

4574

2011-2012 Regular Sessions

I N A S S E M B L Y

February 4, 2011

Introduced by M. of A. TITONE, P. RIVERA, REILLY, CUSICK, MARKEY, JAFFEE, MILLMAN, ORTIZ, GUNTHER, PHEFFER, ROSENTHAL, SCHROEDER, WEISENBERG, PEOPLES-STOKES, COLTON, TOBACCO, PAULIN, BENEDETTO, MAISEL, CASTRO, MENG, BOYLAND, SPANO, ZEBROWSKI, ENGLEBRIGHT -- Multi-Sponsored by -- M. of A. ABBATE, AUBRY, BING, BRENNAN, COOK, CRESPO, GABRYSZAK, JOHNS, MAYERSOHN, ROBINSON, SWEENEY, THIELE -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to the autism detection and education program and mapping of autism locations

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

Section 1. Article 24 of the public health law is amended by adding a new title 1-C to read as follows:

TITLE 1-C

AUTISM DETECTION, EDUCATION AND MAPPING PROGRAM

SECTION 2415-A. AUTISM DETECTION, EDUCATION AND MAPPING PROGRAM; ESTABLISHMENT.

2415-B. GRANTS TO APPROVED ORGANIZATIONS.

2415-C. ANNUAL REPORT.

S 2415-A. AUTISM DETECTION, EDUCATION AND MAPPING PROGRAM; ESTABLISHMENT. 1. THERE IS HEREBY CREATED WITHIN THE DEPARTMENT THE AUTISM DETECTION, EDUCATION AND MAPPING PROGRAM. THIS PROGRAM IS ESTABLISHED TO PROMOTE SCREENING AND DETECTION OF AUTISM, TO EDUCATE THE PUBLIC REGARDING AUTISM, TO PROVIDE COUNSELING AND REFERRAL SERVICES AND TO MAP LOCATIONS OF OCCURRENCE OF AUTISM.

2. THE PROGRAM SHALL INCLUDE:

(A) ESTABLISHMENT OF A STATEWIDE PUBLIC EDUCATION AND OUTREACH CAMPAIGN TO PUBLICIZE AUTISM DETECTION AND EDUCATION SERVICES, SUCH CAMPAIGN SHALL INCLUDE: GENERAL COMMUNITY EDUCATION, AUTISM SCREENING SERVICES, INFORMATION ON THE EXTENT OF COVERAGE FOR SUCH SERVICES BY HEALTH INSURANCE, ANY AVAILABLE MEDICAL ASSISTANCE PROGRAM AND OTHER PUBLIC AND PRIVATE PROGRAMS.

(B) PROVISION OF GRANTS TO APPROVED ORGANIZATIONS UNDER SECTION TWENTY-FOUR HUNDRED FIFTEEN-B OF THIS TITLE;

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

LBD02161-01-1

(C) COMPILATION OF DATA CONCERNING THE AUTISM DETECTION, EDUCATION AND MAPPING PROGRAM INCLUDING MAPPING OF THE FREQUENCY OF THE OCCURRENCE OF AUTISM IN VARIOUS LOCATIONS IN THE STATE AND DISSEMINATION OF THE DATA TO THE PUBLIC.

S 2415-B. GRANTS TO APPROVED ORGANIZATIONS. 1. THE COMMISSIONER SHALL MAKE GRANTS WITHIN THE AMOUNTS APPROPRIATED TO APPROVED ORGANIZATIONS, AS DEFINED IN SUBDIVISION TWO OF THIS SECTION, FOR THE PROVISION OF SERVICES RELATING TO AUTISM SCREENING, DETECTION AND MAPPING AS PART OF THIS PROGRAM. SUCH SERVICES SHALL INCLUDE BUT NOT BE LIMITED TO:

(A) PROMOTION AND PROVISION OF DETECTION OF AUTISM;

(B) PROVISION OF COUNSELING AND INFORMATION ON TREATMENT OPTIONS AND REFERRAL FOR APPROPRIATE MEDICAL TREATMENT;

(C) DISSEMINATION OF INFORMATION TO THE GENERAL PUBLIC AND TO HEALTH CARE PROFESSIONALS CONCERNING AUTISM, THE BENEFITS OF DETECTION AND TREATMENT, AND THE AVAILABILITY OF AUTISM SERVICES;

(D) IDENTIFICATION OF LOCAL AUTISM SCREENING SERVICES WITHIN THE APPROVED ORGANIZATION'S REGION;

(E) PROVISION OF INFORMATION, COUNSELING AND REFERRAL SERVICES TO INDIVIDUALS DIAGNOSED WITH AUTISM; AND

(F) MAPPING OF THE FREQUENCY OF THE OCCURRENCE OF AUTISM IN VARIOUS LOCATIONS OF THE STATE.

2. FOR THE PURPOSES OF THIS SECTION, "APPROVED ORGANIZATION" SHALL MEAN AN ORGANIZATION APPROVED BY THE COMMISSIONER, TO PROVIDE SERVICES UNDER THIS SECTION. SUCH ORGANIZATIONS SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:

(A) A HOSPITAL LICENSED UNDER ARTICLE TWENTY-EIGHT OF THIS CHAPTER;

(B) A HEALTH MAINTENANCE ORGANIZATION LICENSED UNDER ARTICLE FORTY-THREE OF THE INSURANCE LAW OR CERTIFIED UNDER ARTICLE FORTY-FOUR OF THIS CHAPTER;

(C) AN ORGANIZATION WITH PROGRAM EXPERTISE IN AUTISM RELATED ISSUES;

(D) A COUNTY OR CITY HEALTH DEPARTMENT; OR

(E) ANY COMBINATION OF THE ABOVE.

3. THE COMMISSIONER SHALL DEVELOP STANDARDS FOR THE IMPLEMENTATION OF AUTISM DETECTION, EDUCATION AND MAPPING PROGRAMS BY APPROVED ORGANIZATIONS WHICH SHALL ENSURE THE FOLLOWING:

(A) INTEGRATION OF THE APPROVED ORGANIZATION WITH EXISTING HEALTH CARE PROVIDERS;

(B) MAXIMIZING THIRD PARTY REIMBURSEMENT;

(C) PROVIDING DATA COLLECTION FOR MAPPING OF THE OCCURRENCE OF AUTISM IN VARIOUS LOCATIONS OF THE STATE.

S 2415-C. ANNUAL REPORT. THE COMMISSIONER SHALL SUBMIT ON OR BEFORE DECEMBER FIRST, AN ANNUAL REPORT TO THE GOVERNOR AND THE LEGISLATURE, CONCERNING THE OPERATION OF THE AUTISM DETECTION, EDUCATION AND MAPPING PROGRAM. COMMENCING IN TWO THOUSAND ELEVEN, SUCH REPORTS SHALL INCLUDE THE EXPERIENCE OF THE PROGRAM IN PROVIDING DETECTION, EDUCATION AND MAPPING OF THE FREQUENCY OF THE OCCURRENCE OF AUTISM IN VARIOUS LOCATIONS AROUND THE STATE. APPROVED ORGANIZATIONS SHALL PROVIDE SUCH DATA AND ASSESSMENT AS THE COMMISSIONER MAY REQUIRE FOR SUCH REPORT. SUCH REPORT SHALL ALSO INCLUDE ANY RECOMMENDATIONS FOR ADDITIONAL ACTION TO RESPOND TO THE HIGH INCIDENCE OF AUTISM IN THIS STATE.

S 2. This act shall take effect on the ninetieth day after it shall have become a law; provided that the commissioner of health is immediately authorized and directed to promulgate, amend and/or repeal any rule and regulation necessary to implement the provisions of this act on such effective date.