

# STATE OF NEW YORK

916

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. SANDERS -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the social services law, in relation to establishing mandatory minimum medicaid coverage for hospital confinement for childbirth

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

1 Section 1. Section 365-a of the social services law is amended by  
2 adding a new subdivision 6-a to read as follows:

3 6-a. (a) Medical assistance shall also include inpatient hospital  
4 coverage for mother and for newborn for at least forty-eight hours after  
5 childbirth for any delivery other than a caesarean section, and for at  
6 least ninety-six hours after a caesarean section.

7 (b) Maternity care coverage shall also include, at a minimum, parent  
8 education, assistance and training in breast or bottle feeding, and the  
9 performance of any necessary maternal and newborn clinical assessments.

10 (c) A mother shall have the option to be discharged earlier than the  
11 time periods established in paragraph (a) of this subdivision. In such  
12 case, the inpatient hospital coverage must include at least one home  
13 care visit, which shall be in addition to, rather than in lieu of, any  
14 home health care coverage otherwise available. The medical assistance  
15 program must cover the home care visit which may be requested at any  
16 time within forty-eight hours of the time of delivery (ninety-six hours  
17 in the case of a caesarean section) and shall be delivered within twen-  
18 ty-four hours, (i) after discharge, or (ii) of the time of the mother's  
19 request, whichever is later.

20 § 2. This act shall take effect on the one hundred eightieth day after  
21 it shall have become a law.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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