

1475

2009-2010 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2009

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Introduced by M. of A. WRIGHT, ALFANO, BARRA, PERRY, KAVANAGH, KELLNER, CAHILL, SCHROEDER, MAYERSOHN, CLARK -- Multi-Sponsored by -- M. of A. AUBRY, PHEFFER, REILLY, SWEENEY -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to data collection and assessment program concerning minority health

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

1     Section 1. Subdivisions 3 and 4 of section 241 of the public health  
2 law, as added by chapter 757 of the laws of 1992, such section as renum-  
3 bered by chapter 443 of the laws of 1993, are amended to read as  
4 follows:  
5     3. Together with the minority health council, serve as liaison and  
6 advocate for the department on minority health matters. This function  
7 shall include the provision of staff support to the minority health  
8 council and the establishment of appropriate program linkages with  
9 related federal, state, and local agencies and programs such as the  
10 office of minority health of the public health service, the agricultural  
11 extension service and migrant health services. SUCH PROGRAM LINKAGES  
12 WITH STATE AGENCIES SHALL INCLUDE THE ESTABLISHMENT OF A PROGRAM FOR THE  
13 COLLECTION OF DATA REGARDING RACE, ETHNICITY AND PRIMARY LANGUAGE OF ALL  
14 PARTICIPANTS BY EACH STATE PROGRAM DIRECTLY INVOLVED IN FURNISHING OF  
15 INFORMATION OR THE RENDERING OF SERVICES TO THE PUBLIC WHEREBY DEMO-  
16 GRAPHIC INFORMATION OF ANY KIND IS COLLECTED REGARDING ALL PARTICIPANTS  
17 IN SUCH PROGRAMS. AGENCIES AND DEPARTMENTS MAY USE EXISTING DATA  
18 COLLECTION METHODS TO AVOID DUPLICATIVE METHODOLOGIES. DATA COLLECTED  
19 SHALL BE AGGREGATED AT LEAST ANNUALLY IN A MANNER THAT PERMITS UTILIZA-  
20 TION RATES BY RACE, ETHNICITY, AND LANGUAGE AND COMPILED INTO A REPORT.  
21 UPON COMPLETION, SUCH REPORT SHALL BE AVAILABLE TO THE PUBLIC AND ANNU-  
22 ALLY DISTRIBUTED TO ALL MEMBERS OF THE NEW YORK STATE LEGISLATURE.

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

1 4. Assist medical schools and state agencies to develop comprehensive  
2 programs to improve minority health personnel supply by promoting minor-  
3 ity clinical training and curriculum improvement, and disseminating  
4 minority health career information to high school [and], college  
5 students AND DIFFERENT STATE AGENCIES. SUCH DEVELOPMENT OF COMPREHEN-  
6 SIVE PROGRAMS SHALL INCLUDE RESEARCH INTO THE CAUSES AND MAINTENANCE OF  
7 HEALTH DISPARITIES AND PROPOSALS FOR THE REDUCTION AND/OR ELIMINATION OF  
8 SUCH DISPARITIES.

9 S 2. Subdivisions 3 and 4 of section 242 of the public health law, as  
10 added by chapter 757 of the laws of 1992, such section as renumbered by  
11 chapter 443 of the laws of 1993, are amended to read as follows:

12 3. An analysis of the health status of minority citizens and the  
13 status of minority health delivery systems. Such analysis shall be  
14 conducted in cooperation with the minority health council and other  
15 interested agencies. SUCH ANALYSIS SHALL ALSO INCLUDE AN ANNUAL ANALYSIS  
16 OF DATA COLLECTED PURSUANT TO SUBDIVISION THREE OF SECTION TWO HUNDRED  
17 FORTY-ONE OF THIS TITLE TO DETERMINE WHETHER THERE ARE DISPARITIES BY  
18 RACE, ETHNICITY OR LANGUAGE IN THE UTILIZATION OF STATE SERVICES OR THE  
19 RECEIPT OF FUNDS. SUCH ANALYSIS SHALL ALSO BE COMPILED, ANALYZED AND  
20 MADE PUBLIC BY THE OFFICE OF MINORITY HEALTH.

21 4. Any recommended improvements to programs and/or regulations that  
22 would enhance the cost effectiveness of the office, POLICY OPTIONS and  
23 programs intended to meet the health care needs of minority citizens AND  
24 TO ELIMINATE IDENTIFIED HEALTH DISPARITIES, INCLUDING BUT NOT LIMITED  
25 TO, ZERO COST AND LOW COST OPTIONS AND OTHER SUBSTANTIVE PROPOSALS.  
26 RECOMMENDATIONS FOR IMPROVEMENTS TO ENHANCE THE COST EFFECTIVENESS OF  
27 THE OFFICE SHALL INCLUDE AN ASSESSMENT OF THE CAPACITY OF THE OFFICE TO  
28 ADDRESS THE DETERMINANTS OF HEALTH, THE ROOT CAUSES OF HEALTH DISPARI-  
29 TIES IN MINORITY POPULATIONS THROUGHOUT NEW YORK STATE, IN ORDER TO  
30 DECREASE THE BURDEN OF DISEASE AND INJURY, INCLUDING PROGRAMS AND INITI-  
31 ATIVES THAT ARE ALREADY BEING UNDERTAKEN AND AN ANALYSIS OF THEIR EFFEC-  
32 TIVENESS.

33 S 3. This act shall take effect on the first of January next succeed-  
34 ing the date on which it shall have become a law; provided, however,  
35 that effective immediately, the addition, amendment and/or repeal of any  
36 rule or regulation necessary for the implementation of this act on its  
37 effective date are authorized and directed to be made and completed on  
38 or before such effective date.