STATE OF NEW YORK

8787

IN ASSEMBLY

January 12, 2022

Introduced by M. of A. WOERNER -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to requiring every general hospital and nursing home to comply with Medicare and Medicaid conditions of participation for antimicrobial stewardship programs in health care facilities, including training requirements regarding antimicrobial resistance and infection prevention and control

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

Section 1. Section 2803-z of the public health law, as added by a chapter of the laws of 2021, amending the public health law relating to antimicrobial resistance prevention and education, as proposed in legislative bills numbers S. 2191 and A. 5847, is amended to read as follows:

§ 2803-z. Antimicrobial resistance prevention and education. 1. Every general hospital and nursing home shall [~~establish and implement an antimicrobial stewardship program that meets or exceeds~~] **comply with and meet all applicable requirements of the** federal Medicare and Medicaid conditions of participation for antimicrobial stewardship programs in health care facilities**, including training requirements regarding antimicrobial resistance and infection prevention and control**. Additionally, such program shall incorporate an ongoing process to measure the impact of the program, including review, at least annually, of antimicrobial utilization data with development of response plans for high or increasing utilization.

2. [~~Every general hospital and nursing home shall establish and implement training regarding antimicrobial resistance and infection prevention and control, or ensure that such training has taken place, in addition to or within existing infection control training programs, for all individuals licensed or certified pursuant to title eight of the education law and who are required to complete coursework or training regarding infection control pursuant to section two hundred thirty-nine of this chapter or section sixty-five hundred five-b of the education law.~~]

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

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~~3.~~] The commissioner shall make such rules and regulations as may be necessary and proper to carry out the provisions of this section.

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2021, amending the public health law relating to antimicrobial resistance prevention and education, as proposed in legislative bills numbers S. 2191 and A. 5847, takes effect.