

1 AN ACT relating to the vaccination 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) This section applies only to an entering student enrolling in or after 2017-2018*
6 *academic school year at a public or private educational institution that offers a*
7 *postsecondary degree and has a residential campus.*

8 *(2) For purposes of this section, "entering student" means:*

9 *(a) A new or first-time student at a postsecondary education institution,*
10 *including a student who transfers from another institution; and*

11 *(b) A student who previously attended a postsecondary education institution,*
12 *enrolling in the same institution following a break in enrollment of one (1)*
13 *or more semesters or terms, and has not yet provided the institution with the*
14 *documentation required under subsection (3) of this section.*

15 *(3) Beginning with the 2017-2018 academic year, all public and independent*
16 *postsecondary education institutions shall require an entering student to provide*
17 *at least one (1) of the following within two (2) weeks before the student's first day*
18 *of class:*

19 *(a) An official vaccination certificate;*

20 *(b) Documentation of serologic immunity; or*

21 *(c) Documentation of disease history signed by a health care provider.*

22 *(4) The documentation required under subsection (3) of this section shall include*
23 *evidence that the student has received vaccinations in accordance with current*
24 *recommendations from the United States Centers for Disease Control and*
25 *Prevention for the following:*

26 *(a) Measles;*

27 *(b) Rubella;*

- 1 (c) Mumps;
- 2 (d) Meningococcal disease; and
- 3 (e) Any diseases required by the Cabinet for Health and Family Services.
- 4 (5) The Cabinet for Health and Family Services, in consultation with postsecondary
5 education institutions, shall promulgate administrative regulations establishing
6 requirements for this section, including the required date for receiving
7 documentation of vaccination and conditions for granting an extension by the
8 institution of no more than ten (10) days after the start of the academic term.
- 9 (6) Nothing contained in this section shall be construed to require the vaccination of
10 any student who is opposed to medical vaccination against disease, and who
11 objects by a written sworn statement to the vaccination based on religious
12 grounds. In the event of an epidemic in a given area, the Cabinet for Health and
13 Family Services may, by emergency administrative regulation, require the
14 vaccination of all persons within the area of epidemic, against the disease
15 responsible for the epidemic.
- 16 (7) This section does not apply to a student of a postsecondary education institution
17 who is enrolled only in online or other distance education courses.
- 18 (8) This section shall not be construed to require the postsecondary education
19 institution or the Cabinet for Health and Family Services to provide or pay for
20 the measles, rubella, mumps, meningococcal disease, or any other required
21 vaccination.