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

7024

I N S E N A T E

April 16, 2014

Introduced by Sen. HANNON -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the executive law, in relation to dialysis center disaster preparedness plans

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

Section 1. Section 23-b of the executive law, as added by chapter 589 of the laws of 2008 and subdivision 4 as added by chapter 115 of the laws of 2010, is amended to read as follows:

S 23-b. Nursing home [and], assisted living facility, AND DIALYSIS CENTER plans. 1. After consultation with the commissioner of health, the director of the office for the aging, and the director of the state office of homeland security, the commission shall establish standards for nursing homes, adult homes, enriched housing programs [and], assisted living residences AND DIALYSIS CENTERS regarding disaster preparedness.

2. Each such facility shall be assisted in the establishment of a disaster preparedness plan. The plan shall include, but not be limited to, the following:

(a) Maintaining a supply of food, water and to the extent deemed necessary and feasible in the reasonable judgment of the operator of the facility, medication in reserve in the event that obtaining such items should become difficult or impossible.

(b) [In the reasonable judgment of the facility, having access to] REQUIRING a generator or generators sufficient to supply electrical power to the facility.

(c) Establishing an evacuation plan for residents OR PATIENTS including an alternative site suitable for temporary use.

(d) Establishing staffing plans during a disaster.

3. Such plans shall be made available to the county emergency management office.

4. Nothing in this section shall be deemed to modify or override any requirements in regulations duly promulgated by a state agency, or to

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

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limit any lawful authority of a state agency to promulgate regulations, with respect to disaster preparedness of such facilities, the contents of their disaster preparedness plans or the process for approval of those plans.

S 2. This act shall take effect immediately.