

7729

I N S E N A T E

May 12, 2016

Introduced by Sen. BOYLE -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law and the education law, in relation to establishing a specific protocol regarding religious exemptions to immunizations in schools

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

- 1 Section 1. Section 2164 of the public health law is amended by adding
2 a new subdivision 10-a to read as follows:
3 10-A. THE COMMISSIONER SHALL WORK IN CONJUNCTION WITH THE COMMISSIONER
4 OF EDUCATION TO ESTABLISH A PROTOCOL WITH SPECIFIC CRITERIA FOR ALL
5 CHILDREN DESCRIBED IN SUBDIVISION NINE OF THIS SECTION TO QUALIFY FOR
6 THE RELIGIOUS VACCINATION EXEMPTION. PRIOR TO AN INDIVIDUAL BEING
7 PERMITTED TO SUBMIT A REQUEST FOR RELIGIOUS EXEMPTION TO IMMUNIZATION
8 FORM, REQUIRED UNDER 10 NYCRR 66-1.3(D), SUCH INDIVIDUAL MUST BE
9 APPROVED UNDER SUCH ESTABLISHED PROTOCOL. SUCH PROTOCOL SHALL BE
10 CREATED AND PUT INTO EFFECT PRIOR TO THE TWO THOUSAND SIXTEEN--TWO THOU-
11 SAND SEVENTEEN SCHOOL YEAR.
12 S 2. Section 914 of the education law is amended by adding a new
13 subdivision 4 to read as follows:
14 4. THE COMMISSIONER SHALL WORK IN CONJUNCTION WITH THE COMMISSIONER OF
15 HEALTH TO ESTABLISH A PROTOCOL WITH SPECIFIC CRITERIA FOR ALL CHILDREN
16 DESCRIBED IN SUBDIVISION NINE OF SECTION TWENTY-ONE HUNDRED SIXTY FOUR
17 OF THE PUBLIC HEALTH LAW TO QUALIFY FOR THE RELIGIOUS VACCINATION
18 EXEMPTION. PRIOR TO AN INDIVIDUAL BEING PERMITTED TO SUBMIT A REQUEST
19 FOR RELIGIOUS EXEMPTION TO IMMUNIZATION FORM, REQUIRED UNDER 10 NYCRR
20 66-1.3(D), SUCH INDIVIDUAL MUST BE APPROVED UNDER SUCH ESTABLISHED
21 PROTOCOL. SUCH PROTOCOL SHALL BE CREATED AND PUT INTO EFFECT PRIOR TO
22 THE TWO THOUSAND SIXTEEN--TWO THOUSAND SEVENTEEN SCHOOL YEAR.
23 S 3. 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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