

STATE OF NEW YORK

2700

2023-2024 Regular Sessions

IN SENATE

January 24, 2023

Introduced by Sens. HARCKHAM, HINCHEY -- read twice and ordered printed,
and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to requiring hospitals to provide medically supervised detoxification services

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

Section 1. Paragraphs (b) and (c) of subdivision 2 of section 2803-u of the public health law, as added by section 1 of part C of chapter 70 of the laws of 2016, are amended and a new paragraph (d) is added to read as follows:

(b) establish and implement training, within existing or in addition to current training programs, for all individuals licensed or certified pursuant to title eight of the education law who provide direct patient care regarding the policies and procedures established pursuant to this section; ~~and~~

(c) except where an individual has come into the hospital under section 22.09 of the mental hygiene law, if the hospital does not directly provide substance use disorder services, then it shall refer individuals in need of substance use disorder services to and coordinate with substance use disorder services programs that provide behavioral health services, as defined in section 1.03 of the mental hygiene law~~[-]~~; and

(d) provide medically supervised detoxification services to all patients requiring such services; provided, that if the hospital is at ninety percent capacity or greater, such hospital shall connect the patient to an alternative facility within such patient's network to access such medically supervised detoxification services without any increased risk to the health or life of the patient.

§ 2. This act shall take effect on the thirtieth 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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