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I N   S E N A T E

February 16, 2012

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Introduced by Sen. HANNON -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to requiring general hospitals with a newborn nursery or providing obstetric services to offer Bordetella pertussis vaccinations to certain persons

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. The subdivision heading and paragraph (a) of subdivision 3  
2 of section 2805-h of the public health law, as added by chapter 282 of  
3 the laws of 2009, are amended to read as follows:  
4     Immunizations against influenza AND BORDETELLA PERTUSSIS; neonatal  
5 intensive care units. (a) [Annually between September first and April  
6 first, it] IT shall be the duty of each general hospital (I) with a  
7 neonatal intensive care unit to offer, ANNUALLY BETWEEN SEPTEMBER FIRST  
8 AND APRIL FIRST, to every parent or person in parental relation who is  
9 reasonably anticipated to be a caregiver in the household of a newborn  
10 being treated in the neonatal intensive care unit vaccination against  
11 influenza virus; AND (II) HAVING A NEWBORN NURSERY OR PROVIDING OBSTET-  
12 RIC SERVICES TO OFFER TO EVERY PARENT, PERSON IN PARENTAL RELATION OR  
13 OTHER PERSON WHO IS REASONABLY ANTICIPATED TO BE A CAREGIVER OF A  
14 NEWBORN BEING TREATED IN SUCH HOSPITAL VACCINATION AGAINST BORDETELLA  
15 PERTUSSIS (WHOOPING COUGH). If the parent or person in parental  
16 relation wishes to be vaccinated, the hospital shall provide the person  
17 with the vaccination. If the parent or person in parental relation  
18 declines the hospital offer or wishes to defer vaccination, the hospital  
19 shall provide information on where such person may be vaccinated. Such  
20 general hospital need not offer the vaccination to parents and persons  
21 in parental relation who have already received such vaccine or for whom  
22 it is medically inappropriate.  
23     S 2. This act shall take effect on the one hundred eightieth day after  
24 it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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