

# STATE OF NEW YORK

10703

## IN ASSEMBLY

May 10, 2018

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

AN ACT to amend the public health law, in relation to authorizing a nursing home patient to install, operate and maintain an electronic monitoring device in his or her room

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

1 Section 1. Subdivision 3 of section 2803-c of the public health law is  
2 amended by adding a new paragraph q to read as follows:

3 q. Pursuant to regulations promulgated by the commissioner, every  
4 patient shall have the right, at his or her own expense, to install,  
5 operate and maintain an electronic monitoring device in his or her room.  
6 For the purposes of this section, the term "electronic monitoring  
7 device" shall mean a surveillance instrument with a fixed position video  
8 camera or an audio recording device, or a combination thereof, which is  
9 installed in a patient's room and broadcasts or records activity or  
10 sounds occurring in such room.

11 § 2. This act shall take effect on the ninetieth day after it shall  
12 have become a law; provided, however, that effective immediately, the  
13 addition, amendment and/or repeal of any rule or regulation necessary  
14 for the implementation of this act on its effective date are authorized  
15 and directed to be made and completed on or before such effective date.

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

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