

# STATE OF NEW YORK

837--A

Cal. No. 27

2023-2024 Regular Sessions

## IN ASSEMBLY

January 11, 2023

Introduced by M. of A. DINOWITZ, REYES, SHIMSKY -- read once and referred to the Committee on Health -- ordered to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

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:

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

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

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

11 (i) fully immunized;

12 (ii) not fully immunized; and

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

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

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

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

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

23 c. any other information the commissioner shall require.

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

LBD00721-03-4

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

3 § 2169-a. Publication of immunization information. 1. The department  
4 shall prominently make available on its website information regarding  
5 compliance with the requirements of section twenty-one hundred sixty-  
6 four of this title by schools in this state, including, but not limited  
7 to:

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

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

16 (i) fully immunized;

17 (ii) not fully immunized; and

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

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

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

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

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

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

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

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

37 2. For the purposes of complying with the provisions of subdivision  
38 one of this section, the department shall ensure that the confidentiali-  
39 ty of individual identifying information is appropriately protected, and  
40 shall not publish such information in a manner that allows such informa-  
41 tion to be linked to an individual child, parent, guardian, or person in  
42 parental relationship to a child.

43 § 3. This act shall take effect January 1, 2025.