

pair the completed part of the program and further will wholly eliminate in the future a continuance of such expanded program because of lack of continuing finances available from such excess tax revenues. In order to remove at the earliest possible time this serious obstacle to the formation of a junior college district which includes all of the identical territory comprising a single existing high school district and to continue the policy of this Legislature in encouraging the formation of such districts and in order to prevent the hardships resulting from the termination of the excess tax rate previously authorized by the identical electorate and to insure the continuous orderly administration of the entire high school and junior college program in operation and effect under such excess tax rate so authorized by the electorate, and all without interruption or loss of tax income essential to the purposes of both districts, it is necessary that this act take effect immediately.

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### CHAPTER 837

*An act to add Chapter 7 (commencing with Section 3380) to Division 4 of the Health and Safety Code, relating to the immunization of pupils of schools.*

[Approved by Governor June 13, 1961 Filed with  
Secretary of State June 14, 1961 ]

In effect  
September  
15, 1961

*The people of the State of California do enact as follows:*

SECTION 1. Chapter 7 (commencing with Section 3380) is added to Division 4 of the Health and Safety Code, to read:

#### CHAPTER 7. IMMUNIZATION AGAINST POLIOMYELITIS

3380. No minor or adult shall be admitted to any public or private elementary or secondary school as a pupil unless such person has, prior to admission, been immunized against poliomyelitis in the manner and with immunizing agents approved by the State Department of Public Health.

Immuniza-  
tion against  
poliomyelitis

3381. Such immunization shall be evidenced by a written record made on a form prescribed by the department. A copy of the record shall be given to the parent or guardian of the child, or if the person receiving immunization is an adult, the copy shall be given to him.

Same  
Written  
record

3382. The county health officer of each county shall organize and have in operation by January 1, 1962, an immunization program so that immunization is made available to all persons required by this chapter to be immunized. He shall also determine how the cost of such a program is to be recovered. To the extent that the cost to the county is in excess of that sum recovered from persons immunized, funds made available by the school districts may be used to pay the cost of

Immuniza-  
tion program

the immunization of any persons seeking admission to the public schools. The remainder of the cost shall be paid by the county in the same manner as other expenses of the county are paid.

Immunization performed by a private physician shall be acceptable for admission to school if the immunization is performed and records are made in accordance with rules established by the State Department of Public Health.

Co-operation  
with county  
health officer

3383. The governing board of each school district and the governing authority of each private school shall co-operate with the county health officer in carrying out the program for immunization of persons applying for admission to any school under its jurisdiction. The governing board of any school district may use any funds, property, and personnel of the district for that purpose. The governing board of any school district and the governing authority of any private school may permit any person licensed as a physician and surgeon to administer immunization agents to the children and adults seeking admission to any school under its jurisdiction.

Exemption  
on account of  
beliefs

3384. Immunization of a person shall not be required for admission to a public or private elementary or secondary school if the parent or guardian (in the case of a minor), or the person seeking admission (if an adult), files with the governing board of the school district or the governing authority of the private school, as the case may be, a letter stating that such immunization is contrary to his or her beliefs. However, whenever there is good cause to believe that a person is suffering from poliomyelitis, the person may be temporarily excluded from the school until the governing board of the school district or the governing authority of the private school is satisfied that the disease does not exist.

Exemption  
on account of  
medical cir-  
cumstances

3385. If the parent or guardian (in the case of a minor) or the person seeking admission (if an adult) files with the governing board of the school district or the governing authority of the private school a written statement by a licensed physician to the effect that the physical condition of the child or adult is such, or medical circumstances relating to the child or adult are such that immunization is not considered safe, indicating the specific nature and probable duration of the medical condition or circumstances which contraindicate immunization, such person shall be exempt from the requirements of this chapter to the extent indicated by the physician's statement.

Rules and  
regulations

3386. The department shall adopt and enforce all rules and regulations necessary to carry out the provisions of this chapter.