

8556

2015-2016 Regular Sessions

I N A S S E M B L Y

October 30, 2015

Introduced by M. of A. GOTTFRIED -- read once and referred to the
Committee on Health

AN ACT to amend the public health law, in relation to qualified group
practices

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

1 Section 1. The public health law is amended by adding a new section
2 2998-f to read as follows:
3 S 2998-F. QUALIFIED GROUP PRACTICE. 1. FOR THE PURPOSES OF THIS
4 SECTION, "QUALIFIED GROUP PRACTICE" MEANS A MEDICAL, DENTAL OR PODIATRIC
5 GROUP PRACTICE OR OTHER LAWFUL COMBINATION OF SUCH HEALTH CARE PRACTI-
6 TIONERS, LICENSED OR CERTIFIED PURSUANT TO TITLE EIGHT OF THE EDUCATION
7 LAW, THAT MEETS THE STANDARDS SET FORTH IN PARAGRAPHS (A) THROUGH (H) OF
8 SUBDIVISION ONE OF SECTION TWENTY-EIGHT HUNDRED FIVE-J OF THIS CHAPTER,
9 OTHER THAN THE GOVERNING BOARD REQUIREMENTS OF SUCH PARAGRAPH (A).
10 2. A QUALIFIED GROUP PRACTICE MAY OPERATE A MALPRACTICE PREVENTION
11 PROGRAM INDEPENDENTLY, OR THROUGH AN OTHERWISE LAWFUL COLLABORATIVE
12 ARRANGEMENT WITH A HOSPITAL OR ACCOUNTABLE CARE ORGANIZATION PROGRAM
13 OPERATED PURSUANT TO SECTION TWENTY-EIGHT HUNDRED FIVE-J OR TWENTY-NINE
14 HUNDRED NINETY-NINE-R OF THIS CHAPTER, IN WHICH CASE THE QUALIFIED GROUP
15 PRACTICE AND THE HOSPITAL OR ACCOUNTABLE CARE ORGANIZATION MAY SHARE
16 CONFIDENTIAL INFORMATION WITH EACH OTHER FOR PURPOSES OF SUCH PRACTICE
17 WITHOUT WAIVING CONFIDENTIALITY WITH RESPECT TO OTHERS.
18 3. A QUALIFIED GROUP PRACTICE SHALL BE DEEMED A HOSPITAL, AND ITS
19 MALPRACTICE PREVENTION PROGRAM SHALL BE DEEMED A MEDICAL, DENTAL AND
20 PODIATRIC MALPRACTICE PREVENTION PROGRAM, FOR THE PURPOSES OF SUBDIVI-
21 SION TWO OF SECTION TWENTY-EIGHT HUNDRED FIVE-J, SUBDIVISION FOUR OF
22 SECTION TWENTY-EIGHT HUNDRED FIVE-K AND SECTION TWENTY-EIGHT HUNDRED
23 FIVE-M OF THIS CHAPTER, AND SUBDIVISION THREE OF SECTION SIXTY-FIVE
24 HUNDRED TWENTY-SEVEN OF THE EDUCATION LAW. SUCH PROVISIONS OF LAW SHALL
25 APPLY TO ITS INFORMATION, RECORDS, DOCUMENTATION AND COMMITTEE ACTIONS,
26 AND TO PARTICIPANTS IN COMMITTEE PROCEEDINGS.
27 S 2. This act shall take effect immediately.

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

LBD13017-02-5