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

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I N A S S E M B L Y

May 12, 2014

Introduced by M. of A. GOTTFRIED -- read once and referred 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:

Section 1. Subdivision 4 of section 3066 of the public health law, as added by chapter 449 of the laws of 2005, is amended to read as follows:

4. The department shall develop and periodically revise a comprehensive emergency medical and trauma care plan with the advice of the state emergency medical services council, the state emergency medical advisory committee and the state trauma advisory committee, incorporating injury control programs AND ONGOING QUALITY ASSURANCE MEASURES for all components of the trauma system involved in trauma care.

S 2. The section heading of section 4210 of the public health law is amended and a new subdivision 2-a is added to read as follows:

[Cadavers] DECEASED PERSONS; right to dissect.

2-A. WHERE A PERSON DIES WHILE UNDER CARE OR TREATMENT AT A GENERAL HOSPITAL (AS DEFINED BY SUBDIVISION TEN OF SECTION TWENTY-EIGHT HUNDRED ONE OF THIS CHAPTER) OR WHILE RECOVERING FROM SUCH CARE OR TREATMENT, ANY AUTOPSY REPORT FOR SUCH PERSON SHALL BE MADE AVAILABLE, BY THE CORONER OR MEDICAL EXAMINER UNDER WHOSE JURISDICTION THE AUTOPSY WAS PERFORMED, IN A TIMELY MANNER, TO THE HOSPITAL, FOR THE PURPOSE OF ONGOING PERFORMANCE IMPROVEMENT OF SUCH HOSPITAL, INCLUDING FOR THE PURPOSES OF SECTIONS TWENTY-EIGHT HUNDRED FIVE-J AND TWENTY-EIGHT HUNDRED FIVE-K OF THIS CHAPTER. ALL SUCH REPORTS IN THE POSSESSION OF A HOSPITAL SHALL BE SUBJECT TO THE PROVISIONS OF SECTION TWENTY-EIGHT HUNDRED FIVE-M OF THIS CHAPTER.

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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