

5534--A

2013-2014 Regular Sessions

I N S E N A T E

May 16, 2013

Introduced by Sen. HANNON -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to authorizing hospice residences to care for up to 16 patients

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 2-b of section 4002 of the public health law,
2 as amended by chapter 154 of the laws of 2004, is amended to read as
3 follows:
4 2-b. "Hospice residence" means a hospice operated home which is resi-
5 dential in character and physical structure and operated for the purpose
6 of providing more than two hospice patients but not more than [eight]
7 SIXTEEN hospice patients with hospice care, which may include dually
8 certified hospice in-patient beds UP TO TWENTY-FIVE PERCENT OF THE
9 HOSPICE RESIDENCE'S PATIENT CAPACITY.
10 S 2. Subdivision 1 of section 4014 of the public health law, as
11 amended by chapter 410 of the laws of 2007, is amended to read as
12 follows:
13 1. The commissioner is hereby authorized to establish a hospice resi-
14 dence pilot program. Such program, subject to the rules and regulations
15 of the commissioner, shall authorize the operation of not more than ten
16 hospice residences operated for the purpose of providing[, notwithstand-
17 ing the provisions of subdivision two-b of section four thousand two of
18 this article,] more than two hospice patients but not more than sixteen
19 hospice patients with hospice care. The locations of the hospice resi-
20 dence pilot program shall be geographically disbursed throughout the
21 state and approved by the commissioner. To the extent that patients may
22 access hospital or skilled nursing home care, the care plan for such
23 patients shall provide for such care.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 S 3. This act shall take effect immediately; provided, that the
2 amendments to sections 4002 and 4014 of the public health law made by
3 sections one and two of this act shall apply to hospice residences
4 established prior to the effective date of this act as well as those
5 created thereafter.