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

7652--A

2015-2016 Regular Sessions

I N A S S E M B L Y

May 21, 2015

Introduced by M. of A. SIMON, ARROYO, BLAKE, CLARK, COOK, MOSLEY, ORTIZ -- Multi-Sponsored by -- M. of A. DINOWITZ, RIVERA -- read once and referred to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to enacting the health care information management act

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 article 8-A to read as follows:

ARTICLE 8-A

HEALTH CARE

INFORMATION MANAGEMENT ACT

SECTION 820. SHORT TITLE.
821. COMPILATION OF DATA.
822. PRESENTATION OF DATA.
823. ANNUAL REPORT.

S 820. SHORT TITLE. THIS ACT SHALL BE KNOWN AND MAY BE CITED AS THE "HEALTH CARE INFORMATION MANAGEMENT ACT".

S 821. COMPILATION OF DATA. THE COMMISSIONER SHALL ESTABLISH RULES AND REGULATIONS REQUIRING EVERY PUBLIC AND PRIVATE HOSPITAL, AS DEFINED IN SUBDIVISION ONE OF SECTION TWENTY-EIGHT HUNDRED ONE OF THIS CHAPTER, IN CONJUNCTION WITH EMERGENCY AND OTHER MEDICAL SERVICES, TO COMPILE THE FOLLOWING AND SUBMIT SUCH DATA IN A FORM USEABLE FOR SUCH PURPOSES AND TALLIED BY CENSUS TRACT, ANNUALLY TO THE DEPARTMENT:

1. WITH REGARD TO EMERGENCY MEDICAL SERVICES: (A) THE LENGTH OF TIME BETWEEN EACH INDIVIDUAL'S CALL TO 911 AND SUCH INDIVIDUAL'S ARRIVAL AT THE EMERGENCY ROOM;

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

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(B) THE LENGTH OF TIME BETWEEN, BUT NOT LIMITED TO ARRIVAL AND ADMISSION AT SUCH HOSPITAL REGARDLESS OF METHOD OF ARRIVAL, WHICH MAY INCLUDE BUT NOT BE LIMITED TO WALK-INS AND ARRIVAL VIA AMBULANCE;

(C) THE NUMBER OF PATIENTS TREATED AND RELEASED WITHOUT ADMISSION TO SUCH HOSPITAL;

(D) THE TOTAL AMOUNT OF TIME BETWEEN AN INDIVIDUAL'S ADMISSION TO THE EMERGENCY ROOM AND OBTAINING A BED ON THE HOSPITAL FLOOR;

2. WITH REGARD TO OTHER MEDICAL SERVICES: (A) THE TOTAL WAIT TIME FOR ALL PATIENTS TO RECEIVE A BED AND/OR STRETCHER AFTER ARRIVAL AT SUCH HOSPITAL;

(B) THE TOTAL WAIT TIME FOR ALL PREGNANT WOMEN, PRE AND POST-PARTUM, TO RECEIVE A BED AND/OR STRETCHER AFTER ARRIVAL AT SUCH HOSPITAL;

(C) THE PERCENTAGE OF WOMEN ADMITTED, IN LABOR WITH NO PRE-PARTUM CARE;

(D) THE NUMBER OF BIRTHS;

(E) THE NUMBER OF FATALITIES DUE TO ASTHMA;

(F) THE NUMBER OF FATALITIES AS A RESULT OF PULMONARY DISEASES;

(G) THE NUMBER OF PATIENTS WITH ANY FORM OF CARDIAC DISEASE; AND

(H) ANY ADDITIONAL DATA THE COMMISSIONER DEEMS PERTINENT TO SUCH COMPILATION OF DATA.

S 822. PRESENTATION OF DATA. DATA FROM ALL INDIVIDUAL PATIENTS COMPILED UNDER SECTION EIGHT HUNDRED TWENTY-ONE OF THIS ARTICLE SHALL BE PLACED INTO ONE OF THE FOLLOWING CATEGORIES BASED ON EACH INDIVIDUAL'S CURRENT INSURANCE STATUS:

1. UNINSURED;

2. MEDICARE RECIPIENT:

(A) PART A;

(B) PART B;

(C) PART C; OR

(D) PART D;

3. MEDICAID RECIPIENT;

4. INSURED WITH AN EMPLOYER-DRIVEN INSURANCE PLAN; OR

5. INSURED WITH A METAL LEVEL OF:

(A) BRONZE;

(B) SILVER;

(C) GOLD; OR

(D) PLATINUM.

S 823. ANNUAL REPORT. ON OR BEFORE THE FIRST OF JANUARY, BEGINNING IN TWO THOUSAND SEVENTEEN AND EVERY YEAR THEREAFTER, THE COMMISSIONER SHALL SUBMIT TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE AND THE SPEAKER OF THE ASSEMBLY, A REPORT OF THE COMPILED DATA OUTLINED IN SECTION EIGHT HUNDRED TWENTY-ONE OF THIS ARTICLE.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized to be made on or before such effective date.