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

8000--B

2013-2014 Regular Sessions

I N A S S E M B L Y

June 14, 2013

Introduced by M. of A. STEC, DUPREY, GOTTFRIED, MAGNARELLI -- read once and referred to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Health in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to establishing the Lake Placid part-time off-campus emergency department demonstration program; and providing for the repeal of such provisions upon expiration thereof

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-x to read as follows:

S 2805-X. LAKE PLACID PART-TIME OFF-CAMPUS EMERGENCY DEPARTMENT DEMONSTRATION PROGRAM. 1. NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, RULE OR REGULATION, THE COMMISSIONER SHALL AUTHORIZE ADIRONDACK MEDICAL CENTER TO OPERATE ITS CURRENT EMERGENCY DEPARTMENT AT THE ADIRONDACK MEDICAL CENTER IN THE TOWN OF NORTH ELBA, COUNTY OF ESSEX, AS A PART-TIME OFF-CAMPUS EMERGENCY DEPARTMENT DEMONSTRATION IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

2. SUCH OFF-CAMPUS EMERGENCY DEPARTMENT SHALL OPERATE AT LEAST TWELVE HOURS A DAY, EACH DAY OF THE YEAR.

3. SUCH EMERGENCY DEPARTMENT SHALL MEET THE REQUIREMENTS ESTABLISHED BY THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID SERVICES FOR A PROVIDER-BASED OFF-CAMPUS EMERGENCY DEPARTMENT AS WELL AS THOSE REQUIREMENTS ESTABLISHED BY THE COMMISSIONER FOR EMERGENCY SERVICES PROVIDED BY GENERAL HOSPITALS; PROVIDED HOWEVER, THE COMMISSIONER SHALL WAIVE THOSE REQUIREMENTS THAT CANNOT REASONABLY BE APPLIED TO AN OFF-CAMPUS PART-TIME EMERGENCY DEPARTMENT.

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

LBD11478-05-4

4. THE COMMISSIONER SHALL, WITHIN EIGHTEEN MONTHS OF THE EFFECTIVE DATE OF THIS SECTION, SUBMIT A REPORT TO THE GOVERNOR AND THE LEGISLATURE ON THE SERVICES PROVIDED BY THE PART-TIME OFF-CAMPUS EMERGENCY DEPARTMENT AUTHORIZED BY THIS SECTION, THE EFFECTIVENESS OF SUCH SERVICES IN PROVIDING CARE TO RESIDENTS OF AND VISITORS TO LAKE PLACID AND ITS SURROUNDING COMMUNITIES, AND THE APPLICABILITY OF SUCH A MODEL IN OTHER PARTS OF THE STATE.

S 2. This act shall take effect immediately and shall expire and be deemed repealed 5 years after such date.