

STATE OF NEW YORK

7437

2021-2022 Regular Sessions

IN SENATE

October 14, 2021

Introduced by Sen. SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public health law, in relation to requiring the department of health to post on its website certain data relating to personnel employed or affiliated with health care facilities

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
2 206-c to read as follows:

3 § 206-c. Special requirements with respect to hospital, nursing home
4 and other healthcare facility staffing data. 1. For the purposes of this
5 section, the following terms shall have the following meanings:

6 (a) "Covered entity" means:

7 (i) a "hospital" as defined in section twenty-eight hundred one of
8 this chapter;

9 (ii) any agency established pursuant to article thirty-six of this
10 chapter;

11 (iii) a "hospice" as defined in section four thousand two of this
12 chapter; and

13 (iv) an adult care facility under the department's regulatory authori-
14 ty, pursuant to article seven of the social services law.

15 (b) "Personnel" means persons employed by or affiliated with a covered
16 entity, whether paid or unpaid, including but not limited to employees,
17 members of the medical and nursing staff, contract staff, students and
18 volunteers, who engage in activities, that if such person was infected
19 with COVID-19, he or she could potentially expose other covered person-
20 nel, patients or residents to such disease.

21 (c) "New York state surge and flex operations center" means the state
22 operated center led by the department to monitor staffing operations and
23 trends statewide, provide guidance to healthcare facilities and aid
24 facilities with staffing shortages.

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

LBD13371-04-1

1 2. The commissioner shall compile and post on the department's website
2 in a conspicuous location and in a format capable of download in a
3 spreadsheet format, the following data on a weekly basis:

4 (a) The total number of personnel who are employed by or affiliated
5 with a covered entity in New York state;

6 (b) The total number of personnel who are no longer employed by or
7 affiliated with a covered entity in New York state, and the reason for
8 leaving such employment or affiliation;

9 (c) The total number of requested personnel from the New York state
10 surge and flex operations center; and

11 (d) The total number of personnel employed or affiliated with a
12 covered entity as a result of the New York state surge and flex oper-
13 ations center.

14 3. The data posted pursuant to subdivision two of this section shall
15 be organized by county, date, personnel title and any license or certif-
16 ication held by such personnel and covered entity, and shall include
17 data retroactive to August sixteenth, two thousand twenty-one.

18 § 2. This act shall take effect immediately.