

# STATE OF NEW YORK

2661--A

2023-2024 Regular Sessions

## IN ASSEMBLY

January 26, 2023

Introduced by M. of A. HYNDMAN, McDONALD, AUBRY, SAYEGH, CUNNINGHAM, EPSTEIN, LUNSFORD, SLATER, WALKER -- read once and referred to the Committee on Health -- recommitted to the Committee on Health in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to establishing the "Syd O. Sotillo Sickle Cell Treatment Act"

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "Syd O. Sotillo Sickle Cell Treatment Act".

3 § 2. The public health law is amended by adding a new section 2807-bb  
4 to read as follows:

5 § 2807-bb. Sickle cell centers for excellence and outpatient treatment  
6 centers. 1. Centers for sickle cell care excellence. The commissioner  
7 shall designate five general hospitals or hospices under article forty  
8 of this chapter, upon successful application, as centers for sickle cell  
9 care excellence. The designations shall be made through an application  
10 designed by the department, and based on service, staffing and other  
11 criteria as developed by the commissioner. The centers of excellence  
12 shall provide specialized sickle cell disease care, treatment, pallia-  
13 tive care, education and related services and shall conduct specialized  
14 research into the care, treatment and management of sickle cell disease.  
15 Designation as a center for sickle cell care excellence shall not enti-  
16 tle a center to enhanced reimbursement, but may be utilized in outreach  
17 and other promotional activities. Each center for sickle cell care  
18 excellence shall affiliate and cooperate with major centers of higher  
19 learning, including medical colleges, and life science research insti-  
20 tutes in the state. The state university shall enter into appropriate  
21 legal agreements to enable this cooperation. Each center for sickle cell

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

LBD05963-03-4

1 care excellence shall receive two hundred thousand dollars per year from  
2 the department, from amounts appropriated for that purpose, to be used  
3 on sickle cell disease research.

4 2. Outpatient treatment centers. The commissioner shall designate ten  
5 hospitals, distributed based on sickle cell patient population concen-  
6 trations, as sickle cell outpatient treatment centers which shall  
7 provide patients treatment for sickle cell disease as an outpatient.  
8 Each sickle cell outpatient treatment center shall receive one hundred  
9 thousand dollars per year from the department, from amounts appropriated  
10 for that purpose, to be used to ensure the proper management and equip-  
11 ping of the centers to care for sickle cell patients.

12 § 3. Subdivision 8 of section 3331 of the public health law, as added  
13 by section 7-a of part D of chapter 57 of the laws of 2018, is amended  
14 to read as follows:

15 8. No opioids shall be prescribed to a patient initiating or being  
16 maintained on opioid treatment for pain which has lasted more than three  
17 months or past the time of normal tissue healing, unless the medical  
18 record contains a written treatment plan that follows generally accepted  
19 national professional or governmental guidelines. The requirements of  
20 this paragraph shall not apply in the case of patients who are being  
21 treated for cancer or sickle cell disease that is not in remission, who  
22 are in hospice or other end-of-life care, or whose pain is being treated  
23 as part of palliative care practices.

24 § 4. This act shall take effect immediately.