

1 AN ACT relating to immunization exceptions.

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

3 ➔Section 1. KRS 214.036 is amended to read as follows:

- 4 (1) Nothing contained in KRS 158.035, 214.010, 214.020, 214.032 to 214.036, and
5 214.990 shall be construed to require:
- 6 (a) The testing for tuberculosis or the immunization of any child at a time when,
7 in the written opinion of his or her attending health care provider, such testing
8 or immunization would be injurious to the child's health;
- 9 (b) The immunization of any child whose parents or ~~guardians~~^{guardian} are
10 opposed to medical immunization against disease, and who object by a written
11 sworn statement to the immunization of such child based on religious grounds
12 ***or conscientiously held beliefs***; or
- 13 (c) The immunization of any emancipated minor or adult who is opposed to
14 medical immunization against disease, and who objects by a written sworn
15 statement to the immunization based on religious grounds ***or conscientiously***
16 ***held beliefs***.
- 17 (2) In the event of an epidemic in a given area, the Cabinet for Health and Family
18 Services may require the immunization of all persons within the area of epidemic,
19 against the disease responsible for such epidemic, except that any administrative
20 regulation promulgated pursuant to KRS Chapter 13A, administrative order issued
21 by the cabinet or a local public health department, or executive order issued
22 pursuant to KRS Chapter 39A requiring such immunization shall not include:
- 23 (a) The immunization of any child or adult for whom, in the written opinion of
24 his or her attending health care provider, such testing or immunization would
25 be injurious to his or her health;
- 26 (b) The immunization of any child whose parents or guardians are opposed to
27 medical immunization against disease and who object by a written sworn

1 statement to the immunization based on religious grounds or conscientiously
2 held beliefs; or

3 (c) The immunization of any emancipated minor or adult who is opposed to
4 medical immunization against disease, and who objects by a written sworn
5 statement to the immunization based on religious grounds or conscientiously
6 held beliefs.

7 (3) The cabinet shall:

8 (a) Develop and make available on its website~~[Web site]~~ a standardized form
9 relating to exemptions in this section from the immunization requirements;
10 and

11 (b) Accept a completed standardized form when submitted.