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

10018

I N A S S E M B L Y

May 1, 2012

Introduced by M. of A. RUSSELL -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to requiring general hospitals to offer an anti-viral prophylaxis to high-risk infants for the prevention of respiratory syncytial virus

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 2805-u to read as follows:

S 2805-U. PREVENTION OF RESPIRATORY SYNCYTIAL VIRUS IN PREMATURE INFANTS. IT SHALL BE THE DUTY OF THE ADMINISTRATIVE OFFICER OR OTHER DESIGNATED PERSON AT EACH FACILITY LICENSED PURSUANT TO THIS ARTICLE CARING FOR NEWBORN INFANTS TO OFFER TO THE PERSON IN PARENTAL RELATION TO A PREMATURE INFANT OR CHILD UNDER THE AGE OF TWO AND AT RISK FOR RESPIRATORY SYNCYTIAL VIRUS U.S. FOOD AND DRUG ADMINISTRATION APPROVED MEDICATION FOR THE PROPHYLAXIS FOR RESPIRATORY SYNCYTIAL VIRUS (RSV) FOR SAID INFANT OR CHILD. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY IN THE CASE OF ANY INFANT OR CHILD WHOSE PARENT OR GUARDIAN IS A MEMBER OF A RECOGNIZED RELIGIOUS ORGANIZATION WHOSE TEACHINGS AND TENETS ARE CONTRARY TO RECEIVING SUCH PROPHYLAXIS AND WHO NOTIFIES THE PERSON IN CHARGE OF THEIR OBJECTION.

S 2. This act shall take effect immediately.

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

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