



New York State Senate Standing Committee on **Health** **Senator Gustavo Rivera**

Chair



Senator Andrea Stewart-Cousins
President Pro Tempore
NYS Senate Majority Leader

SENATOR
GUSTAVO RIVERA
33RD DISTRICT

NEW YORK
STATE
SENATE
ALBANY, NEW YORK 12247



CHAIRMAN, MAJORITY MEMBER
HEALTH
COMMITTEES:
ALCOHOLISM AND SUBSTANCE ABUSE
CRIME VICTIMS, CRIME AND CORRECTION
FINANCE
HIGHER EDUCATION
HOUSING, CONSTRUCTION AND
COMMUNITY DEVELOPMENT
MENTAL HEALTH

December 16th, 2022

The Honorable Andrea Stewart-Cousins
Temporary President and Majority Leader
New York State Senate
Albany, NY 12247

Dear Majority Leader Stewart-Cousins:

I am pleased to transmit the Annual Report of the Senate's Standing Committee on Health for the 2022 Legislative Session. As Chair, I am proud to continue to lead our efforts to address important matters under my committee's jurisdiction. The Committee worked to improve access to healthcare services and to improve the quality of care being delivered to residents of the State.

During the 2022 session, this committee met 9 times in session and reported 138 bills. The Committee also held one hearing this past year.

I thank my colleagues who served on the Committee for their efforts and support of the work that was done in the committee this year, and I thank you for the continued support from the Majority Conference in the committee's operations.

Sincerely,

A handwritten signature in black ink, appearing to read 'GRIVERA'.

Gustavo Rivera
33rd District
New York State Senate

2022 LEGISLATIVE SESSION REPORT

**NEW YORK STATE SENATE
STANDING COMMITTEE ON HEALTH**

Senator Gustavo Rivera, Chairperson

Committee Members

Alessandra Biaggi	Patrick Gullivan, Ranking Member
Samra Brouk	Phil Boyle
Cordell Cleare	Peter Oberacker
Brad Hoylman	Edward Rath III
Rachel May	Daniel Stec
Sean Ryan	
Julia Salazar	
Kevin Thomas	

Committee Staff

Tony Kergaravat, Health Committee Director
Jay Baez, Legislative Director
Michelle Castellanos-Ojeda, Legislative Assistant

COMMITTEE JURISDICTION AND OVERVIEW

The New York State Senate Standing Committee on Health has legislative oversight responsibilities for a broad range of issues including the general operation of healthcare facilities and the delivery of healthcare services to those within our state. This year the committee advanced a number of measures to address important issues including lead poisoning prevention, funding for distressed hospitals, Medicaid eligibility and services, organ donation, pharmaceutical pricing, and many others.

During the 2022 Legislative Session, 562 bills were referred to the Committee for its review. Of these bills, 138 were reported from the Committee. 87 were passed by the Senate, and 56 passed in both houses. This work was conducted through a series of 9 committee meetings. A list of all bills that were reported from the committee is provided at the end of this report.

In addition to its regular meetings, the Committee held one hearing on the proposed SFY 2022-23 budget.

COMMITTEE HIGHLIGHTS

The following key bills were acted on by the committee in 2022:

The New York Health Act

- **Establishes the New York Health Act (S5474 Rivera - No Movement)**
 - Establishes the New York Health program, a comprehensive system of access to health insurance for New York state residents; provides for the administrative structure of the plan; provides for powers and duties of the board of trustees, the scope of benefits, payment methodologies and care coordination; establishes the New York Health Trust Fund which would hold monies from a variety of sources to be used solely to finance the plan; enacts provisions relating to the financing of New York Health, including a payroll assessment, similar to the Medicare tax; establishes a temporary commission on implementation of the plan; provides for collective negotiations by health care providers with New York Health.

Essential Plan

- **Expands Eligibility for the Essential Plan (S1572 Rivera - Committed to Finance)**
 - Provides eligibility for services under the basic health program for individuals whose immigration status renders him or her ineligible for federal financial participation and who meet additional requirements.

Medicaid Services

- **Provides Automatic Enrollment and Recertification for Medicaid Eligible Recipients (S4965 Rivera - Passed Senate)**
 - Provides for automatic enrollment and recertification simplification for Medicaid managed care plans and long-term care plans.
- **Repeals Limitations on Eligibility for Person Care Services (S5028A Rivera - No Movement)**
 - Eliminates the requirement that applicants for personal care services need assistance with multiple activities of daily living in order to qualify. This language was included in the Senate one-house budget proposal.
- **Synchronization of Prescription Medications (S431A Hoylman - Passed both Houses)**
 - Authorizes pharmacists to synchronize the dispensing of multiple prescriptions for Medicaid recipients to improve medication adherence and facilitate enrollee access.

- **Expanding Eligibility for Long Term Home Care (S2542A Rivera - Passed Senate)**
 - Modifies the "look-back period" for the determination of eligibility of an individual for medical assistance benefits to exempt certain assets used on the individual's behalf or for care services provided to the individual by a family member or informal caregiver.

- **Services for Individuals with Traumatic Brain Injuries and Nursing Home Diversion Waivers (S1577A Rivera - Passed Senate)**
 - Provides that services to medical assistance recipients suffering from traumatic brain injuries or qualifying for nursing home diversion and transition services shall be provided outside of managed programs.

Medical Debt

- **Prohibiting Surprise Facility Fee Billing (S2521C Rivera - Passed Senate)**
 - Requires notice to patients prior to a hospital or professional practice charging a patient for a facility fee, including whether the patient's health coverage will cover the fee.

Telehealth

- **Enacts Specific Provisions Regarding the Delivery of Health Care Services via TeleHealth (S5505 Rivera - Committed to Finance)**
 - Enacts specific provisions regarding the delivery of health care services via telehealth including establishing payment parity between the delivery of health care services via telehealth and services delivered in a traditional in-person environment and to provide for patient protections.

Lead Poisoning Prevention

- **Dakota's Law (S5024D Rivera - Chapter 532 of 2022)**
 - Promotes lead poisoning prevention by enhancing standards for assessments and establishing requirements related to testing and screening.

- **Potable Water Testing at State and Local Parks (S1256A Gianaris - Passed Senate)**
 - Establishes standards for the testing of potable water in state and local parks and makes the results of such testing publicly accessible.

Asthma

- **Authorizing the Possession and Use of Rescue Inhalers (S4935 Rivera - Pass Both Houses)**
 - Authorizes access to rescue inhaler treatment devices for emergency situations and establishes liability protections for their use to assist someone in need.
- **Enacts the “Lydia Soto Law” (S410A Biaggi - Vetoed Memo 69)**
 - Establishes a Minority Coordinating Council on Asthmatic Affairs within the Department of Health to assess the asthma risk factors for the minority citizens of our state, counties, and regions.
- **Relates to Coverage for the Treatment of Asthma (S4934 Rivera - Committed to Rules)**
 - Ensures that every health insurance policy includes coverage for the equipment and supplies for the treatment of asthma and for children under 19 years of age, as well as additional equipment and supplies for use in school, if recommended or prescribed.

Addressing Substance Use Disorder

- **Enacts The Safer Consumption Services Act (S603 Rivera - No Movement)**
 - Authorizes the state and localities to establish overdose prevention centers to support individuals with substance use disorder by providing education, bridges to addiction treatment and social welfare services, and emergency medical treatment if needed.
- **Maternal-infant Care Centers (S1409B Rivera - Committed to Rules)**
 - Requires that the New York State Department of Health in conjunction with the Office of Alcohol and Substance Abuse Services to establish a pilot program of at least four maternal-infant care centers in areas of need in the state.

Women’s Health

- **Medicaid Coverage Period (S1411A Rivera - Committed to Rules)**
 - Extends Medicaid coverage for certain pregnant women who access coverage at higher income levels from the current 60-day period after pregnancy to a year, if federal financial participation is provided, to help reduce maternal mortality and morbidity. The provisions of this legislation were included in the enacted the SFY 2022-23 budget.
- **Risk Management Strategies (S3010 Ramos - Passed Both Houses)**

- Provides continuing education courses that cover risk management strategies in obstetrics for physicians and midwives. Provides premium reduction for completion of these courses.

Medically Fragile Children

- **Health Services for Medically Fragile Children (S2121C Rivera - Passed Both Houses)**
 - Relates to enhancing coverage and care for medically fragile children; requires that health plans adopt policies and procedures tailored to the unique healthcare needs of this population.

Organ Donation

- **Living Donor Support Act (S1594 Rivera - Passed Both Houses)**
 - Enacts the "New York state living donor support act" to provide state reimbursement to living organ donors, who are state residents, for medical and associated expenses incurred as result of the organ donation, when the organ donation is made to another resident of the state; requires the provision of information on transplantation to patients with severe kidney disease.

TWO HOUSE BILLS

In 2022, 56 of the 562 bills referred to the Standing Committee on Health passed both houses of the Legislature.

Bill	Sponsor	Summary	Action
S67A	Hoylman	Requires that certain information be provided to patients and health care practitioners regarding sudden unexpected death in epilepsy.	Chapter 505 of 2022
S410A	Biaggi	Establishes a Minority Coordinating Council on Asthmatic Affairs within the Department of Health to assess the asthma risk factors for the minority citizens of our state, counties, and regions; identifies the existing barriers to quality asthma treatment and care among minorities; develops action steps for addressing care issues; launches a state-wide asthma awareness campaign to educate our citizens about the disease; requires a report.	Veto 69 of 2022
S431A	Hoylman	Provides for the synchronization of multiple prescriptions for recipients of Medicaid.	Chapter 838
S559	Harckham	Directs the Department of Health to request guidance from the Centers for Medicare and Medicaid Services to determine whether the state can claim federal financial participation for coverage of and payment for certain prescription digital therapeutics.	Chapter 824
S956	Gaughran	Ensures that responsible polluters do not benefit from state assistance payments/grants made by the environmental facilities corporation to municipalities and recipients for mitigating water	Chapter 707

		pollution.	
S995	Hoylman	Provides for additional remedies for patients' private right of actions in residential health care facilities; allows class actions by patients, patient's legal representative, or such patients' estate.	Chapter 502 of 2022
S1172C	Rivera	Expands requirements for the provision of informed consent.	Chapter 618 of 2022
S1578B	Rivera	Includes applied behavioral analysis provided by a licensed behavior analyst or certified behavior analyst assistant under standard coverage for Medicaid recipients.	Chapter 733
S1594	Rivera	Enacts the "New York state living donor support act" to provide state reimbursement to living organ donors, who are state residents, for medical and associated expenses incurred as a result of the organ donation, when the organ donation is made to another resident of the state; requires the provision of information on transplantation to patients with severe kidney disease.	Chapter 814
S1785A	Skoufis	Requires residential healthcare facilities to update residents, authorized family members, and guardians of residents of the presence of an infection and to have in their pandemic emergency plan a plan or procedure for designating a separate cohort area.	Chapter 662
S2121C	Rivera	Relates to enhancing coverage and care for medically fragile children; requires that health plans adopt policies and procedures tailored to the unique healthcare needs of this population.	Chapter 816
S2238B	Brooks	Relates to requiring specific reserved bed days at New York	Chapter 586 of 2022

		State Veterans' Homes.	
S2521C	Rivera	Relates to the regulation of the billing of facility fees; requires notice prior to billing facility fees not covered by a patient's insurance; defines facility fees as those charged by a hospital, facility, or provider designed to compensate for operational costs separate from professional fees.	Chapter 764
S2534A	Rivera	Requires home health aides and nurse's aides to receive training in working with patients of diverse sexual orientations and gender identities or expressions as part of the education and training for certification; directs the commissioner of health to develop curriculum in accordance with specified information.	Chapter 737
S3010A	Ramos	Provides for a premium reduction for physicians and licensed midwives who complete a risk management strategies course in obstetrics or midwifery.	Veto 160
S3530A	Kennedy	Adds an acute children's hospital licensed by the department primarily for the provision of pediatric and neonatal services to the term enhanced safety net hospital.	Chapter 742
S3866	Kennedy	Mandates the provision of lactation accommodations in airports.	Chapter 373 of 2022
S3966B	Reichlin-Melnick	Requires children's non-regulated camps to ascertain whether an employee or volunteer is listed on the state sex offender registry pursuant to article six-C of the correction law and the national sex offender registry using the national crime and information center, established under the Adam Walsh child protection and safety act of 2006 (42 U.S.C.	Chapter 248 of 2022

		16901 et seq.).	
S4142	Stavisky	Prohibits smoking in public parks; sets \$50 fine; defines terms.	Chapter 378 of 2022
S4486B	Harckham	Amends provisions relating to audit and review of medical assistance program funds by the Medicaid inspector general; prohibits additional review without error or new information; requires application of rules in place at the time funds were paid to providers; requires notice to recipients of medical assistance funds of certain investigations.	Veto 89
S4640	Rivera	Requires a practitioner to consider and prescribe non-opioid treatment alternatives for treatment of neuromusculoskeletal conditions.	Chapter 732
S4935	Rivera	Authorizes access to rescue inhaler treatment devices for emergency situations and establishes liability protections for their use to assist someone in need.	Chapter 741
S5024D	Rivera	Promotes lead poisoning prevention by enhancing standards for assessments and establishing requirements related to testing and screening.	Chapter 532 of 2022
S5605B	Sanders	Creates the sickle cell disease detection and education program.	Veto 53 of 2022
S5956A	Rivera	Allows physician assistants to serve as primary care practitioners for purposes of Medicaid managed care plans.	Veto 97 of 2022
S6534C	Rivera	Establishes the primary care reform commission to investigate and improve primary care spending.	Veto 55 of 2022
S6541A	Rivera	Protects the confidentiality of vaccine information.	Chapter 829

S6921A	Breslin	Requires written in-person or electronic notifications to be utilized for registration in the donate life registry.	Chapter 649 of 2022
S6928B	Rivera	Provides for a myalgic encephalomyelitis/chronic fatigue syndrome ("ME/CFS") education and outreach program.	Chapter 244 of 2022
S7012	Gaughran	Establishes majority rule for the disposition of remains of the decedent.	Chapter 191 of 2022
S7501	Hinchey	Ensures health insurance coverage for the postexposure treatment of rabies when authorized by a county health authority.	Chapter 655 of 2022
S7626	Rivera	Allows residents of assisted living programs to receive hospice services.	Chapter 667
S7756	Stec	Allows out of state healthcare professionals to perform services at the Ironman Lake Placid 2022.	Chapter 268 of 2022
S7867A	Biaggi	Provides for a statewide electronic tracking system for evidence collection kits used to collect and preserve evidence of a sexual assault or other sex offenses.	Chapter 730
S8102A	Cleare	Requires food establishments and online food ordering services to display food allergens in staff areas and on menus.	Chapter 623 of 2022
S8113	Cleare	Defines a clinical peer reviewer as a physician or a healthcare professional with certain qualifications.	Veto 198
S8157	Cleare	Provides that coverage and access to non-invasive prenatal testing under Medicaid shall not be limited based upon the age of the pregnant patient.	Chapter 650 of 2022
S8205A	Hinchey	Establishes a statewide campaign	Chapter 406 of 2022

		to promote public awareness of advance care planning hospice and palliative care services.	
S8206A	Hinchey	Establishes the office of hospice and palliative care access and quality to protect patient safety and to assure access to affordable high-quality health services for persons with serious or life-threatening illnesses.	Veto 58 of 2022
S8251	Ryan	Eliminates the electronic death registration system fee for funeral directors and undertakers.	Veto 185
S8290A	May	Establishes a cost-effective portable diagnostic program that covers portable diagnostic services.	Veto 61 of 2022
S8403	Brouk	Changes the effective date of the law that relates professional services to children's camps and camps for children with developmental disabilities.	Chapter 224 of 2022
S8447	Rivera	Allows school based health centers to continue to provide services outside of Medicaid managed care.	Veto 154
S8516	Savino	Establishes a fentanyl abuse and overdose prevention task force.	Veto 62 of 2022
S8591A	Krueger	Expands eligible health care costs, improves reimbursement procedures, and makes permanent the reimbursement rates established in 2016 for the Medical Indemnity Fund.	Chapter 807
S8618	Rivera	Automatically rescheduling of certain compounds, mixture, or preparations.	Chapter 777
S8805	Breslin	Requires space for donate life registration on forms used for enrollment, renewal, disclosures and related health insurance	Chapter 758

		policy transactions.	
S8813	Rivera	Requires adult care facilities to include demographic information, including race or ethnicity, in certain admission and discharge records maintained by the facility.	Chapter 260 of 2022
S8869	Rivera	Requires general hospitals and ambulatory surgery facilities to adopt and implement policies to prevent exposure to surgical smoke.	Chapter 701
S8903	May	Establishes a state-level program for all-inclusive care for the elderly.	Chapter 812
S8932	Serrano	Extends the authorization for certain healthcare professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by New York Road Runners.	Chapter 282 of 2022
S8937	Brisport	Permits runaways and homeless youth under the age of 18 who are receiving approved crisis or support services to consent to medical, dental, health, and hospital services.	Chapter 780
S8978	Rivera	Allows for youth and those recently incarcerated to be immediately eligible for Medicaid benefits upon release.	Chapter 293 of 2022
S9185	Rivera	Redefines the duties and renames the office of minority health to the office of health equity.	Chapter 523 of 2022
S9207	Rivera	Requires notification of changes to the model contract with managed care providers under the medical assistance program.	Chapter 822
S9387	Krueger	Prohibits the establishment or expansion of for-profit hospices.	Veto 149

SUMMARY OF COMMITTEE ACTIVITY

In 2022, 138 of the 562 bills referred to the Standing Committee on Health were reported from the Health Committee.

Bill	Sponsor	Summary	Significant Action (Chapter X of 2022, Veto X of 2022, On the Governor's Desk, Passed Senate Only, or Reported from Committee)
S67A	Hoylman	Requires that certain information be provided to patients and health care practitioners regarding sudden unexpected death in epilepsy.	Chapter 505 of 2022
S85	Hoylman	Establishes the lesbian, gay, bisexual, and transgender long-term care facility residents' bill of rights.	Committed to Rules
S213	Persaud	Requires physicians and hospitals to obtain the name of the school attended by school-aged patients and to include this information in their admission registration forms.	Committed to Rules
S238	Thomas	Enacts "Vincent Scheppa's law" authorizing, in certain cases, the provision of private duty nursing services to a medical assistance recipient by a relative who is a registered professional nurse.	Passed Senate Only
S410A	Biaggi	Establishes a Minority Coordinating Council on Asthmatic Affairs within the Department of Health to assess the asthma risk factors for the minority citizens of our state, counties, and regions; identifies the existing barriers to quality asthma treatment and care among minorities; develops action steps for addressing care issues; launches a state-wide asthma awareness campaign to educate our citizens about the disease; requires a report.	Veto 69 of 2022
S431A	Hoylman	Provides for the synchronization of multiple prescriptions for recipients of medical assistance.	Chapter 838

S484A	Krueger	Relates to requiring a medical facility or related service to obtain express prior written consent before filming and/or broadcasting of visual images of a patient's medical treatment.	Passed Senate Only
S534B	Kaplan	Requires certain information about the facility and what types of plans and procedures such facility has in place to be provided to prospective maternity patients.	Passed Senate Only
S559	Harckham	Directs the Department of Health to request guidance from the Centers for Medicare and Medicaid Services to determine whether the state can claim federal financial participation for coverage of and payment for certain prescription digital therapeutics.	Chapter 824
S826	Krueger	Permits the redaction of certain physician's names on birth certificates when such physician's license to practice medicine has been surrendered or revoked by the office of professional medical conduct.	Committed to Rules
S916	Sanders	Requires all insurance policies and health maintenance organization contracts to provide coverage for maternity patients and their newborns for hospital stays of at least 48 hours following childbirth by natural delivery and 96 hours following childbirth by cesarean section; provides such coverage for patients who are recipients of Medicaid.	Committed to Rules
S956	Gaughran	Ensures that responsible polluters do not benefit from state assistance payments/grants made by the environmental facilities corporation to municipalities and recipients for mitigating water pollution.	Chapter 707
S995	Hoylman	Provides for additional remedies for patients' private right of actions in residential health care facilities; allows class actions by patients, patient's legal representative, or such patient's estate.	Chapter 502 of 2022

S1169A	Rivera	Establishes the clinical trial access and education fund to provide grants to eligible applicants to provide certain services for patients with life-threatening or disabling conditions or diseases.	Amended and Recommitted to Finance
S1172C	Rivera	Expands requirements for the provision of informed consent.	Chapter 618 of 2022
S1256B	Gianaris	Requires potable water testing at state and local parks at least once every three years and any finding of lead contamination must be abated within ninety days.	Passed Senate Only
S1374	Sanders	Relates to collaborative models for addressing health care disparities.	Passed Senate Only
S1409B	Rivera	Directs the commissioner of health to establish at least four maternal-infant care centers in areas of need.	Committed to Rules
S1411B	Rivera	Extends the coverage period for medical assistance to a period of one year beginning on the last day of pregnancy.	Committed to Rules
S1571A	Rivera	Requires medical assistance coverage for medically tailored meals and medical nutrition therapy for the purpose of disease management.	Reported and Committed to Finance
S1572A	Rivera	Provides eligibility for services under the Essential Plan for individuals whose immigration status renders him or her ineligible for federal financial participation and who meet additional requirements.	Amend and Recommit to Finance
S1573	Rivera	Prohibits providers of health care coverage from requiring behavioral health providers to provide all products offered by the health care plan.	Committed to Rules
S1577A	Rivera	Provides that services to Medicaid recipients suffering from traumatic brain injuries or qualifying for nursing home diversion and transition services shall be provided outside of managed programs.	Passed Senate Only
S1578B	Rivera	Includes applied behavioral analysis provided by a licensed behavior analyst or certified behavior analyst assistant under	Chapter 733

		standard coverage for Medicaid recipients.	
S1590	Rivera	Authorizes collaborative programs for community paramedicine services as part of the hospital-home care-physician collaboration program.	Committed to Rules
S1592	Rivera	Provides for the appointment of the State Medicaid Director by the Governor subject to confirmation by the Senate.	Passed Senate Only
S1593	Rivera	Allows an adult home, enriched housing facility, assisted living residence or special needs assisted living residence to provide for nursing services in the facility that are not continual, either by arrangement with a provider of nursing services or by employment.	Committed to Rules
S1594	Rivera	Enacts the "New York state living donor support act" to provide state reimbursement to living organ donors, who are state residents, for medical and associated expenses incurred as a result of the organ donation, when the organ donation is made to another resident of the state; requires the provision of information on transplantation to patients with severe kidney disease.	Chapter 814
S1737	Skoufis	Creates a wholesale prescription drug importation program which complies with federal standards and regulations for the purpose of generating substantial savings for consumers.	Passed Senate Only
S1785A	Skoufis	Requires residential health care facilities to update residents, authorized family members, and guardians of residents of the presence of an infection and to have in their pandemic emergency plan a plan or procedure for designating a separate cohort area.	Chapter 662
S1832	Skoufis	Relates to coverage and billing procedures in the Medicaid program for complex rehabilitation technology for patients with complex medical needs.	Reported and Committed to Finance
S2067	Tedisco	Establishes a temporary state	Reported and

		commission to study and investigate the effects of the COVID-19 pandemic response on deaths in nursing homes; provides for the repeal of such provisions upon expiration thereof.	Committed to Finance
S2121C	Rivera	Relates to enhancing coverage and care for medically fragile children; requires that health plans adopt policies and procedures tailored to the unique healthcare needs of this population.	Chapter 816
S2124	Rivera	Relates to hepatitis C screening testing.	Reported and Committed to Finance
S2238B	Brooks	Relates to requiring specific reserved bed days at New York State Veterans' Homes.	Chapter 586 of 2022
S2521C	Rivera	Relates to regulation of the billing of facility fees; requires notice prior to billing facility fees not covered by a patient's insurance; defines facility fees as those charged by a hospital, facility or provider designed to compensate for operational costs separate from professional fees.	Chapter 764
S2527A	Rivera	Establishes an office of the state medical indemnity fund ombudsman and a medical indemnity fund advisory panel to advocate for, assist and represent the interests of qualified plaintiffs.	Reported and Committed to Finance
S2528	Rivera	Relates to health care professional applications and terminations.	Committed to Rules
S2534A	Rivera	Requires home health aides and nurse's aides to receive training in working with patients of diverse sexual orientations and gender identities or expressions as part of the education and training for certification; directs the commissioner of health to develop curriculum in accordance with specified information.	Chapter 737
S2542A	Rivera	Relates to the definition of the "look-back period" for the determination of eligibility of an individual for medical assistance benefits; exempts certain assets used on the individual's behalf or for care services provided to the individual by a family member or informal caregiver.	Passed Senate Only

S2543	Rivera	Provides for insurance reimbursement for expenses related to the provision of personal protective equipment (PPE) for direct care workers, care recipients, and an emergency inventory of a ninety-day supply of PPE.	Reported and Committed to Finance
S2783	Sepulveda	Authorizes emergency medical care personnel to provide basic first aid to dogs and cats.	Committed to Rules
S3010A	Ramos	Provides for a premium reduction for physicians and licensed midwives who complete a risk management strategies course in obstetrics or midwifery.	Veto 160
S3131A	Kavanagh	Establishes the "Local Input in Community Health-care (the LICH Act)" to improve community awareness and input in regards to hospital or medical department closures.	Committed to Rules
S3231A	Sanders	Establishes certain prohibitions in contracts or agreements by health maintenance organizations; prohibits clauses which entitle reimbursement at the lowest price or rate; prohibits contracts which restrict referral of patients based solely upon a health care provider's status with a managed care product; prohibits contracts which allow for the substitution of a pharmaceutical drug or agent by any person other than the prescribing health care professional.	Committed to Rules
S3530A	Kennedy	Adds an acute children's hospital licensed by the department primarily for the provision of pediatric and neonatal services to the term enhanced safety net hospital.	Chapter 742
S3866	Kennedy	Mandates the provision of lactation accommodations in airports.	Chapter 373 of 2022
S3966B	Reichlin-Melnick	Requires children's non-regulated camps to ascertain whether an employee or volunteer is listed on the state sex offender registry pursuant to article six-C of the correction law and the national sex offender registry using the national crime	Chapter 248 of 2022

		and information center, established under the Adam Walsh child protection and safety act of 2006 (42 U.S.C. 16901 et seq.).	
S4102A	Savino	Authorizes the automated storage and dispensing of controlled substances using an automated dispensing device at licensed nursing homes, residential health care facilities and hospices.	Passed Senate Only
S4142	Stavisky	Prohibits smoking in public parks; sets \$50 fine; defines terms.	Chapter 378 of 2022
S4150C	Reichlin-Melnick	Requires the development of informational materials to parents of children with disabilities related to educational services that the child may be eligible for.	Passed Senate Only
S4370B	Biaggi	Bans pay-to-delay agreements to preserve access to prescription drugs.	Committed to Rules
S4472A	Jackson	Establishes qualifications for persons designated by a general hospital to identify infectious disease processes, conduct surveillance and epidemiologic investigations, and develop plans to prevent and control the transmission of infectious agents within general hospitals.	Reported and Committed to Finance
S4486B	Harckham	Modifies provisions relating to audit and review of medical assistance program funds by the Medicaid inspector general to: prohibit additional review without error or new information; require application of rules in place at the time funds were paid to providers; and require notice to recipients of medical assistance funds of certain investigations.	Veto 89
S4532	Brouk	Provides for patient access to FDA approved abuse-deterrent technology to help combat opioid abuse.	Passed Senate Only
S4546B	Rivera	Establishes a special needs assisted living demonstration program to serve persons with neurodegenerative diseases, such as dementia or Parkinson's disease, who are	Reported and Committed to Finance

		experiencing behavior disturbances.	
S4640	Rivera	Requires a practitioner to consider and discuss non-opioid treatment alternatives for treatment of neuromusculoskeletal conditions.	Chapter 732
S4685	Rivera	Restores medical futility as a basis for DNR.	Passed Senate Only
S4934	Rivera	Ensures that every health insurance policy includes coverage for the equipment and supplies for the treatment of asthma and for children under 19 years of age, as well as additional equipment and supplies for use in school, if recommended or prescribed.	Committed to Rules
S4935	Rivera	Authorizes access to rescue inhaler treatment devices for emergency situations and establishes liability protections for their use to assist someone in need.	Chapter 741
S4964A	Rivera	Expands the health department's review of correctional health services and staffing.	Reported and Committed to Finance
S4965	Rivera	Provides for automatic enrollment and recertification simplification for enrollees of Medicaid managed long term care plans.	Passed Senate Only
S5024D	Rivera	Promotes lead poisoning prevention by enhancing standards for assessments and establishing requirements related to testing and screening.	Chapter 532 of 2022
S5118A	Rivera	Provides parity to durable medical equipment providers by requiring Medicaid managed care organizations to reimburse such providers at no less than one hundred percent of the medical assistance durable medical equipment and complex rehabilitation technology fee schedule for the same service or item.	Reported and Committed to Finance
S5139	Rivera	Permits the use of monies from the community health care revolving capital fund to enable participating borrowers to operate a financially and operationally	Passed Senate Only

		sustainable practice.	
S5297	Akshar	Directs the Commissioner of Health to establish a standard protocol for the diagnosis and treatment of Lyme disease and other tick borne diseases identified by such Commissioner.	Reported and Committed to Finance
S5374A	May	Establishes minimum wages for home care aides and establishes reimbursement rates at 150% of the regional minimum wage.	Reported to Committee and Finance
S5400	Hinchey	Provides information to patients and the public on policy-based exclusions and requires commissioner to publish such information on the Department of Health's website.	Passed Senate Only
S5487	Rivera	Provides updated information to include provider plan network information in a physician profile to ensure greater compliance.	Passed Senate Only
S5505	Rivera	Establishes coverage and sets reimbursement rates for health care services delivered via telehealth.	Reported to Committee and Finance
S5604	Sanders	Establishes the "Sickle Cell Treatment Act" which designates sickle cell centers for excellence and outpatient treatment centers.	Reported to Committee and Finance
S5605B	Sanders	Creates the sickle cell disease detection and education program.	Veto 53 of 2022
S5956A	Rivera	Allows physician assistants to serve as primary care practitioners for purposes of Medicaid managed care plans.	Passed Both Houses
S6110	Breslin	Authorizes physicians and pharmacists to enter into comprehensive medication management protocols for their patients.	Passed Senate Only
S6435B	Breslin	Reduces administrative and authorization requirements imposed by insurance companies on healthcare practitioners.	Committed to Rules
S6446B	Reichlin-Melnick	Establishes a children's eating disorders task force.	Passed Senate Only

S6491	Rivera	Expands confidentiality protections for information collected through contact tracing for communicable diseases.	Reported and Committed to Finance
S6534C	Rivera	Establishes the primary care reform commission to investigate and improve primary care spending.	Veto 55 of 2022
S6541A	Rivera	Protects the confidentiality of vaccine information.	Chapter 829
S6846A	Rivera	Expands the definition of telehealth provider to include all licensed, certified, or registered healthcare providers.	Passed Senate Only
S6861	Mannion	Enhances Medicaid reimbursement rates for article 16 facilities for services for people with developmental disabilities.	Reported and Committed to Finance
S6920	Breslin	Ensures decisions made by utilization review are done in a timely manner to reduce delay in health care.	Committed to Rules
S6921A	Breslin	Requires written in-person or electronic notifications to be utilized for registration in the donate life registry.	Chapter 649 of 2022
S6928B	Rivera	Provides for a myalgic encephalomyelitis/chronic fatigue syndrome ("ME/CFS") education and outreach program.	Chapter 244 of 2022
S6991A	Rivera	Strengthens protections for patients from sexual misconduct by medical providers	Reported and Committed to Rules
S7012	Gaughran	Establishes majority rules for the disposition of remains of the decedent.	Chapter 191 of 2022
S7023A	Mannion	Directs the commissioner of health to conduct a study on the rate adequacy of orthotics and prosthetics.	Passed Senate Only
S7137	Gianaris	Relates to the provision of end stage renal disease services.	Passed Senate Only
S7356A	Hinchey	Ensures the Commissioner of Health and the Commissioner of the Office for People with Developmental Disabilities to conduct a study of the delivery of services to individuals with traumatic brain injury.	Passed Senate only

S7499B	Salazar	Requires prescription drug manufacturers to require at least 60 days notice of the raise in wholesale drug costs above 10%.	Passed Senate Only
S7501	Hinchey	Ensures health insurance coverage for the postexposure treatment of rabies when authorized by a county health authority.	Chapter 655 of 2022
S7513	Mayer	Eliminates the private duty nursing services reimbursement cliff for medically fragile adults once they age out of the medically fragile child category.	Reported and Committed to Finance
S7594A	Mannion	Establishes a quality incentive program for managed care providers that is distributed based on managed care providers' performance in meeting quality objectives.	Passed Senate Only
S7618	Brisport	Requires social services districts to distribute educational materials pertaining to sexual health, including information on HIV prevention and pre-exposure prophylaxis to individuals enrolled in Medicaid.	Passed Senate Only
S7625	Rivera	Requires hospitals to use uniform financial assistance policy and application and to expand the eligibility and protections available through financial assistance.	Committed to Rules
S7626	Rivera	Allows residents of assisted living programs to receive hospice services.	Chapter 667
S7647	Kaplan	Allows dense breast tissue to be determined as medically necessary for coverage of a breast ultrasound.	Reported and Committed to Finance
S7756	Stec	Allows out of state health care professionals to perform services at the Ironman Lake Placid 2022.	Chapter 268 of 2022
S7867A	Biaggi	Provides for a statewide electronic tracking system for evidence collection kits used to collect and preserve evidence of a sexual assault or other sex offense.	Chapter 730
S7909	Skoufis	Establishes protections for patient access	Referred to Committee

		to pharmacy services in Medicaid.	and Finance
S8102	Cleare	Requires food establishments and online food ordering services to display food allergens in staff areas and on menus.	Chapter 623 of 2022
S8113	Cleare	Defines a clinical peer reviewer as a physician or a healthcare professional with certain qualifications.	Veto 198
S8157	Cleare	Provides that coverage and access to non-invasive prenatal testing under Medicaid shall not be limited based upon the age of the pregnant patient.	Chapter 650 of 2022
S8205A	Hinchey	Establishes a statewide campaign to promote public awareness of advance care planning hospice and palliative care services.	Chapter 406 of 2022
S8206A	Hinchey	Establishes the office of hospice and palliative care access and quality to protect patient safety and to assure access to affordable high-quality health services for persons with serious or life-threatening illness.	Vetoed 58 of 2022
S8228A	May	Expands eligibility for New York's Medicare Savings program (MSP).	Reported and Committed to Finance
S8251	Ryan	Eliminates the electronic death registration system fee for funeral directors and undertakers.	Veto 185
S8278	Hoylman	Establishes a public information and outreach campaign on medically unnecessary treatments on persons born with intersex traits or variations in sex characteristics.	Passed Senate Only
S8286	Skoufis	Requires a written notice on the occurrence of a false-positive result for any condition tested during a prenatal test.	Committed to Rules
S8290A	May	Establishes a cost-effective portable diagnostic program that covers portable diagnostic services.	Vetoed 61 of 2022

S8295	Rivera	Establishes the New York home care first act to improve access and delivery of home care services.	Reported and Committed to Finance
S8368A	Rivera	Authorizes incarcerated individuals to enroll in Medicaid prior to their release.	Recommitted to Finance
S8403	Brouk	Changes the effective date of the law that relates professional services to children's camps and camps for children with developmental disabilities.	Chapter 224 of 2022
S8422	Hoylman	Authorizes the payment of Medicaid funds for long-term stay in large residential mental health institutions.	Passed Senate Only
S8438	Rivera	Authorizes eligibility for Medicaid benefits for infants up to age three for families whose income does not exceed 200% of the federal poverty line.	Reported and Committed to Rules
S8447	Rivera	Allows school based health centers to continue to provide services outside of Medicaid managed care.	Veto 154
S8516	Savino	Establishes a fentanyl abuse and overdose prevention task force.	Vetoed 62 of 2022
S8591A	Krueger	Expands eligible health care costs, improves reimbursement procedures, and makes permanent the reimbursement rates established in 2016 for the Medical Indemnity Fund.	Chapter 807
S8618	Rivera	Requires the automatic rescheduling of certain compounds, mixture, or preparations.	Chapter 777
S8639	Brouk	Allows for the reimbursement for early and periodic screening, diagnosis, and treatment services under Medicaid.	Reported and Committed to Finance
S8805	Breslin	Requires space for donate life registration on forms used for enrollment, renewal, disclosures and related health insurance policy transactions.	Chapter 758
S8806	Rivera	Ensures that the state transportation broker is not responsible for services provided to enrollees of Medicaid managed long	Reported and Committed to Rules

		term care plans or a Program of All-Inclusive Care for the Elderly (PACE).	
S8813	Rivera	Requires adult care facilities to include demographic information, including race or ethnicity, in certain admission and discharge records maintained by the facility.	Chapter 260 of 2022
S8837	Savino	Provides insurance coverage to medical marihuana.	Passed Senate Only
S8861	Rivera	Establishes a specialized home health program to service certain individuals with physical disabilities.	Passed Senate Only
S8868	Rivera	Establishes a uniform ambulance assessment fee to increase Medicaid payment rates for ambulance services.	Committed to Rules
S8869	Rivera	Requires general hospitals and ambulatory surgery facilities to adopt and implement policies to prevent exposure to surgical smoke.	Chapter 701
S8903	May	Establishes a state-level program for all-inclusive care for the elderly.	Chapter 812
S8932	Serrano	Extends authorization for certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by New York Road Runners.	Chapter 282 of 2022
S8937	Brisport	Permits runaways and homeless youth under the age of 18 who are receiving approved crisis or support services to consent to medical, dental, health and hospital services.	Chapter 780
S8967	Brouk	Establishes a work group to set reimbursement rates for doulas in the state Medicaid program and address other criteria related to their practice.	Committed to Rules
S8968	Brouk	Establishes the New York state community doula directory for doulas serving Medicaid patients.	Committed to Rules
S8978	Rivera	Allows for youth and those recently incarcerated to be immediately eligible for	Chapter 293 of 2022

		Medicaid benefits upon release.	
S9185	Rivera	Redefines the duties and renames the office of minority health to the office of health equity.	Chapter 523 of 2022
S9207	Rivera	Requires notification of changes to the model contract with managed care providers under Medicaid.	Chapter 822
S9387	Krueger	Prohibits the establishment of new for-profit hospices	Veto 149



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**New York State Senate Standing
Committee on Health**