

# STATE OF NEW YORK

8006

2021-2022 Regular Sessions

## IN ASSEMBLY

June 4, 2021

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

AN ACT to amend the public health law and the social services law, in relation to authorizing residents of assisted living programs to receive hospice services

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

1 Section 1. Section 4012 of the public health law is amended by adding  
2 a new subdivision 4 to read as follows:

3 4. Eligible individuals shall be permitted to receive hospice services  
4 from a provider under this article while continuing to reside in an  
5 adult care facility under title two of article seven of the social  
6 services law and enrolled in the assisted living program. The commis-  
7 sioner shall make regulations and take other actions reasonably neces-  
8 sary and appropriate to implement this subdivision.

9 § 2. Paragraph (d) of subdivision 2 of section 461-l of the social  
10 services law is amended by adding a new subparagraph (iv) to read as  
11 follows:

12 (iv) Eligible individuals shall be permitted to receive hospice  
13 services from a provider under article forty of the public health law  
14 while continuing to reside in an adult care facility under this title  
15 and enrolled in the assisted living program. The commissioner shall make  
16 regulations and take other actions reasonably necessary and appropriate  
17 to implement this subparagraph.

18 § 3. The commissioner of health shall convene a workgroup including  
19 representatives of associations representing assisted living programs  
20 and hospice programs, and other interested parties as appropriate, to  
21 make recommendations as to coordination and division of services and  
22 responsibilities, and reimbursement, of assisted living programs and  
23 hospice programs under subdivision 4 of section 4012 of the public

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

LBD11724-01-1

1 health law and paragraph (d) of subdivision 2 of section 461-1 of the  
2 social services law.

3 § 4. This act shall take effect immediately, provided that sections  
4 one and two of this act shall take effect on the one hundred eightieth  
5 day after it shall have become a law.