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I N   S E N A T E

May 8, 2014

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Introduced by Sen. HANNON -- 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 ensuring ongoing quality assurance measures for emergency medical and trauma care and autopsy reports on deceased patients treated at hospitals

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

1     Section 1. Subdivision 4 of section 3066 of the public health law, as  
2     added by chapter 449 of the laws of 2005, is amended to read as follows:  
3     4. The department shall develop and periodically revise a comprehensive  
4     emergency medical and trauma care plan with the advice of the state  
5     emergency medical services council, the state emergency medical advisory  
6     committee and the state trauma advisory committee, incorporating injury  
7     control programs AND ONGOING QUALITY ASSURANCE MEASURES for all components  
8     of the trauma system involved in trauma care.  
9     S 2. The section heading of section 4210 of the public health law is  
10    amended and a new subdivision 2-a is added to read as follows:  
11    [Cadavers] DECEASED PERSONS; right to dissect.  
12    2-A. WHERE A PERSON DIES WHILE UNDER CARE OR TREATMENT AT A GENERAL  
13    HOSPITAL (AS DEFINED BY SUBDIVISION TEN OF SECTION TWENTY-EIGHT HUNDRED  
14    ONE OF THIS CHAPTER) OR WHILE RECOVERING FROM SUCH CARE OR TREATMENT,  
15    ANY AUTOPSY REPORT FOR SUCH PERSON SHALL BE MADE AVAILABLE, BY THE  
16    CORONER OR MEDICAL EXAMINER UNDER WHOSE JURISDICTION THE AUTOPSY WAS  
17    PERFORMED, IN A TIMELY MANNER, TO THE HOSPITAL, FOR THE PURPOSE OF ONGOING  
18    PERFORMANCE IMPROVEMENT OF SUCH HOSPITAL, INCLUDING FOR THE PURPOSES  
19    OF SECTIONS TWENTY-EIGHT HUNDRED FIVE-J AND TWENTY-EIGHT HUNDRED FIVE-K  
20    OF THIS CHAPTER. ALL SUCH REPORTS IN THE POSSESSION OF A HOSPITAL SHALL  
21    BE SUBJECT TO THE PROVISIONS OF SECTION TWENTY-EIGHT HUNDRED FIVE-M OF  
22    THIS CHAPTER.  
23    S 3. 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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