

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. GOTTFRIED, PAULIN, GALEF, ROBINSON, JAFFEE, MILL-
MAN, COLTON, CHRISTENSEN, LANCMAN, PERRY, HOOPER, GREENE, SCARBOROUGH,
CAHILL -- Multi-Sponsored by -- M. of A. BRENNAN, DINOWITZ, EDDINGTON,
GLICK, LIFTON, MAGEE, McENENY, McKEVITT, MOLINARO, PHEFFER, STIRPE,
TITONE, TOWNS, WALKER, WEISENBERG -- read once and referred to the
Committee on Health

AN ACT to amend the public health law, in relation to retaliation by
residential health care facilities where a patient asserts a private
right of action

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

- 1 Section 1. Paragraph a of subdivision 10 of section 2801-d of the
2 public health law, as amended by chapter 649 of the laws of 1975, is
3 amended to read as follows:
4 a. No person shall discriminate against any patient of a residential
5 health care facility because such patient, OR THE PATIENT'S LEGAL REPRE-
6 SENTATIVE, has brought or caused to be brought any action pursuant to
7 this section, or against any patient or employee of a residential health
8 care facility because such patient or employee has given or provided or
9 is to give or provide testimony or other evidence for purposes of [said]
10 SUCH action.
11 S 2. This act shall take effect immediately.

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

LBD01112-01-9