

# STATE OF NEW YORK

9060--B

2025-2026 Regular Sessions

## IN ASSEMBLY

September 5, 2025

Introduced by M. of A. PAULIN, McDONALD, SHRESTHA, STECK, SHIMSKY, ROSENTHAL -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- 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 the establishment of immunization administration regulations based on the recommendations of certain entities

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~~  
15 ~~of the centers for disease control and prevention~~] in accordance with  
16 regulations issued by the commissioner of health, utilizing generally  
17 accepted medical standards and based on recommendations of the American  
18 Academy of Pediatrics, the American Academy of Family Physicians, the  
19 American College of Obstetricians and Gynecologists, the American

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

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1 College of Physicians, the advisory committee on immunization practices,  
2 or any interstate body established for purposes of reviewing and making  
3 recommendations regarding immunization coverage and access, for patients  
4 eighteen years of age or older if the commissioner of health in consul-  
5 tation with the commissioner determines that an immunization: (i) (A)  
6 may be safely administered by a licensed pharmacist within their lawful  
7 scope of practice; and (B) is needed to prevent the transmission of a  
8 reportable communicable disease that is prevalent in New York state; or  
9 (ii) is a recommended immunization for such patients who: (A) meet age  
10 requirements, (B) lack documentation of such immunization, (C) lack  
11 evidence of past infection, or (D) have an additional risk factor or  
12 another indication [~~as recommended by the advisory committee on immuni-~~  
13 ~~zation practices of the centers for disease control and prevention~~] in  
14 accordance with regulations issued by the commissioner of health,  
15 utilizing generally accepted medical standards and based on recommenda-  
16 tions of the American Academy of Pediatrics, the American Academy of  
17 Family Physicians, the American College of Obstetricians and Gynecolo-  
18 gists, the American College of Physicians, the advisory committee on  
19 immunization practices, or any interstate body established for purposes  
20 of reviewing and making recommendations regarding immunization coverage  
21 and access. Nothing in this subdivision shall authorize unlicensed  
22 persons to administer immunizations, vaccines or other drugs.

23 § 2. Paragraph (e) of subdivision 2 of section 6801 of the education  
24 law, as amended by section 1 of part DD of chapter 57 of the laws of  
25 2018, is amended to read as follows:

26 (e) administer the immunization or immunizations [~~according to the~~  
27 ~~most current recommendations by the advisory committee for immunization~~  
28 ~~practices (ACIP),~~] in accordance with regulations issued by the commis-  
29 sioner of health, utilizing generally accepted medical standards and  
30 based on recommendations of the American Academy of Pediatrics, the  
31 American Academy of Family Physicians, the American College of Obstetri-  
32 cians and Gynecologists, the American College of Physicians, the advi-  
33 sory committee on immunization practices, or any interstate body estab-  
34 lished for purposes of reviewing and making recommendations regarding  
35 immunization coverage and access, provided however, that a pharmacist  
36 may administer any immunization authorized under this section when spec-  
37 ified by a patient specific order.

38 § 3. Paragraph (a) of subdivision 4 of section 6801 of the education  
39 law, as amended by section 1 of part DD of chapter 57 of the laws of  
40 2018, is amended to read as follows:

41 a. a clearly visible posting of the most current "Recommended Adult  
42 Immunization Schedule" [~~published by the advisory committee for immuni-~~  
43 ~~zation practices (ACIP)~~] in accordance with regulations issued by the  
44 commissioner of health, utilizing generally accepted medical standards  
45 and based on recommendations of the American Academy of Pediatrics, the  
46 American Academy of Family Physicians, the American College of Obstetri-  
47 cians and Gynecologists, the American College of Physicians, the advi-  
48 sory committee on immunization practices, or any interstate body estab-  
49 lished for purposes of reviewing and making recommendations regarding  
50 immunization coverage and access; and

51 § 4. Subparagraph 1 of paragraph a of subdivision 22 of section 6802  
52 of the education law, as amended by chapter 802 of the laws of 2022, is  
53 amended to read as follows:

54 (1) the direct application of an immunizing agent to adults, whether  
55 by injection, ingestion, inhalation or any other means, pursuant to a  
56 patient specific order or non-patient specific regimen prescribed or

1 ordered by a physician or certified nurse practitioner, for: immuniza-  
2 tions to prevent influenza, pneumococcal, acute herpes zoster, hepatitis  
3 A, hepatitis B, human papillomavirus, measles, mumps, rubella, varicel-  
4 la, COVID-19, meningococcal, tetanus, diphtheria or pertussis disease  
5 and medications required for emergency treatment of anaphylaxis; and  
6 other immunizations [~~recommended by the advisory committee on immuniza-~~  
7 ~~tion practices of the centers for disease control and prevention~~] in  
8 accordance with regulations issued by the commissioner of health,  
9 utilizing generally accepted medical standards and based on recommenda-  
10 tions of the American Academy of Pediatrics, the American Academy of  
11 Family Physicians, the American College of Obstetricians and Gynecolo-  
12 gists, the American College of Physicians, the advisory committee on  
13 immunization practices, or any interstate body established for purposes  
14 of reviewing and making recommendations regarding immunization coverage  
15 and access for patients eighteen years of age or older if the commis-  
16 sioner of health in consultation with the commissioner determines that  
17 an immunization: (i)(A) may be safely administered by a licensed pharma-  
18acist within their lawful scope of practice; and (B) is needed to prevent  
19 the transmission of a reportable communicable disease that is prevalent  
20 in New York state; or (ii) is a recommended immunization for such  
21 patients who: (A) meet age requirements, (B) lack documentation of such  
22 immunization, (C) lack evidence of past infection, or (D) have an addi-  
23 tional risk factor or another indication [~~as recommended by the advisory~~  
24 ~~committee on immunization practices of the centers for disease control~~  
25 ~~and prevention~~] in accordance with regulations issued by the commis-  
26 ioner of health, utilizing generally accepted medical standards and based  
27 on recommendations of the American Academy of Pediatrics, the American  
28 Academy of Family Physicians, the American College of Obstetricians and  
29 Gynecologists, the American College of Physicians, the advisory commit-  
30 tee on immunization practices, or any interstate body established for  
31 purposes of reviewing and making recommendations regarding immunization  
32 coverage and access. If the commissioner of health determines that  
33 there is an outbreak of disease, or that there is the imminent threat of  
34 an outbreak of disease, then the commissioner of health may issue a  
35 non-patient specific regimen applicable statewide.

36 § 5. Subdivision 7 of section 6909 of the education law, as amended by  
37 chapter 555 of the laws of 2021, is amended to read as follows:

38 7. A certified nurse practitioner may prescribe and order a patient  
39 specific order or non-patient specific regimen to a licensed pharmacist,  
40 pursuant to regulations promulgated by the commissioner, and consistent  
41 with the public health law, for: (a) administering immunizations to  
42 prevent influenza to patients two years of age or older; and (b) admin-  
43 istering immunizations to prevent pneumococcal, acute herpes zoster,  
44 hepatitis A, hepatitis B, human papillomavirus, measles, mumps, rubella,  
45 varicella, COVID-19, meningococcal, tetanus, diphtheria or pertussis  
46 disease and medications required for emergency treatment of anaphylaxis  
47 to patients eighteen years of age or older; and (c) administering other  
48 immunizations [~~recommended by the advisory committee on immunization~~  
49 ~~practices of the centers for disease control and prevention~~] in accord-  
50 ance with regulations issued by the commissioner of health, utilizing  
51 generally accepted medical standards and based on recommendations of the  
52 American Academy of Pediatrics, the American Academy of Family Physi-  
53 cians, the American College of Obstetricians and Gynecologists, the  
54 American College of Physicians, the advisory committee on immunization  
55 practices, or any interstate body established for purposes of reviewing  
56 and making recommendations regarding immunization coverage and access

1 for patients eighteen years of age or older if the commissioner of  
2 health in consultation with the commissioner determines that an immuni-  
3 zation: (i) (A) may be safely administered by a licensed pharmacist  
4 within their lawful scope of practice; and (B) is needed to prevent the  
5 transmission of a reportable communicable disease that is prevalent in  
6 New York state; or (ii) is a recommended immunization for such patients  
7 who: (A) meet age requirements, (B) lack documentation of such immuniza-  
8 tion, (C) lack evidence of past infection, or (D) have an additional  
9 risk factor or another indication [~~as recommended by the advisory~~  
10 ~~committee on immunization practices of the centers for disease control~~  
11 ~~and prevention~~] in accordance with regulations issued by the commis-  
12 ioner of health, utilizing generally accepted medical standards and based  
13 on recommendations of the American Academy of Pediatrics, the American  
14 Academy of Family Physicians, the American College of Obstetricians and  
15 Gynecologists, the American College of Physicians, the advisory commit-  
16 tee on immunization practices, or any interstate body established for  
17 purposes of reviewing and making recommendations regarding immunization  
18 coverage and access. Nothing in this subdivision shall authorize unli-  
19 censed persons to administer immunizations, vaccines or other drugs.

20 § 6. Item (ii) of subparagraph (E) of paragraph 17 of subsection (i)  
21 of section 3216 of the insurance law, as amended by chapter 219 of the  
22 laws of 2011, is amended to read as follows:

23 (ii) immunizations [~~that have in effect a recommendation from the~~  
24 ~~advisory committee on immunization practices of the centers for disease~~  
25 ~~control and prevention~~] in accordance with regulations issued by the  
26 commissioner of health, utilizing generally accepted medical standards  
27 and based on recommendations of the American Academy of Pediatrics, the  
28 American Academy of Family Physicians, the American College of Obstetri-  
29 cians and Gynecologists, the American College of Physicians, the advi-  
30 sory committee on immunization practices, or any interstate body estab-  
31 lished for purposes of reviewing and making recommendations regarding  
32 immunization coverage and access, with respect to the individual  
33 involved;

34 § 7. Item (ii) of subparagraph (E) of paragraph 8 of subsection (l) of  
35 section 3221 of the insurance law, as amended 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~~  
38 ~~advisory committee on immunization practices of the centers for disease~~  
39 ~~control and prevention~~] in accordance with regulations issued by the  
40 commissioner of health, utilizing generally accepted medical standards  
41 and based on recommendations of the American Academy of Pediatrics, the  
42 American Academy of Family Physicians, the American College of Obstetri-  
43 cians and Gynecologists, the American College of Physicians, the advi-  
44 sory committee on immunization practices, or any interstate body estab-  
45 lished for purposes of reviewing and making recommendations regarding  
46 immunization coverage and access, with respect to the individual  
47 involved;

48 § 8. Subparagraph (B) of paragraph 3 of subsection (j) of section 4303  
49 of the insurance law, as added by chapter 219 of the laws of 2011, is  
50 amended to read as follows:

51 (B) immunizations [~~that have in effect a recommendation from the advi-~~  
52 ~~sory committee on immunization practices of the centers for disease~~  
53 ~~control and prevention~~] in accordance with regulations issued by the  
54 commissioner of health, utilizing generally accepted medical standards  
55 and based on recommendations of the American Academy of Pediatrics, the  
56 American Academy of Family Physicians, the American College of Obstetri-

1 icians and Gynecologists, the American College of Physicians, the advi-  
2 sory committee on immunization practices, or any interstate body estab-  
3 lished for purposes of reviewing and making recommendations regarding  
4 immunization coverage and access, with respect to the individual  
5 involved;

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

9 (ii) immunizations [~~that have in effect a recommendation from the~~  
10 ~~advisory committee on immunization practices of the centers for disease~~  
11 ~~control and prevention] in accordance with regulations issued by the  
12 commissioner of health, utilizing generally accepted medical standards  
13 and based on recommendations of the American Academy of Pediatrics, the  
14 American Academy of Family Physicians, the American College of Obstetri-  
15 cians and Gynecologists, the American College of Physicians, the advi-  
16 sory committee on immunization practices, or any interstate body estab-  
17 lished for purposes of reviewing and making recommendations regarding  
18 immunization coverage and access, with respect to the individual  
19 involved;~~

20 § 10. This act shall take effect immediately.