

ARTICLE 44:20

COMMUNICABLE DISEASE CONTROL

Chapter	
44:20:01	Definitions and reportable diseases and conditions.
44:20:02	Reporting and surveillance.
44:20:03	Control measures.
44:20:04	Universal precautions.

CHAPTER 44:20:01

DEFINITIONS AND REPORTABLE DISEASES AND CONDITIONS

Section	
44:20:01:01	Definition of terms.
44:20:01:02	Diseases declared dangerous.
44:20:01:03	Category I reportable diseases and conditions.
44:20:01:04	Category II reportable diseases and conditions.
44:20:01:05	Reportable disease and condition case definitions.
44:20:01:06	Submission of clinical materials required by laboratories.

44:20:01:04. Category II reportable diseases and conditions. Category II reportable diseases and conditions include:

- (1) Anaplasmosis (*Anaplasma phagocytophilum*);
- (2) Arboviral encephalitis, meningitis or infection (such as, *Eastern equine*, *Western equine*, *California serogroup*, *St Louis*, *Japanese*, *Powassan*, *West Nile virus*, *Chikungunya*, *Colorado tick fever*, *Zika virus*);
- (3) Babesiosis (*Babesia spp*);
- (4) Campylobacteriosis (*Campylobacter spp.*);
- (5) Chancroid (*Haemophilus ducreyi*);
- (6) Carbon monoxide poisoning;
- (7) Chicken pox/Varicella (*herpesvirus*);
- (8) Chlamydia infections (*Chlamydia trachomatis*);
- (9) Cholera (*Vibrio cholerae*);

- (10) Cryptosporidiosis (*Cryptosporidium parvum*);
- (11) Coccidioidomycosis (*Coccidioides spp*);
- (12) Cyclospora (*Cyclospora cayetanensis*);
- (13) Dengue viral infection (*flaviviruses*);
- (14) Drug resistant organisms:
 - (a) Vancomycin-resistant *Staphylococcus aureus* (VRSA);
 - (b) Methicillin-resistant *Staphylococcus aureus* (MRSA), invasive;
 - (c) Carbapenem-resistant Entrobacteriaceae (CRE);
- (15) Ehrlichiosis (*Ehrlichia spp.*);
- (16) Giardiasis (*Giardia lamblia*);
- (17) Gonorrhea (*Neisseria gonorrhoeae*);
- (18) *Haemophilus influenzae*, invasive disease;
- (19) Hantavirus pulmonary syndrome and Hantavirus pulmonary infection (*Hantaviruses*);
- (20) Hemolytic uremic syndrome;
- (21) Hepatitis, acute, viral types including A, B, C;
- (22) Hepatitis B infection, perinatal;
- (23) Hepatitis B and C, chronic;
- (24) Human immunodeficiency virus (HIV) infection; including:
 - (a) AIDS (Stage III infection);
 - (b) CD4 counts in HIV infection persons;
 - (c) HIV viral loads; and
 - (d) Pregnancy in HIV infected females;
- (25) Influenza:
 - (a) Laboratory confirmed cases;
 - (b) Influenza-associated deaths;

(c) Influenza-associated hospitalizations; and

(d) Weekly reports of number of rapid antigen influenza positive tests and total number tested;

(26) Lead, elevated blood levels in children and adults;

(27) Legionellosis (*Legionella spp.*);

(28) Leprosy/Hansen's disease (*Mycobacterium leprae*);

(29) Leptospirosis (*Leptospira*);

(30) Listeriosis (*Listeria monocytogenes*);

(31) Lyme disease (*Borrelia burgdorferi*);

(32) Malaria (*Plasmodium spp.*);

(33) Mumps;

(34) Pertussis (*Bordetella pertussis*);

(35) Pesticide-related illness and injury, acute;

(36) Psittacosis (*Chlamydia psittaci*);

(37) Q fever (*Coxiella burnetii*);

(38) Salmonellosis (*Salmonella spp.*);

(39) Shigellosis (*Shigella spp.*);

(40) Silicosis;

(41) Spotted Fever Rickettsiosis (*Rickettsia spp.*);

(42) *Streptococcus pneumoniae*, invasive;

(43) Syphilis (*Treponema pallidum*), including primary, secondary, latent, early latent, late latent, neurosyphilis, non-neurological, stillbirth, and congenital;

(44) Tetanus (*Clostridium tetani*);

(45) Toxic shock syndrome (Streptococcal and non-Streptococcal);

(46) Transmissible spongiform encephalopathies, such as Creutzfeldt-Jakob disease;

(47) Trichinosis (*Trichinella spiralis*);

(48) Tuberculosis (*Mycobacterium tuberculosis* or *Mycobacterium bovis*): Latent infection in a high risk person;

(49) Typhoid (*Salmonella typhi*); and

(50) Vibriosis (Vibrionaceae [other than toxigenic *Vibrio cholerae* O1 or O139, which are reportable as cholera]).

Source: 20 SDR 69, effective November 17, 1993; 23 SDR 60, effective October 31, 1996; 28 SDR 92, effective December 30, 2001; 29 SDR 87, effective December 22, 2002; 30 SDR 87, effective December 7, 2003; 31 SDR 89, effective December 27, 2004; 33 SDR 106, effective December 26, 2006; 34 SDR 179, effective December 24, 2007; 38 SDR 8, effective August 1, 2011; 39 SDR 203, effective June 10, 2013; 42 SDR 77, effective November 30, 2015.

General Authority: SDCL 34-1-17, 34-22-9, 34-22-12, 34-23-13.

Law Implemented: SDCL 34-22-9, 34-22-12, 34-23-13.

TITLE 44

DEPARTMENT OF HEALTH

Article

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<u>44:81</u>	<u>Immunization Requirements for School Entry.</u>

ARTICLE 44:81

IMMUNIZATION REQUIREMENTS FOR SCHOOL ENTRY

Chapter	
44:81:01	Definitions.
44:81:02	Early Childhood Program Entry Requirements.
44:81:03	Kindergarten School-Entry Requirements.

44:81:04 Sixth Grade School-Entry Requirements.

44:81:05 Transfer Students Requirements.

44:81:06 Exemptions to Vaccination.

CHAPTER 44:81:01

DEFINITIONS

44:81:01:01 Definitions.

44:81:01:01. Definitions. Terms used in this chapter mean:

- (1) "ACIP," the Advisory Committee on Immunization Practices;
- (2) "Department," the South Dakota Department of Health;
- (3) "DTaP," Diphtheria, Tetanus, and Pertussis vaccine;
- (4) "Early childhood program," a program that is run by or held in the facilities of a school or school district;
- (5) "MCV4" Meningococcal Conjugate vaccine (A,C,Y,W);
- (6) "MMR," Measles, Mumps, and Rubella vaccine;
- (7) "Poliovirus vaccine," Vaccine to protect against Polio disease;
- (8) "SDIIS," South Dakota Immunization Information System;
- (9) "Td," Tetanus and Diphtheria vaccine;
- (10) "Tdap," Tetanus, Diphtheria, and Pertussis vaccine;
- (11) "Transfer student," any student transferring into a school; and
- (12) "Varicella," chickenpox vaccine.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

CHAPTER 44:81:02

EARLY CHILDHOOD PROGRAM ENTRY REQUIREMENTS

44:81:02:01 Immunization requirements.

44:81:02:02 Documentation requirements.

44:81:02:01. Immunization requirements. Any full time or part time student entering an early childhood program in South Dakota shall present certification that they have received the following immunizations:

- (1) Four or more doses of DTaP, with at least one dose administered on or after age 4. Children receiving six doses before age 4 do not require any additional doses for school requirements;
- (2) Four or more doses of poliovirus vaccine, at least one dose on or after age 4;
- (3) Two doses of MMR vaccine or submit serological evidence of immunity. Minimum age for the first dose is 12 months with the second dose routinely administered between the ages of 4 and 6. The second dose may be administered prior to age 4 provided at least 28 days have elapsed since the first dose;
- (4) Two doses of varicella vaccine. The minimum age for the first dose of varicella vaccine is 12 months. History of disease is acceptable in lieu of vaccination with parent or guardian signature; and
- (5) Children under the age of 4 only require three DTaP, three Polio, one MMR, and one varicella vaccine. At age 4 the above rules apply.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

44:81:02:02. Documentation requirements. Each early childhood program shall collect and maintain proof of immunization for each student entering a South Dakota early childhood program. Acceptable proof is a signed Immunization Record from SDIIS, a vaccination card from the parent or guardian, or a Certificate of Immunization form. If a card is presented, the immunizations shall be entered in to SDIIS or a Certificate of Immunization form shall be completed.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

CHAPTER 44:81:03

KINDERGARTEN SCHOOL ENTRY REQUIREMENTS

44:81:03:01 Immunization requirements.

44:81:03:02 Documentation requirements.

44:81:03:01. Immunization requirements. Any full time or part time student entering kindergarten in South Dakota shall present certification that they have received the following immunizations:

- (1) Four or more doses of DTaP vaccine, with at least one dose administered on or after age 4. Children 7 years and older requiring the primary series only need three doses. The first dose of the primary series should be Tdap and the second and third doses should be Td, with at least 6 months between dose two and three. Children receiving six doses before age 4 do not require any additional doses for school requirements;
- (2) Four or more doses of poliovirus vaccine, at least one dose on or after age 4;

- (3) Two doses of MMR vaccine or submit serological evidence of immunity. Minimum age for the first dose is 12 months with the second dose routinely administered between the ages of 4 and 6. The second dose may be administered prior to age 4 provided at least 28 days have elapsed since the first dose; and
- (4) Two doses of varicella vaccine. The minimum age for the first dose of varicella vaccine is 12 months. History of disease is acceptable in lieu of vaccination with parent or guardian signature.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

44:81:03:02. Documentation requirements. Each school shall collect proof of immunization for each student entering a kindergarten in South Dakota. Acceptable proof is a signed Immunization Record from SDIIS, a vaccination card from the parent or guardian, or a Certificate of Immunization. If a card is presented, the immunizations shall be entered in to SDIIS or a Certificate of Immunization form shall be completed.

Schools shall submit proof of immunization for students to the department no later than November 1 of the current school year. If the records are from SDIIS, only an alphabetized roster of students is required. If the proof of immunization is in the form of Certificates of Immunization, the certificates shall be alphabetized and submitted to the department. A complete alphabetized roster of students entering kindergarten shall be submitted along with the required proof of immunization.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

CHAPTER 44:81:04

SIXTH GRADE SCHOOL ENTRY REQUIREMENTS

44:81:04:01 Immunization requirements.

44:81:04:02 Documentation requirements.

44:81:04:01. Immunization requirements. Any full time or part time student age 11 or older entering sixth grade in South Dakota shall present certification that they have received the Tdap and MCV4 vaccine. Students who turn 11 during the sixth grade shall provide certification that they have received these vaccinations within 45 days following the 11th birthday. If the student is medically contraindicated for Tdap, a dose of Td vaccine is required.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

44:81:04:02. Documentation requirements. Each school shall collect proof of immunization for each student entering the 6th grade in South Dakota. Acceptable proof is a signed Immunization Record from SDIIS, a vaccination card from the parent or guardian, or a Certificate of Immunization. If a card is presented, the immunizations shall be entered in to SDIIS or a Certificate of Immunization form shall be completed.

Schools shall submit proof of immunization for students to the department no later than November 1 of the current school year. If the records are from SDIIS, only an alphabetized roster of students is required. If the proof of immunization is in the form of a Certificate of Immunization, the certificates shall be alphabetized and submitted to the department. A complete alphabetized roster of students entering sixth grade shall be submitted along with the required proof of immunization.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

CHAPTER 44:81:05

Transfer Student Requirements

44:81:05:01 Immunization requirements.

44:81:05:02 Documentation requirements.

44:81:05:01. Immunization requirements. Any full time or part time transfer student shall present certification that they have received required age appropriate immunizations pursuant to this Article.

44:81:05:02. Documentation requirements. Each school shall collect proof of immunization for each transfer student. Acceptable proof is a signed Immunization Record from SDIIS, a vaccination card from the parent or guardian, or a Certificate of Immunization. If a card is presented, the immunizations shall be entered into SDIIS or a Certificate of Immunization form shall be completed.

Schools shall submit proof of immunization for students to the department no later than November 1 of the current school year or within 45 days of the date of transfer. If the records are from SDIIS, only an alphabetized roster of students is required. If the proof of immunization is in the form of a Certificate of Immunization, the certificates shall be alphabetized and submitted to the department. A complete alphabetized roster of all transfer students shall be submitted along with the required proof of immunization.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.

CHAPTER 44:81:06

Exemptions to Vaccination

44:81:06:01 Documentation requirements.

44:81:06:01 Documentation requirements. A medical exemption pursuant to SDCL 13-28-7.1 requires the signature of a physician licensed pursuant to SDCL chapter 36-4. The signature shall be on the South Dakota Department of Health – Certificate of Immunization form.

A religious exemption pursuant to SDCL 13-28-7.1 requires the signature of the parent or guardian on the South Dakota Department of Health – Certificate of Immunization form or a signed statement by the parent or guardian stating that child is adherent to a religious doctrine whose teachings are opposed to immunization.

The school or early childhood program is required to collect the exemption documents and submit to the department no later than November 1 of the current school year or within 45 days of transferring into the school district.

Source:

General Authority: SDCL 13-28-7.1.

Law Implemented: SDCL 13-28-7.1.