

STATE OF NEW YORK

S. 4822

A. 6326

2017-2018 Regular Sessions

SENATE - ASSEMBLY

March 2, 2017

IN SENATE -- Introduced by Sens. LAVALLE, DeFRANCISCO, GALLIVAN, LARKIN
-- read twice and ordered printed, and when printed to be committed to
the Committee on Health

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

AN ACT to amend the public health law, in relation to agreements to
provide county, city and town social services departments with access
to death certificates

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

Section 1. Subdivision 5 of section 4174 of the public health law, as
amended by chapter 170 of the laws of 1994, is amended to read as
follows:

5. (a) The United States social security administration or a county
commissioner of social services, city commissioner of social services,
town social services officer or city social services officer as defined
in subdivision fourteen of section two of the social services law may
obtain information from death certificates needed in the administration
of old-age and survivors insurance benefits laws and the administration
of assistance or care as referenced in section one hundred six of the
social services law, subject to the provisions of any contract entered
into pursuant to paragraph (b) of this subdivision.

(b) In addition, the commissioner or any person authorized by the
commissioner is authorized and directed to enter into [~~a contract~~]
contracts to furnish the federal secretary of health and human services,
a county commissioner of social services, city commissioner of social
services, town social services officer or city social services officer
as defined in subdivision fourteen of section two of the social services
law with information concerning individuals with respect to whom death
certificates have been officially filed with the commissioner. Such

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

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1 [~~contract~~] contracts shall not include any restriction on the use of
2 information obtained by such secretary, commissioners or officers pursu-
3 ant to such [~~contract~~] contracts, except that such [~~contract~~] contracts
4 may provide that such information is only to be used by the secretary
5 (or any other federal agency), commissioners or officers (or any other
6 county agencies or town offices) for purposes of ensuring that federal
7 benefits or other payments are not erroneously paid to deceased individ-
8 uals or to enable such commissioners or officers to perform their duties
9 pursuant to section one hundred six of the social services law.
10 § 2. This act shall take effect immediately.