

# STATE OF NEW YORK

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195--A

2021-2022 Regular Sessions

## IN ASSEMBLY

(Prefiled)

January 6, 2021

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Introduced by M. of A. GOTTFRIED, DARLING -- read once and referred to the Committee on Health -- recommitted to the Committee on Ways and Means in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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 (jj) to read as follows:

3 (jj) 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 certified dietician or certified nutritionist,  
7 including the provision of any food indicated by the nutritional assess-  
8 ment and the delivery of such food, ordered by a health care profes-  
9 sional acting within his or her lawful scope of practice under title  
10 eight of the education law, for the purpose of treating one or more  
11 chronic conditions for an individual who is limited in his or her activ-  
12 ities of daily living; and provided that there is federal financial  
13 participation in 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.

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