

ENGROSSED SENATE
BILL NO. 4

BY: BROWN of the SENATE

and

RICE of the HOUSE

AN ACT RELATING TO CHILDREN; AMENDING 10 O.S. 1981,
SECTION 411, WHICH RELATES TO IMMUNIZATIONS;
REQUIRING CERTAIN IMMUNIZATION; AND AUTHORIZING
STATE BOARD OF HEALTH TO MAKE CERTAIN CHANGES TO
THE LIST OF REQUIRED IMMUNIZATIONS BY CERTAIN
ADMINISTRATIVE PROCEDURE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 10 O.S. 1981, Section 411, is
amended to read as follows:

Section 411. A. No person, firm, corporation, partnership or
other legal entity operating a day care center or day care home in
~~the State of Oklahoma~~ this state shall cause or permit a minor child
two (2) months of age or older to be admitted to such facility
unless the parent or guardian of said child presents certification
from a licensed physician or authorized representative of any state
or local department of public health that such child has received or
will receive immunization at the medically appropriate time against
diphtheria, pertussis, tetanus, haemophilus influenzae type B (HIB),
measles (rubeola), rubella, and poliomyelitis; or presents such

certification that the child is likely to be immune as a result of the disease. Provided, however, that in the event the parent, guardian, or other person presenting a child for admission to a day care center or day care home certifies in writing that a family emergency exists, the requirement imposed by this section may be waived for a period not to exceed thirty (30) days. Such certification shall be made prior to the provision of care. No such waiver shall be knowingly permitted more than once for any child.

B. The State Board of Health may, pursuant to the Administrative Procedures Act, Sections 250 et seq. and 301 et seq. of Title 75 of the Oklahoma Statutes, promulgate rules making changes to the list of immunizations required by this section when the Legislature is not in session and the Commissioner of Health determines that a medical emergency exists. Immunization requirements shall be in accord with standard medical practices in this state.

Passed the Senate the 11th day of March, 1991.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1991.

Speaker of the House of Representatives