

# STATE OF NEW YORK

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5247

2021-2022 Regular Sessions

## IN ASSEMBLY

February 12, 2021

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

AN ACT to amend the social services law, in relation to including doulas as medical services providers for Medicaid recipients; directing the commissioner of health to submit an application for amendments and waivers to add doulas to state Medicaid coverage; and directing the commissioner of health and the commissioner of the office of children and family services to add, amend and/or repeal any rule or regulation necessary for the implementation of this act

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

1 Section 1. Paragraph (d) of subdivision 1 of section 364-j of the  
2 social services law, as amended by chapter 653 of the laws of 1997, is  
3 amended to read as follows:

4 (d) "Medical services provider". A physician, nurse, nurse practition-  
5 er, physician assistant, licensed midwife, doula, dentist, optometrist  
6 or other licensed health care practitioner authorized to provide medical  
7 assistance services.

8 § 2. The commissioner of health is directed to apply for such state  
9 Medicaid plan amendments or waivers as may be necessary to implement the  
10 provisions of this act and include doula care as a covered service under  
11 the state Medicaid plan, and to secure federal financial participation  
12 for state Medicaid expenditures for doula care under the federal Medi-  
13 caid program.

14 § 3. Effective immediately the addition, amendment and/or repeal of  
15 any rule or regulation necessary for the implementation of this act on  
16 its effective date are authorized to be made and completed by the  
17 commissioner of health and the state commissioner of children and family  
18 services on or before such date.

19 § 4. This act shall take effect immediately; provided that section one  
20 of this act shall take effect upon receipt by the commissioner of health

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

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1 of approval from the federal Centers for Medicare & Medicaid Services to  
2 include doula care as a covered service under the state Medicaid plan;  
3 provided, further, that the amendments to section 364-j of the social  
4 services law made by section one of this act shall not affect the repeal  
5 of such section and shall be deemed repealed therewith. The commissioner  
6 of health shall notify the legislative bill drafting commission upon the  
7 occurrence of the receipt of such approval in order that the commission  
8 may maintain an accurate and timely effective data base of the official  
9 text of the laws of the state of New York in furtherance of effectuating  
10 the provisions of section 44 of the legislative law and section 70-b of  
11 the public officers law.