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I N  A S S E M B L Y

April 8, 2014

Introduced by M. of A. ABINANTI -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to providing the option of non-genetically modified organism vaccines to patients

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

Section 1. The public health law is amended by adding a new section 2113 to read as follows:

S 2113. IMMUNIZATIONS; OPTION OF NON-GENETICALLY MODIFIED ORGANISM VACCINES TO PATIENTS. 1. PRIOR TO ADMINISTERING A VACCINE ANY HEALTH CARE PROFESSIONAL AUTHORIZED TO ADMINISTER SUCH VACCINE SHALL PROVIDE HIS OR HER PATIENT WITH INFORMATION RELATING TO GENETICALLY MODIFIED ORGANISMS.

2. A PATIENT SHALL BE GIVEN THE OPTION TO RECEIVE A NON-GENETICALLY MODIFIED ORGANISM VACCINE.

3. "GENETICALLY MODIFIED ORGANISM" SHALL MEAN: (A) AN ORGANISM THAT HAS BEEN ALTERED AT THE MOLECULAR OR CELLULAR LEVEL BY MEANS THAT ARE NOT POSSIBLE UNDER NATURAL CONDITIONS OR PROCESSES, INCLUDING RECOMBINANT DNA AND RNA TECHNIQUES, CELL FUSION, MICROENCAPSULATION, MACROENCAPSULATION, GENE DELETION AND DOUBLING, INTRODUCTION OF A FOREIGN GENE, AND A PROCESS THAT CHANGES THE POSITIONS OF GENES, OTHER THAN A MEANS CONSISTING EXCLUSIVELY OF BREEDING, CONJUGATION, FERMENTATION, HYBRIDIZATION, IN VITRO FERTILIZATION, OR TISSUE CULTURE; AND (B) AN ORGANISM MADE THROUGH SEXUAL OR ASEXUAL REPRODUCTION, OR BOTH, INVOLVING AN ORGANISM DESCRIBED IN PARAGRAPH (A) OF THIS SUBDIVISION, IF POSSESSING ANY OF THE ALTERED MOLECULAR OR CELLULAR CHARACTERISTICS OF THE ORGANISM SO DESCRIBED.

S 2. This act shall take effect immediately.

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

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