

6069

I N   S E N A T E

(PREFILED)

January 4, 2012

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Introduced by Sen. GALLIVAN -- 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 notification that all physician information on the department of health's website may not be all-inclusive or up-to-date

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

1     Section 1. Subdivision 15 of section 2995-a of the public health law,  
2     as added by chapter 542 of the laws of 2000, is amended to read as  
3     follows:  
4     15. (A) All physician data disseminated shall include the following  
5     [statement] STATEMENTS: "THE DATA COLLECTED BY THE DEPARTMENT IS ACCU-  
6     RATE TO THE BEST OF THE KNOWLEDGE OF THE DEPARTMENT, BASED ON THE INFOR-  
7     MATION SUPPLIED BY THE PHYSICIAN WHO IS THE SUBJECT OF THE DATA. WHILE  
8     THE DEPARTMENT UTILIZES A VARIETY OF SOURCES OF INFORMATION IN CHECKING  
9     THE ACCURACY OF THE DATA REPORTED, WE CANNOT BE SURE THAT ALL OF THE  
10    INFORMATION ON THIS WEBSITE IS RIGHT, COMPLETE, OR UP-TO-DATE, AND  
11    CANNOT BE RESPONSIBLE FOR ANY INFORMATION THAT IS WRONG OR HAS BEEN LEFT  
12    OUT. CONSUMERS ARE ENCOURAGED TO CONSULT OTHER SOURCES TO VERIFY OR  
13    OBTAIN ADDITIONAL INFORMATION ABOUT A PHYSICIAN, INCLUDING ACTIONS  
14    AGAINST A PHYSICIAN." THE COMMISSIONER SHALL ENSURE THAT THE FULL TEXT  
15    OF THE STATEMENTS APPEAR ON EACH WEB PAGE OF THE PHYSICIAN PROFILE IN A  
16    MANNER THAT DOES NOT REQUIRE THE USER OF THE SITE TO CLICK ON A SEPARATE  
17    LINK IN ORDER TO VIEW THE STATEMENTS.  
18    (B) THE DEPARTMENT SHALL PROVIDE ON THE PHYSICIAN PROFILES AN ACTIVE  
19    LINK TO THE WEBSITE MAINTAINED BY THE UNIFIED COURT SYSTEM CONTAINING  
20    INFORMATION ON ACTIVE AND DISPOSED CASES IN THE LOCAL AND STATE COURTS  
21    IN THE STATE.  
22    S 2. This act shall take effect on the sixtieth day after it shall  
23    have become a law.

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

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