

STATE OF NEW YORK

7652--A

2015-2016 Regular Sessions

IN ASSEMBLY

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 commit-
tee

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 ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The public health law is amended by adding a new article
2 8-A to read as follows:

3 ARTICLE 8-A

4 HEALTH CARE

5 INFORMATION MANAGEMENT ACT

6 SECTION 820. SHORT TITLE.

7 821. COMPILATION OF DATA.

8 822. PRESENTATION OF DATA.

9 823. ANNUAL REPORT.

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

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

18 1. WITH REGARD TO EMERGENCY MEDICAL SERVICES: (A) THE LENGTH OF TIME
19 BETWEEN EACH INDIVIDUAL'S CALL TO 911 AND SUCH INDIVIDUAL'S ARRIVAL AT
20 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.