

PUBLIC NOTICE

Intent to Adopt New Rules Wyoming Department of Health Immunization Program

Public notice is hereby given that the Wyoming Department of Health intends to adopt the following Revised Rules pursuant to the provisions of Wyo. Stat. Ann. §§ 14-4-116, 21-4-309, 35-1-240, and 35-4-139.

The following chapters have been revised:

Chapter 1 - Definitions and General Provisions

Chapter 3 - Mandatory Immunizations for Children Attending Schools and Child Caring Facilities

Chapter 5 – Wyoming Immunization Information System

By revising Chapter 1 the Agency accomplishes the following:

1. Updated definitions for “Authorized user”, “Provider profile”, and “Publicly-supplied vaccine”;
2. Addition of definitions for “Contraindication”, “Interoperability”, “Responsible Authority”, and “School District”.
3. Removal of definition for “Provider Agreement” as this is no longer mentioned in any of the Rules.

By revising Chapter 3 the Agency accomplishes the following:

1. In Section 4:
 - a. (4)(a)(xiii) Addition of Meningococcal (Serogroups A, C, W, and Y) for entry into schools effective August 1, 2020;
 - b. Addition of the following statements to ensure correct application of the Rules:
 - i. (4)(c) “Within 30 calendar days upon entry, each child attending a Wyoming child caring facility or preschool must be immunized against the VPDs listed in subsection (a) for which he or she is eligible based on age, according to the ACIP schedule.”
 - ii. (4)(d) “Within 30 calendar days upon entry into any grade, each child attending a Wyoming School (K-12) must be immunized against the VPDs listed in subsection (a) for which he or she is eligible based on age, according to the ACIP schedule.”
 - iii. (4)(e) “Each child transferring into a Wyoming School (K-12) shall, within 30 days upon entry, meet all immunization requirements in this Chapter.”

2. In Section 5:

- a. (5)(a)(iii) Revision of the statement to allow for acceptance of records certified by any licensed physician whether licensure is in U.S. or not.
 - b. (5)(b)(vi) Addition of the following statement “Certification by a licensed physician, his representative, or by any public health authority.” This is one element to be used to identify an immunization record that can be accepted.
3. Section 6 has been updated to eliminate unnecessary language and to align conditions under which a history of varicella can be verified to standards set by the Centers for Disease Control and Prevention. This section has also been updated to define what can be accepted as “written diagnosis or verification” of disease.
 4. Section 7 has been split into three sections. Section 7 now includes language applicable to all waiver types.
 5. Sections 8 and 9 are new but contain language previously found in Section 7. Section 8 is specific to Religious Waivers while Section 9 is specific to Medical Waivers.

By revising Chapter 5, the Agency accomplishes the following:

1. Removal of unnecessary language and reference a Provider Agreement which has been eliminated;
2. Updated to reflect correct processes and responsibilities; and
3. Reorganization of content.

As required by W.S. 16-3-103(a)(i)(G), these rules meet minimum substantive state statutory requirements.

To obtain a copy of this Amended Rule, contact:

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A public hearing will be held if requested by 25 persons, by a governmental subdivision, or by an association having not less than 25 members.

The Wyoming Department of Health welcomes all comments and suggestions on the proposed Amended Rule. Any person may urge the Agency not to amend this rule and may request that the Agency state its reasons for overruling the consideration urged against amendment. Written comments must be submitted to the above address no later than 5:00 p.m. on August 9, 2019.

Interested parties may request a statement of the Department's position regarding each comment and the action taken as a result of the comments prior to, or within thirty (30) days after, adoption of this Rule. Requests must be submitted to the above addresses. If requested, the statement will be issued by the Departments within thirty (30) days after the Agency action.

Dated this 21st day of June, 2019.

Michael A. Ceballos, Director