

**SENATE, No. 377**

**STATE OF NEW JERSEY**  
**221st LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

**Sponsored by:**

**Senator JOSEPH PENNACCHIO**

**District 26 (Morris and Passaic)**

**Senator MICHAEL L. TESTA, JR.**

**District 1 (Atlantic, Cape May and Cumberland)**

**SYNOPSIS**

Revises requirements for administration of vaccines to patients.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning vaccinations and supplementing Title 26 of the  
2 Revised Statutes.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. a. No vaccine may be administered by a health care  
8 practitioner to any patient unless:

9 (1) at least 48 hours prior to administration of the vaccine, the  
10 practitioner furnishes to the to the patient, or to the patient's parent  
11 or guardian in the case of a patient who is an unemancipated minor:

12 (a) a copy of the vaccine insert produced by the manufacturer of  
13 the vaccine for inclusion in the packaging materials for the vaccine;

14 (b) a copy of the vaccine excipient summary prepared by the  
15 federal Centers for Disease Control and Prevention; and

16 (c) information concerning the Vaccine Adverse Event  
17 Reporting System (VAERS) co-managed by the federal Centers for  
18 Disease Control and Prevention and the United States Food and  
19 Drug Administration, which information shall include an overview  
20 of the VAERS, instructions on how to report vaccine injuries, a  
21 copy of the Reportable Events Table, and a copy of the Vaccine  
22 Injury Table;

23 (2) the practitioner provides the patient, or the patient's parent  
24 or guardian, in the case of a patient who is an unemancipated minor,  
25 with the option to opt out of receiving the vaccine, along with a  
26 description of the potential implications of opting out of the  
27 vaccine, including the risks of contracting or transmitting a  
28 communicable infectious disease and the potential that the patient  
29 may not be allowed to attend school unless the patient obtains a  
30 medical or religious exemption from student immunization  
31 requirements for that vaccine; and

32 (3) the patient, or the patient's parent or guardian, as applicable,  
33 returns a signed copy of the vaccine insert confirming the patient  
34 consents to receive the vaccine.

35 b. A health care practitioner may not refuse to provide health  
36 care services to a patient or seek to transfer care of the patient to  
37 another health care practitioner solely on the basis of the patient's  
38 refusal to receive a vaccine.

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40 2. This act shall take effect 30 days after the date of enactment.

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STATEMENT

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45 This bill revises the requirements to administer vaccines to  
46 patients. Specifically, the bill requires that, at least at least 48 hours  
47 prior to administration of the vaccine, the health care practitioner  
48 who will administer the vaccine is to furnish to the to the patient, or

1 to the patient's parent or guardian in the case of a patient who is an  
2 unemancipated minor: (1) a copy of the vaccine insert for the  
3 vaccine; (2) a copy of vaccine excipient summary prepared by the  
4 federal Centers for Disease Control and Prevention (CDC), which is  
5 a list of vaccine ingredients that are in addition to weakened or  
6 killed disease antigens; and (3) information concerning the Vaccine  
7 Adverse Event Reporting System (VAERS) co-managed the CDC  
8 and the United States Food and Drug Administration, including an  
9 overview of the VAERS, instructions on how to report vaccine  
10 injuries, a copy of the Reportable Events Table, and a copy of the  
11 Vaccine Injury Table. A vaccine may be administered only if the  
12 patient, or the patient's parent or guardian, returns a signed copy of  
13 the vaccine insert confirming the patient consents to receive the  
14 vaccine.

15 The health care practitioner will additionally be required to  
16 provide the patient, or the patient's parent or guardian, as  
17 applicable, with the option to opt out of receiving the vaccine, along  
18 with a description of the potential implications of opting out of the  
19 vaccine, including the risks of contracting or transmitting a  
20 communicable infectious disease and the potential that the patient  
21 may not be allowed to attend school unless the patient obtains a  
22 medical or religious exemption from student immunization  
23 requirements for that vaccine.

24 The bill provides that a health care practitioner may not refuse to  
25 provide health care services to a patient or seek to transfer care of  
26 the patient to another health care practitioner solely on the basis of  
27 the patient's refusal to receive a vaccine.