

7758

2013-2014 Regular Sessions

I N   A S S E M B L Y

June 3, 2013

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

AN ACT to amend the public health law, in relation to authorizing hospice residences to care for up to 16 patients

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

1     Section 1. Subdivision 2-b of section 4002 of the public health law,  
2     as amended by chapter 154 of the laws of 2004, is amended to read as  
3     follows:  
4     2-b. "Hospice residence" means a hospice operated home which is resi-  
5     dential in character and physical structure and operated for the purpose  
6     of providing more than two hospice patients but not more than [eight]  
7     SIXTEEN hospice patients with hospice care, which may include dually  
8     certified hospice in-patient beds UP TO TWENTY-FIVE PERCENT OF THE  
9     HOSPICE RESIDENCE'S PATIENT CAPACITY.  
10    S 2.   Subdivision 1 of section 4014 of the public health law, as  
11    amended by chapter 410 of the laws of 2007, is amended to read as  
12    follows:  
13    1. The commissioner is hereby authorized to establish a hospice resi-  
14    dence pilot program. Such program, subject to the rules and regulations  
15    of the commissioner, shall authorize the operation of not more than ten  
16    hospice residences operated for the purpose of providing[, notwithstand-  
17    ing the provisions of subdivision two-b of section four thousand two of  
18    this article,] more than two hospice patients but not more than sixteen  
19    hospice patients with hospice care. The locations of the hospice resi-  
20    dence pilot program shall be geographically disbursed throughout the  
21    state and approved by the commissioner. To the extent that patients may  
22    access hospital or skilled nursing home care, the care plan for such  
23    patients shall provide for such care.  
24    S 3.   This act shall take effect immediately; provided, that the  
25    amendments to sections 4002 and 4014 of the public health law made by

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

LBD11129-03-3

1 sections one and two of this act shall apply to hospice residences  
2 established prior to the effective date of this act as well as those  
3 created thereafter.