

# STATE OF NEW YORK

2359

2023-2024 Regular Sessions

## IN SENATE

January 20, 2023

Introduced by Sens. BROUK, ADDABBO, CLEARE, COONEY, GOUNARDES, HARCKHAM, HOYLMAN-SIGAL, JACKSON, KENNEDY, MYRIE, PERSAUD, SANDERS, SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Mental Health

AN ACT directing the commissioner of mental health to establish a maternal mental health workgroup to study and issue recommendations related to maternal mental health and perinatal and postpartum mood and anxiety disorders; and providing for the repeal of such provision upon expiration thereof

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

1 Section 1. The commissioner of mental health shall establish a mater-  
2 nal mental health workgroup (referred to in this section as the "work-  
3 group") within the office of mental health. The workgroup shall consist  
4 of, at the minimum, the commissioner of mental health or his, her or  
5 their designee, the commissioner of the office of children and family  
6 services or his, her or their designee; the commissioner of the depart-  
7 ment of health or his, her or their designee; representatives from  
8 statewide mental health organizations; representatives from maternal  
9 health care provider organizations; representatives from health care  
10 provider organizations; representatives from the health insurance indus-  
11 try; and any additional stakeholders that the commissioners deem neces-  
12 sary. At least one-third of the members shall be from historically  
13 underrepresented communities that are disproportionately impacted by the  
14 underdiagnoses of maternal mental health disorders.

15 § 2. Workgroup members shall receive no compensation for their  
16 services as members of the workgroup, but shall be reimbursed for their  
17 actual expenses incurred in the performance of their duties on the work  
18 group. Reimbursement shall allow for historically underrepresented  
19 communities to participate wholly in the performance of their duties on  
20 the workgroup by providing, if necessary, reimbursements for reasonable

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

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1 expenses incurred that may include, but not be limited to, childcare,  
2 travel, meals and lodging.

3 § 3. It shall be the duty of the workgroup to study and issue recom-  
4 mendations related to maternal mental health and perinatal and postpar-  
5 tum mood and anxiety disorders. The workgroup shall:

6 a. identify underrepresented and vulnerable populations and risk  
7 factors in the state for maternal mental health disorders that may occur  
8 during pregnancy and through the first postpartum year;

9 b. identify and recommend effective, culturally competent, and acces-  
10 sible prevention screening and identification and treatment strategies,  
11 including public education and workplace awareness, provider education  
12 and training, and social support services;

13 c. identify successful postpartum mental health initiatives in other  
14 states and recommend programs, tools, strategies, and funding sources  
15 that are needed to implement similar initiatives in the state;

16 d. identify and recommend evidence-based practices for health care  
17 providers and public health systems;

18 e. identify and recommend private and public funding models;

19 f. make recommendations on legislation, policy initiatives, funding  
20 requirements and budgetary priorities to address maternal mental health  
21 needs in the state;

22 g. any other relevant issues identified by the workgroup; and

23 h. submit a final report containing all findings and recommendations  
24 to the governor, the temporary president of the senate, the speaker of  
25 the assembly, the commissioner of mental health, the commissioner of the  
26 office of children and family services, the commissioner of the depart-  
27 ment of health, the minority leader of the senate and the minority lead-  
28 er of the assembly on or before December 31, 2023.

29 § 4. This act shall take effect immediately and shall expire two years  
30 after such effective date when upon such date the provisions of this act  
31 shall be deemed repealed.