

724

2009-2010 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2009

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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:

- 1     Section 1. Paragraph a of subdivision 10 of section 2801-d of the  
2 public health law, as amended by chapter 649 of the laws of 1975, is  
3 amended to read as follows:  
4     a. No person shall discriminate against any patient of a residential  
5 health care facility because such patient, OR THE PATIENT'S LEGAL REPRESENTATIVE,  
6 has brought or caused to be brought any action pursuant to  
7 this section, or against any patient or employee of a residential health  
8 care facility because such patient or employee has given or provided or  
9 is to give or provide testimony or other evidence for purposes of [said]  
10 SUCH action.  
11     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