STATE OF NEW YORK

8560

IN ASSEMBLY

January 9, 2024

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

AN ACT to amend the public health law, in relation to requiring health care professionals to ask patients if they have a disability that requires accommodation under The Americans with Disabilities Act

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 18-c to read as follows:

§ 18-c. Patient information forms. 1. Each health care professional licensed, registered or certified pursuant to title eight of the education law shall include on their patient intake forms the following questions:

(a) Does the patient have a disability that requires accommodation under The Americans with Disabilities Act?

(b) If so, what is the nature of the patient's disability?

(c) Is the patient requesting a reasonable accommodation, and, if so, what is the reasonable accommodation requested?

2. Nothing contained herein shall require a patient to answer the inquiries about a disability if they wish not to do so.

3. Each health care professional licensed, registered or certified pursuant to title eight of the education law shall notify the department of education that they have complied with the provisions of this section within six months after the effective date of this section. A health care professional entering into practice after the effective date of this section shall notify the department of education that they have complied with the provisions of this section within six months after the health care professional commences practice in this state. A group practice may provide such notice for all health care professionals in the group practice.

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

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

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