



U.S. Department of Justice
Immigration and Naturalization Service

HQADN 70/21.1.1

Office of the Executive Associate Commissioner

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OCT - 5 2001

MEMORANDUM FOR WILLIAM R. YATES
DEPUTY EXECUTIVE ASSOCIATE COMMISSIONER
OFFICE OF FIELD OPERATIONS
IMMIGRATION SERVICES DIVISION

FROM: Michael D. Cronin
Acting Executive Associate Commissioner
Office of Programs 

SUBJECT: Vaccinations

Purpose

This memorandum supplements the memoranda issued by Headquarters Offices of Programs and Field Operations on May 17 and May 25, 2001, respectively, regarding automatic waivers under sections 209(c) and 212(g)(2)(B) of the Act for the influenza (flu) and tetanus vaccines.

Supplemental Guidance and Directives

In accordance with the agreements reached between the Service and the Centers for Disease Control and Prevention (CDC):

- **Flu:** The automatic waiver for the flu vaccine has not been extended. Thus, in accordance with the May 17 and May 25 memoranda, the automatic waiver for the flu vaccine is authorized in those cases where the medical examination was performed by the civil surgeon beginning on September 1, 2000, and ending on March 30, 2001, for applicants age 65 and older.
- **Tetanus:** The automatic waiver for the tetanus vaccine has been extended. Thus, in accordance with the May 17 and May 25 memoranda, and the subsequent agreements

reached between the Service and CDC, the automatic waiver for the tetanus vaccine is authorized in those cases where the medical examination was performed by the civil surgeon beginning on February 1, 2001, through March 30, 2002. Note that because the vaccinations against tetanus are routinely administered in combination with other vaccines, this automatic waiver for tetanus includes the following combinations: Td (Tetanus/Diphtheria, which is the adult dose; and DT and DTP (Diphtheria/Tetanus and Diphtheria/Tetanus/Pertussis, which are the pediatric doses).

Continue granting the waiver under section 212(g)(2)(B) or 209(c) of the Act according to the regular streamlined procedures if the civil surgeon certifies that the vaccination is not medically (age) appropriate, is medically contraindicated, or, in the case of the flu vaccine, that the vaccination assessment was not performed during the fall (flu) season.

For policy questions, contact Sophia Cox, HQADN at 202-514-4754, through supervisory channels. In addition, the Technical Instructions for the Medical Examination of Aliens in the United States, published by CDC, along with important updates, are now available online at: <http://www.cdc.gov/ncidod/dq/technica.htm>.