

# STATE OF NEW YORK

2981

2019-2020 Regular Sessions

## IN ASSEMBLY

January 28, 2019

Introduced by M. of A. SIMON, ARROYO, MOSLEY, BLAKE, ORTIZ, COOK, D'URSO  
-- Multi-Sponsored by -- M. of A. DINOWITZ, RIVERA -- read once and  
referred to the Committee on Health

AN ACT to amend the public health law, in relation to enacting the  
health care information management act

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

1 Section 1. The public health law is amended by adding a new article  
2 8-A to read as follows:

3 ARTICLE 8-A

4 HEALTH CARE

5 INFORMATION MANAGEMENT ACT

6 Section 820. Short title.

7 821. Compilation of data.

8 822. Presentation of data.

9 823. Annual report.

10 § 820. Short title. This act shall be known and may be cited as the  
11 "health care information management act".

12 § 821. Compilation of data. The commissioner shall establish rules and  
13 regulations requiring every public and private hospital, as defined in  
14 subdivision one of section twenty-eight hundred one of this chapter, in  
15 conjunction with emergency and other medical services, to compile the  
16 following and submit such data in a form useable for such purposes and  
17 tallied by census tract, annually to the department:

18 1. With regard to emergency medical services: (a) The length of time  
19 between each individual's call to 911 and such individual's arrival at  
20 the emergency room;

21 (b) The length of time between, but not limited to arrival and admis-  
22 sion at such hospital regardless of method of arrival, which may include  
23 but not be limited to walk-ins and arrival via ambulance;

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

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1 (c) The number of patients treated and released without admission to  
2 such hospital;

3 (d) The total amount of time between an individual's admission to the  
4 emergency room and obtaining a bed on the hospital floor;

5 2. With regard to other medical services: (a) The total wait time for  
6 all patients to receive a bed and/or stretcher after arrival at such  
7 hospital;

8 (b) The total wait time for all pregnant women, pre and post-partum,  
9 to receive a bed and/or stretcher after arrival at such hospital;

10 (c) The percentage of women admitted, in labor with no pre-partum  
11 care;

12 (d) The number of births;

13 (e) The number of fatalities due to asthma;

14 (f) The number of fatalities as a result of pulmonary diseases;

15 (g) The number of patients with any form of cardiac disease; and

16 (h) Any additional data the commissioner deems pertinent to such  
17 compilation of data.

18 § 822. Presentation of data. Data from all individual patients  
19 compiled under section eight hundred twenty-one of this article shall be  
20 placed into one of the following categories based on each individual's  
21 current insurance status:

22 1. Uninsured;

23 2. Medicare recipient:

24 (a) Part A;

25 (b) Part B;

26 (c) Part C; or

27 (d) Part D;

28 3. Medicaid recipient;

29 4. Insured with an employer-driven insurance plan; or

30 5. Insured with a metal level of:

31 (a) Bronze;

32 (b) Silver;

33 (c) Gold; or

34 (d) Platinum.

35 § 823. Annual report. On or before the first of January, beginning in  
36 two thousand twenty-one and every year thereafter, the commissioner  
37 shall submit to the governor, the temporary president of the senate and  
38 the speaker of the assembly, a report of the compiled data outlined in  
39 section eight hundred twenty-one of this article.

40 § 2. This act shall take effect on the one hundred eightieth day after  
41 it shall have become a law; provided, however, that effective immediate-  
42 ly, the addition, amendment and/or repeal of any rule or regulation  
43 necessary for the implementation of this act on its effective date are  
44 authorized to be made on or before such effective date.