

S T A T E O F N E W Y O R K

4070

2009-2010 Regular Sessions

I N S E N A T E

April 9, 2009

Introduced by Sen. MONTGOMERY -- 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 who may certify
that an immunization may be detrimental to a child's health

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

1 Section 1. Subdivision 8 of section 2164 of the public health law, as
2 added by chapter 994 of the laws of 1966 and as renumbered by chapter
3 633 of the laws of 1975, is amended to read as follows:
4 8. If any LICENSED physician [licensed to practice medicine in this
5 state] OR NURSE PRACTITIONER certifies that such immunization may be
6 detrimental to a child's health, the requirements of this section shall
7 be inapplicable until such immunization is found no longer to be detrimental
8 to the child's health.
9 S 2. This act shall take effect on the ninetieth day after it shall
10 have become a law.

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

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