

# STATE OF NEW YORK

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3415

2019-2020 Regular Sessions

## IN ASSEMBLY

January 29, 2019

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

AN ACT to amend the social services law, in relation to authorizing, in certain cases, the provision of in-home private duty nursing services to a recipient of medical assistance by a relative who is a registered professional nurse

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

1 Section 1. The social services law is amended by adding a new section  
2 365-o to read as follows:

3 § 365-o. Provision of in-home private duty nursing services by the  
4 relative of a recipient. Upon application or request to the commissioner  
5 by a recipient of medical assistance, or his or her representative or  
6 guardian, who has been approved for the provision of in-home private  
7 duty nursing, the commissioner may authorize the provision of such  
8 private duty nursing by an adult relative of such recipient, other than  
9 a spouse of the recipient, who is a registered professional nurse.  
10 Reimbursement for private nursing services provided in accordance with  
11 this section shall be at the rate paid for the provision of such  
12 services by a licensed practical nurse.

13 § 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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