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

3862

2009-2010 Regular Sessions

I N A S S E M B L Y

January 28, 2009

Introduced by M. of A. MAYERSOHN, ESPAILLAT -- Multi-Sponsored by -- M. of A. BUTLER, DESTITO, GALEF, HOOPER, PHEFFER, P. RIVERA -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to directing employees and agents of the division of parole to disclose to the appropriate public health officer certain HIV related information for the purpose of informing contacts

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

Section 1. Paragraph (l) of subdivision 1 of section 2782 of the public health law, as added by chapter 584 of the laws of 1988, is amended to read as follows:

(l) an employee or agent of the division of parole[,]; (1) in accordance with paragraph (a) of subdivision two of section twenty-seven hundred eighty-six of this article, to the extent the employee or agent is authorized to access records containing such information in order to carry out the division's functions, powers and duties with respect to the protected individual, pursuant to section two hundred fifty-nine-a of the executive law; AND

(2) SHALL DISCLOSE SUCH CONFIDENTIAL HIV RELATED INFORMATION TO THE APPROPRIATE PUBLIC HEALTH OFFICER FOR THE PURPOSE OF MAKING THE DISCLOSURE TO A CONTACT OR CONTACTS AS SUCH IS DEFINED BY SECTION TWENTY-SEVEN HUNDRED EIGHTY OF THIS ARTICLE. SUCH DISCLOSURE SHALL BE DONE IN A MANNER CONSISTENT WITH CONSIDERATIONS AND PROVISIONS SET FORTH IN SUBDIVISION FOUR OF THIS SECTION;

S 2. This act shall take effect immediately.

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

LBD04513-01-9