

5534

2013-2014 Regular Sessions

I N   S E N A T E

May 16, 2013

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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 authorizing hospice residences to care for up to 16 patients

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

1     Section 1. Subdivision 2-b of section 4002 of the public health law,  
2     as amended by chapter 154 of the laws of 2004, is amended to read as  
3     follows:  
4     2-b. "Hospice residence" means a hospice operated home which is resi-  
5     dential in character and physical structure and operated for the purpose  
6     of providing more than two hospice patients but not more than [eight]  
7     SIXTEEN hospice patients with hospice care, which may include UP TO FOUR  
8     dually certified hospice in-patient beds PER EACH SIXTEEN BED RESIDENCE.  
9     S 2.     Subdivision 1 of section 4014 of the public health law, as  
10     amended by chapter 410 of the laws of 2007, is amended to read as  
11     follows:  
12     1. The commissioner is hereby authorized to establish a hospice resi-  
13     dence pilot program. Such program, subject to the rules and regulations  
14     of the commissioner, shall authorize the operation of not more than ten  
15     hospice residences operated for the purpose of providing[, notwithstand-  
16     ing the provisions of subdivision two-b of section four thousand two of  
17     this article,] more than two hospice patients but not more than sixteen  
18     hospice patients with hospice care AS DEFINED BY SUBDIVISION TWO-B OF  
19     SECTION FOUR THOUSAND TWO OF THIS ARTICLE. The locations of the hospice  
20     residence pilot program shall be geographically disbursed throughout the  
21     state and approved by the commissioner. To the extent that patients may  
22     access hospital or skilled nursing home care, the care plan for such  
23     patients shall provide for such care.  
24     S 3.     This act shall take effect immediately; provided, that the  
25     amendments to sections 4002 and 4014 of the public health law made by  
26     sections one and two of this act shall apply to hospice residences  
27     established prior to the effective date of this act as well as those  
28     created thereafter.

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

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