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

S. 7129 A. 9435

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

April 30, 2014

IN SENATE -- Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Health

IN ASSEMBLY -- Introduced by M. of A. PEOPLES-STOKES -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to requiring hospitals and birth centers to request each maternity patient and father of a newborn view a video presentation on safe sleeping practices for newborns

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

Section 1. Section 2803-j of the public health law, as amended by chapter 62 of the laws of 1996, is amended by adding two new subdivisions 1-d and 7 to read as follows:

1-D. THE INFORMATIONAL LEAFLET SHALL ALSO INCLUDE AN EXPLANATION OF UNSAFE SLEEPING PRACTICES INCLUDING, BUT NOT LIMITED TO, THE DANGERS OF CO-SLEEPING WITH A NEWBORN, INFANT OR CHILD, THE POTENTIAL FATAL CONSEQUENCES FROM SUCH UNSAFE SLEEPING PRACTICES AND RECOMMENDED SAFE SLEEPING PRACTICES. THE LEAFLET SHALL INCLUDE STATISTICS CONCERNING THE NUMBER OF DEATHS OF INFANTS AND CHILDREN EACH YEAR SUSPECTED OR KNOWN TO BE CAUSED BY UNSAFE SLEEPING PRACTICES INCLUDING THE NUMBER OF DEATHS FROM CO-SLEEPING PRACTICES. THE COMMISSIONER SHALL CAUSE A SUFFICIENT NUMBER OF SUCH LEAFLETS TO BE PRODUCED TO ALLOW PARENTS OF NEWBORN CHILDREN TO TAKE A LEAFLET HOME WITH THEM. THE LEAFLET SHALL BE MADE AVAILABLE IN LANGUAGES BEST DESIGNED TO CONVEY THE INFORMATION TO THE PARENTS WHO RECEIVE MATERNITY RELATED SERVICES AT SUCH HOSPITAL OR BIRTHING CENTER.

7. EVERY HOSPITAL OR BIRTH CENTER SHALL REQUEST THAT EACH MATERNITY PATIENT AND FATHER OF A NEWBORN CHILD, IF AVAILABLE, VIEW A VIDEO PRESENTATION, APPROVED BY THE COMMISSIONER, ON UNSAFE SLEEPING PRACTICES INCLUDING, BUT NOT LIMITED TO, THE DANGERS OF CO-SLEEPING WITH A NEWBORN, INFANT OR CHILD, THE POTENTIAL FATAL CONSEQUENCES FROM SUCH UNSAFE SLEEPING PRACTICES AND RECOMMENDED SAFE SLEEPING PRACTICES. THE VIDEO SHALL INCLUDE STATISTICS CONCERNING THE NUMBER OF DEATHS OF

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

INFANTS AND CHILDREN EACH YEAR SUSPECTED OR KNOWN TO BE CAUSED BY UNSAFE SLEEPING PRACTICES INCLUDING THE NUMBER OF DEATHS FROM CO-SLEEPING PRACTICES. AFTER VIEWING SUCH A VIDEO PRESENTATION OR UPON REFUSAL TO VIEW SUCH A VIDEO PRESENTATION, THE HOSPITAL OR BIRTH CENTER SHALL REQUEST THAT SUCH PATIENT AND/OR FATHER SIGN A FORM STATING THAT THEY HAVE VIEWED OR REFUSED TO VIEW SUCH VIDEO PRESENTATION. ALL TRAINING MATERIALS AND FORMS REQUIRED TO IMPLEMENT THE PROVISIONS OF THIS SUBDIVISION SHALL BE PROVIDED BY THE COMMISSIONER. THE COMMISSIONER SHALL CAUSE A SUFFICIENT NUMBER OF SUCH VIDEOS TO BE PRODUCED TO ALLOW PARENTS OF NEWBORN CHILDREN TO TAKE A VIDEO HOME WITH THEM. THE FORMAT OF THE VIDEO SHALL BE DETERMINED BY THE COMMISSIONER BUT SHALL BE AVAILABLE IN THE MOST COMMONLY USED ELECTRONIC FORMAT IN USE FROM TIME TO TIME AND SHALL BE MADE AVAILABLE IN LANGUAGES BEST DESIGNED TO CONVEY THE INFORMATION TO THE PARENTS WHO RECEIVE MATERNITY RELATED SERVICES AT SUCH HOSPITAL OR BIRTHING CENTER.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.