

STATE OF NEW YORK

3458

2019-2020 Regular Sessions

IN SENATE

February 7, 2019

Introduced by Sen. RIVERA -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the social services law, in relation to medical assistance coverage for medically tailored meals and medical nutrition therapy for the purpose of disease management

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

1 Section 1. Subdivision 2 of section 365-a of the social services law
2 is amended by adding a new paragraph (ff) to read as follows:

3 (ff) medically tailored meals and medical nutrition therapy. As used
4 in this paragraph, "medically tailored meals and medical nutrition ther-
5 apy" means nutritional assessment, nutritional therapy, and nutritional
6 counseling provided by a registered dietitian nutritionist, including
7 the provision of any food indicated by the nutritional assessment and
8 the delivery of such food, ordered by a health care professional acting
9 within his or her lawful scope of practice under title eight of the
10 education law, for the purpose of treating one or more chronic condi-
11 tions for an individual who is limited in his or her activities of daily
12 living; and provided that there is federal financial participation in
13 the costs of services provided under this paragraph.

14 § 2. This act shall take effect on the one hundred eightieth day after
15 it shall have become a law. Effective immediately, the commissioner of
16 health shall adopt regulations and take other actions reasonably neces-
17 sary to implement this act on that date.

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

LBD03807-03-9