates and in a manner specified by the Department.

SECTION 9 – PROMULGATION OF ADMINISTRATIVE GUIDELINES:

The Macomb County Health Department shall promulgate administrative guidelines under this regulation and shall supply or approve forms for recording the immunization history of children or minor children affected by this regulation.

SECTION 10 – SANCTIONS:

PENALTIES: Any person who shall fail to comply with any provisions of this regulation or any order of the Macomb County Health Officer promulgated there under, shall be deemed guilty of a misdemeanor.

INJUNCTION: When injunctive relief would be the most effective remedy or whenever any person has repeatedly violated the provisions of this regulations and the orders of the Macomb County Health Officer, the Health Officer may commence appropriate civil legal in a court of competent jurisdiction in the name of the Macomb County Health Department to enjoin and restrain further continuance of such violation.

SECTION 11 – INTERPRETATION CLAUSES:

OTHER LAWS AND REGULATIONS: This regulation and guidelines promulgated under this regulation are minimum standards, supplemental to the statutes of the State of Michigan, the administration rules duly promulgated there under, and any local regulations or ordinances. Where any provision of this regulation and a provision of any Federal, State or local statute, ordinance or regulation both apply, the more restrictive of any or all codes, statutes ordinances or regulations shall prevail.

INTERPRETATION: Provisions of this Regulation shall be construed liberally so as to best preserve the public health and safety. The word “shall” is mandatory, not merely directory.

STATE OF MICHIGAN ACT 368, P.A. 1978 PART 92 IMMUNIZATION

EXCERPTS from the Public Health Code

REQUIREMENTS FOR ENTERING AND REMAINING IN SCHOOL

Sec. 9208. (1) A parent, guardian or person in loco parentis applying to have a child registered for the first time in a school in his state and, beginning January 1, 2014, a parent, guardian, or person in loco parentis of a child entering the seventh grade, shall present to school officials, at the time of registration or not later than the first day of school, a certificate of immunization or statement of exemption under Section 9215.

(2) A teacher or principal shall not permit a child to enter or attend school unless a certificate indicating that a minimum of one (1) dose of an immunizing agent against each of the diseases specified by the department has been received and certified to by a health professional or local health department. A parent, guardian or person in loco parentis having a child registered with only these minimum doses of immunizing agents shall present an updated certificate of immunization within 4 months after initial attendance showing that the immunizations have been completed as prescribed by the department.

Sec. 9211. (1) A parent, guardian, or person in loco parentis applying to have a preschool aged child registered in a program of group residence, care, or camping shall present to the operator of the program at the time of registration or not later than the first day of the program a certificate of immunization or a statement of exemption under section 9215. The operator of the group program shall not permit a child to attend the group activity unless a minimum of 1 dose of an immunizing agent against each of the diseases specified by the department has been received and certified to by a health professional or local health department. A parent, guardian, or person in loco parentis of a child registered with only these minimum doses of an immunizing agent and continuing enrollment in the group program shall present an updated certificate of immunization within 4 months after initial attendance showing that the immunizations have been completed as prescribed by the department, if the child remains in the program.

(2) Upon request by the department or local health department, a program operator shall report to the state and local health departments the immunization status of each child accepted.

MEDICAL, RELIGIOUS AND OTHER EXEMPTIONS

Sec. 9215. (1) A child is exempt from the requirements of this part as to a specific immunization for any period of time as to which a physician certifies that a specific immunization is or may be detrimental to the child's health or is not appropriate.

(2) A child is exempt from this part if a parent, guardian or person in loco parentis of the child presents a written statement to the administrator of the child's school or operator of the group program to the effect that the requirements of this part cannot be met because of religious convictions or other objection to immunization.

ENFORCEMENT

Sec. 9229. A person who violates this part or a rule promulgated under this part is guilty of a misdemeanor.

EXPANDING THE IMMUNIZATION REQUIREMENT TO UPPER GRADE CHILDREN

The people of the State of Michigan enact:

Sec. 1. Act No. 368, as amended, being sections 333.1101 to 333.25211 of the compiled laws of 1970, is amended by adding section 9212 to read as follows:

Sec. 9212. If the immunization level in any grade in a public or nonpublic school in this state falls below the level necessary to guard against the spread of disease within the grade or school as determined by the director or the local health department, the board of the local school district in which the public school is located or the governing body of the nonpublic school may designate the immunization requirements set forth in section 9208 as a condition for admission to the grade in which the immunization is low.