

# STATE OF NEW YORK

8795--B

## IN SENATE

May 18, 2018

Introduced by Sen. SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to dialysis center disaster preparedness plans

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

1 Section 1. The executive law is amended by adding a new section 23-d  
2 to read as follows:

3 § 23-d. Facilities offering dialysis services. All facilities offering  
4 dialysis services shall have an alternate power source. For the purposes  
5 of this section "alternate power source" means electric generating  
6 equipment that is of a capacity that is capable of providing adequate  
7 electricity to operate all equipment necessary to provide individuals  
8 with dialysis services which can operate independent of the local elec-  
9 tric utility distribution system and provide electricity during a gener-  
10 al power outage or disaster emergency declared pursuant to section twen-  
11 ty-eight of this article. The provisions of this section shall not be  
12 construed to apply to a patient's home or other location. Whereby the  
13 primary purpose of that location is not to provide health care, includ-  
14 ing a training location that trains patients on dialysis therapies  
15 intended to be conducted primarily by one's self in their own home or  
16 other location.

17 § 2. This act shall take effect on the one hundred eightieth day after  
18 it shall have become a law.

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

LBD03447-06-8