STATE OF NEW YORK

3872--A

Cal. No. 298

2019-2020 Regular Sessions

IN SENATE

February 20, 2019

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Mental Health and Developmental Disabilities -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the mental hygiene law, in relation to the geriatric service demonstration program to promote mental health and home care collaboration

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

Section 1. Subdivision (c) of section 7.41 of the mental hygiene law, as added by chapter 568 of the laws of 2005, is amended to read as follows:

(c) The commissioner may adopt rules and regulations necessary to implement the provisions of this section**, provided however that the commissioner and the commissioner of health shall be authorized to waive rules and regulations of the office, and of the department of health, respectively, to address barriers to collaboration by mental health providers and providers of home care services under subdivision (a) of this section, including barriers related to medical assistance reimbursement, service procedures, care coordination and direct care worker training applicable to such providers; provided further, that regulations pertaining to patient safety may not be waived, nor shall any regulations be waived if such waiver would risk patient safety**.

§ 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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