

AN ACT

ENTITLED, An Act to require certain immunizations for students attending postsecondary educational institutions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. Terms in this Act mean:

- (1) "Public or private postsecondary educational institution" or "institution," any entity permitted to offer postsecondary education credits or degrees in South Dakota under § 13-49-27.1;
- (2) "Student," any person born after 1956 who is registering for more than one class during an academic term, such as a quarter or a semester. The term includes any person who meets face-to-face at least once per week to receive instruction. The term does not include any person who receives non-credit-bearing or on-the-job training services.

Section 2. Any student entering a public or private postsecondary education institution in this state for the first time after July 1, 2008, shall, within forty-five days after the start of classes, present to the appropriate institution certification from a licensed physician that the student has received or is in the process of receiving the required two doses of immunization against measles, rubella, and mumps. As an alternative to the requirement for a physicians's certification, the student may present:

- (1) Certification from a licensed physician stating the physical condition of the student would be such that immunization would endanger the student's life or health;
- (2) Certification from a licensed physician stating the student has experienced the natural disease against which the immunization protects;
- (3) Confirmation from a laboratory of the presence of adequate immunity; or
- (4) A written statement signed by the student that the student is an adherent to a religious doctrine whose teachings are opposed to such immunizations. If the student is under the

age of eighteen, the written statement shall be signed by one parent or guardian.

Section 3. The institution shall require that the documentation from the student, provided for by section 2 of this Act, be submitted within forty-five days after the start of classes.

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I certify that the attached Act
originated in the

SENATE as Bill No. 15

Secretary of the Senate

President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 15
File No. _____
Chapter No. _____

Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State