

STATE OF NEW YORK

5888

2023-2024 Regular Sessions

IN SENATE

March 21, 2023

Introduced by Sen. FERNANDEZ -- 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 the payment of medical assistance for the provision of organ transplants for certain residents of New York

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

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

3 11. Notwithstanding the provisions of section one hundred thirty-one-k
4 or any other provision of this article, medical assistance shall also
5 include payment for surgery, medical care and prescription drugs related
6 to organ transplantation for residents of New York who are otherwise
7 eligible for benefits pursuant to this title except for their immi-
8 gration status. A resident of New York shall only be deemed to be
9 eligible pursuant to this subdivision if the organ transplantation has
10 been deemed medically necessary, as proven by such means as shall be
11 designated in the regulations of the commissioner of health.

12 § 2. This act shall take effect on the first of January next succeed-
13 ing the date on which it shall have become a law. Effective immediate-
14 ly, the addition, amendment and/or repeal of any rule or regulation
15 necessary for the implementation of this act on its effective date are
16 authorized to be made and completed on or before such effective date.

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

LBD09796-02-3