

STATE OF NEW YORK

10674

IN ASSEMBLY

August 12, 2022

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

AN ACT to amend the public health law and the mental hygiene law, in relation to requiring the departments of health and mental hygiene to create a pamphlet of mental health resources for those who have suffered a pregnancy loss

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

1 Section 1. Title 1 of article 29-D of the public health law is amended
2 by adding a new section 2997-ff to read as follows:

3 § 2997-ff. Provision of information related to mental health services
4 for those who have suffered a pregnancy loss. 1. The department, in
5 conjunction with the office of mental health, shall develop and distrib-
6 ute to health care practitioners a pamphlet of mental health resources
7 for patients who have suffered a pregnancy loss, including but not
8 limited to, a miscarriage, stillbirth or abortion.

9 2. Health care practitioners shall provide the pamphlet developed
10 pursuant to this section to patients during the first appointment
11 following such patient's pregnancy loss.

12 § 2. Section 2997-b of the public health law, as added by chapter 477
13 of the laws of 2008, is amended to read as follows:

14 § 2997-b. Pamphlet of department programs. The commissioner shall
15 develop and transmit to physicians in the state a pamphlet describing a
16 variety of department programs and initiatives, including but not limit-
17 ed to smoking cessation programs, public health insurance programs,
18 health and quality improvement information, the patient safety center,
19 mental health resources for patients who have suffered a pregnancy loss
20 and physician profiles. Each physician practicing in the state shall
21 make the pamphlet available in [~~his or her~~] such physician's practice
22 reception area so that it is accessible to patients.

23 § 3. The public health law is amended by adding a new section 267-a to
24 read as follows:

25 § 267-a. Sanitary napkins; pregnancy loss. Every health care practi-
26 tioner required to provide the pamphlet developed pursuant to section

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

LBD16108-04-2

1 twenty-nine hundred ninety-seven-ff of this chapter to a patient shall
2 provide to such patient an adequate supply of sanitary napkins to assist
3 with such patient's after care. For the purposes of this section,
4 "adequate supply" means an amount of sanitary napkins sufficient for use
5 by the patient for seven days following such patient's discharge.

6 § 4. The mental hygiene law is amended by adding a new section 7.49 to
7 read as follows:

8 § 7.49 Provision of information related to mental health services for
9 those who have suffered a pregnancy loss.

10 The office, in conjunction with the department of health, shall devel-
11 op a pamphlet of mental health resources for patients who have suffered
12 a pregnancy loss, including but not limited to, a miscarriage, still-
13 birth or abortion in accordance with sections twenty-nine hundred nine-
14 ty-seven-b and twenty-nine hundred ninety-seven-ff of the public health
15 law.

16 § 5. This act shall take effect on the one hundred eightieth day after
17 it shall have become a law. Effective immediately, the addition, amend-
18 ment and/or repeal of any rule or regulation necessary for the implemen-
19 tation of this act on its effective date are authorized to be made and
20 completed on or before such effective date.