STATE OF NEW YORK

4073

2021-2022 Regular Sessions

IN ASSEMBLY

February 1, 2021

Introduced by M. of A. ABINANTI, RA, SEAWRIGHT, JACOBSON, GRIFFIN, DICKENS, M. MILLER, GOTTFRIED, SAYEGH, ENGLEBRIGHT, CRUZ, EPSTEIN, BARRON, COOK, TAYLOR, HYNDMAN, DeSTEFANO, WALSH, BRABENEC, PALMESANO, McDONOUGH, MANKTELOW, MORINELLO, BYRNE, MIKULIN, B. MILLER, SALKA, JEAN-PIERRE, WOERNER, STIRPE, LAVINE, ASHBY, LUPARDO -- Multi-Sponsored by -- M. of A. GALEF, RAMOS, SIMON, WALCZYK -- read once and referred to the Committee on Health

AN ACT to amend the social services law, in relation to enacting Vincent Scheppa's law 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:

Section 1. This act shall be known and may be cited as "Vincent Scheppa's law".

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

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

§ 3. 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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