

# STATE OF NEW YORK

2297

2025-2026 Regular Sessions

## IN ASSEMBLY

January 16, 2025

Introduced by M. of A. McDONALD, LUPARDO, GALLAHAN, OTIS, BUTTENSCHON, MILLER, SANTABARBARA, KELLES, DINOWITZ, SAYEGH, STIRPE, SIMON -- Multi-Sponsored by -- M. of A. ANGELINO -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to authorizing emergency medical technicians to administer certain vaccines pursuant to non-patient specific orders and under the authority of an emergency medical services director; to amend the education law, in relation to authorizing physicians and certified nurse practitioners to prescribe and order a non-patient specific order to an emergency medical technician to administer certain vaccines; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. The public health law is amended by adding a new section  
2 3005-c to read as follows:

3 § 3005-c. Vaccination by emergency medical technicians. 1. Emergency  
4 medical technicians may, pursuant to a non-patient specific order under  
5 sections sixty-nine hundred nine and sixty-five hundred twenty-seven of  
6 the education law and under the authority of an emergency medical  
7 services director while overseen or approved by the department of health  
8 or local health departments and operated under the medical supervision  
9 of licensed physicians, licensed physician assistants, or certified  
10 nurse practitioners administer immunizations to prevent influenza to  
11 persons two years of age or older, and administer immunizations to  
12 prevent COVID-19 to persons eighteen years of age or older, provided  
13 that such individuals first receive training in the following areas, as  
14 determined by the commissioner after consultation with the commissioner  
15 of education:

16 (a) techniques, indications, precautions, contraindications, infection  
17 control practices;

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

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1 (b) use of personal protective equipment sufficient to provide the  
2 basic level of competence for such tasks; and

3 (c) a current certificate in basic cardiopulmonary resuscitation,  
4 which at a minimum must include a certification in basic cardiopulmonary  
5 resuscitation by an online program that has received accreditation from  
6 the American Nurses Credentialing Center, the Accreditation Council for  
7 Pharmacy Education (ACPE), or the Accreditation Council for Continuing  
8 Medical Education.

9 2. When an emergency medical technician administers an immunization to  
10 prevent influenza or COVID-19, they shall:

11 (a) report such administration to the department of health either  
12 through the statewide immunization information system or the citywide  
13 immunization registry under section twenty-one hundred sixty-eight of  
14 this chapter; and

15 (b) prior to administering the immunization, inform the patient or,  
16 where applicable, the person legally responsible for the patient, on the  
17 importance of having a primary health care practitioner.

18 § 2. Subparagraph (ii) of paragraph (b) of subdivision 3 of section  
19 2168 of the public health law, as amended by chapter 420 of the laws of  
20 2014, is amended and a new subparagraph (iii) is added to read as  
21 follows:

22 (ii) A registered professional nurse, or a pharmacist who administers  
23 a vaccine pursuant to subdivision two of section sixty-eight hundred one  
24 of the education law, or an emergency medical technician who administers  
25 an immunization to prevent influenza or COVID-19 under section three  
26 thousand five-c of this chapter, to a person nineteen years of age or  
27 older, shall report, with the consent of the vaccinee, all such immuni-  
28 zations to the department in a format prescribed by the commissioner  
29 within fourteen days of administration of such immunizations. Registered  
30 professional nurses or pharmacists administering immunizations pursuant  
31 to subdivision two of section sixty-eight hundred one of the education  
32 law, to persons nineteen years of age or older in the city of New York  
33 shall report, with the consent of the vaccinee, in a format prescribed  
34 by the city of New York commissioner of health and mental hygiene, all  
35 such immunizations to the citywide immunization registry.

36 (iii) An emergency medical technician who administers an immunization  
37 under section three thousand five-c of this chapter, to a person less  
38 than nineteen years of age, shall report all immunizations to the  
39 department in a format prescribed by the commissioner within fourteen  
40 days of administration of the immunizations. Emergency medical techni-  
41 cians administering such immunizations to persons less than nineteen  
42 years of age in the city of New York shall report, in a format  
43 prescribed by the city of New York commissioner of health and mental  
44 hygiene, all immunizations to the citywide immunization registry.

45 § 3. Section 6527 of the education law is amended by adding a new  
46 subdivision 7-b to read as follows:

47 7-b. A licensed physician may prescribe and order a non-patient  
48 specific order to an emergency medical technician pursuant to regu-  
49 lations made by the commissioner, and consistent with the public health  
50 law, for:

51 (a) administering immunizations to prevent influenza to persons two  
52 years of age or older; and

53 (b) administering immunizations to prevent COVID-19 to persons eigh-  
54 teen years of age or older.

55 § 4. Section 6909 of the education law is amended by adding a new  
56 subdivision 12 to read as follows:

1 12. A certified nurse practitioner may prescribe and order a non-pa-  
2 tient specific order to an emergency medical technician pursuant to  
3 regulations made by the commissioner, and consistent with the public  
4 health law, for:

5 (a) administering immunizations to prevent influenza to persons two  
6 years of age or older; and

7 (b) administering immunizations to prevent COVID-19 to persons eigh-  
8 teen years of age or older.

9 § 5. This act shall take effect immediately and shall expire and be  
10 deemed repealed June 1, 2027.