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

3092

2009-2010 Regular Sessions

I N A S S E M B L Y

January 22, 2009

Introduced by M. of A. BENJAMIN, MOLINARO, FINCH, PHEFFER, BOYLAND, COLTON, ROBINSON, KOLB, WALKER, ALFANO, CLARK -- Multi-Sponsored by -- M. of A. BARRA, CAHILL, MAISEL, MAYERSOHN, PERRY, SWEENEY, WRIGHT -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to creating the statewide commission on chronic disease tracking

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 2819-a to read as follows:

S 2819-A. COMMISSION ON CHRONIC DISEASE TRACKING. 1. COMMISSION ON CHRONIC DISEASE TRACKING ESTABLISHED. THE DEPARTMENT SHALL ESTABLISH A STATEWIDE COMMISSION ON CHRONIC DISEASE TRACKING, WHICH SHALL DEVELOP A PROGRAM DESIGNED TO TRACK CHRONIC CHILDHOOD DISEASE TO PROTECT THE HEALTH OF CHILDREN IN THE STATE. THE COMMISSIONER SHALL ADOPT ANY RULES AND REGULATIONS NECESSARY TO IMPLEMENT THIS SECTION AND SHALL EMPLOY SUCH ASSISTANTS AND PERSONNEL, WITHIN THE AMOUNT OF THE APPROPRIATION, AS IS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SECTION. FOR PURPOSES OF THIS SECTION, "HOSPITAL" MEANS THE SAME AS SUCH TERM IS DEFINED IN SECTION TWENTY-EIGHT HUNDRED ONE OF THIS ARTICLE.

2. PURPOSE AND FUNCTIONS. THE DEPARTMENT, AT THE DIRECTION OF THE COMMISSIONER, SHALL: A. ESTABLISH GUIDELINES, DEFINITIONS, CRITERIA, STANDARDS AND CODING FOR HOSPITAL IDENTIFICATION, TRACKING AND REPORTING OF CHRONIC CHILDHOOD DISEASES WHICH SHALL BE CONSISTENT WITH THE RECOMMENDATIONS OF RECOGNIZED CENTERS OF EXPERTISE IN THE IDENTIFICATION AND PREVENTION OF CHRONIC CHILDHOOD DISEASES INCLUDING, BUT NOT LIMITED TO THE NATIONAL HEALTH CARE SAFETY NETWORK OF THE CENTERS FOR DISEASE CONTROL AND PREVENTION OR ITS SUCCESSOR.

B. DEVELOP LABORATORY, CLINICAL AND STATISTICAL RESEARCH ON CHRONIC DISEASE AND HEALTH PROBLEMS OF CHILDREN IN CONSULTATION WITH THE STATE

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

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MEDICAL SOCIETY AND OTHER AGENCIES, INCLUDING THE DEPARTMENT OF MENTAL HYGIENE AND THE STATE UNIVERSITY OF NEW YORK.

C. CARRY ON PROGRAMS OF PROFESSIONAL EDUCATION AND TRAINING OF MEDICAL STUDENTS, PHYSICIANS AND NURSES IN THE IDENTIFICATION, TRACKING, AND PREVENTION OF CHRONIC CHILDHOOD DISEASES.

3. EACH HOSPITAL SHALL REGULARLY REPORT TO THE DEPARTMENT THE CHRONIC CHILDHOOD DISEASE DATA IT HAS COLLECTED. THE DEPARTMENT SHALL ESTABLISH DATA COLLECTION AND ANALYTICAL METHODOLOGIES THAT MEET ACCEPTED STANDARDS FOR VALIDITY AND RELIABILITY. IN NO CASE SHALL THE FREQUENCY OF REPORTING BE REQUIRED TO BE MORE FREQUENTLY THAN ONCE EVERY SIX MONTHS, AND REPORTS SHALL BE SUBMITTED NOT MORE THAN SIXTY DAYS AFTER THE CLOSE OF THE REPORTING PERIOD.

4. THE COMMISSIONER SHALL ESTABLISH A STATE-WIDE DATABASE OF ALL REPORTED CHRONIC CHILDHOOD DISEASE INFORMATION FOR THE PURPOSE OF SUPPORTING QUALITY IMPROVEMENT AND DISEASE CONTROL ACTIVITIES IN HOSPITALS. THE DATABASE SHALL BE ORGANIZED SO THAT CONSUMERS, HOSPITALS, HEALTH CARE PROFESSIONALS, PURCHASERS AND PAYERS MAY COMPARE INDIVIDUAL HOSPITAL EXPERIENCE WITH THAT OF OTHER INDIVIDUAL HOSPITALS AS WELL AS REGIONAL AND STATEWIDE AVERAGES AND, WHERE AVAILABLE, NATIONAL DATA.

5. REPORTING REQUIREMENTS. THE COMMISSIONER SHALL REPORT TO THE GOVERNOR AND THE LEGISLATURE ON OR BEFORE DECEMBER FIRST ANNUALLY ON THE PLANS DEVELOPED, ACTIVITIES CARRIED OUT AND RECOMMENDATIONS FOR FURTHER IMPLEMENTATION UNDER THIS SECTION.

S 2. This act shall take effect immediately.