

# STATE OF NEW YORK

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827

2017-2018 Regular Sessions

## IN ASSEMBLY

January 9, 2017

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Introduced by M. of A. GUNTHER, RIVERA, COLTON -- Multi-Sponsored by --  
M. of A. CROUCH -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to rates for telehealth services provided by certified home health agencies, long term home health care programs and AIDS home care services

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

1 Section 1. Paragraph (a) of subdivision 3-c of section 3614 of the  
2 public health law, as added by section 63-b of part C of chapter 58 of  
3 the laws of 2007, is amended to read as follows:

4 (a) Demonstration rates of payment or fees shall be established for  
5 telehealth services provided by a certified home health agency, a long  
6 term home health care program or AIDS home care program, or for tele-  
7 health services by a licensed home care services agency under contract  
8 with such an agency or program or with a local social services district,  
9 in order to ensure the availability of technology-based patient monitor-  
10 ing, communication and health management. Reimbursement for telehealth  
11 services provided pursuant to this section shall be provided only in  
12 connection with Federal Food and Drug Administration-approved and inter-  
13 operable devices, and incorporated as part of the patient's plan of  
14 care. Such demonstration rates of payment or fees shall be made avail-  
15 able in an equitable and direct manner to participating providers  
16 licensed under this article, including those that are subject to this  
17 article and are unable to access direct reimbursement from state and/or  
18 federal health programs. The commissioner shall seek federal financial  
19 participation with regard to this demonstration initiative.

20 § 2. This act shall take effect immediately.

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

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