

STATE OF NEW YORK

735

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

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

AN ACT to amend the public health law and the social services law, in relation to the continuity of family planning services in the state

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

1 Section 1. The public health law is amended by adding a new section
2 2828 to read as follows:

3 § 2828. Family planning program. 1. For the purpose of this section,
4 the following terms shall have the following meanings:

5 (a) "family planning providers" means providers of services:

6 (i) funded under Title X of the Federal Public Health Service Act as
7 of December thirty-first, two thousand sixteen; and

8 (ii) that lost eligibility for Title X funding;

9 (b) "family planning services" means services provided under Title X
10 of the Federal Public Health Service Act as of December thirty-first,
11 two thousand sixteen; and

12 (c) "program" means the family planning program established under this
13 section.

14 2. There is hereby established in the department a family planning
15 program to ensure the continuity of family planning services in the
16 state. The program shall provide family planning services to individuals
17 who are eligible for family planning services through family planning
18 providers that meet program requirements.

19 3. The department may adopt regulations to implement this section,
20 including regulations establishing requirements for family planning
21 providers that are the same as the requirements for providers of
22 services under Title X of the Federal Public Health Service Act.

23 4. Funding used to support family planning services under the program
24 shall be in addition to any funding applied by the department before

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

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1 December thirty-first, two thousand sixteen, to the maintenance of
2 effort requirement for federal funding under Title X of the Federal
3 Public Health Service Act.

4 § 2. The social services law is amended by adding a new section 367-w
5 to read as follows:

6 § 367-w. Provision of family planning services. The department of
7 health shall, to the extent permitted, subject to the limitations of the
8 state budget, ensure access to and the continuity of services provided
9 by family planning providers that received funding under Title X of the
10 Federal Public Health Service Act as of December thirty-first, two thou-
11 sand sixteen by:

12 1. reimbursing for the services provided under the medical assistance
13 program; and

14 2. establishing medical assistance program requirements for the family
15 planning providers that are the same as requirements for other providers
16 of the same services.

17 § 3. This act shall take effect immediately.