STATE OF NEW YORK

7437

2021-2022 Regular Sessions

IN SENATE

October 14, 2021

Introduced by Sen. SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public health law, in relation to requiring the department of health to post on its website certain data relating to personnel employed or affiliated with health care facilities

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

Section 1. The public health law is amended by adding a new section 206-c to read as follows:

§ 206-c. Special requirements with respect to hospital, nursing home and other healthcare facility staffing data. 1. For the purposes of this section, the following terms shall have the following meanings:

(a) "Covered entity" means:

(i) a "hospital" as defined in section twenty-eight hundred one of this chapter;

(ii) any agency established pursuant to article thirty-six of this chapter;

(iii) a "hospice" as defined in section four thousand two of this chapter; and

(iv) an adult care facility under the department's regulatory authority, pursuant to article seven of the social services law.

(b) "Personnel" means persons employed by or affiliated with a covered entity, whether paid or unpaid, including but not limited to employees, members of the medical and nursing staff, contract staff, students and volunteers, who engage in activities, that if such person was infected with COVID-19, he or she could potentially expose other covered personnel, patients or residents to such disease.

(c) "New York state surge and flex operations center" means the state operated center led by the department to monitor staffing operations and trends statewide, provide guidance to healthcare facilities and aid facilities with staffing shortages.

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

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2. The commissioner shall compile and post on the department's website in a conspicuous location and in a format capable of download in a spreadsheet format, the following data on a weekly basis:

(a) The total number of personnel who are employed by or affiliated with a covered entity in New York state;

(b) The total number of personnel who are no longer employed by or affiliated with a covered entity in New York state, and the reason for leaving such employment or affiliation;

(c) The total number of requested personnel from the New York state surge and flex operations center; and

(d) The total number of personnel employed or affiliated with a covered entity as a result of the New York state surge and flex operations center.

3. The data posted pursuant to subdivision two of this section shall be organized by county, date, personnel title and any license or certification held by such personnel and covered entity, and shall include data retroactive to August sixteenth, two thousand twenty-one.

§ 2. This act shall take effect immediately.