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

7441

I N S E N A T E

April 9, 2010

Introduced by Sen. PERALTA -- 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 requiring the commissioner of health to post information detailing how parents or guardians of infants or children can subscribe to the US Consumer Safety Product Commission's (CSPC) e-mail subscription lists to receive free product recall and safety news by e-mail from the CSPC and requiring the inclusion of such information in maternity information leaflets

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 2505-b to read as follows:

S 2505-B. ACCESS TO PRODUCT RECALL INFORMATION. 1. THE COMMISSIONER SHALL POST ON THE HEALTH DEPARTMENT'S WEBSITE INFORMATION DETAILING HOW PARENTS OR GUARDIANS OF INFANTS AND CHILDREN CAN SUBSCRIBE TO THE US CONSUMER SAFETY PRODUCT COMMISSION'S (CSPC) E-MAIL SUBSCRIPTION LISTS TO RECEIVE FREE PRODUCT RECALL AND SAFETY NEWS BY E-MAIL FROM THE CSPC. SUCH INFORMATION SHALL BE PROVIDED IN THE TOP SIX LANGUAGES OTHER THAN ENGLISH SPOKEN IN THE STATE ACCORDING TO THE LATEST AVAILABLE DATA FROM THE U.S. BUREAU OF CENSUS.

2. THE COMMISSIONER SHALL MAKE THE INFORMATION DESCRIBED IN SUBDIVISION ONE OF THIS SECTION AVAILABLE TO EVERY MATERNAL HEALTH CARE FACILITY FOR THE PURPOSE OF INCLUSION OF SUCH INFORMATION BY THE HEALTH CARE FACILITY IN THE MATERNITY INFORMATION LEAFLET AS DESCRIBED IN SECTION TWENTY-EIGHT HUNDRED THREE-J OF THIS CHAPTER.

3. EACH MATERNAL HEALTH CARE FACILITY SHALL PROVIDE THE MATERNITY INFORMATION LEAFLET, INCLUDING THE CSPC SUBSCRIPTION INFORMATION, IN ACCORDANCE WITH SECTION TWENTY-EIGHT HUNDRED THREE-J OF THIS CHAPTER TO EACH MATERNITY PATIENT OR TO HER APPOINTED PERSONAL REPRESENTATIVE AT THE TIME OF PREBOOKING OR TIME OF ADMISSION TO A MATERNAL HEALTH CARE FACILITY.

4. FOR PURPOSES OF THIS SECTION, "MATERNAL HEALTH CARE FACILITY" INCLUDES HOSPITALS AND FREESTANDING BIRTHING CENTERS PROVIDING PERI-NA-

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

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TAL SERVICES IN ACCORDANCE WITH ARTICLE TWENTY-EIGHT OF THIS CHAPTER AND APPLICABLE REGULATIONS.

S 2. This act shall take effect on the first of May next succeeding the date on which it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed by the commissioner of health on or before such effective date.