

# State Law Governing the Exchange of Immunization Status Data

## Chapter 11B - Exchange of Immunization Status Data

### Sections

22-11B-1. Health care providers upon request required to give immunization status of patients.

22-11B-2. Immunization registry.

22-11B-3. Medicaid recipients deemed to have given consent to information release with receipt of services.

22-11B-4 Limited immunity of person or entity providing information.

***Effective date*** – The act which added this chapter became effective July 31, 1995.

#### **§ 22-11B-1. Health care providers upon request required to give immunization status of patients.**

(a) Notwithstanding any of the confidentiality provisions in Chapter 11A of this title, or any other provisions of law, every public and private health care provider shall, upon request of the persons or entities herein identified, provide information concerning the immunization status of any patient in accordance with rules promulgated by the State Board of Health to the following persons and entities:

- (1) Other public and private health care providers.
- (2) Health care insurers of all descriptions.
- (3) The Alabama Medicaid Agency.
- (4) Individuals and organizations with a need to verify the immunization status of persons in their care, custody, or enrollment, including but not limited to, the chief executive officer, or a designee of the officer, of a public or private day care center, school or postsecondary educational institution.

(b) The authorization granted pursuant to this chapter shall be exercised solely for the purpose of implementing and operating proper immunization programs as determined by the State Board of Health and for updating or verifying the immunization status of individuals in the care, custody, or enrollment of the person requesting or accessing the information pursuant to 42 CFR, Section 431.302, Subpart F, safeguarding information pertaining to Medicaid recipients. (Acts 1995, No. 95-530, p. 1075, § 1.)

#### **§22-11B-2. Immunization registry.**

Pursuant to and in furtherance of the purposes of this chapter, the State Board of Health is authorized to create and maintain an immunization registry. The immunization registry is the central collection of data and reports concerning a vaccine dose or doses administered to a person by a provider. The nature of the immunization information contained in this registry shall be determined by rule of the State Board of Health and shall be obtained from clinic records, billing data and information, and vital or any other records owned and controlled by the State Board of Health and the Alabama Medicaid Agency. Medical insurers and public and private

providers are authorized and encouraged to provide information to the registry. (Acts 1995, No. 95-530, p.1075, § 2.)

**§22-11B-3. Medicaid recipients deemed to have given consent to information release with receipt of services.**

Medicaid recipients shall be deemed to have given their consent to the release by the State Medicaid Agency of information to the State Board of Health or any other health care provider by virtue of their receipt of Medicaid covered services. (Acts 1995, No. 95-530, p. 1075, § 3.)

**§22-11B-4. Limited Immunity of person or entity providing information.**

All persons, firms, corporations, or other public or private entities and all officers, agents, servants, or employees who provide information for exchange in good faith pursuant to this chapter shall be immune from civil and criminal liability for those actions and no cause of action shall be created by their acts or omissions hereunder. (Acts 1995, No 95-530, p.1075§ 4.)