STATE OF NEW YORK

2125

2023-2024 Regular Sessions

IN ASSEMBLY

January 23, 2023

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

AN ACT to amend the public health law, in relation to limiting exemptions from immunizations; and to repeal certain provisions of such law relating to religious exemptions for certain post-secondary students

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 2164-a to read as follows:

§ 2164-a. Immunization exemptions. No organization or entity, including a local government, school board, business, or employer, which requires immunization against any disease shall permit any exemption from such requirement except a medical exemption. Any provision of a law, rule, regulation, or policy adopted by any entity that allows for a non-medical exemption to an immunization requirement shall be deemed null and void. A medical exemption shall be established in the same manner as set forth in subdivision eight of section twenty-one hundred sixty-four of this title.

§ 2. Subdivision 9 of section 2165 of the public health law is REPEALED.

§ 3. Severability. If any clause, sentence, paragraph, subdivision, section or part of this title shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

§ 4. 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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