

S 3185 SKOUFIS Same as [A 5848](#) Wallace
 ON FILE: 01/28/21 Public Health Law
 TITLE....Provides information on where a list of violations
 and other actions taken against the facility can be found
 01/28/21 REFERRED TO HEALTH
 02/09/21 1ST REPORT CAL.357
 02/10/21 2ND REPORT CAL.
 02/22/21 COMMITTED TO RULES
 02/22/21 ORDERED TO THIRD READING CAL.357
 02/22/21 PASSED SENATE
 02/22/21 DELIVERED TO ASSEMBLY
 02/22/21 referred to health
 03/03/21 substituted for a5848
 03/03/21 ordered to third reading rules cal.32
 03/03/21 passed assembly
 03/03/21 returned to senate
 07/21/21 DELIVERED TO GOVERNOR
 08/02/21 SIGNED CHAP.344

A5848 Wallace Same as [S 3185](#) SKOUFIS
 Public Health Law
 TITLE....Provides information on where a list of violations
 and other actions taken against the facility can be found
 02/26/21 referred to health
 03/01/21 reported referred to rules
 03/01/21 reported
 03/02/21 rules report cal.32
 03/02/21 ordered to third reading rules cal.32
 03/03/21 substituted by s3185
S03185 SKOUFIS
 01/28/21 REFERRED TO HEALTH
 02/09/21 1ST REPORT CAL.357
 02/10/21 2ND REPORT CAL.
 02/22/21 COMMITTED TO RULES
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LAWS OF NEW YORK, 2021

CHAPTER 344

AN ACT to amend the public health law, in relation to providing information on where a list of violations and other actions taken against the facility can be found

Became a law August 2, 2021, with the approval of the Governor.

Passed by a majority vote, three-fifths being present.

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

Section 1. Section 2803 of the public health law is amended by adding a new subdivision 13 to read as follows:

13. The commissioner shall require each residential health care facility to provide residents and their families with a separate document, as part of an intake application, in no less than twelve-point font, that includes information on how a potential resident and their family members can look up complaints, citations, inspections, enforcement actions, and penalties taken against the facility including the web address for the New York state nursing home profiles website that is maintained by the department and the nursing home compare website maintained by the United States department of health and human services, if applicable.

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

The Legislature of the STATE OF NEW YORK ss:

Pursuant to the authority vested in us by section 70-b of the Public Officers Law, we hereby jointly certify that this slip copy of this session law was printed under our direction and, in accordance with such section, is entitled to be read into evidence.

ANDREA STEWART-COUSINS
Temporary President of the Senate

CARL E. HEASTIE
Speaker of the Assembly

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

**NEW YORK STATE SENATE
INTRODUCER'S MEMORANDUM IN SUPPORT
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER: S3185

SPONSOR: SKOUFIS

TITLE OF BILL:

An act to amend the public health law, in relation to providing information on where a list of violations and other actions taken against the facility can be found

PURPOSE:

Requires residential health care facilities to provide residents and their families with a separate document, as part of an intake application, that includes information on how complaints, citations, inspections, enforcement actions, and penalties taken against the facility can be found.

SUMMARY OF PROVISIONS:

Section 1: Amends section 2803 of the public health law to add subdivision 13, mandating the commissioner to require residential health care facilities to provide residents and their families with a separate document, as part of an intake application, advising, in no less than twelve-point font, where online the potential resident and their family can locate a list of any violations of the facility has received by the department of health including the web address for the New York state nursing home profiles website and the nursing home compare website maintained by the U.S. Department of Health and Human Services, if applicable.

Section 2: Effective date

JUSTIFICATION:

In August of 2020, the New York State Senate held two public hearings to discuss the impact of COVID-19 on residential health care facilities, in which several constituents testified to inadequate measures taken by residential health care facilities to keep residents safe and their families aware of the health and wellbeing of those residing in the facilities.

Testimony at the hearings revealed that many residents and their family members are unaware that the Department of Health maintains information on compliance of residential health care facilities. This legislation directs the Commissioner of Health to require residential health care facilities to provide residents and their families with a separate document, as part of an intake application, advising where online to locate a list of any violations the facility has received by the Department of Health as well as the nursing home compare website maintained by the United States Department of Health and Human Services.

LEGISLATIVE HISTORY:

New bill.

FISCAL IMPLICATIONS:

None to the state.

EFFECTIVE DATE:

This act shall take effect on the sixtieth day after it shall have become law.