

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

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I N S E N A T E

February 10, 2009

Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to the Stony Brook University Hospital

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

- 1 Section 1. Section 355 of the education law is amended by adding a new
2 subdivision 11-a to read as follows:
3 11-A. THE STATE UNIVERSITY TRUSTEES ARE AUTHORIZED TO WORK IN CONSUL-
4 TATION WITH THE STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESSMENT AND
5 REVIEW BOARD ESTABLISHED BY THIS SUBDIVISION.
6 A. THERE IS HEREBY ESTABLISHED AT STONY BROOK UNIVERSITY HOSPITAL, A
7 LOCAL QUALITY ASSESSMENT AND REVIEW BOARD. THIS BOARD SHALL WORK IN
8 CONSULTATION WITH THE STATE UNIVERSITY BOARD OF TRUSTEES AND THE STATE
9 UNIVERSITY CHANCELLOR. THE BOARD SHALL HAVE THE FOLLOWING RESPONSIBIL-
10 ITIES CONSISTENT WITH ALL FEDERAL AND STATE LAWS AND REGULATIONS:
11 (1) TO ASSESS AND MAKE RECOMMENDATIONS AS TO THE QUALITY OF PATIENT
12 CARE. SUCH AUTHORITY SHALL INCLUDE THE REVIEW OF HOSPITAL AND MEDICAL
13 STAFF PROCEDURES AS THEY RELATE TO PATIENT CARE, PURSUANT TO PATIENT
14 CONFIDENTIALITY LAWS, INCLUDING HIPAA.
15 (2) TO REVIEW AND MONITOR THE QUALITY ASSURANCE SYSTEM DEVELOPED BY
16 HOSPITAL ADMINISTRATION AND MEDICAL PERSONNEL.
17 (3) TO REVIEW AND MAKE RECOMMENDATIONS FOR THE CREDENTIALING PROCESS
18 OF MEDICAL PERSONNEL.
19 (4) THE MEMBERS OF THE STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESS-
20 MENT AND REVIEW BOARD SHALL RECOMMEND TO THE STONY BROOK UNIVERSITY
21 PRESIDENT, THE STATE UNIVERSITY BOARD OF TRUSTEES AND THE STATE UNIVER-
22 SITY CHANCELLOR CANDIDATES FOR APPOINTMENT AS THE CHIEF EXECUTIVE OFFI-
23 CER, OF THE STONY BROOK UNIVERSITY HOSPITAL.

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

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1 B. THE STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESSMENT AND REVIEW
2 BOARD SHALL ALSO BE RESPONSIBLE FOR THE IMPLEMENTATION OF DIRECTIVES
3 DELEGATED BY THE STATE UNIVERSITY BOARD OF TRUSTEES.

4 C. ANY ACTIONS PURSUANT TO SUBPARAGRAPHS ONE, TWO AND THREE OF PARA-
5 GRAPH A OF THIS SUBDIVISION SHALL BE REPORTED TO THE STATE UNIVERSITY
6 BOARD OF TRUSTEES AND THE STATE UNIVERSITY CHANCELLOR.

7 D. THE STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESSMENT AND REVIEW
8 BOARD SHALL HAVE THE FOLLOWING ADVISORY FUNCTIONS:

9 (1) TO ADVISE THE CHIEF EXECUTIVE OFFICER OF THE STONY BROOK UNIVERSI-
10 TY HOSPITAL ON LONG TERM BUSINESS DEVELOPMENT OPPORTUNITIES, INCLUDING
11 BUT NOT LIMITED TO, AFFILIATIONS AND COLLABORATIONS WITH OTHER HEALTH
12 CARE PROVIDERS.

13 (2) TO INFORM THE CHIEF EXECUTIVE OFFICER OF THE STONY BROOK UNIVERSI-
14 TY HOSPITAL ON ANY CHANGES IN FEDERAL OR STATE LAWS OR REGULATIONS, AND
15 ANY RECOMMENDATIONS THAT ARE UNDER CONSIDERATION BY THE STONY BROOK
16 UNIVERSITY HOSPITAL QUALITY ASSESSMENT AND REVIEW BOARD.

17 (3) TO INFORM THE CHIEF EXECUTIVE OFFICER OF THE STONY BROOK UNIVERSI-
18 TY HOSPITAL, THE UNIVERSITY PRESIDENT, THE STATE UNIVERSITY CHANCELLOR
19 AND THE STATE UNIVERSITY BOARD OF TRUSTEES REGARDING ITS RECOMMENDATIONS
20 WITH RESPECT TO THE QUALITY ASSURANCE SYSTEM OF THE STONY BROOK UNIVER-
21 SITY HOSPITAL, AND TO INCLUDE ITS RECOMMENDATIONS TO ADDRESS SUCH
22 ISSUES.

23 (4) TO INFORM THE CHIEF EXECUTIVE OFFICER OF THE STONY BROOK UNIVERSI-
24 TY HOSPITAL, THE STONY BROOK UNIVERSITY PRESIDENT, THE STATE UNIVERSITY
25 CHANCELLOR AND THE STATE UNIVERSITY BOARD OF TRUSTEES OF ANY CONCERNS OR
26 ISSUES THAT HAVE BEEN RAISED BY THE NEW YORK STATE DEPARTMENT OF HEALTH.

27 E. THE STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESSMENT AND REVIEW
28 BOARD SHALL PROVIDE ITS FINDINGS AND RECOMMENDATIONS TO THE STATE
29 UNIVERSITY BOARD OF TRUSTEES NO LESS THAN ONCE A YEAR AT THE TRUSTEES'
30 JANUARY MEETING. THE BOARD SHALL PROVIDE ITS FINDINGS AND ADVICE WITH
31 RESPECT TO MATTERS CONSISTENT WITH ITS MISSION IN RESPONSE TO A REQUEST
32 FROM THE STATE UNIVERSITY CHANCELLOR, THE STATE UNIVERSITY BOARD OF
33 TRUSTEES OR THE PRESIDENT OF STONY BROOK UNIVERSITY; HOWEVER, THE BOARD
34 SHALL IMMEDIATELY INFORM THE STATE UNIVERSITY BOARD OF TRUSTEES, THE
35 STATE UNIVERSITY CHANCELLOR AND THE PRESIDENT OF STONY BROOK UNIVERSITY,
36 OF ANY REPORTABLE EVENTS PURSUANT TO DEPARTMENT OF HEALTH REGULATIONS
37 WITH REGARD TO PATIENT CARE OR QUALITY ASSURANCE, OR ANY DEFICIENCIES OR
38 FINDINGS OF ANY DEFICIENCIES.

39 F. THE MEMBERSHIP OF THE STONY BROOK UNIVERSITY HOSPITAL QUALITY
40 ASSESSMENT AND REVIEW BOARD SHALL CONSIST OF NO FEWER THAN NINE AND NO
41 MORE THAN TWELVE EXTERNAL MEMBERS, AND NO MORE THAN THREE EX OFFICIO
42 MEMBERS FROM STONY BROOK UNIVERSITY INCLUDING THE PRESIDENT, THE VICE
43 PRESIDENT OF MEDICAL AFFAIRS AND THE DEAN OF THE MEDICAL SCHOOL. AT
44 LEAST FIVE MEMBERS SHALL BE HIGHLY QUALIFIED RESIDENTS OF SUFFOLK COUNTY
45 BASED ON RELEVANT EXPERIENCE, WHOSE PRIVATE INTERESTS DO NOT CONFLICT
46 WITH MEMBERSHIP ON THE QUALITY ASSESSMENT AND REVIEW BOARD. AT LEAST TWO
47 MEMBERS SHALL BE LICENSED PHYSICIANS PRACTICING AND RESIDING IN NEW YORK
48 STATE, AND AT LEAST ONE MEMBER SHALL BE A LICENSED PROFESSIONAL REGIS-
49 TERED NURSE. NO MEMBER OF THE STATE UNIVERSITY BOARD OF TRUSTEES MAY
50 SERVE ON THE STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESSMENT AND
51 REVIEW BOARD.

52 G. EACH MEMBER SHALL SERVE FOR A TERM OF UP TO THREE YEARS AT THE
53 PLEASURE OF THE STATE UNIVERSITY BOARD OF TRUSTEES. EACH EXTERNAL MEMBER
54 SHALL SERVE WITHOUT COMPENSATION FOR SERVICES BUT SHALL BE REIMBURSED
55 FOR EXPENSES ACTUALLY AND NECESSARILY INCURRED IN THE PERFORMANCE OF
56 OFFICIAL DUTIES. IN CONSULTATION WITH THE PRESIDENT OF STONY BROOK

1 UNIVERSITY, THE STATE UNIVERSITY CHANCELLOR SHALL SUBMIT TO THE STATE
2 UNIVERSITY BOARD OF TRUSTEES A SLATE OF NOMINEES FOR MEMBERSHIP ON THE
3 STONY BROOK UNIVERSITY HOSPITAL QUALITY ASSESSMENT REVIEW BOARD, INCLUD-
4 ING A NOMINEE FOR CHAIR.

5 H. THE STATE UNIVERSITY BOARD OF TRUSTEES SHALL MAKE APPOINTMENTS TO
6 AND CHOOSE THE CHAIR OF THE STONY BROOK UNIVERSITY HOSPITAL QUALITY
7 ASSESSMENT AND REVIEW BOARD NO LATER THAN SIX MONTHS AFTER THIS SUBDIVI-
8 SION HAS BECOME A LAW.

9 S 2. This act shall take effect immediately.