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

724

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. GOTTFRIED, PAULIN, GALEF, ROBINSON, JAFFEE, MILLMAN, COLTON, CHRISTENSEN, LANCMAN, PERRY, HOOPER, GREENE, SCARBOROUGH, CAHILL -- Multi-Sponsored by -- M. of A. BRENNAN, DINOWITZ, EDDINGTON, GLICK, LIFTON, MAGEE, McENENY, McKEVITT, MOLINARO, PHEFFER, STIRPE, TITONE, TOWNS, WALKER, WEISENBERG -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to retaliation by residential health care facilities where a patient asserts a private right of action

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

Section 1. Paragraph a of subdivision 10 of section 2801-d of the public health law, as amended by chapter 649 of the laws of 1975, is amended to read as follows:

a. No person shall discriminate against any patient of a residential health care facility because such patient, OR THE PATIENT'S LEGAL REPRESENTATIVE, has brought or caused to be brought any action pursuant to this section, or against any patient or employee of a residential health care facility because such patient or employee has given or provided or is to give or provide testimony or other evidence for purposes of [said] SUCH action.

S 2. This act shall take effect immediately.

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

LBD01112-01-9