

STATE OF NEW YORK

10417

IN ASSEMBLY

May 24, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Williams) --
read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to a standardized form
for medical exemption from required immunizations

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The education law is amended by adding a new section 3205-b to read as follows:

§ 3205-b. Medical immunization exemption. 1. The school in which a student is attending or will attend shall accept a medical immunization exemption request form containing the information pursuant to subdivision two of this section. The department or any other state agency, board or commission shall not require any other condition or requirement for the medical exemption to immunization or immunizations provided for in this section for school admission.

2. The form accepted by the school shall contain the following information:

(a) Name(s) of parent, parents or guardian;

(b) Name of child;

(c) Student's birthdate;

(d) Student's residential address;

(e) School name and district;

(f) The medical reason, diagnosis and/or condition of which deems immunization detrimental to the student's health;

(g) Supporting medical documentation demonstrating the immunization would be detrimental to the student's health; and

(h) The signature of a licensed physician, physician's assistant or nurse practitioner, their medical license number and practice affiliation declaring: I hereby certify that immunization against (poliomyelitis, mumps, measles, diphtheria, rubella, varicella, Haemophilus influenzae type b (Hib), pertussis, tetanus, pneumococcal disease, influenza, meningococcal disease and hepatitis B) may be detrimental to the child's health. The date and signature of the physician, nurse practitioner or physician's assistant shall appear here. This certification,

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

LBD15557-02-4

1 once provided to the student's school, shall serve as an exemption to
2 section 2164 of the public health law.
3 § 2. This act shall take effect on the thirtieth day after it shall
4 have become a law.