

# STATE OF NEW YORK

9060--C

2025-2026 Regular Sessions

## IN ASSEMBLY

September 5, 2025

Introduced by M. of A. PAULIN, McDONALD, SHRESTHA, STECK, SHIMSKY, ROSENTHAL, HEVESI, SIMON -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law and the insurance law, in relation to the establishment of immunization administration regulations based on the recommendations of certain entities

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

1 Section 1. Subdivision 7 of section 6527 of the education law, as  
2 amended by chapter 555 of the laws of 2021, is amended to read as  
3 follows:  
4 7. A licensed physician may prescribe and order a patient specific  
5 order or non-patient specific regimen to a licensed pharmacist, pursuant  
6 to regulations promulgated by the commissioner, and consistent with the  
7 public health law, for: (a) administering immunizations to prevent  
8 influenza to patients two years of age or older; and (b) administering  
9 immunizations to prevent pneumococcal, acute herpes zoster, hepatitis A,  
10 hepatitis B, human papillomavirus, measles, mumps, rubella, varicella,  
11 COVID-19, meningococcal, tetanus, diphtheria or pertussis disease and  
12 medications required for emergency treatment of anaphylaxis to patients  
13 eighteen years of age or older; and (c) administering other immuniza-  
14 tions [~~recommended by the advisory committee on immunization practices~~  
15 ~~of the centers for disease control and prevention~~] in accordance with  
16 regulations issued by the commissioner of health, utilizing generally  
17 accepted medical standards and taking into consideration recommendations

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

LBD13697-09-6

1 of the American Academy of Pediatrics, the American Academy of Family  
2 Physicians, the American College of Obstetricians and Gynecologists, the  
3 American College of Physicians, the advisory committee on immunization  
4 practices, any interstate body established for purposes of reviewing and  
5 making recommendations regarding immunization coverage and access, or  
6 other similar nationally or internationally recognized scientific organ-  
7 izations, for patients eighteen years of age or older if the commission-  
8 er of health in consultation with the commissioner determines that an  
9 immunization: (i) (A) may be safely administered by a licensed pharma-  
10 cist within their lawful scope of practice; and (B) is needed to prevent  
11 the transmission of a reportable communicable disease that is prevalent  
12 in New York state; or (ii) is a recommended immunization for such  
13 patients who: (A) meet age requirements, (B) lack documentation of such  
14 immunization, (C) lack evidence of past infection, or (D) have an addi-  
15 tional risk factor or another indication [~~as recommended by the advisory~~  
16 ~~committee on immunization practices of the centers for disease control~~  
17 ~~and prevention]~~ in accordance with regulations issued by the commis-  
18 ioner of health, utilizing generally accepted medical standards and taking  
19 into consideration recommendations of the American Academy of Pedia-  
20 trics, the American Academy of Family Physicians, the American College  
21 of Obstetricians and Gynecologists, the American College of Physicians,  
22 the advisory committee on immunization practices, any interstate body  
23 established for purposes of reviewing and making recommendations regard-  
24 ing immunization coverage and access, or other similar nationally or  
25 internationally recognized scientific organizations. Nothing in this  
26 subdivision shall authorize unlicensed persons to administer immuniza-  
27 tions, vaccines or other drugs.

28 § 2. Paragraph (e) of subdivision 2 of section 6801 of the education  
29 law, as amended by section 1 of part DD of chapter 57 of the laws of  
30 2018, is amended to read as follows:

31 (e) administer the immunization or immunizations [~~according to the~~  
32 ~~most current recommendations by the advisory committee for immunization~~  
33 ~~practices (ACIP),]~~ in accordance with regulations issued by the commis-  
34 sioner of health, utilizing generally accepted medical standards and  
35 taking into consideration recommendations of the American Academy of  
36 Pediatrics, the American Academy of Family Physicians, the American  
37 College of Obstetricians and Gynecologists, the American College of  
38 Physicians, the advisory committee on immunization practices, any inter-  
39 state body established for purposes of reviewing and making recommenda-  
40 tions regarding immunization coverage and access, or other similar  
41 nationally or internationally recognized scientific organizations,  
42 provided however, that a pharmacist may administer any immunization  
43 authorized under this section when specified by a patient specific  
44 order.

45 § 3. Paragraph (a) of subdivision 4 of section 6801 of the education  
46 law, as amended by section 1 of part DD of chapter 57 of the laws of  
47 2018, is amended to read as follows:

48 a. a clearly visible posting of the most current "Recommended Adult  
49 Immunization Schedule" [~~published by the advisory committee for immuni-~~  
50 ~~zation practices (ACIP)]~~ in accordance with regulations issued by the  
51 commissioner of health, utilizing generally accepted medical standards  
52 and taking into consideration recommendations of the American Academy of  
53 Pediatrics, the American Academy of Family Physicians, the American  
54 College of Obstetricians and Gynecologists, the American College of  
55 Physicians, the advisory committee on immunization practices, any inter-  
56 state body established for purposes of reviewing and making recommenda-

1 tions regarding immunization coverage and access, or other similar  
2 nationally or internationally recognized scientific organizations; and

3 § 4. Subparagraph 1 of paragraph a of subdivision 22 of section 6802  
4 of the education law, as amended by chapter 802 of the laws of 2022, is  
5 amended to read as follows:

6 (1) the direct application of an immunizing agent to adults, whether  
7 by injection, ingestion, inhalation or any other means, pursuant to a  
8 patient specific order or non-patient specific regimen prescribed or  
9 ordered by a physician or certified nurse practitioner, for: immuniza-  
10 tions to prevent influenza, pneumococcal, acute herpes zoster, hepatitis  
11 A, hepatitis B, human papillomavirus, measles, mumps, rubella, varicel-  
12 la, COVID-19, meningococcal, tetanus, diphtheria or pertussis disease  
13 and medications required for emergency treatment of anaphylaxis; and  
14 other immunizations [~~recommended by the advisory committee on immuniza-~~  
15 ~~tion practices of the centers for disease control and prevention~~] in  
16 accordance with regulations issued by the commissioner of health,  
17 utilizing generally accepted medical standards and taking into consider-  
18 ation recommendations of the American Academy of Pediatrics, the Ameri-  
19 can Academy of Family Physicians, the American College of Obstetricians  
20 and Gynecologists, the American College of Physicians, the advisory  
21 committee on immunization practices, any interstate body established for  
22 purposes of reviewing and making recommendations regarding immunization  
23 coverage and access, or other similar nationally or internationally  
24 recognized scientific organizations for patients eighteen years of age  
25 or older if the commissioner of health in consultation with the commis-  
26 sioner determines that an immunization: (i)(A) may be safely adminis-  
27 tered by a licensed pharmacist within their lawful scope of practice;  
28 and (B) is needed to prevent the transmission of a reportable communica-  
29 ble disease that is prevalent in New York state; or (ii) is a recom-  
30 mended immunization for such patients who: (A) meet age requirements,  
31 (B) lack documentation of such immunization, (C) lack evidence of past  
32 infection, or (D) have an additional risk factor or another indication  
33 [~~as recommended by the advisory committee on immunization practices of~~  
34 ~~the centers for disease control and prevention~~] in accordance with regu-  
35 lations issued by the commissioner of health, utilizing generally  
36 accepted medical standards and taking into consideration recommendations  
37 of the American Academy of Pediatrics, the American Academy of Family  
38 Physicians, the American College of Obstetricians and Gynecologists, the  
39 American College of Physicians, the advisory committee on immunization  
40 practices, any interstate body established for purposes of reviewing and  
41 making recommendations regarding immunization coverage and access, or  
42 other similar nationally or internationally recognized scientific organ-  
43 izations. If the commissioner of health determines that there is an  
44 outbreak of disease, or that there is the imminent threat of an outbreak  
45 of disease, then the commissioner of health may issue a non-patient  
46 specific regimen applicable statewide.

47 § 5. Subdivision 7 of section 6909 of the education law, as amended by  
48 chapter 555 of the laws of 2021, is amended to read as follows:

49 7. A certified nurse practitioner may prescribe and order a patient  
50 specific order or non-patient specific regimen to a licensed pharmacist,  
51 pursuant to regulations promulgated by the commissioner, and consistent  
52 with the public health law, for: (a) administering immunizations to  
53 prevent influenza to patients two years of age or older; and (b) admin-  
54 istering immunizations to prevent pneumococcal, acute herpes zoster,  
55 hepatitis A, hepatitis B, human papillomavirus, measles, mumps, rubella,  
56 varicella, COVID-19, meningococcal, tetanus, diphtheria or pertussis

1 disease and medications required for emergency treatment of anaphylaxis  
2 to patients eighteen years of age or older; and (c) administering other  
3 immunizations [~~recommended by the advisory committee on immunization~~  
4 ~~practices of the centers for disease control and prevention~~] in accord-  
5 ance with regulations issued by the commissioner of health, utilizing  
6 generally accepted medical standards and taking into consideration  
7 recommendations of the American Academy of Pediatrics, the American  
8 Academy of Family Physicians, the American College of Obstetricians and  
9 Gynecologists, the American College of Physicians, the advisory commit-  
10 tee on immunization practices, any interstate body established for  
11 purposes of reviewing and making recommendations regarding immunization  
12 coverage and access, or other similar nationally or internationally  
13 recognized scientific organizations for patients eighteen years of age  
14 or older if the commissioner of health in consultation with the commis-  
15 sioner determines that an immunization: (i) (A) may be safely adminis-  
16 tered by a licensed pharmacist within their lawful scope of practice;  
17 and (B) is needed to prevent the transmission of a reportable communica-  
18 ble disease that is prevalent in New York state; or (ii) is a recom-  
19 mended immunization for such patients who: (A) meet age requirements,  
20 (B) lack documentation of such immunization, (C) lack evidence of past  
21 infection, or (D) have an additional risk factor or another indication  
22 [~~as recommended by the advisory committee on immunization practices of~~  
23 ~~the centers for disease control and prevention~~] in accordance with regu-  
24 lations issued by the commissioner of health, utilizing generally  
25 accepted medical standards and taking into consideration recommendations  
26 of the American Academy of Pediatrics, the American Academy of Family  
27 Physicians, the American College of Obstetricians and Gynecologists, the  
28 American College of Physicians, the advisory committee on immunization  
29 practices, any interstate body established for purposes of reviewing and  
30 making recommendations regarding immunization coverage and access, or  
31 other similar nationally or internationally recognized scientific organ-  
32 izations. Nothing in this subdivision shall authorize unlicensed  
33 persons to administer immunizations, vaccines or other drugs.

34 § 6. Item (ii) of subparagraph (E) of paragraph 17 of subsection (i)  
35 of section 3216 of the insurance law, as amended by chapter 219 of the  
36 laws of 2011, is amended to read as follows:

37 (ii) immunizations [~~that have in effect a recommendation from the~~  
38 ~~advisory committee on immunization practices of the centers for disease~~  
39 ~~control and prevention~~] in accordance with regulations issued by the  
40 commissioner of health, utilizing generally accepted medical standards  
41 and taking into consideration recommendations of the American Academy of  
42 Pediatrics, the American Academy of Family Physicians, the American  
43 College of Obstetricians and Gynecologists, the American College of  
44 Physicians, the advisory committee on immunization practices, any inter-  
45 state body established for purposes of reviewing and making recommenda-  
46 tions regarding immunization coverage and access, or other similar  
47 nationally or internationally recognized scientific organizations, with  
48 respect to the individual involved;

49 § 7. Item (ii) of subparagraph (E) of paragraph 8 of subsection (1) of  
50 section 3221 of the insurance law, as amended by chapter 219 of the laws  
51 of 2011, is amended to read as follows:

52 (ii) immunizations [~~that have in effect a recommendation from the~~  
53 ~~advisory committee on immunization practices of the centers for disease~~  
54 ~~control and prevention~~] in accordance with regulations issued by the  
55 commissioner of health, utilizing generally accepted medical standards  
56 and taking into consideration recommendations of the American Academy of

1 Pediatrics, the American Academy of Family Physicians, the American  
2 College of Obstetricians and Gynecologists, the American College of  
3 Physicians, the advisory committee on immunization practices, any inter-  
4 state body established for purposes of reviewing and making recommenda-  
5 tions regarding immunization coverage and access, or other similar  
6 nationally or internationally recognized scientific organizations, with  
7 respect to the individual involved;

8 § 8. Subparagraph (B) of paragraph 3 of subsection (j) of section 4303  
9 of the insurance law, as added by chapter 219 of the laws of 2011, is  
10 amended to read as follows:

11 (B) immunizations [~~that have in effect a recommendation from the advi-~~  
12 ~~sory committee on immunization practices of the centers for disease~~  
13 ~~control and prevention~~] in accordance with regulations issued by the  
14 commissioner of health, utilizing generally accepted medical standards  
15 and taking into consideration recommendations of the American Academy of  
16 Pediatrics, the American Academy of Family Physicians, the American  
17 College of Obstetricians and Gynecologists, the American College of  
18 Physicians, the advisory committee on immunization practices, any inter-  
19 state body established for purposes of reviewing and making recommenda-  
20 tions regarding immunization coverage and access, or other similar  
21 nationally or internationally recognized scientific organizations, with  
22 respect to the individual involved;

23 § 9. Item (ii) of subparagraph (F) of paragraph 4 of subsection (b) of  
24 section 4322 of the insurance law, as added by chapter 219 of the laws  
25 of 2011, is amended to read as follows:

26 (ii) immunizations [~~that have in effect a recommendation from the~~  
27 ~~advisory committee on immunization practices of the centers for disease~~  
28 ~~control and prevention~~] in accordance with regulations issued by the  
29 commissioner of health, utilizing generally accepted medical standards  
30 and taking into consideration recommendations of the American Academy of  
31 Pediatrics, the American Academy of Family Physicians, the American  
32 College of Obstetricians and Gynecologists, the American College of  
33 Physicians, the advisory committee on immunization practices, any inter-  
34 state body established for purposes of reviewing and making recommenda-  
35 tions regarding immunization coverage and access, or other similar  
36 nationally or internationally recognized scientific organizations, with  
37 respect to the individual involved;

38 § 10. This act shall take effect immediately.