

STATE OF NEW YORK

1946--A

2023-2024 Regular Sessions

IN SENATE

January 17, 2023

Introduced by Sen. HOYLMAN-SIGAL -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- recommitted to the Committee on Health in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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

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

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1 c. any other information the commissioner shall require.

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

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

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

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

17 (i) fully immunized;

18 (ii) not fully immunized; and

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

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

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

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

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

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

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

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

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

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