

CHAPTER He-P 300 DISEASES

PART He-P 301 COMMUNICABLE DISEASES

**Readopt He-P 301.13, effective 11-3-16 (Document #12033), and amended in paragraph (e), effective 10-12-22 (Document #13460, Interim), to read as follows:**

He-P 301.13 Documentation of Immunization.

(a) Every parent or guardian of a child to be admitted or enrolled in any New Hampshire public or non-public school, pre-school or child care agency shall, prior to the child's admittance, provide documentation, as defined in He-P 301.01(n), to the admitting official of acceptable immunization of the child as specified in He-P 301.14.

(b) The admitting official may enroll a child under conditional enrollment when the parent or guardian provides the following:

- (1) Documentation of at least one dose of each required vaccine; and
- (2) The appointment date for the next due dose(s) of required vaccine.

(c) The appointment date referred to in (b)(2) above shall serve as the exclusion date if the child fails to keep the scheduled appointment.

(d) Conditional enrollment shall not be extended to the next school year for the same dose of vaccine.

(e) In accordance with RSA 141-C:20-c, the admitting official shall exempt a child from immunization requirements only if:

- (1) The parent or guardian provides a completed "New Hampshire Childcare/School Immunization Religious Exemption Form" (March 2023) that states:

"The administration of immunizing agents conflict with the religious beliefs of the parent or legal guardian of the student listed above. Pursuant to NH Statute RSA 141-C:20-d, I understand, in the event of an outbreak of vaccine-preventable disease, for which immunization is required, an exempt student shall be excluded from school attendance";  
or

- (2) A licensed health care provider provides a letter, on letterhead, certifying that immunization against a particular disease may be detrimental to the child's health.

(f) The admitting official shall require the following documentation of immunization:

- (1) For measles, mumps, rubella, and hepatitis B:

- a. The month, day, and year of immunization; or
- b. Documentation of immunity by confirming laboratory test results;

- (2) For diphtheria, tetanus, pertussis (DTP/DTaP/DT/Td/Tdap), the month, day, and year of immunization;

- (3) For poliomyelitis vaccine, the month, day, and year of immunization;
- (4) For Haemophilus influenzae type b, (Hib) the month, day, and year of administration; and
- (5) For varicella, one of the following:
  - a. The month, day, and year of immunization;
  - b. Documentation of immunity by confirming laboratory test results; or
  - c. For students enrolled in kindergarten prior to 2009, parental or medical provider verification of history of disease.

PART He-P 307 IMMUNIZATION/VACCINATION REGISTRY

**Readopt He-P 307.07, effective 10-12-22 (Document #13460, Interim), to read as follows:**

He-P 307.07 Procedures for Patients to Withdraw from Participation in the Registry.

(a) A patient, or the patient's parent or guardian if the patient is a minor, may withdraw from participation in the registry at any time, including the removal of information contained in the registry, as follows:

- (1) The patient, or the patient's parent or guardian if the patient is a minor, shall complete the vaccine recipient information section of the "New Hampshire Immunization Information System (NHIIS) Withdrawal Form" (March 2023) and acknowledge that:

"I understand that this withdrawal from participation in the registry will not prevent me or my child from receiving immunizations/vaccinations.

I understand withdrawing will delete all existing vaccine information within the NHIIS for myself or for my child. This is a permanent deletion that cannot be undone.

I understand that I may reverse my decision by completing a "Reverse Previous Decision not to Participate in the New Hampshire Immunization/Vaccination Registry" (3/2016) form with my current healthcare provider.

I understand that it is my responsibility to inform my other health care providers of my decision to withdraw from the registry so that no future immunization/vaccination information is reported to the NHIIS.

Patients who choose to withdraw from participation in the registry are not relieved from the obligation to comply with current immunization requirements set forth in RSA 141-C:20-a and He-P 301.14." ;

- (2) The patient, or the patient's parent or guardian if the patient is a minor, shall obtain signature of a health care provider or a public notary on the "New Hampshire Immunization Information System (NHIIS) Withdrawal Form" (March 2023) ;
- (3) The patient, or the patient's parent or guardian if the patient is a minor, or health care provider in (2) above shall fax or mail the completed "New Hampshire Immunization Information System (NHIIS) Withdrawal Form" (March 2023) to the department; and

- (4) The department shall remove all patient information from the registry.
- (b) If a patient, or the patient’s parent or guardian if the patient is a minor, requests withdrawal from participation in accordance with (a) or (b) above, then no information relating to the patient shall remain in the registry, and no record of the transaction, including the request itself, shall be kept by either the department or the health care provider.
- (c) It shall be the responsibility of the patient, or the patient’s parent or guardian if the patient is a minor, to inform his or her other health care providers of his or her decision to withdraw from participation in the registry. In order to ensure that no future immunization/vaccination information is reported to the registry, such patient, or the patient’s parent or guardian if the patient is a minor, shall complete a “Choose not to Participate in the New Hampshire Immunization/Vaccination Registry” form (3/16 edition) with each of the patient’s current and administering health care providers who are participating in the registry.
- (d) Nothing in this rule shall relieve the patient, or the patient’s parent or guardian if the patient is a minor, who chooses to remove his or her information from the registry, from the obligation to comply with current immunization/vaccination requirements set forth in RSA 141-C:20-a or He-P 301.14.

#### APPENDIX

| RULE        | Specific State Statute which the Rule Implements |
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| He-P 301.13 | RSA 141-C:20-a through RSA 141-C:20-e            |
| He-P 307.07 | RSA 141-C:20-f, III; RSA 141-C:20-f, III-a       |