STATE OF NEW YORK

1124

2019-2020 Regular Sessions

IN ASSEMBLY

January 14, 2019

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 430 of the laws of 2017, 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 or nurse practitioner who is not the patient's attending physician or attending nurse practitioner, 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.

LBD03525-01-9