

# STATE OF NEW YORK

8717

## IN SENATE

July 10, 2020

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

AN ACT requiring New York state to develop and implement a plan for the distribution of a COVID-19 vaccine in a manner that prioritizes those communities serving the most vulnerable residents of the state

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

- 1 Section 1. (a) Upon the approval by the federal Food and Drug Adminis-  
2 tration ("FDA") of a vaccine to prevent the novel coronavirus ("COVID-  
3 19"), New York state, through the New York State Department of Health,  
4 shall develop and release to the public a plan for the equitable  
5 distribution of such vaccine to residents of the state.
- 6 (b) Such plan shall be released within ninety days after the effective  
7 date of this act.
- 8 (c) The plan shall be formulated and implemented in a manner that  
9 prioritizes the distribution of the vaccine to communities and facili-  
10 ties serving the New York residents deemed to be most vulnerable to the  
11 immediate medical threat. The state shall identify statewide and  
12 regional areas of greatest potential need during the current COVID-19  
13 pandemic. Factors to be taken into consideration shall include, but not  
14 be limited to the following:
- 15 (i) rates of infection, severity of illness, hospitalization, recovery  
16 and mortality of patients in a community, with sensitivity to age,  
17 gender, racial and/or ethnic background and low-income status of the  
18 members of the community, to the extent that such factors instrumentally  
19 affect the rates of infection, severity of illness, hospitalization,  
20 recovery and/or mortality during the current COVID-19 pandemic; and  
21 (ii) the ability or inability of medical providers within a community  
22 to purchase or otherwise obtain the vaccine.
- 23 § 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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