

5735

2013-2014 Regular Sessions

I N   S E N A T E

June 10, 2013

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Introduced by Sen. ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the executive law and the public health law, in relation to health care options for veterans

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

1     Section 1. Section 353 of the executive law is amended by adding a new  
2     subdivision 21 to read as follows:  
3     21. TO MAINTAIN A FACT SHEET ON THE DIVISION'S WEBPAGE CONTAINING (A)  
4     CURRENT CONTACT INFORMATION FOR ALL VETERANS INTEGRATED SERVICE NETWORKS  
5     LOCATED WITHIN THE STATE AND (B) CURRENT CONTACT INFORMATION FOR THE  
6     UNITED STATES VETERANS HEALTH ADMINISTRATION. THE FACT SHEET SHALL BE  
7     ENTITLED, "INFORMATION FOR VETERANS CONCERNING HEALTH CARE OPTIONS."  
8     S 2. The public health law is amended by adding a new section 2803-t  
9     to read as follows:  
10    S 2803-T. DISCLOSURE OF INFORMATION FOR VETERANS CONCERNING HEALTH  
11    CARE OPTIONS. 1. AS USED IN THIS SECTION:  
12    A. "INFORMATION FOR VETERANS CONCERNING HEALTH CARE OPTIONS" SHALL  
13    MEAN THE FACT SHEET MAINTAINED BY THE DIVISION OF VETERANS' AFFAIRS  
14    PURSUANT TO SUBDIVISION TWENTY-ONE OF SECTION THREE HUNDRED FIFTY-THREE  
15    OF THE EXECUTIVE LAW.  
16    B. "VETERAN" SHALL MEAN A PERSON, MALE OR FEMALE, WHO HAS SERVED IN  
17    THE ACTIVE MILITARY OR NAVAL SERVICE OF THE UNITED STATES DURING A WAR  
18    IN WHICH THE UNITED STATES ENGAGED AND WHO HAS BEEN RELEASED FROM SUCH  
19    SERVICE OTHERWISE THAN BY DISHONORABLE DISCHARGE, OR WHO HAS BEEN  
20    FURLOUGHED TO THE RESERVE.  
21    2. UPON ADMISSION TO A HOSPITAL, EACH PATIENT SHALL BE ASKED IF THEY  
22    ARE A VETERAN. IF THE PATIENT RESPONDS IN THE AFFIRMATIVE, THE HOSPITAL  
23    MUST PROVIDE THE PATIENT WITH A COPY OF THE "INFORMATION FOR VETERANS

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

LBD11278-01-3

1 CONCERNING HEALTH CARE OPTIONS" FACT SHEET, PRIOR TO DISCHARGING THE  
2 PATIENT.  
3 3. NO CAUSE OF ACTION OF ANY NATURE OR KIND ARISING OUT OF A FAILURE  
4 TO GIVE OR RECEIVE THE NOTICE REQUIRED BY THIS SECTION SHALL ACCRUE TO  
5 ANY PERSON AGAINST THE STATE OR ANY SUBDIVISION OR AGENCY THEREOF OR ANY  
6 HOSPITAL.  
7 S 3. This act shall take effect immediately; provided, however, that  
8 section one of this act shall take effect on the ninetieth day after it  
9 shall have become a law; and provided further that section two of this  
10 act shall take effect on the one hundred eightieth day after it shall  
11 have become a law.