

# STATE OF NEW YORK

10504

## IN ASSEMBLY

May 1, 2018

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

AN ACT to amend the social services law, in relation to including doulas as medical services providers for Medicaid recipients; directing the commissioner of health to submit an application for amendments and waivers to add doulas to state Medicaid coverage; and directing the commissioner of health and the commissioner of social services to add, amend and/or repeal any rule or regulation necessary for the implementation of this act

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

1 Section 1. Paragraph (d) of subdivision 1 of section 364-j of the  
2 social services law, as amended by chapter 653 of the laws of 1997, is  
3 amended to read as follows:

4 (d) "Medical services provider". A physician, nurse, nurse practitioner,  
5 er, physician assistant, licensed midwife, doula, dentist, optometrist  
6 or other licensed health care practitioner authorized to provide medical  
7 assistance services.

8 § 2. The commissioner of health is directed to apply for such state  
9 Medicaid plan amendments or waivers as may be necessary to implement the  
10 provisions of this act and include doula care as a covered service under  
11 the state Medicaid plan, and to secure federal financial participation  
12 for state Medicaid expenditures for doula care under the federal Medicaid  
13 program.

14 § 3. The commissioner of health and the commissioner of social  
15 services shall add, amend and/or repeal any rule or regulation necessary  
16 for the implementation of this act.

17 § 4. This act shall take effect immediately; provided that section one  
18 of this act shall take effect upon receipt by the commissioner of health  
19 of approval from the federal Centers for Medicare & Medicaid Services to  
20 include doula care as a covered service under the state Medicaid plan;  
21 provided, further, that the amendments to section 364-j of the social  
22 services law made by section one of this act shall not affect the repeal  
23 of such section and shall be deemed repealed therewith. The commissioner

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

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1 of health shall notify the legislative bill drafting commission upon the  
2 occurrence of the receipt of such approval in order that the commission  
3 may maintain an accurate and timely effective data base of the official  
4 text of the laws of the state of New York in furtherance of effectuating  
5 the provisions of section 44 of the legislative law and section 70-b of  
6 the public officers law.