

STATE OF NEW YORK

4150--A

2021-2022 Regular Sessions

IN SENATE

February 2, 2021

Introduced by Sens. REICHLIN-MELNICK, MAYER, BIAGGI, BRISPORT, JACKSON, PALUMBO, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to requiring a physician who treats a minor patient with a medical condition to provide certain educational information to such patient's parents or guardians

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

Section 1. This act shall be known and may be cited as the "Shepherd Patterson law".

§ 2. The public health law is amended by adding a new section 2500-m to read as follows:

§ 2500-m. Minor patient with medical condition that may cause a disability. Every physician who treats a patient under the age of eighteen and diagnoses the patient with a medical condition that may create a disability for the patient as defined under section five hundred four of the federal rehabilitation act of nineteen hundred seventy-three shall provide oral and written information to such patient's parents, guardians or persons in a parental relationship, indicating that such minor may be entitled to a free and appropriate public education as defined under section five hundred four of the federal rehabilitation act of nineteen hundred seventy-three, as amended, which may include accommodations for the delivery of programs and services for eligible students with disabilities. Such written information shall be provided at the patient's medical appointment in which they are first diagnosed with a medical condition that may be defined as a disability and shall be used to inform the parent, guardian or person in a parental relationship of their right to request a section five hundred four designation and the benefits of sharing potentially life-saving emergency medical informa-

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

LBD03447-03-1

1 tion with school personnel. Such written information shall also state
2 that the parent, guardian, or person in a parental relationship with the
3 patient should contact their school to discuss possible accommodations
4 for the patient. The department shall develop such written information
5 required under this section for distribution by physicians.

6 § 3. This act shall take effect on the one hundred twentieth day after
7 it shall have become a law. Effective immediately, the addition, amend-
8 ment and/or repeal of any rule or regulation necessary for the implemen-
9 tation of this act on its effective date are authorized to be made and
10 completed on or before such effective date.