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

3312

2009-2010 Regular Sessions

I N  S E N A T E

March 16, 2009

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

AN ACT to amend the public health law, in relation to reporting toy-related injuries

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

Section 1. The public health law is amended by adding a new section 212 to read as follows:

S 212. REPORTING TOY-RELATED INJURIES. 1. EACH PHYSICIAN WHO HAS TREATED A CHILD FOR A TOY-RELATED INJURY OUTSIDE OF AN EMERGENCY ROOM AND HOSPITAL OR IN THE CASE OF TREATMENT OF A CHILD FOR A TOY-RELATED INJURY IN A HOSPITAL EMERGENCY ROOM SHALL WITHIN SEVENTY-TWO HOURS OF SUCH TREATMENT NOTIFY THE STATE CONSUMER PROTECTION BOARD OF THE INCIDENT.

2. THE DEPARTMENT SHALL PREPARE A FORM FOR MAKING THE NOTIFICATION REQUIRED BY SUBDIVISION ONE OF THIS SECTION AND SHALL MAKE SUCH FORM AVAILABLE TO PHYSICIANS AND HOSPITALS ACROSS THE STATE. THE DEPARTMENT MAY PROMULGATE RULES AND REGULATIONS REGARDING THE NOTIFICATION REQUIRED BY SUCH SUBDIVISION ONE AS ARE NECESSARY AND APPROPRIATE TO MAKING SUCH NOTIFICATION EFFECTIVE AS A MEANS TO IDENTIFY UNSAFE TOYS AND PROVIDE ACCURATE INJURY DATA.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.

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

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