



New York State
Academy of Nutrition and Dietetics

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NEW NYS Statute – Effective December 6, 2020

Plant-based food options

Bill A-4072 and S-1471

Bill Summary:

Upon request by a patient/resident or the patient's/resident's lawful representative in a hospital or nursing home the community shall offer the patient/resident a plant-based food option as an alternative to **every** meal or snack offered. All the hospital and nursing home written material describing food offerings shall include the availability of a plant-based food option. The option shall be offered at no additional cost to the patient/resident.

Compliance will be assessed upon full or complaint surveys.

Definition:

A **plant-based food** option means a food or beverage that is free of animal products and that has nutritional value comparable to the non-plant-based food option that it replaces.

Animal food product means meat, poultry, seafood, dairy, eggs, honey and derivative thereof.

Exemption:

This does not apply to nutritional support products including, but not limited to infant formulas, nutritional modular, oral nutritional supplements, enteral nutrition formulas and parenteral or intravenous nutrition, prescribed or ordered by a health care professional. *However*, the healthcare professional shall consider and advise the patient/resident whether a medically suitable plant-based option is reasonably available.

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