STATE OF NEW YORK

30

2019-2020 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 9, 2019

Introduced by M. of A. CAHILL, JAFFEE, SEAWRIGHT, ZEBROWSKI, BARRON, RAIA, BLAKE, GLICK, ARROYO, BICHOTTE -- Multi-Sponsored by -- M. of A. COOK, DICKENS -- read once and referred to the Committee on Health

AN ACT in relation to requiring the commissioner of health to conduct a study relating to medical aid in dying

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

Section 1. (a) The commissioner of health is hereby authorized and directed to study the issues, implications, practices, licensure requirements and other topics related to medical aid in dying.

(b) The study shall include, but not be limited to, the following topics related to medical aid in dying: statutes currently in effect across the United States and elsewhere; program implementation; written and oral request processes; rescission of a patient's request; existing clinical criteria used by physicians to determine whether a patient is eligible; the specific type of physicians or medical professionals who are legally authorized to respond to a patient's inquiries or request for the end-of-life medication or assistance; the physicians' responsibilities and duties; the consulting physician's responsibilities and duties; the referral process to mental health professionals; the type of medical record documentation requirements; how physicians respond to a patient's inquiry; how physicians assess patients' decision making capabilities; the use of an interpreter in circumstances where one is requested, required or appropriate; procedures administered including the types and doses of prescription medications provided if any; information statistical and other regarding people who have used medical aid in dying; an appraisal of reported abuse, if any, of medical aid in dying; regular reporting requirements; issues involving health or life insurance coverage; an examination of current hospice services across

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

LBD00024-01-9

New York state; and any other topic or issue required to conduct this study.

(c) The commissioner of health shall submit a report including recommendations and findings based on this study to the governor, the temporary president of the senate, the speaker of the assembly and the chairs of the senate and assembly standing committees on health no later than December 31, 2020.

§ 2. This act shall take effect immediately.