

# STATE OF NEW YORK

9060--A

2025-2026 Regular Sessions

## IN ASSEMBLY

September 5, 2025

Introduced by M. of A. PAULIN, McDONALD, SHRESTHA -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law and the insurance law, in relation to entities authorized to make recommendations on the administration of immunizations

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

1 Section 1. Subdivision 7 of section 6527 of the education law, as  
2 amended by chapter 555 of the laws of 2021, is amended to read as  
3 follows:  
4 7. A licensed physician may prescribe and order a patient specific  
5 order or non-patient specific regimen to a licensed pharmacist, pursuant  
6 to regulations promulgated by the commissioner, and consistent with the  
7 public health law, for: (a) administering immunizations to prevent  
8 influenza to patients two years of age or older; and (b) administering  
9 immunizations to prevent pneumococcal, acute herpes zoster, hepatitis A,  
10 hepatitis B, human papillomavirus, measles, mumps, rubella, varicella,  
11 COVID-19, meningococcal, tetanus, diphtheria or pertussis disease and  
12 medications required for emergency treatment of anaphylaxis to patients  
13 eighteen years of age or older; and (c) administering other immuniza-  
14 tions recommended by the advisory committee on immunization practices of  
15 the centers for disease control and prevention, the immunization advi-  
16 gory council established pursuant to chapter five hundred twenty-one of  
17 the laws of nineteen hundred ninety-four, the 21st century workgroup for  
18 disease elimination and reduction established pursuant to section two  
19 hundred sixty-six-a of the public health law, or any interstate body  
20 established for purposes of reviewing and making recommendations regard-  
21 ing immunization coverage and access, for patients eighteen years of age  
22 or older if the commissioner of health in consultation with the commis-

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

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1 sioner determines that an immunization: (i) (A) may be safely adminis-  
2 tered by a licensed pharmacist within their lawful scope of practice;  
3 and (B) is needed to prevent the transmission of a reportable communica-  
4 ble disease that is prevalent in New York state; or (ii) is a recom-  
5 mended immunization for such patients who: (A) meet age requirements,  
6 (B) lack documentation of such immunization, (C) lack evidence of past  
7 infection, or (D) have an additional risk factor or another indication  
8 as recommended by the advisory committee on immunization practices of  
9 the centers for disease control and prevention, the immunization advi-  
10 sory council established pursuant to chapter five hundred twenty-one of  
11 the laws of nineteen hundred ninety-four, the 21st century workgroup for  
12 disease elimination and reduction established pursuant to section two  
13 hundred sixty-six-a of the public health law, or any interstate body  
14 established for purposes of reviewing and making recommendations regard-  
15 ing immunization coverage and access. Nothing in this subdivision shall  
16 authorize unlicensed persons to administer immunizations, vaccines or  
17 other drugs.

18 § 2. Paragraph (e) of subdivision 2 of section 6801 of the education  
19 law, as amended by section 1 of part DD of chapter 57 of the laws of  
20 2018, is amended to read as follows:

21 (e) administer the immunization or immunizations according to the most  
22 current recommendations by the advisory committee for immunization prac-  
23 tices (ACIP), the immunization advisory council established pursuant to  
24 chapter five hundred twenty-one of the laws of nineteen hundred ninety-  
25 four, the 21st century workgroup for disease elimination and reduction  
26 established pursuant to section two hundred sixty-six-a of the public  
27 health law, or any interstate body established for purposes of reviewing  
28 and making recommendations regarding immunization coverage and access,  
29 provided however, that a pharmacist may administer any immunization  
30 authorized under this section when specified by a patient specific  
31 order.

32 § 3. Subparagraph 1 of paragraph a of subdivision 22 of section 6802  
33 of the education law, as amended by chapter 802 of the laws of 2022, is  
34 amended to read as follows:

35 (1) the direct application of an immunizing agent to adults, whether  
36 by injection, ingestion, inhalation or any other means, pursuant to a  
37 patient specific order or non-patient specific regimen prescribed or  
38 ordered by a physician or certified nurse practitioner, for: immuniza-  
39 tions to prevent influenza, pneumococcal, acute herpes zoster, hepatitis  
40 A, hepatitis B, human papillomavirus, measles, mumps, rubella, varicel-  
41 la, COVID-19, meningococcal, tetanus, diphtheria or pertussis disease  
42 and medications required for emergency treatment of anaphylaxis; and  
43 other immunizations recommended by the advisory committee on immuniza-  
44 tion practices of the centers for disease control and prevention, the  
45 immunization advisory council established pursuant to chapter five  
46 hundred twenty-one of the laws of nineteen hundred ninety-four, the 21st  
47 century workgroup for disease elimination and reduction established  
48 pursuant to section two hundred sixty-six-a of the public health law, or  
49 any interstate body established for purposes of reviewing and making  
50 recommendations regarding immunization coverage and access, for patients  
51 eighteen years of age or older if the commissioner of health in consul-  
52 tation with the commissioner determines that an immunization: (i)(A) may  
53 be safely administered by a licensed pharmacist within their lawful  
54 scope of practice; and (B) is needed to prevent the transmission of a  
55 reportable communicable disease that is prevalent in New York state; or  
56 (ii) is a recommended immunization for such patients who: (A) meet age

1 requirements, (B) lack documentation of such immunization, (C) lack  
2 evidence of past infection, or (D) have an additional risk factor or  
3 another indication as recommended by the advisory committee on immuniza-  
4 tion practices of the centers for disease control and prevention, the  
5 immunization advisory council established pursuant to chapter five  
6 hundred twenty-one of the laws of nineteen hundred ninety-four, the 21st  
7 century workgroup for disease elimination and reduction established  
8 pursuant to section two hundred sixty-six-a of the public health law, or  
9 any interstate body established for purposes of reviewing and making  
10 recommendations regarding immunization coverage and access. If the  
11 commissioner of health determines that there is an outbreak of disease,  
12 or that there is the imminent threat of an outbreak of disease, then the  
13 commissioner of health may issue a non-patient specific regimen applica-  
14 ble statewide.

15 § 4. Subdivision 7 of section 6909 of the education law, as amended by  
16 chapter 555 of the laws of 2021, is amended to read as follows:

17 7. A certified nurse practitioner may prescribe and order a patient  
18 specific order or non-patient specific regimen to a licensed pharmacist,  
19 pursuant to regulations promulgated by the commissioner, and consistent  
20 with the public health law, for: (a) administering immunizations to  
21 prevent influenza to patients two years of age or older; and (b) admin-  
22 istering immunizations to prevent pneumococcal, acute herpes zoster,  
23 hepatitis A, hepatitis B, human papillomavirus, measles, mumps, rubella,  
24 varicella, COVID-19, meningococcal, tetanus, diphtheria or pertussis  
25 disease and medications required for emergency treatment of anaphylaxis  
26 to patients eighteen years of age or older; and (c) administering other  
27 immunizations recommended by the advisory committee on immunization  
28 practices of the centers for disease control and prevention, the immuni-  
29 zation advisory council established pursuant to chapter five hundred  
30 twenty-one of the laws of nineteen hundred ninety-four, the 21st century  
31 workgroup for disease elimination and reduction established pursuant to  
32 section two hundred sixty-six-a of the public health law, or any inter-  
33 state body established for purposes of reviewing and making recommenda-  
34 tions regarding immunization coverage and access, for patients eighteen  
35 years of age or older if the commissioner of health in consultation with  
36 the commissioner determines that an immunization: (i) (A) may be safely  
37 administered by a licensed pharmacist within their lawful scope of prac-  
38 tice; and (B) is needed to prevent the transmission of a reportable  
39 communicable disease that is prevalent in New York state; or (ii) is a  
40 recommended immunization for such patients who: (A) meet age require-  
41 ments, (B) lack documentation of such immunization, (C) lack evidence of  
42 past infection, or (D) have an additional risk factor or another indi-  
43 cation as recommended by the advisory committee on immunization prac-  
44 tices of the centers for disease control and prevention, the immuniza-  
45 tion advisory council established pursuant to chapter five hundred  
46 twenty-one of the laws of nineteen hundred ninety-four, the 21st century  
47 workgroup for disease elimination and reduction established pursuant to  
48 section two hundred sixty-six-a of the public health law, or any inter-  
49 state body established for purposes of reviewing and making recommenda-  
50 tions regarding immunization coverage and access. Nothing in this subdi-  
51 vision shall authorize unlicensed persons to administer immunizations,  
52 vaccines or other drugs.

53 § 5. Item (ii) of subparagraph (E) of paragraph 17 of subsection (i)  
54 of section 3216 of the insurance law, as amended by chapter 219 of the  
55 laws of 2011, is amended to read as follows:

1 (ii) immunizations that have in effect a recommendation from the advi-  
2 sory committee on immunization practices of the centers for disease  
3 control and prevention, the immunization advisory council established  
4 pursuant to chapter five hundred twenty-one of the laws of nine-  
5 teen hundred ninety-four, the 21st century workgroup for disease elimi-  
6 nation and reduction established pursuant to section two hundred  
7 sixty-six-a of the public health law, or any interstate body established  
8 for purposes of reviewing and making recommendations regarding immuniza-  
9 tion coverage and access, with respect to the individual involved;

10 § 6. Item (ii) of subparagraph (E) of paragraph 8 of subsection (l) of  
11 section 3221 of the insurance law, as amended by chapter 219 of the laws  
12 of 2011, is amended to read as follows:

13 (ii) immunizations that have in effect a recommendation from the advi-  
14 sory committee on immunization practices of the centers for disease  
15 control and prevention, the immunization advisory council established  
16 pursuant to chapter five hundred twenty-one of the laws of nine-  
17 teen hundred ninety-four, the 21st century workgroup for disease elimi-  
18 nation and reduction established pursuant to section two hundred  
19 sixty-six-a of the public health law, or any interstate body established  
20 for purposes of reviewing and making recommendations regarding immuniza-  
21 tion coverage and access, with respect to the individual involved;

22 § 7. Subparagraph (B) of paragraph 3 of subsection (j) of section 4303  
23 of the insurance law, as added by chapter 219 of the laws of 2011, is  
24 amended to read as follows:

25 (B) immunizations that have in effect a recommendation from the advi-  
26 sory committee on immunization practices of the centers for disease  
27 control and prevention, the immunization advisory council established  
28 pursuant to chapter five hundred twenty-one of the laws of nineteen  
29 hundred ninety-four, the 21st century workgroup for disease elimination  
30 and reduction established pursuant to section two hundred sixty-six-a of  
31 the public health law, or any interstate body established for purposes  
32 of reviewing and making recommendations regarding immunization coverage  
33 and access, with respect to the individual involved;

34 § 8. Item (ii) of subparagraph (F) of paragraph 4 of subsection (b) of  
35 section 4322 of the insurance law, as added by chapter 219 of the laws  
36 of 2011, is amended to read as follows:

37 (ii) immunizations that have in effect a recommendation from the advi-  
38 sory committee on immunization practices of the centers for disease  
39 control and prevention, the immunization advisory council established  
40 pursuant to chapter five hundred twenty-one of the laws of nineteen  
41 hundred ninety-four, the 21st century workgroup for disease elimination  
42 and reduction established pursuant to section two hundred sixty-six-a of  
43 the public health law, or any interstate body established for purposes  
44 of reviewing and making recommendations regarding immunization coverage  
45 and access, with respect to the individual involved;

46 § 9. This act shall take effect immediately.