STATE OF NEW YORK

5705

2017-2018 Regular Sessions

IN ASSEMBLY

February 14, 2017

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 decisions about routine medical treatment for hospice patients without a surrogate decision maker

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

Section 1. Paragraph (c) of subdivision 5-a of section 2994-g of the public health law, as added by chapter 107 of the laws of 2015, is amended to read as follows:

(c) The ethics review committee of the general hospital, residential health care facility or hospice, as applicable, including at least one physician who is not the patient's attending physician, or a court of competent jurisdiction, must review the decision and determine that it is consistent with such standards for surrogate decisions. **This requirement shall not apply to decisions about routine medical treatment. Such decisions shall be governed by subdivision three of this section.**

§ 2. This act shall take effect immediately.

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

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