

# STATE OF NEW YORK

5789--A

2023-2024 Regular Sessions

## IN ASSEMBLY

March 23, 2023

Introduced by M. of A. WOERNER -- read once and referred 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 availability of ambulance services and advanced life support first response service to store and distribute blood and initiate and administer blood transfusions

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

1 Section 1. Section 3003-b of the public health law, as amended by  
2 chapter 61 of the laws of 2022, is amended to read as follows:

3 § 3003-b. Availability of ambulance service [~~that provides transporta-~~  
4 ~~tion by aircraft~~] and advanced life support first response service to  
5 store and distribute blood and initiate and administer blood trans-  
6 fusions. 1. An ambulance service or advanced life support first response  
7 service licensed under this article [~~that provides transportation by~~  
8 ~~aircraft~~] may store and distribute human blood and blood products at all  
9 their facilities and qualified medical and health personnel, as defined  
10 in this article, operating within an ambulance service or advanced life  
11 support first response service licensed under this article, may initiate  
12 and administer human blood and blood product transfusions while provid-  
13 ing [~~air transport~~] ambulance services or advanced life support care via  
14 an advanced life support mobile unit. As used in this section, "[~~air~~  
15 ~~transport~~] ambulance services" means emergency medical care and the  
16 transportation of sick or injured persons by motor vehicle or aircraft  
17 to, from or between general hospitals or other health care facilities.

18 2. Notwithstanding title five of article five of this chapter, any  
19 ambulance service or advanced life support first response service  
20 licensed under this article [~~that provides transportation by aircraft~~  
21 ~~and only for purposes of providing air transport services,~~] may store  
22 and distribute human blood and blood products in accordance with stand-

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

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1 ards for the storage of blood products of the United States Food and  
2 Drug Administration and any rules, regulations, guidance or minimum  
3 standards established pursuant to this section.

4 3. Prior to storing and distributing blood or allowing qualified  
5 medical and health personnel to initiate and administer blood trans-  
6 fusions under this section, the ambulance service or advanced life  
7 support first response service shall ensure that it is in compliance  
8 with the rules, regulations, guidance or minimum standards established  
9 pursuant to this section and other applicable emergency medical service  
10 requirements, and shall provide notification of intent to store and  
11 distribute blood or allow qualified medical and health personnel to  
12 initiate and administer blood transfusions as part of their [~~air trans-~~  
13 ~~port~~] ambulance services or advanced life support care at least sixty  
14 days prior to beginning such care.

15 4. The state emergency medical services council, with the approval of  
16 the commissioner, shall promulgate rules and regulations to effectuate  
17 the purposes of this section.

18 § 2. This act shall take effect on the ninetieth day after it shall  
19 have become a law.