# STATE OF NEW YORK

6717

2019-2020 Regular Sessions

# IN SENATE

September 13, 2019

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

AN ACT to amend the public health law, in relation to the publication of immunization information

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

Section 1. Subdivision 11 of section 2164 of the public health law, as amended by chapter 401 of the laws of 2015, is amended to read as follows:

11. Every school shall annually provide the commissioner, on forms provided by the commissioner, a summary regarding compliance with the provisions of this section. **Nothing herein shall prevent a school district from providing such forms to the commissioner on behalf of the schools within its district. Such summary shall identify, at minimum:**

**a. for each individual immunization series required by this section, the number and percentage of children admitted to the school that are:**

**(i) fully immunized;**

**(ii) not fully immunized; and**

**(iii) exempt, pursuant to subdivision eight of this section, from such immunization series;**

**b. the overall number and percentage of children admitted to the school that are:**

**(i) fully immunized for all immunization series required by this section;**

**(ii) not fully immunized for one or more immunization series required by this section; and**

**(iii) exempt, pursuant to subdivision eight of this section, from one or more immunization series required by this section; and**

**c. any other information the commissioner shall require.**

§ 2. The public health law is amended by adding a new section 2169 to read as follows:

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

LBD13623-03-9

§ 2169. Publication of immunization information. 1. The department shall prominently make available on its website information regarding compliance with the requirements of section twenty-one hundred sixty-four of this title by schools in this state, including, but not limited to:

(a) a searchable database of information regarding each school's compliance with the requirements of section twenty-one hundred sixty-four of this title, including, but not limited to the information contained in the summary of compliance required pursuant to subdivision eleven of section twenty-one hundred sixty-four of this title;

(b) for each individual immunization series required by section twenty-one hundred sixty-four of this title, the number and percentage of children admitted to a school in this state that are:

(i) fully immunized;

(ii) not fully immunized; and

(iii) exempt, pursuant to subdivision eight of such section, from such immunization series;

(c) the overall number and percentage of children admitted to a school in this state that are:

(i) fully immunized for all immunization series required by section twenty-one hundred sixty-four of this title;

(ii) not fully immunized for one or more immunization series required by section twenty-one hundred sixty-four of this title; and

(iii) exempt, pursuant to subdivision eight of section twenty-one hundred sixty-four of this title, from one or more immunization series required by such section;

(d) an analysis of statewide trends in immunization rates and exemptions over time;

(e) an analysis identifying particular schools, school districts, and/or areas of the state which have an immunization rate of less than ninety-five percent, or are otherwise vulnerable to the spread of communicable diseases; and

(f) any other information the department judges to be pertinent or necessary.

2. For the purposes of complying with the provisions of subdivision one of this section, the department shall ensure that the confidentiality of individual identifying information is appropriately protected, and shall not publish such information in a manner that allows such information to be linked to an individual child, parent, guardian, or person in parental relationship to a child.

§ 3. This act shall take effect January 1, 2021.