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

10943

I N A S S E M B L Y

May 4, 2010

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to prohibiting the use of patient quotas for selecting dental treatments

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

Section 1. Section 206 of the public health law is amended by adding a new subdivision 27 to read as follows:

27. THE COMMISSIONER SHALL PROMULGATE REGULATIONS TO REQUIRE THAT A MANUFACTURER OR OTHER ENTITY SELLING, LEASING, OR OTHERWISE PROVIDING ANY DRUG, DEVICE, OR HEALTH CARE SERVICE SHALL NOT, DIRECTLY OR INDIRECTLY, ESTABLISH AS A CONDITION FOR THE USE BY A DENTIST OF SUCH DRUG, DEVICE, OR HEALTH CARE SERVICE THAT THE DENTIST MEET ANY QUOTA FOR THE NUMBER OF PATIENTS ON WHOM THE DENTIST USES THE DRUG, DEVICE, OR HEALTH CARE SERVICE AND THAT A DENTIST SHALL NOT, DIRECTLY OR INDIRECTLY, REQUEST OR RECEIVE FROM ANY MANUFACTURER OR OTHER ENTITY A DRUG, DEVICE, OR HEALTH CARE SERVICE HAVING A CONDITION THAT THE DENTIST MEET ANY QUOTA FOR THE NUMBER OF PATIENTS ON WHOM THE DENTIST USES THE DRUG, DEVICE, OR HEALTH CARE SERVICE.

S 2. This act shall take effect immediately.

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

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