

8389--A

2015-2016 Regular Sessions

I N A S S E M B L Y

September 11, 2015

Introduced by M. of A. SANTABARBARA, ABINANTI, SEPULVEDA, McDONALD, COLTON, MOSLEY, MONTESANO, COOK, ORTIZ, TITONE, BENEDETTO, ROBINSON, BLAKE, DUPREY, RICHARDSON, STECK, SCHIMEL, STIRPE, ZEBROWSKI, GOLDFEDER, LENTOL, RUSSELL, LINARES, BARRETT, GUNTHER, RAMOS, SALADINO, PALMESANO, TITUS, WEPRIN, JAFFEE, WOERNER, MURRAY -- Multi-Sponsored by -- M. of A. ABBATE, CERETTO, ENGLEBRIGHT, GALEF, McDONOUGH, RAI, SIMON -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the mental hygiene law, in relation to providing for identification cards for individuals with autism spectrum disorder

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

- 1 Section 1. The mental hygiene law is amended by adding a new section
2 13.42 to read as follows:
3 S 13.42 AUTISM SPECTRUM DISORDER CARD.
4 (A) THE COMMISSIONER SHALL DEVELOP AN IDENTIFICATION CARD DENOTING
5 THAT A PERSON HAS BEEN MEDICALLY DIAGNOSED WITH AN AUTISM SPECTRUM
6 DISORDER. SUCH IDENTIFICATION CARD MAY BE PRESENTED TO LAW ENFORCEMENT,
7 FIREFIGHTERS AND EMERGENCY MEDICAL SERVICES PERSONNEL AS NECESSARY.
8 (B) UPON THE REQUEST OF A PERSON WITH AN AUTISM SPECTRUM DISORDER, OR
9 THE GUARDIAN OR CAREGIVER OF SUCH PERSON, THE OFFICE SHALL ISSUE SUCH
10 AUTISM SPECTRUM DISORDER CARD IN ACCORDANCE WITH ELIGIBILITY AND
11 DOCUMENTATION CRITERIA ESTABLISHED BY THE OFFICE FOR A FEE NOT TO EXCEED
12 FIVE DOLLARS.
13 (C) THE FRONT OF SUCH CARD SHALL INDICATE THAT IT HAS BEEN ISSUED BY
14 THE OFFICE PURSUANT TO THIS SECTION AND SHALL INCLUDE:
15 (1) THE CARD BEARER'S NAME;
16 (2) THE CARD BEARER'S ADDRESS;
17 (3) THE CARD BEARER'S DATE OF BIRTH; AND

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

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1 (4) THE FOLLOWING STATEMENT: "I HAVE AN AUTISM SPECTRUM DISORDER. I
2 MAY HAVE DIFFICULTY UNDERSTANDING AND FOLLOWING YOUR DIRECTIONS OR MAY
3 BECOME UNABLE TO RESPOND. I MAY BECOME PHYSICALLY AGITATED IF YOU PROMPT
4 ME VERBALLY OR TOUCH ME OR MOVE TOO CLOSE TO ME. AUTISM IS NOT AN EXCUSE
5 FOR ILLEGAL BEHAVIOR. I AM NOT INTENTIONALLY REFUSING TO COOPERATE. I
6 MAY NEED YOUR ASSISTANCE. PLEASE SEE THE BACK OF THIS CARD."

7 (D) THE BACK OF SUCH CARD SHALL INCLUDE:

8 (1) AT THE CARD BEARER'S DISCRETION, THE NAME AND PHONE NUMBER OF AN
9 INDIVIDUAL DESIGNATED BY SUCH CARD BEARER TO BE CONTACTED IN CASE OF
10 EMERGENCY; AND

11 (2) A DESIGNATED SPACE WHERE SUCH CARD BEARER MAY INCLUDE ANY ADDI-
12 TIONAL INFORMATION.

13 S 2. This act shall take effect immediately.