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

5030

2011-2012 Regular Sessions

I N S E N A T E

May 2, 2011

Introduced by Sen. DUANE -- 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 confidentiality of reports and information relating to tests for sexually transmissible diseases

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

Section 1. Section 2308-a of the public health law is amended by adding a new subdivision 3 to read as follows:

3. ALL REPORTS OR INFORMATION SECURED BY THE DEPARTMENT, MUNICIPAL HEALTH COMMISSIONER OR DISTRICT HEALTH OFFICER UNDER THE PROVISIONS OF THIS TITLE SHALL BE CONFIDENTIAL EXCEPT:

(A) INSOFAR AS DISCLOSURE IS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS TITLE;

(B) WHEN USED IN THE AGGREGATE, WITHOUT PATIENT SPECIFIC IDENTIFYING INFORMATION, IN PROGRAMS APPROVED BY THE COMMISSIONER FOR THE IMPROVEMENT OF THE QUALITY OF MEDICAL CARE PROVIDED TO PERSONS WITH SEXUALLY TRANSMISSIBLE DISEASES; OR

(C) WHEN USED WITHIN THE STATE OR LOCAL HEALTH DEPARTMENT BY PUBLIC HEALTH DISEASE PROGRAMS TO ASSESS CO-MORBIDITY OR COMPLETENESS OF REPORTING AND TO DIRECT PROGRAM NEEDS, IN WHICH CASE PATIENT SPECIFIC IDENTIFYING INFORMATION SHALL NOT BE DISCLOSED OUTSIDE THE STATE OR LOCAL HEALTH DEPARTMENT.

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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