

1 AN ACT relating to the immunization of postsecondary students.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) For purposes of this section, "entering student" means:*

6 *(a) A new or first-time undergraduate or graduate student enrolling at a*
7 *postsecondary education institution; or*

8 *(b) A student who previously attended a postsecondary education institution or*
9 *is enrolling in the same institution following a break in enrollment of one*
10 *(1) or more semesters or terms, and has not yet provided the institution with*
11 *the documentation required under subsection (2) of this section.*

12 *(2) Beginning with the 2020-2021 academic year, all public and independent*
13 *postsecondary education institutions shall require an entering student to provide*
14 *documentation of receiving the immunizations required by administrative*
15 *regulations promulgated by the Cabinet for Health and Family Services. This*
16 *requirement shall apply only to an entering student that resides in on-campus*
17 *housing. This requirement shall not apply to a student who is enrolled only in*
18 *online or other distance education courses.*

19 *(3) The Cabinet for Health and Family Services shall promulgate administrative*
20 *regulations in consultation with postsecondary education institutions and in*
21 *accordance with recommendations by the Advisory Committee on Immunization*
22 *Practices, United States Centers for Disease Control and Prevention, to*
23 *implement the requirement for documentation of immunizations for entering*
24 *students. The administrative regulations shall include:*

25 *(a) Immunizations required;*

26 *(b) Provision of documentation to the institution within two (2) weeks before*
27 *the student's first day of class; and*

1 (c) Permission for the institution to grant an extension of no more than ten
2 (10) days after the start of the academic term for the provision of
3 documentation.

4 (4) Nothing contained in this section shall be construed to require the immunization
5 of any student who objects by a written sworn statement to the immunization
6 based on religious grounds or medical exemptions. In the event of an epidemic in
7 a given area, the Cabinet for Health and Family Services may, by emergency
8 administrative regulation, require the immunization of all persons within the
9 area of epidemic, against the disease responsible for the outbreak.

10 (5) Nothing in this section shall be construed to require any postsecondary education
11 institution or the Cabinet for Health and Family Services to provide or pay for
12 immunizations required by the Cabinet for Health and Family Services.

13 ➔Section 2. This Act takes effect July 1, 2020.