STATE OF NEW YORK

1597

2021-2022 Regular Sessions

IN SENATE

January 14, 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 authorizing medicaid coverage for a nebulizer

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

Section 1. Section 365-a of the social services law is amended by adding a new subdivision 11 to read as follows:

11. Notwithstanding any inconsistent provision of law to the contrary, medical assistance shall include coverage for a nebulizer if prescribed by a licensed physician for a medical condition, including, but not limited to asthma or allergies. The type and brand of such nebulizer shall be approved by the department of health. Such medical assistance shall be provided for eighty percent of the cost of such nebulizer.

§ 2. This act shall take effect on the ninetieth day after 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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