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

5175

2013-2014 Regular Sessions

I N S E N A T E

May 13, 2013

Introduced by Sen. HOYLMAN -- 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 requiring pregnancy service centers to disclose certain information to clients

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 2503-a to read as follows:

S 2503-A. PREGNANCY SERVICE CENTER DISCLOSURES. 1. A PREGNANCY SERVICES CENTER SHALL DISCLOSE TO A CLIENT THE FOLLOWING INFORMATION:

(A) THAT THE DEPARTMENT AND THE DEPARTMENT OF MENTAL HYGIENE ENCOURAGE WOMEN WHO ARE OR WHO MAY BE PREGNANT TO CONSULT WITH A LICENSED MEDICAL PROVIDER;

(B) IF IT DOES OR DOES NOT HAVE A LICENSED MEDICAL PROVIDER ON STAFF WHO PROVIDES OR DIRECTLY SUPERVISES THE PROVISION OF ALL OF THE SERVICES AT SUCH PREGNANCY SERVICES CENTER;

(C) IF IT DOES OR DOES NOT PROVIDE OR PROVIDE REFERRALS FOR ABORTION;

(D) IF IT DOES OR DOES NOT PROVIDE OR PROVIDE REFERRALS FOR EMERGENCY CONTRACEPTION; AND

(E) IF IT DOES OR DOES NOT PROVIDE OR PROVIDE REFERRALS FOR PRENATAL CARE.

2. THE DISCLOSURES REQUIRED BY THIS SECTION MUST BE PROVIDED:

(A) IN WRITING, IN ENGLISH AND SPANISH IN A SIZE AND STYLE AS DETERMINED IN ACCORDANCE WITH RULES PROMULGATED BY THE COMMISSIONER ON: (I) AT LEAST ONE SIGN CONSPICUOUSLY POSTED IN THE ENTRANCE OF THE PREGNANCY SERVICES CENTER; (II) AT LEAST ONE ADDITIONAL SIGN POSTED IN ANY AREA WHERE CLIENTS WAIT TO RECEIVE SERVICES; AND (III) IN ANY ADVERTISEMENT PROMOTING THE SERVICES OF SUCH PREGNANCY SERVICES CENTER IN CLEAR AND PROMINENT LETTER TYPE AND IN A SIZE AND STYLE TO BE DETERMINED IN ACCORDANCE WITH RULES PROMULGATED BY THE COMMISSIONER; AND

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

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(B) ORALLY, WHETHER BY IN PERSON OR TELEPHONE COMMUNICATION, UPON A CLIENT OR PROSPECTIVE CLIENT REQUEST FOR ANY OF THE FOLLOWING SERVICES: (I) ABORTION; (II) EMERGENCY CONTRACEPTION; OR (III) PRENATAL CARE.

S 2. This act shall take effect immediately.