

S. 7904

A. 10159

S E N A T E - A S S E M B L Y

June 17, 2014

IN SENATE -- Introduced by Sen. HANNON -- (at request of the Governor)
-- read twice and ordered printed, and when printed to be committed to
the Committee on Rules

IN ASSEMBLY -- Introduced by COMMITTEE ON RULES -- (at request of M. of
A. McDonald) -- (at request of the Governor) -- read once and referred
to the Committee on Ways and Means

AN ACT to amend the mental hygiene law, in relation to the opioid
addiction treatment and hospital diversion 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 ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The mental hygiene law is amended by adding a new section
2 19.18 to read as follows:
3 S 19.18 OPIOID ADDICTION TREATMENT AND HOSPITAL DIVERSION DEMONSTRATION
4 PROGRAM.
5 1. THE COMMISSIONER, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH,
6 SHALL ESTABLISH A HEROIN AND OPIOID ADDICTION TREATMENT AND HOSPITAL
7 DIVERSION DEMONSTRATION PROGRAM. THIS PROGRAM SHALL PROVIDE A NEW MODEL
8 OF DETOXIFICATION AND TRANSITIONAL SERVICES FOR INDIVIDUALS SEEKING
9 TREATMENT FOR HEROIN AND OPIOID ADDICTION THAT UTILIZES SHORT-TERM,
10 RESIDENTIAL AND PEER-SUPPORTED SERVICES FOR OPIOID AND HEROIN ADDICTION
11 WITH A GOAL OF REDUCING RELIANCE ON EMERGENCY ROOM SERVICES WHILE
12 PROVIDING APPROPRIATE SUPPORTS TO PATIENTS AND FAMILIES. SUCH DEMON-
13 STRATION PROGRAM SHALL UTILIZE EXISTING BEDS IN MEDICALLY MONITORED
14 DETOXIFICATION PROGRAMS, TO THE EXTENT THAT BEDS ARE LOCATED, AND
15 SERVICES ARE MODIFIED, APPROPRIATELY, TO SERVE THOSE WITH HEROIN OR
16 OPIOID ADDICTIONS; AND SHALL PERMIT PARTICIPATION BY ALL PROGRAMS,
17 SERVICES, AND FACILITIES THAT ARE CERTIFIED OR LICENSED PURSUANT TO THIS
18 ARTICLE. INDIVIDUALS WHO RECEIVE DETOXIFICATION SERVICES PURSUANT TO
19 THIS DEMONSTRATION PROGRAM SHALL, UPON COMPLETION, BE REFERRED TO
20 SERVICES THAT ARE APPROPRIATE TO FACILITATE THEIR RECOVERY FROM HEROIN
21 AND OPIOID ADDICTION. THE COMMISSIONER SHALL ESTABLISH DEMONSTRATIONS
22 THROUGHOUT THE STATE.

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

LBD12114-01-4

1 2. NOT LATER THAN TWO YEARS AFTER THE EFFECTIVE DATE OF THIS SECTION,
2 THE COMMISSIONER SHALL PROVIDE THE GOVERNOR, THE TEMPORARY PRESIDENT OF
3 THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE CHAIR OF THE SENATE STAND-
4 ING COMMITTEE ON HEALTH AND THE CHAIR OF THE ASSEMBLY HEALTH COMMITTEE
5 WITH A WRITTEN EVALUATION OF THE DEMONSTRATION PROGRAM. SUCH EVALUATION
6 SHALL ADDRESS THE OVERALL EFFECTIVENESS OF THIS DEMONSTRATION PROGRAM AS
7 IT RELATES TO PATIENTS, THE SURROUNDING COMMUNITY, HEALTH CARE PROVIDERS
8 AND HEALTH CARE PAYORS, AND SHALL INCLUDE, BUT NOT BE LIMITED TO:
9 LOCATIONS AND UTILIZATION RATES OF THE DEMONSTRATION PROGRAM; THE
10 AMOUNTS OF GRANTS AWARDED PURSUANT TO THIS SECTION, AND THE PROGRAMS,
11 SERVICES, AND FACILITIES THAT RECEIVED SUCH GRANTS; THE EFFECTIVENESS OF
12 THE DEMONSTRATION PROGRAM IN PROVIDING ACCESS TO SERVICES; THE IMPACT OF
13 THESE SERVICES; THE ASSOCIATED COST SAVINGS; AND WHETHER CONTINUATION OR
14 EXPANSION OF THIS DEMONSTRATION PROGRAM OR SIMILAR MODELS ARE RECOM-
15 MENDED.

16 3. THE OPIOID ADDICTION TREATMENT AND HOSPITAL DIVERSION DEMONSTRATION
17 PROGRAM SHALL PROVIDE GRANTS, WITHIN APPROPRIATIONS THEREFOR, TO
18 PROGRAMS, SERVICES, AND FACILITIES THAT ARE CERTIFIED OR LICENSED PURSU-
19 ANT TO THIS ARTICLE. GRANTS MAY BE AWARDED BY THE OFFICE TO PROGRAMS,
20 SERVICES, AND FACILITIES FOR THE PURPOSE OF ESTABLISHING THE DEMON-
21 STRATION PROGRAM PURSUANT TO SUBDIVISION ONE OF THIS SECTION.

22 S 2. This act shall take effect immediately and shall expire and be
23 deemed repealed three years after such effective date.