

NEW YORK STATE ASSEMBLY • SHELDON SILVER, SPEAKER



2014 ANNUAL REPORT



Committee on
Health

Richard N. Gottfried, Chair



RICHARD N. GOTTFRIED
75TH ASSEMBLY DISTRICT

CHAIR
COMMITTEE ON HEALTH

NEW YORK STATE ASSEMBLY

822 LEGISLATIVE OFFICE BUILDING, ALBANY, NY 12248
TEL: 518-455-4941 FAX: 518-455-5939

250 BROADWAY, RM. 2232, NEW YORK, NY 10007
TEL: 212-312-1492 FAX: 212-312-1494

E-MAIL: GOTTFRR@ASSEMBLY.STATE.NY.US

COMMITTEES:
RULES
HEALTH
HIGHER EDUCATION
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CHAIR
MANHATTAN DELEGATION

December 15, 2014

Sheldon Silver
Speaker of the Assembly
Legislative Office Building, Room 932
Albany, New York 12248

Dear Speaker Silver:

I am pleased to submit the 2014 Annual Report of the Assembly Committee on Health. This year the Committee was successful in securing the passage of a host of measures to improve and ensure consistent, quality health care throughout New York State.

On behalf of myself and the other members of the Committee, I thank you for your leadership, support and encouragement throughout the Legislative Session.

Very truly yours,

A handwritten signature in black ink that reads "Richard N. Gottfried". The signature is written in a cursive, flowing style.

Richard N. Gottfried
Chair
Committee on Health



New York State Assembly

Committee on Health

2014 Annual Report

Richard N. Gottfried
Chair

Albany, New York

**NEW YORK STATE ASSEMBLY
SHELDON SILVER, SPEAKER
RICHARD N. GOTTFRIED, CHAIR
COMMITTEE ON HEALTH**

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Steven Cymbrowitz
Jeffrey Dinowitz
Sandra R. Galef
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Estibaliz Alonso, Senior Analyst
Michelle Newman, Analyst
Marisa Franchini, Associate Counsel
Terri Zaleski, Administrative Assistant

Table of Contents

<u>Section</u>	<u>Page Number</u>
1. Summary Sheet	3
2. Final Action on Committee on Health Bills in 2014	4
3. Public Hearings of 2014	19

2014 SUMMARY SHEET

SUMMARY OF ACTION ON ALL BILLS REFERRED TO THE COMMITTEE ON

HEALTH

<u>FINAL ACTION</u>	<u>ASSEMBLY BILLS</u>	<u>SENATE BILLS</u>	<u>TOTAL BILLS</u>
BILLS REPORTED WITH OR WITHOUT AMENDMENT			
TO FLOOR; NOT RETURNING TO COMMITTEE	17	0	17
TO FLOOR; RECOMMITTED AND DIED	0	0	0
TO WAYS AND MEANS	36	0	36
TO CODES	53	0	53
TO RULES	8	0	8
TO JUDICIARY	0	0	0
TOTAL	114	0	114
BILLS HAVING COMMITTEE REFERENCE CHANGED			
TO <u>CONSUMER AFFAIRS</u> COMMITTEE	1	0	1
TO _____ COMMITTEE			
TO _____ COMMITTEE			
TO _____ COMMITTEE			
TOTAL	1		1
SENATE BILLS SUBSTITUTED OR RECALLED			
SUBSTITUTED		5	5
RECALLED		0	0
TOTAL		5	5
BILLS DEFEATED IN COMMITTEE	3	0	3
BILLS HELD FOR CONSIDERATION WITH A ROLL-CALL VOTE	22	0	22
BILLS NEVER REPORTED, DIED IN COMMITTEE	316	36	352
BILLS HAVING ENACTING CLAUSES STRICKEN	14	0	14
MOTIONS TO DISCHARGE LOST	0	0	0
TOTAL BILLS IN COMMITTEE	470	41	511
TOTAL NUMBER OF COMMITTEE MEETINGS HELD	13		

SECTION II

Final Action on Committee on Health Bills in 2014

Important Note: The “Descriptions” in this section should not be relied on or used for any purpose other than to indicate generally the subject matter of the bill.

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.263 Rosenthal S.5304 Marcellino	Authorize the Department of Health to engage in or support research on the health effects of artificial night light.	Referred to Ways and Means
A.287-A Kavanagh S.827 Parker	Prohibit the display of human remains for commercial purposes without a permit from the Department of Health.	Passed Assembly
A.314 Dinowitz S.190 Squadron	Require the Commissioner of Health to establish a program for familial dysautonomia and Tay-Sachs disease screening and counseling, and allows the provision of grants for such program.	Held for Consideration in Ways and Means
A.329 Hawley	Require the Department of Health to establish a registry of medical facility personnel terminated for cause.	Held for Consideration in Health
A.366-B Dinowitz	Authorize health maintenance organization enrollees to continue to receive services from a provider who disaffiliates under certain circumstances.	Calendar 590
A.414-A Paulin S.1674-A Grisanti	Authorize a premium reduction for physicians and licensed midwives who complete a risk management strategies in obstetrics course.	Passed Assembly
A.431 Dinowitz S.7287 Espaillet	Require the Commissioner of Health to take action when areas of lead poisoning have been designated.	Passed Assembly
A.495-B Paulin S.5012-A Carlucci	Require owners of multiple dwelling properties to implement and distribute smoking policies.	Referred to Codes
A.525 Magnarelli	Establish mandatory reporting of alleged incidents of abuse, mistreatment or neglect of residents in adult care facilities.	Referred to Codes
A.535-A Abinanti S.2754-A Marchione	Require county health commissioners to notify certain individuals in the event of an emergency creating an imminent risk to public health and safety.	Passed Assembly
A.558-B Cusick S.1976-B Robach	Establish and fund a program to promote leukemia, lymphoma and myeloma research, education and treatment.	Passed Assembly

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.619 Rosenthal S.4922 Savino	Reduce from two to one the number of witnesses required to be present when a competent adult appoints a health care agent by health care proxy.	Referred to Rules
A.721 Rosenthal S.5638 Savino	Require hospitals, in cases of emergency, to inform a patient or health care agent as soon as reasonably possible if the hospital has a formally adopted policy based on religious beliefs or sincerely held moral convictions that may be contrary to the health care agent or patient's decision.	Calendar 400
A.746-A Rosenthal S.328-A Avella	Require a hospital discharging a visually impaired patient to offer to provide a large print version or an audio recording of the discharge plan, in addition to a written copy.	Chapter 92
A.829 Magnarelli S.2115 Ritchie	Require the establishment of the 21st Century Workgroup for Disease Elimination and Reduction within the Department of Health to review existing vaccines, the status of international research and development of vaccines, and to review the status of health threats which could be addressed by the development of vaccines.	Chapter 483
A.909-A Weprin S.2490-B Lanza	Enact the "Bill of Adoptee Rights" to clarify language and procedures for obtaining birth certificates and medical histories for adoptees.	Referred to Codes
A.918 Englebright S.7282 Espaillat	Prohibit child care, daycare and head start centers from being in proximity to hazardous or toxic environmental pollutants and require such centers to maintain proper heating, ventilation and air conditioning systems.	Passed Assembly
A.920 Englebright	Require hospitals to provide notice to employees and patients of environmental health and safety.	Calendar 669
A.941 Kellner	Award lifetime health insurance coverage through the Healthy NY program to individuals who donate kidneys as live donors.	Held for Consideration in Health
A.1039-A Jaffee	Require the Department of Health to inform the public of the potential health effects of consuming water that does not meet the state drinking water standards, including well water.	Referred to Codes
A.1071-C Rodriguez S.6142-A Golden	Provide Medicaid managed care beneficiaries access to services provided by academic podiatric centers.	Referred to Ways and Means

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.1400-A Gunther S.1881-A Bonacic	Require the Commissioner of Health to facilitate the development and establishment of comprehensive centers for the assessment of children diagnosed with autism spectrum disorders.	Referred to Ways and Means
A.1451-A Zebrowski	Add synthetic cannabinoids to Schedule I of the New York State Controlled Substance Schedule.	Passed Assembly
A.1538-A Cymbrowitz	Provide for corporate franchise and personal income tax check-offs for taxpayer gifts for colon cancer education and sets up the colon cancer education fund.	Passed Assembly
A.1633 Kolb	Establish a state autism advisory board	Held for Consideration in Health
A.1679 Cahill	Prohibit smoking within fifty feet of an entrance to a state office building and within fifty feet of the outside area of any office building used by state agencies.	Referred to Codes
A.1755 Englebright	Require the Department of Health to monitor lead levels in all candy sold or distributed in the state and in soft vinyl lunch boxes and bibs, and to conduct public information programs on the hazards of lead.	Held for Consideration in Ways and Means
A.1917-A Ortiz S.1791-A Espaillet	Require all general hospitals providing emergency services to post a statement of universal patient rights to emergency treatment, and prohibit pre-admission questioning of patient or family regarding insurance, credit, means of payment, or immigration status.	Calendar 401
A.1919-B Schimel	Authorize expedited partner therapy for the sexual partner or partners of an individual diagnosed with a sexually transmitted infection (STI), if the Centers for Disease Control and Prevention recommend use of such therapy for the diagnosed STI.	Passed Assembly
A.2114-A Markey	Require golf courses to make available at least one functional cardiac defibrillator and require employees of such facility be trained in its proper operation and use.	Calendar 404
A.2193-D Paulin S.1015-E Libous	Modify permitting and licensing standards for single purpose day camps by subjecting them to Department of Health oversight and requiring certain fees.	Held for Consideration in Ways and Means
A.2335-C Rodriguez S.7894 Carlucci	Require Medicaid Managed Care, Family Health Plus and Child Health Plus plans to use a qualified prescription drug system as part of their managed care benefit.	Referred to Ways and Means

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.2368-A Weinstein	Allow residents of adult care facilities, as a means of protecting their health, safety and welfare, to seek judicial relief, including the appointment of a temporary operator.	Calendar 56
A.2446 Robinson S.4068 Stewart-Cousins	Require the Department of Health to provide written notice to residents of all adult homes, enriched housing programs, residences for adults and assisted living programs where a temporary operator has been appointed.	Passed Assembly
A.2562 Lavine S.1583 Parker	Require hospitals to establish policies, procedures and training programs regarding domestic violence.	Passed Assembly
A.2574 Ortiz S.3199 Parker	Require the Commissioner of Health to establish means of educating proprietors and employees of public eating establishments about food allergens.	Passed Assembly
A.2673-A Gottfried	Require the development and adoption of a universal application form for participation in a health care provider network and for renewal of credentials to be used by managed health care plans.	Passed Assembly
A.2674 Gottfried	Simplify the process of designating an agent for disposition of remains.	Passed Assembly
A.2675-A Gottfried	Require a health care provider to disclose to a patient any occurrence of medical error during the course of treatment and prohibit health care providers from being liable for failure to disclose a presence of error if the health care provider reasonably believes that such disclosure has already been made by another health care provider.	Calendar 182
A.2687 Gottfried S.4495 Hoylman	Extend a nursing home patient's right to recover damages in any action to the patient's legal representative or estate.	Passed Assembly
A.2688 Gottfried S.6442 Rivera	Establish a clinical trial access and education fund to provide certain services to patients with life-threatening or disabling conditions or diseases, in order to facilitate access to or education on clinical trials of treatments for the patient's condition or disease.	Passed Assembly
A.2695-A Gottfried S.5893-A Rivera	Authorize residents of an adult home, enriched housing program or residence for adults to be informed about their condition, treatment and medications and to designate a resident and legal representative.	Passed Assembly

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.2697 Gottfried	Establish requirements relating to the safe handling of prescription drug samples by certain health care professionals; require maintenance of certain records and information regarding samples received and distributed, including expiration dates.	Calendar 414
A.2930 Wright	Require the Commissioner of Health to approve all reimbursement rate schedules for dental health services established or used by Medicaid managed care plans.	Referred to Ways and Means
A.3085 Graf	Provide reimbursement to municipalities at a rate of no less than 36% of funds expended for optional services under the General Public Health Work Program.	Held for Consideration in Health
A.3138 Gottfried S.2071 Hannon	Prohibit disclosure of testimony of a party to a health care quality assurance or peer review proceeding.	Referred to Codes
A.3204 Fitzpatrick S.5436 Hassell-Thompson	Create a public umbilical cord blood banking program within the Department of Health to promote public awareness of the potential benefits of public cord banking.	Held for Consideration in Health
A.3215 Fitzpatrick	Require notification of exposure to HIV infection to emergency personnel.	Held for Consideration in Health
A.3408 Fitzpatrick	Prohibit valuable consideration in exchange for human eggs for research purposes.	Held for Consideration in Health
A.3409 Fitzpatrick	Allow individuals, who may have been infected by AIDS during the course of a crime, to receive funds from the Crime Victims Compensation Board for HIV diagnostic testing.	Held for Consideration in Health
A.3595 Lupardo S.164 Squadron	Require the Department of Health to prescribe a maximum indoor air contaminant level for trichloroethylene (TCE), in order to minimize health risks associated with TCE exposure.	Calendar 405
A.3599 Lupardo S.6484 Latimer	Require the state, or state agencies that own, lease or operate a building to develop and maintain an indoor air quality plan.	Referred to Ways and Means
A.3703 Peoples-Stokes S.2070 Hannon	Require schools to distribute written information on meningococcal meningitis and the meningococcal meningitis vaccine to children entering the seventh grade or comparable age level special education program with an unassigned grade at school.	Referred to Codes

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.3781-C Gottfried	This bill would limit the definition of “eligible applicant” for managed long term care (MLTC) plan certification to not-for-profit organizations, with certain exceptions.	Calendar 678
A.3920 Pretlow	Require companies to send and receive a signed document from a customer stating that they are 18 years of age or older prior to shipping tobacco products purchased on the internet or otherwise.	Referred to Codes
A.3963-A Pretlow	Require the Commissioner of Health to ensure that the health care service needs of a community are not reduced or eliminated when facilities merge or relocate.	Calendar 600
A.4001 Cook S.2796 Ball	Authorize the Department of Health to implement a community food security, empowerment and economic development program.	Referred to Ways and Means
A.4045 Pretlow	Prohibit Child Health Insurance Plan approved organizations from denying or limiting the provision of covered health care services by a health care provider based on a provider’s decision not to participate in a commercial health care network maintained by such approved organization.	Passed Assembly
A.4057 Wright S.1233 Perkins	Establish a “Save Our Sight” program to support programs that provide education and vision services to children.	Referred to Ways and Means
A.4182 Englebright	Require licensed or certified health care practitioners acting within the lawful scope of their practice to report confirmed or suspected cases of pesticide poisoning.	Referred to Codes
A.4183 Englebright	Require the Department of Health to provide to hospitals periodic information regarding existing and known locations of environmental hazards and prohibit the approval of hospital construction applications unless certain safety conditions are met.	Held for Consideration in Ways and Means
A.4184 Englebright	Require the Commissioners of Health and General Services to promulgate standards for the procurement and use of environmentally sensitive commodities and services for hospitals.	Held for Consideration in Ways and Means
A.4465-A Galef S.3817 Hannon	Require the Department of Health to establish a website to advance women’s health initiatives.	Chapter 342
A.4466-A Gottfried	Provide certain prohibitions in contracts or agreements by health maintenance organizations.	Passed Assembly

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.4467 Gottfried S.1663 Grisanti	Require adult care facility direct-care staff to complete a training curriculum and pass a written and practical exam before being allowed to perform direct-care services without supervision.	Referred to Ways and Means
A.4468 Gottfried S.3190 Parker	Authorize the Commissioner of Health to create grants to be used to help pay for the costs of conducting local blood drives.	Passed Assembly
A.4469 Gottfried	Include health care facilities operated or supervised by the Department of Correctional Services or local correctional facilities within the definition of hospital.	Calendar 805
A.4525 Gottfried S.4817 Hoylman	Require every general hospital to have a community advisory board.	Passed Assembly
A.4571 Colton	Require Medicaid coverage for prescription footwear and inserts for individuals suffering consequences related to Poliomyelitis.	Referred to Ways and Means
A.4610 Russell S.3468 Griffo	Provide that no less than 2.5% of the total Health Workforce Retraining Program funds made available in any request for proposals be made available in any region.	Referred to Ways and Means
A.4611-B Schimminger S.2118-B Ranzenhofer	Authorize Continuing Care Retirement Communities (CCRCs) to offer home care services for their members.	Chapter 549
A.4706 Curran	Require parental notification prior to an abortion being performed on a minor.	Held for Consideration in Health
A.4729 Perry S.131 Sampson	Require hospital admission registration forms to include the name of the school attended by school-aged patients.	Held for Consideration in Health
A.4735-A Perry S.7846 Libous	Require operators of petting zoos and other public establishments featuring animals to maintain hand washing or hand cleansing facilities for patrons.	Chapter 358
A.4787 Perry	Prohibit pharmacy benefit managers, HMOs, insurers and health plans from offering incentives to health care providers to switch from one prescription drug to another.	Calendar 438
A.4841-C Paulin S.5288-C Carlucci	Prohibit the application of pesticides to any playground, turf, athletic or playing fields in children's overnight or summer day camps, except under certain circumstances.	Passed Assembly
A.4894 Goodell	Require that Medicaid optional services be consistent with private sector health insurance coverage levels, except for individuals under 21 or those receiving long term care services.	Held for Consideration in Health

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.4996 Gottfried S.6586 Rivera	Provide that a fair hearing for Medicaid enrollees may be requested simultaneously with reviews or appeals, and provide for continuity of care while reviews, appeals and fair hearings proceed.	Enacting Clause Stricken
A.5028 Englebright S.5031 Espallat	Provide additional requirements for the protection of farm workers from pesticide exposures.	Held for Consideration in Ways and Means
A.5042-A Goodell S.2617-A Young	Allow counties and New York City to keep one hundred percent of the local share of the proceeds of an award restitution or civil forfeiture received as the result of the prosecution of Medicaid fraud, or ten percent of the total recovery, whichever is greater.	Held for Consideration in Health
A.5099-A Paulin S.4803-A Ball	Authorize access to employee restrooms, even if the bathrooms are not normally open to the public for people with certain medical conditions or to people who need to use an ostomy device.	Referred to Codes
A.5124-B Paulin	Authorize the establishment of retail clinics and limited services clinics.	Referred to Codes
A.5147-A Gottfried S.7607 Espallat	Expand the requirement to report death and felony crimes to enriched housing programs.	Passed Assembly
A.5148-A Gottfried S.4253-A Montgomery	Eliminate the requirement that Medicaid managed care providers offer school based health service.	Passed Assembly
A.5168-A Gottfried S.1417-A Montgomery	Require enhanced assisted living residences to have a staff member onsite, who at a minimum must be a registered nurse (RN) in order to obtain or renew their operating certificate.	Calendar 806
A.5246-B Titone S.6662 Tkaczyk	Authorize the Department of Health to conduct an education and outreach campaign on postnatal donation of tissue and fluids.	Passed Assembly
A.5294-A Gunther S.2530-A Hannon	Establish the eating disorders awareness and prevention program in the Department of Health.	Chapter 360
A.5309-A Skoufis S.1207-A Carlucci	Provide for the removal of a health care agent if the agent is subject to an order of protection against the beneficiary or has been arrested or criminally charged with a criminal act that allegedly caused the beneficiary's incapacitation.	Chapter 93

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.5341-A Gottfried	Clarify the definition of operational authority over a hospital and require the Public Health and Health Planning Council to review any amendments to a hospital's mission statement to determine the impact on the availability of health care services.	Calendar 402
A.5350 Gottfried	Authorize the Commissioner of Health to review an application for an exemption of a brand name drug from the mandatory generic drug substitution law, provided that such application is submitted within 12 months prior to the expiration of the patent for the brand name drug.	Passed Assembly
A.5352 Gottfried	Establish a fiduciary relationship between pharmacy benefit managers and health plans or providers.	Passed Assembly
A.5389-A Gottfried S.2078-A Perkins	Establish the New York Health Plan.	Held for Consideration in Ways and Means
A.5441 Barclay S.5379 Ritchie	Define synthetic cannabinoid and include it in the controlled substance schedule.	Held for Consideration in Health
A.5476-D Cymbrowitz S.4926-C Hannon	Delay implementation of the requirement for adult care facilities supervised by the Department of Health to temporarily approve prospective employees while the results of a criminal history record check are pending.	Chapter 94
A.5573 Katz	Enact provisions to provide mandate relief to counties.	Held for Consideration in Health
A.5651 Englebright S.831 Parker	Require all hospitals to have pest management plans for pest control activities; requires the use of professional pesticide applicators, an annual evaluation of the implementation of the plan and notice of pesticide application.	Calendar 406
A.5692 Gottfried S. 3690 Hannon	Allow collective negotiations by health care providers with certain health care plans in geographic areas designated by the Commissioner of Health.	Held for Consideration in Ways and Means
A.5752 McKeivitt	Establish the New York State tobacco settlement cancer research and treatment program within the Department of Health and the Roswell Park Cancer Institute to fund cancer research and treatment.	Held for Consideration in Health
A.5869 Ortiz	Establish a state diabetes coordinator within the Department of Health.	Referred to Ways and Means

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.5886 Ortiz S.937 Rivera	Set nutrition standards for restaurants distributing incentive items with meals aimed at children.	Referred to Codes
A.5933-A Ortiz S.7590 Espailat	Establish a spina bifida education and outreach program within the Department of Health to raise awareness on the importance of encouraging all women in their child-bearing years to increase their folic acid intake in order to prevent its incidence.	Passed Assembly
A.6053-A Ortiz S.5611-A Hannon	Prohibit certain restaurants and food establishments from serving food containing artificial trans fat.	Referred to Rules
A.6347 Giglio	Require the Department of Health to pay one hundred percent of the non-federal share of payments for Medicaid services required to be provided by state law, but not required to be provided by federal law.	Held for Consideration in Health
A.6348 Fahy S.1141 Breslin	Authorize the Albany Common Council to establish the fee charged for certified copies of birth and death certificates.	Passed Assembly
A.6357-E Gottfried S.7923 Savino	Legalize the possession, use, delivery, transfer, transport or administration of marijuana by a certified patient or designated caregiver.	Chapter 90
A.6360-B Paulin S.4108-B Bonacic	Authorize children's overnight, summer day camps, and traveling summer day camps to employ certain professionals and practitioners to provide services at the camp.	Referred to Rules
A.6413 Katz	Authorize the Department of Health to acquire from the federal government the Franklin Delano Roosevelt campus of the Department of Veterans Affairs Hudson Valley health care system at Montrose.	Held for Consideration in Health
A.6426-B Cusick S.4970-B Lanza	Require health care plans and insurers to provide expedited review of applications of health care professionals who are joining a group practice.	Calendar 604
A.6498 Lavine S.5762 Hannon	Modify certain provisions related to health care professional applications and terminations with health plans.	Passed Assembly
A.6566 DiPietro	Require women to receive an ultrasound prior to an abortion being performed.	Held for Consideration in Health
A.6571 Gottfried S.3691-A Hannon	Require minimum staffing ratios for acute care facilities; require facilities to develop a staffing plan and to publicly disclose staffing requirements.	Referred to Ways and Means

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.6582-A Wright S.2215-A Carlucci	Require the Commissioner of Health to establish an education and outreach program for bone marrow and peripheral blood stem cell donation.	Referred to Codes
A.6676 Gottfried	Establish a streamlined process for certificate of need or construction for hospitals and diagnostic and treatment centers; modify provisions related to facility operators and approval of operating certificates.	Calendar 565
A.6863-B Rosenthal S.4921-B Savino	Require protection from exposure to radon and monitoring of radon levels.	Referred to Codes
A.6971 Barclay S.5401 Ritchie	Prohibit the production and sale of synthetic cannabinoid, synthetic cannabinoid analog and substituted cathinones.	Held for Consideration in Health
A.7436 Arroyo S.1426 Montgomery	Establish a Minority Coordinating Council on Asthmatic Affairs within the Department of Health.	Passed Assembly
A.7505 Gottfried S.7504 Espailat	Provide conforming definitions of palliative care throughout the Public Health Law.	Passed Assembly
A.7527-A McDonald S.7252 Carlucci	Require the Commissioner of Health to establish Medicaid reimbursement and billing procedures for complex rehabilitation technology products and services.	Referred to Ways and Means
A.7558-B Barrett S.7854 Hannon	Prohibit the investigation of any claim of medical professional misconduct based solely on treatment that is not universally accepted by the medical profession, including certain treatments for lyme and other tick borne diseases.	Chapter 532
A.7791-A Abinanti S.7262-A Hannon	Authorize schools to possess and administer epinephrine auto-injectors in the event of an emergency, pursuant to a collaborative agreement with an emergency health care provider.	Chapter 424
A.7838 Silver	Extend to all health care providers the charge limitation that currently prohibits non-participating physicians from charging Medicare beneficiaries more than a certain amount; and extend the charge limitation to medically necessary services in the event a beneficiary exhausts any capped benefit for healthcare services.	Passed Assembly
A.8002-A Goodell S.6745 Young	Authorize the City of Jamestown to set the fee for certifications or certified copies of birth and death records, up to amounts established by the Commissioner of Health.	Passed Assembly

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.8057-A Paulin S.6739-A Lanza	Require the Commissioner of Health to establish and post on the Department of Health's website a list of FDA certified generic drug products.	Held for Consideration in Ways and Means
A.8178-C Rosenthal S.7841-B Hannon	This bill would add electronic cigarettes to provisions prohibiting smoking in public places.	Referred to Codes
A.8244 Graf	Require the Commissioner of Health to create and maintain a list of toxins which members of the military may have come in contact with.	Held for Consideration in Health
A.8249-A Rosenthal S.6208-A Golden	Require schools to maintain epinephrine auto-injectors and to train personnel in their use.	Referred to Codes
A.8291 Rosenthal	Require home care workers to receive biennial cardiopulmonary resuscitation training and certification.	Referred to Rules
A.8316-B Gottfried	Provide for the payment by the state of the costs of an evaluation and early intervention services to eligible children.	Passed Assembly
A.8456 Rosenthal S.3072-A Golden	Create the lymphedema and lymphatic diseases research grants program.	Passed Assembly
A.8466-A Peoples-Stokes S.2777-B Parker	Create an education and outreach program within the Department of Health on lupus and a Lupus Advisory Council.	Passed Assembly
A.8497 Paulin S.6538 Lanza	Require the Commissioner of Health to conduct education and outreach programs on the physical, sexual and psychological consequences of undergoing FGM.	Passed Assembly
A.8637-B Dinowitz S.6477-B Hannon	Authorize the Commissioner of Health to establish standards for opioid antagonist prescribing, dispensing, distribution, possession and administration.	Calendar 618
A.8724-A Skoufis S.6561 Larkin	Require full review by the Public Health and Health Planning Council of hospital sponsored off-campus emergency departments that want to downgrade from full to part-time operation.	Passed Assembly
A.8917-A Schimel S.6762-A Flanagan	Exempts certain veterans in state veterans homes or adult day care at a state veterans' home from requirements to enroll in a Medicaid managed care plan or a Medicaid long term care plan.	Calendar 180

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.9021-D Davila S.7387-A Golden	Authorize certain eligible secured hospital borrowers to refinance outstanding mortgage loans financed with the proceeds of special hospital project bonds.	Chapter 445
A.9022 Montesano S.6848 Marcellino	Establish reasonable charges for electronic copies of medical records and patient information.	Held for Consideration in Health
A.9129 Russell S.7852 Young	Require coverage of telehealth services by insurers and Medicaid.	Chapter 550
A.9203-A Ortiz S.2052-A Latimer	Allow individuals between fifteen and seventeen years of age to consent to organ donation.	Referred to Codes
A.9264-A Rosenthal S.7025-A Hannon	Establish a contract appeals process for pharmacy benefit managers.	Referred to Ways and Means
A.9265 Barclay	Require development and implementation of a residency program initiative to service medically underserved areas.	Held for Consideration in Health
A.9299-D Rosenthal S.7027-C Hannon	Prohibit the sale of liquid nicotine to minors and require containers of liquid nicotine to be child resistant.	Chapter 542
A.9398 Gottfried S.7121 Hannon	Require the Commissioner of Health to make regulations relating to the establishment, construction, and operation of midwifery birth centers.	Passed Assembly
A.9403 Cusick S.7000 DeFrancisco	Establish a New York state physical fitness and activity education campaign.	Vetoed Memo 520
A.9421-A Morelle S.7800 Rules	Authorize the allocation of an additional \$110 million to the Rochester region in professional education funding to be funded through an increase in covered lives assessment.	Vetoed Memo 574
A.9428-C Millman S.7549-A Savino	Establish notification requirements prior to the closure of for profit assisted living facilities.	Passed Assembly
A.9548 Gunther S.7152 Hannon	Repeal duplicative provisions in Public Health Law related to orders not to resuscitate for residents of mental health facilities.	Referred to Rules
A.9561-A Paulin S.7253-A Hannon	Add registered nurses and pharmacists authorized to administer immunizations to the Statewide Immunization Information System (SIIS); and require reporting of administered immunizations to the SIIS.	Chapter 420

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.9566-B Rosenthal S.7154-A Hannon	Authorize health care agents to make decisions about life sustaining treatment, including artificial nutrition and hydration, based on a person's wishes, if known, or otherwise based on a person's best interests.	Referred to Rules
A.9610-B Gottfried S.7234-B Krueger	Define maternal depression and maternal health care provider and require the Commissioner of Health, in consultation with the Commissioner of Mental Health, to make certain information on maternal depression available to maternal health care providers.	Chapter 199
A.9611 Gottfried S.7271 Hannon	Require the Department of Health to review quality control measures with the advice of the State Emergency Medical Services Council, State Emergency Medical Advisory Committee and the State Trauma Advisory Committee; and require autopsy reports for persons, who die while under care or treatment at a general hospital or while recovering from care or treatment, to be made available to the hospital in a timely manner.	Chapter 348
A.9647-A Clark S.7151-A Hannon	Make several technical and other changes to the Family Health Care Decisions Act and Non-Hospital Orders Not to Resuscitate provisions in Public Health Law.	Referred to Rules
A.9648 Gottfried S.7156-A Hannon	Restore medical futility as the basis for a Do Not Resuscitate orders when there is a determination made that resuscitation would be unsuccessful or that the patient will experience repeated arrest in a short time period before death occurs.	Referred to Rules
A.9651-A Benedetto S.7004-A Young	Require the Commissioner of Health to produce a report on the best practices for the management and treatment of mild traumatic brain injuries, including concussions, in children and adolescents.	Chapter 312
A.9670-A Pretlow S.7155-A Hannon	Clarify that provisions relating to disputes between a surrogate and a hospital or health care provider do not apply when the hospital or health care provider is carrying out a patient's prior decision that meets standards set forth in the Family Health Care Decisions Act.	Referred to Codes
A.9671 Pretlow S.7153 Hannon	Require concurring determination only for life-sustaining treatment decisions for patients in hospitals, nursing homes, and hospice, even if the determination is based on a patient's mental illness or developmental disability.	Referred to Codes
A.9701 Peoples-Stokes	Require maternity patients to be informed on unsafe sleeping practices for newborns and infants.	Passed Assembly

<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
A.9709 Gottfried S.7150-A Hannon	Authorize an attending physician to make decisions regarding hospice for an eligible adult who lacks decision-making capacity and does not have a surrogate, in consultation with staff providing direct care to such individual, and with a concurring recommendation.	Referred to Rules
A.9765 McDonald S.7369 Hannon	Require the Commissioner of Health and the Superintendent of Financial Services to develop a standard prior authorization request form to be used by all health care plans for utilization review determinations for coverage of prescription drug benefits.	Calendar 220
A.9801 Gottfried S.7592 Hannon	Add representatives from the home care industry to the state Health Information Technology Infrastructure workgroup.	Chapter 132
A.9852-A Cahill S.6515-A Little	Remove the requirement that a municipality or fire district apply to their regional emergency medical services council for permanent operating authority at the conclusion of their initial two-year authorization period.	Referred to Rules
A.9950-A Rules (Gottfried) S.7747-B Little	Authorize the preparation, sale, service, distribution, or consumption of food or non-alcoholic beverages in funeral establishments during certain events.	Calendar 337
A.9966 Rules (Gottfried) S.7601-B Hannon	Add individual representatives of home care and social work to the New York State Palliative Care and Education Council.	Chapter 318
A.10012 Rules (Cymbrowitz)	Establish a heroin abuse and prescription pain medication misuse and abuse awareness campaign.	Calendar 237
A.10017 Rules (Dinowitz)	Require any opioid antagonists distributed through the opioid overdose prevention program to contain an informational card or sheet.	Calendar 239
A.10018 Rules (Peoples-Stokes) S.7774 Hannon	Extend for three years the authority for the operation of a portable x-ray demonstration program for certain Medicaid recipients.	Chapter 79
A.10046 Rules (Pichardo) S.7560 Rivera	Prohibit smoking within one hundred feet of the entrances, exits or outdoor areas of any after-school programs while such programs are operational.	Referred to Codes

SECTION III

Public Hearings of 2014

Subject: The Department of Environmental Conservation's proposed high volume hydraulic fracturing regulations
Joint with Environmental Conservation Committee and the Administrative Regulations Review Commission
Date/Place: January 10 – Albany

Subject: Legislation to Allow Adoptees to Access their Original Birth Certificate
Date/Place: January 31 – New York City

Subject: Impacts of Radon from Natural Gas on Indoor Air Quality
Joint with the Environmental Conservation, Corporations, Authorities and Commissions, and Energy Committees and the Legislative Commission on Science and Technology
Date/Place: May 9 – New York City

Subject: Effectiveness of New York's Laws Regarding Pesticide Sales and Use Reporting
Joint with Environmental Conservation Committee
Date/Place: June 6 – New York City

Subject: The New York Health Plan
Date/Place: December 4 – Syracuse
December 8 – Rochester
December 10 – Buffalo
December 16 – New York City
December 17 – Mineola, Long Island

Round Tables of 2014

Subject: A Comprehensive Approach to the Opiate and Heroin Crisis
Joint with the Codes and Alcoholism and Drug Abuse Committees
Date/Place: May 12 – Albany
June 5 – New York City

Subject: Health Care Coverage for Substance Abuse Treatment
Joint with the Alcoholism and Drug Abuse and Insurance Committees
Date/Place: June 9 – Albany