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

5291

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sens. SQUADRON, DIAZ, ONORATO -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to directing that all ambulances shall be equipped with epinephrine auto-injector devices

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

Section 1. The section heading of 3000-c of the public health law, as added by chapter 578 of the laws of 1999, is amended to read as follows:
Epinephrine auto-injector devices; COLLABORATIVE AGREEMENT.
S 2. Section 3000-d of the public health law is renumbered 3000-e and a new section 3000-d is added to read as follows:
S 3000-D. EPINEPHRINE AUTO-INJECTOR DEVICES; AMBULANCE SERVICES. 1. AS USED IN THIS SECTION, "AMBULANCE" SHALL MEAN ANY MOTOR VEHICLE USED TO PROVIDE EMERGENCY MEDICAL SERVICE AS SUCH TERM IS DEFINED IN SECTION THREE THOUSAND ONE OF THIS ARTICLE, WHETHER OWNED BY THE STATE, A MUNICIPAL CORPORATION OR BY A PRIVATE ENTITY.
2. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, EVERY AMBULANCE SHALL BE EQUIPPED WITH AN EPINEPHRINE AUTO-INJECTOR.
3. ALL EMERGENCY MEDICAL SERVICE PROVIDERS SHALL HAVE SUCCESSFULLY COMPLETED A TRAINING COURSE IN THE USE OF EPINEPHRINE AUTO-INJECTOR DEVICES APPROVED BY THE COMMISSIONER.
4. EVERY AMBULANCE SERVICE AUTHORIZED TO POSSESS AND USE EPINEPHRINE AUTO-INJECTOR DEVICES PURSUANT TO THIS SECTION SHALL USE, MAINTAIN AND DISPOSE OF SUCH DEVICES PURSUANT TO REGULATIONS OF THE DEPARTMENT.
5. USE OF AN EPINEPHRINE AUTO-INJECTOR DEVICE PURSUANT TO THIS SECTION SHALL BE CONSIDERED EMERGENCY TREATMENT FOR THE PURPOSE OF ANY STATUTE RELATING TO LIABILITY.
S 3. This act shall take effect on the one hundred eightieth day after it shall have become a law.

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

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