

# STATE OF NEW YORK

6612

2019-2020 Regular Sessions

## IN ASSEMBLY

March 14, 2019

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

AN ACT to amend the public health law, in relation to emergency and non-emergency transportation of medical assistance recipients

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

1 Section 1. The public health law is amended by adding a new section  
2 3005-c to read as follows:

3 § 3005-c. Emergency and non-emergency transportation of medical  
4 assistance recipients. 1. For purposes of this section the following  
5 terms shall have the following meanings:

6 (a) "Emergency medical transportation" shall mean transportation for  
7 the purpose of obtaining hospital services for a medical assistance  
8 recipient who suffers from severe, life-threatening or potentially disa-  
9 bling conditions which requires emergency medical services, as defined  
10 in subdivision one of section three thousand one of this article, while  
11 the recipient is being transported.

12 (b) "Non-emergency medical transportation" shall mean transportation  
13 for the purpose of obtaining necessary medical care or services to a  
14 medical assistance recipient.

15 2. Any emergency medical transportation or non-emergency medical  
16 transportation of a medical assistance recipient shall be provided by an  
17 individual, partnership, association, corporation, municipality or any  
18 legal public entity or subdivision thereof by means of transportation  
19 vehicles that are directly owned or leased by said individual, partner-  
20 ship, association, corporation, municipality or any legal public entity  
21 or subdivision thereof. With the exception of municipal fire depart-  
22 ments, such transportation may not be assigned, delegated, or subcon-  
23 tracted to third parties. Such vehicles shall be maintained and  
24 inspected in accordance with rules promulgated by the commissioner.

25 § 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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