New York

**Vaccination Surveillance System**

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<td>NY</td>
<td>STATUTE: Public Health Law Section 2168</td>
<td>§ 2168. Statewide immunization registry. 1. The department is hereby directed to establish a statewide automated and electronic immunization registry that will serve, and shall be administered consistent with, the following public health purposes: (a) collect reports of immunizations and thus reduce the incidence of illness, disability and death due to vaccine preventable diseases and <strong>collect results of blood lead analyses</strong> performed by physician office laboratories to provide to the statewide registry of lead levels of children established pursuant to section thirteen hundred seventy-a of this chapter; [emphasis added]</td>
<td>NONE FOUND</td>
<td>§ 2168. Statewide immunization registry. … 3. (a) Any health care provider who administers any vaccine to a person less than nineteen years of age or, on or after September first, two thousand nine, conducts a <strong>blood lead analysis</strong> of a sample obtained from a person under eighteen years of age in accordance with paragraph (h) of subdivision two of this section; and immunizations received by a person less than nineteen years of age in the past if not already reported, shall report all such immunizations to the department in a format prescribed by the commissioner within fourteen days of administration of</td>
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(b) establish the public health infrastructure necessary to obtain, collect, preserve, and disclose information relating to vaccine preventable disease as it may promote the health and well-being of all children in this state…

(c) make available to an individual, or parents, guardians, or other person in a custodial relation to a child or, to local health districts, local social services districts responsible for the care and custody of children, health care providers and their designees, schools, WIC programs, and third party payers the immunization status of children; and

(d) appropriately protecting the confidentiality of individual identifying information and the privacy of persons included in the statewide immunization information system and their families.

such immunizations or of obtaining the results of any such blood lead analysis. Health care providers administering immunizations to persons less than nineteen years of age in the city of New York shall report, in a format prescribed by the city of New York commissioner of health and mental hygiene, all such immunizations to the citywide immunization registry. The commissioner, and for the city of New York the commissioner of health and mental hygiene, shall have the discretion to accept for inclusion in the system information regarding immunizations administered to individuals nineteen years of age or older with the express written consent of the vaccine. [emphasis added]
2. For the purposes of this section…

(b) The term “statewide immunization information system” or “system” shall mean a statewide-computerized database maintained by the department capable of collecting, storing, and disclosing the electronic and paper records of vaccinations received by persons under nineteen years of age.

(c) The term "citywide immunization registry" shall mean the computerized database maintained by the city of New York department of health and mental hygiene capable of collecting, storing, and disclosing the electronic and paper records of vaccinations received by persons less than nineteen years of age. The term "citywide immunization registry" shall not include the childhood blood lead registry established pursuant to the health code of the city of New York. For the purposes of this section the term New York city department of health and mental hygiene shall mean such agency or any successor agency responsible for the citywide immunization registry.

4. … (b) The department and for the city of New York the department of health and mental hygiene may also disclose or provide such information to an authorized user when (i) such person or agency provides sufficient identifying information satisfactory to the department to identify such registrant and (ii) such disclosure or provision of information is in the best interests of the registrant or his or her family, or will contribute to the protection of the public health.
4. … (c) Any data collected by the department may be included in the statewide immunization information system and the statewide registry of lead levels of children if collection, storage and access of such data is otherwise authorized. Such data may be disclosed to the statewide immunization information system only if provided for in statute or regulation, and shall be subject to any provisions in such statute or regulation limiting the use or re-disclosure of the data. Nothing contained in this paragraph shall permit inclusion of data in the statewide immunization information system if that data could not otherwise be accessed or disclosed in the absence of the system. For the city of New York the commissioner of health and mental hygiene may include data collected in the citywide immunization registry as provided in this paragraph.

8. … (b)(i) The commissioner may use the statewide immunization information system and the blood lead information in such system for purposes of outreach, quality improvement and accountability, research, epidemiological studies and disease control, and to obtain blood lead test results from physician office laboratories for the statewide registry of lead levels of children established pursuant to subdivision two of section thirteen hundred seventy-a of this chapter; (ii) the commissioner of health and mental hygiene for the city of New York may use the immunization registry for purposes of outreach, quality improvement and accountability, research, epidemiological studies and disease control;
(c-1) The department may require the collection of, maintenance and access to newborn infant hearing screening data and results through the statewide immunization information system in accordance with section twenty-five hundred-g of this chapter.

14. No authorized user shall be subjected to civil or criminal liability, or be deemed to have engaged in unprofessional conduct for reporting to, receiving from, or disclosing information relating to the statewide immunization information system when made reasonably and in good faith and in accordance with the provisions of this section or any regulation adopted thereto.

(iii) local health departments shall have access to the immunization information system and the blood lead information in such system for purposes of outreach, quality improvement and accountability, epidemiological studies and disease control…

11. The commissioner, or in the city of New York, the commissioner of the department of health and mental hygiene, may provide registrant specific immunization records to other state registries pursuant to a written agreement requiring that the foreign registry conform to national standards for maintaining the integrity of the data and will not be used for purposes inconsistent with the provisions of this section.
12. Information that would be provided upon the enrollment in the statewide immunization information system of a child being vaccinated, from birth records of all infants born in New York state on or after January first, two thousand four shall be entered into the statewide immunization information system, except in the city of New York, where birth record information shall be entered into the citywide immunization registry.