

UTAH STATEWIDE IMMUNIZATION INFORMATION**SYSTEM PROGRAM**

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Norman K Thurston

Senate Sponsor: _____

LONG TITLE**General Description:**

This bill creates the Utah Statewide Immunization Information System program and requires health care providers to exchange information using the program's system.

Highlighted Provisions:

This bill:

- ▶ creates the Utah Statewide Immunization Information System program;
- ▶ requires the department to make rules regarding the program; and
- ▶ requires health care providers to exchange immunization information using the program's system.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

26-6-6.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **26-6-6.5** is enacted to read:



26-6-6.5. Utah Statewide Immunization Information System program -- Creation
-- Required reporting for health care providers.

(1) As used in this section:

(a) "Health care provider" means an individual who is licensed under Title 58, Occupations and Professions, whose scope of practice includes administering a vaccination to a patient.

(b) "Immunization" or "immunize" means a process through which an individual develops an immunity to a disease, through vaccination or natural exposure to the disease.

(c) "Program" means the Utah Statewide Immunization Information System program created in Subsection (2).

(d) "System" means the Utah Statewide Immunization Information System database used for storing and exchanging information regarding immunizations in Utah.

(e) "Vaccinating" or "vaccination" means the administration of a vaccine.

(f) "Vaccine" means the substance licensed for use by the United States Food and Drug Administration that is injected into or otherwise administered to an individual to immunize the individual against a communicable disease.

(2) There is created a program within the department known as the Utah Statewide Immunization Information System program.

(3) The department shall make rules regarding the program, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:

(a) establish a statewide system to record an immunization given to an individual in order to ensure adequate immunization and to avoid unnecessary immunizations;

(b) provide for the sharing of immunization records among authorized persons;

(c) allow an individual to withdraw from the system upon request; and

(d) establish confidentiality requirements.

(4) An individual who violates confidentiality requirements established under Subsection (3)(d) is subject to criminal and civil penalties and liability, in accordance with Section [26-23-6](#).

(5) A health care provider who administers, or causes to be administered, a vaccine to an individual within the state shall:

(a) report to the system within 30 days after the day on which the vaccine is

59 administered:

60 (i) demographic information regarding the individual to whom the vaccine is

61 administered;

62 (ii) details regarding the administration of the vaccine;

63 (iii) any available vaccination history in the direct possession of the health care
64 provider for the individual that has not been recorded in the system, including a vaccination
65 given by another health care provider or an individual similarly licensed in another state; and

66 (iv) any other information required by the department through administrative rule made
67 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

68 (b) provide information to the individual, or the individual's parent or guardian,
69 regarding the right to withdraw from the system; and

70 (c) access identifiable patient information in the system only as allowed by the
71 department through administrative rule made in accordance with Title 63G, Chapter 3, Utah
72 Administrative Rulemaking Act.

Legislative Review Note
Office of Legislative Research and General Counsel