

STATE OF NEW YORK

10850

IN ASSEMBLY

July 24, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Solages) --
read once and referred to the Committee on Health

AN ACT requiring New York state to develop and implement a plan for the
distribution of a COVID-19 medical countermeasure in a manner that
prioritizes those communities serving the most vulnerable residents of
the state

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

1 Section 1. (a) The New York State Department of Health, shall develop
2 and release to the public a plan for the equitable distribution of a
3 COVID-19 medical countermeasure to residents of the state.

4 (b) Such plan shall be released within sixty days following approval
5 of such a countermeasure by the United States Food and Drug Adminis-
6 tration.

7 (c) The plan shall be formulated and implemented in a manner that
8 prioritizes the distribution of the medical countermeasure to communi-
9 ties and facilities serving the New York residents deemed to be most
10 vulnerable to the immediate medical threat. The state shall identify
11 statewide and regional areas of greatest potential need during the
12 current COVID-19 pandemic. Factors to be taken into consideration shall
13 include, but not be limited to the following:

14 (i) rates of infection, severity of illness, hospital capacity, recov-
15 ery and mortality of patients in a community, with sensitivity to popu-
16 lation characteristics, including but not limited to, age, gender,
17 racial and/or ethnic background and income status of the members of the
18 community, to the extent that such factors instrumentally affect the
19 rates of infection, severity of illness, hospital capacity, recovery
20 and/or mortality during the current COVID-19 pandemic; and

21 (ii) the ability or inability of medical providers within a community
22 to purchase or otherwise obtain the medical countermeasure.

23 § 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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