S T A T E O F N E W Y O R K

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I N A S S E M B L Y

April 12, 2016

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to allowing disclosure of confidential HIV related information for research purposes to certain qualified researchers

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

Section 1. Subdivision 1 of section 2782 of the public health law is amended by adding a new paragraph (r) to read as follows:

(R) QUALIFIED RESEARCHERS FOR MEDICAL RESEARCH PURPOSES UPON THE APPROVAL OF A RESEARCH PROTOCOL BY A HUMAN RESEARCH REVIEW COMMITTEE ESTABLISHED AND APPROVED UNDER THE PROVISIONS OF ARTICLE TWENTY-FOUR-A OF THIS CHAPTER OR BY AN INSTITUTIONAL REVIEW BOARD ESTABLISHED AND APPROVED UNDER THE PROVISIONS OF 45 CFR PART 46 OR 42 USC 300 V-1, FOR THE PURPOSE OF REVIEWING AND MONITORING RESEARCH INVOLVING HUMAN SUBJECTS, PROVIDED THAT IN NO EVENT SHALL ANY QUALIFIED RESEARCHER DISCLOSE INFORMATION TENDING TO IDENTIFY THE SUBJECTS OF THE RESEARCH.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.

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

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