

4616

2011-2012 Regular Sessions

I N A S S E M B L Y

February 4, 2011

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

AN ACT to amend the public health law, in relation to requiring
assisted
living residences to have an automated external defibrillator on
the
premises

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND
ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. Section 4656 of the public health law, as added by
chapter
2 2 of the laws of 2004, is amended by adding a new subdivision 9 to
read
3 as follows:
4 9. EVERY ASSISTED LIVING RESIDENCE LICENSED UNDER THIS ARTICLE
SHALL
5 HAVE ON THE PREMISES AT LEAST ONE AUTOMATED EXTERNAL
DEFIBRILLATOR
6 (AED), AS DEFINED IN PARAGRAPH (A) OF SUBDIVISION ONE OF SECTION
THREE
7 THOUSAND-B OF THIS CHAPTER. SUCH RESIDENCE AND THE STAFF THEREOF
SHALL
8 BE SUBJECT TO THE REQUIREMENTS, PROTECTIONS AND LIMITATIONS OF
SECTION
9 THREE THOUSAND-B OF THIS CHAPTER. EACH ASSISTED LIVING RESIDENCE
SHALL
10 HAVE IN ATTENDANCE AT ALL TIMES AT LEAST ONE INDIVIDUAL
PERFORMING
11 EMPLOYMENT OR INDIVIDUAL ACTING AS AN AUTHORIZED VOLUNTEER WHO
IS
12 TRAINED PURSUANT TO PARAGRAPH (A) OF SUBDIVISION THREE OF SECTION
THREE
13 THOUSAND-B OF THIS CHAPTER IN THE USE OF AN AUTOMATED EXTERNAL
DEFIBRIL-
14 LATOR. THE COMMISSIONER SHALL PROMULGATE REGULATIONS TO DETERMINE
THE
15 QUANTITY AND TYPE DEEMED TO BE ADEQUATE TO ENSURE READY AND
APPROPRIATE

16 ACCESS FOR USE DURING EMERGENCIES TAKING INTO ACCOUNT THE SIZE AND
OCCU-
17 PANCY OF EACH ASSISTED LIVING RESIDENCE AND ANY OTHER MATTER
DEEMED
18 NECESSARY BY THE COMMISSIONER TO EFFECTUATE THE DUTY PRESCRIBED BY
THIS
19 SUBDIVISION. SUCH REGULATIONS SHALL ALSO PROVIDE FOR A PHASE-IN
SCHEDULE
20 OF THE DUTY CREATED BY THIS SUBDIVISION.
21 S 2. This act shall take effect on the one hundred eightieth day
after
22 it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in
brackets

[] is old law to be omitted.

LBD08841-

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