

STATE OF NEW YORK

6226

2023-2024 Regular Sessions

IN SENATE

April 4, 2023

Introduced by Sen. 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 availability of ambulance services 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~~] to store and distribute blood and initiate and admin-
5 ister blood transfusions. 1. An ambulance service licensed under this
6 article [~~that provides transportation by aircraft~~] may store and
7 distribute human blood and blood products at all their facilities and
8 qualified medical and health personnel, as defined in this article,
9 operating within an ambulance service licensed under this article, may
10 initiate and administer human blood and blood product transfusions while
11 providing [~~air transport~~] ambulance services. As used in this section,
12 "[~~air transport~~] ambulance services" means emergency medical care and
13 the transportation of sick or injured persons by motor vehicle or
14 aircraft to, from or between general hospitals or other health care
15 facilities.

16 2. Notwithstanding title five of article five of this chapter, any
17 ambulance service licensed under this article [~~that provides transporta-~~
18 ~~tion by aircraft and only for purposes of providing air transport~~
19 ~~services,~~] may store and distribute human blood and blood products in
20 accordance with standards for the storage of blood products of the
21 United States Food and Drug Administration and any rules, regulations,
22 guidance or minimum standards established pursuant to this section.

23 3. Prior to storing and distributing blood or allowing qualified
24 medical and health personnel to initiate and administer blood trans-

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

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1 fusions under this section, the ambulance service shall ensure that it
2 is in compliance with the rules, regulations, guidance or minimum stand-
3 ards established pursuant to this section and other applicable emergency
4 medical service requirements, and shall provide notification of intent
5 to store and distribute blood or allow qualified medical and health
6 personnel to initiate and administer blood transfusions as part of their
7 [~~air transport~~] ambulance services at least sixty days prior to begin-
8 ning such care.

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

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