

HB 1638 - H AMD 88

By Representative Stonier

ADOPTED 03/05/2019

1 On page 4, after line 16, insert the following:

2

3 "NEW SECTION. **Sec. 3.** A new section is added to chapter 43.216
4 RCW to read as follows:

5 (1) Except as provided in subsection (2) of this section, a child
6 day care center licensed under this chapter may not allow on the
7 premises an employee or volunteer, who has not provided the child day
8 care center with:

9 (a) Immunization records indicating that he or she has received
10 the measles, mumps, and rubella vaccine; or

11 (b) Proof of immunity from measles through documentation of
12 laboratory evidence of antibody titer or a health care provider's
13 attestation of the person's history of measles sufficient to provide
14 immunity against measles.

15 (2)(a) The child day care center may allow a person to be employed
16 or volunteer on the premises for up to thirty calendar days if he or
17 she signs a written attestation that he or she has received the
18 measles, mumps, and rubella vaccine or is immune from measles, but
19 requires additional time to obtain and provide the records required in
20 subsection (1)(a) or (b) of this subsection.

21 (b) The child day care center may allow a person to be employed or
22 volunteer on the premises if the person provides the child day care
23 center with a written certification signed by a health care
24 practitioner, as defined in RCW 28A.210.090, that the measles, mumps,
25 and rubella vaccine is, in the practitioner's judgment, not advisable
26 for the person. This subsection (b) does not apply if it is

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1 determined that the measles, mumps, and rubella vaccine is no longer
2 contraindicated.

3 (3) The child day care center shall maintain the documents
4 required in subsections (1) or (2) of this section in the person's
5 personnel record maintained by the child day care center.

6 (4) For purposes of this section, "volunteer" means a nonemployee
7 who provides care and supervision to children at the child day care
8 center."

9
10 Renumber the remaining section consecutively and correct any
11 internal references accordingly. Correct the title.

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EFFECT: Prohibits an employee or volunteer from being on the premises a child day care center if he or she has not provided the day care center with immunization records indicating he or she received the measles, mumps, and rubella (MMR) vaccine or proof of immunity from measles through laboratory evidence of antibody titer or a health care provider's attestation of the person's history of measles sufficient to provide immunity against the measles. Allows a child day care center to allow an unvaccinated employee or volunteer on the premises for up to 30 days if he or she signs a written attestation that he or she has received the MMR vaccine or is immune to the measles, but needs additional time to obtain and provide the necessary records. Allows a child day care center to allow an unvaccinated employee or volunteer on the premises if he or she provides the child day care center with a written certification signed by a health care practitioner that the MMR vaccine is not advisable for the person. Requires the unvaccinated person to comply with the vaccination requirements if it is determined that the vaccine is no longer contraindicated. Requires the child day care center to maintain the documents related to the MMR vaccine in its personnel records.

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