

STATE OF NEW YORK

1076

2017-2018 Regular Sessions

IN ASSEMBLY

January 10, 2017

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

AN ACT to amend the public health law, in relation to requiring hospitals to provide DNA testing of newborns or take blood samples from newborns for future DNA testing

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The public health law is amended by adding a new section
2 2500-l to read as follows:

3 § 2500-l. DNA testing of newborns. 1. Every general or obstetric
4 hospital shall provide DNA testing of newborns or take blood samples
5 from newborns and preserve such samples in a manner that DNA testing may
6 be performed thereon in the future. Such testing or taking of blood
7 shall only be performed if the child's mother and father, if such father
8 is readily identifiable and available, consent in writing to have a DNA
9 test performed on their child or have a blood sample taken from the
10 child for future DNA testing.

11 2. Every general or obstetric hospital shall provide written notice of
12 the provisions of this section to the mother of every child born in such
13 hospital within twenty-four hours of the birth.

14 3. The commissioner shall promulgate any rules and regulations neces-
15 sary to implement the provisions of this section.

16 4. For the purposes of this section, "DNA" shall mean deoxyribonucleic
17 acid.

18 § 2. This act shall take effect on the first of January next succeed-
19 ing the date on which it shall have become a law. Effective immediately
20 that any rules and regulations necessary for the timely implementation
21 of this act on its effective date are authorized to be promulgated on or
22 before such date.

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

LBD04449-01-7