### Michigan Vaccination Surveillance System

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<th>State</th>
<th>Statute/Rule</th>
<th>Language Specific to Surveillance System</th>
<th>Exemption</th>
<th>Data Sharing</th>
<th>Consent Required?</th>
<th>Dissent Allowed?</th>
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<tr>
<td>MI</td>
<td>STATUTE: MCL Chapter 333, Section 9207 (Act 368 of 1978) RULE: AACS. R 325.161 - R 325.169</td>
<td>333.9207 Childhood immunization registry; Michigan care improvement registry; establishment; purpose; confidentiality and disclosure requirements. (1) The department shall establish a registry, to be known as the &quot;childhood immunization registry&quot;, to record information regarding immunizations performed under this part. Beginning after the effective date of the amendatory act that added section 9227(2), the &quot;childhood immunization registry&quot; shall be known as the &quot;Michigan care improvement registry&quot;. The department shall enter information received under sections 2821 and 9206 in the registry.</td>
<td>YES</td>
<td>R. 325.167 Scientific advisory panel; release of information for research. Rule 7. (1) A research proposal that requires the release of information which identifies individual in the MCIR shall be reviewed by the department’s scientific advisory panel as established under R 325.9055. (2) The panel shall advise the director in writing concerning the merits of the study. (3) A release of information for research that identifies individuals in the MCIR is subject to the terms and conditions set by the department. A person who conducts a study or research project shall not publish the name of any individual who is or was in the MIR and shall not release any identifying number, mark, or description that can be</td>
<td>NO</td>
<td>YES</td>
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<td>(2)</td>
<td>The information contained in the registry is subject to the confidentiality and disclosure requirements of sections 2637 and 2888 [birth/death/vital records] and to the rules promulgated under section 9227. The department may access the information contained in the registry when necessary to fulfill its duties under this code.</td>
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<td>(3)</td>
<td>Upon receipt of a written request from an individual who is 20 years of age or older, the department shall make any immunization information in the registry pertaining to that individual inaccessible. The written request shall be in a form prescribed or otherwise authorized by the department.</td>
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**333.9227 Rules.**

(1) The department shall promulgate rules to implement this part, including, but not limited to, rules governing all of the following:

- **(a)** Age periods for readily associated with an individual who is or was the subject of an immunization report submitted to the department.

**R 325.168 Exchange of records.**

**Rule 8.** By written agreement, the department may transmit transcripts or copies of immunization records or reports to state or national secure public health data systems or individuals responsible for the health care of a person if the records or reports relate to residents of other states or countries. The agreement shall require that the transcripts or records be used only for public health purposes and that the identity of a person who is subject to the report shall only be released as specified in the agreement.

**R 325.164 Quality assurance.**
Rule 4. (1) For the purpose of assuring the quality of submitted data, a provider shall allow the department to inspect the parts of a patient's medical records as necessary to verify the accuracy of submitted data.

(2) A health care provider who meets the standards of quality and completeness of submitted data set by the department is subject to inspection not more than once every 3 years for the purpose of assessing the quality and completeness of reporting from the provider, unless summary data for the provider indicate a significant deviation from expectation.

(3) A health care provider shall, at the request of the department, supply missing information, if known, or clarify information submitted to the department.

(4) Upon mutual agreement between a health care provider and the department, the provider may elect to submit copies of medical records instead of
immunization registry. (1) Birth registration is required for each individual born in this state.

(2) A record of birth for each live birth that occurs in this state shall be filed at the office of the local registrar not more than 5 days after the birth. The birth shall be registered when the filing is completed.

(3) Upon receipt of a vital record consisting of a birth registration transmitted by a local registrar pursuant to section 2815(2), the state registrar shall transmit the information contained in the birth registration to the childhood immunization registry created in section 9207.

[emphasis added]

R 325.161 Definitions…(c) "MCIR" means the Michigan care improvement registry which is a registry of health information, including but not limited to; children’s immunizations, immunization history, height, submitting to an inspection. The department shall use a copy of a submitted medical record or part of a record only to verify corresponding reported data, shall not recopy the record, and shall keep the record in a locked file cabinet when the record is not being used. The department shall promptly destroy a copy of a medical record submitted under this rule after verifying corresponding reported data or, if the reported data appear to be inaccurate, after clarifying or correcting the reported data.

333.2637 Procedures protecting confidentiality and regulating disclosure of data and records.

(1) The department shall establish procedures pursuant to section 2678 to protect the confidentiality of, and regulate the disclosure of, data and records contained in a departmental data system or system of records.
weight, and other reportable information; and identification information on children, adolescents, and adults.

**R 325.163 Reportable information.** Rule 3. (1) A person who administers an immunization...shall report the immunization to the department in a manner consistent with the rules and under either of the following circumstances, unless the immunization need not be reported under section 9206(2) and (3)...(5) A health care provider who receives written notification from a person requesting that his or her (or his or her child’s) immunization data not be reported to the registry shall forward the request to the department in a form provided by the department. The department shall no add any immunization information to that individual’s or child’s record after receipt of the request. This subrule does not apply to drugs, medications, chemicals, vaccines, or biological

(2) The procedures established under subsection (1) shall be consistent with the policy established under sections 2611 and 2613.

(3) Except as provided in section 2640 [child abuse/child support], the procedures established under subsection (1) shall specify the data contained in a departmental data system or system of records that shall not be disclosed unless items identifying a person by name, address, number, symbol, or any other identifying particular are deleted.

(4) The procedures established under subsection (1) shall regulate the use and disclosure of data contained in a departmental data system or system of records released to researchers, other persons, including designated medical research projects as described in section 2631, or governmental...
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<th>products being used in response to a public health emergency….(8) If a public health emergency…health care provider and other persona as defined by the director shall report to the department information regarding administration or dispensing of certain drugs, medications, chemicals, vaccines, or biological products used in response to the public health emergency. The department shall add functionality to the MDIR so that such information can be reported using the MCIR.</th>
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<td>entities. A person who receives data pursuant to this section shall not disclose an item of information contained in the data except in conformance with the authority granted by the department and with the purpose for which the data was originally requested by the researcher. The director may contract with researchers or other persons to implement and enforce this subsection…</td>
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<td><strong>R 325.163a Reportable information regarding height and weight.</strong> Rule 3a (1) A health care provider that provides health care services to a child ages birth to 18 may report to MCIR the child’s height and weight measured during a patient encounter after obtaining the consent of the child’s parent(s) and/or guardian(s). The health care provider must provide the</td>
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| **R 325.166 Confidentiality of reports.** Rule 6. (1) The department shall maintain the confidentiality of all health information submitted the department and shall not release the reports, immunization assessments, BMI screening data, or any information that, because of name, identifying number, mark, or description, can be readily associated with a particular individual, except in accordance with subrules (2), (3), (4), (5), and (6) of this rule…(2) An immunization,
child’s parent(s) and/or guardian(s) with a written consent that explains that the reporting of the child’s height and weight information is optional, and that the parent(s) and/or guardian(s) may opt-out of the reporting...(3) For each report of height and weight, the department shall calculate the include in MCIR the BMI for the child. The department may make this information accessible to health care providers that provide health care services to a child ages birth to 18. (4) To promote clinical quality and provider and patient education, the department shall identify evidence-based resource materials and reference information concerning BMI to be made available to health care providers...