STATE OF NEW YORK

8447--A

IN SENATE

January 31, 2024

Introduced by Sens. HINCHEY, MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the social services law, in relation to medicaid reimbursement for treatment in place and transportation to alternative health care settings by emergency medical services

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

Section 1. The social services law is amended by adding a new section 367-y to read as follows:

§ 367-y. Reimbursement for treatment in place and transportation to alternative health care settings. 1. Notwithstanding any provision of law to the contrary, any provision of this title providing for reimbursement of transportation costs for the provision of emergency medical services or a combination of such services for the purposes of providing prehospital emergency medical treatment or transporting sick or injured persons shall also apply where, instead of providing transportation to a general hospital, such emergency medical services:

(a) Administers treatment in place; and/or

(b) Transports an individual to an alternative health care setting including, but not limited to, mental health crisis centers and crisis stabilization centers, substance abuse disorder centers, urgent cares, federally qualified health centers, and doctors offices.

2. For the purposes of this section, the following terms shall have the following meanings:

(a) "Alternative health care setting" means a facility or institution that is a hospital, as defined by section twenty-eight hundred one of the public health law, except that for the purposes of this section, such term shall not include a general hospital.

(b) "Emergency medical service" shall have the same meaning as defined by section three thousand one of the public health law.

(c) "General hospital" shall have the same meaning as defined by section twenty-eight hundred one of the public health law.

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

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(d) "Treatment in place" means the administration of emergency medical services, as defined by section three thousand one of the public health law, by an employee or volunteer of an ambulance service or an emergency medical service.

§ 2. This act shall take effect on the first of January next succeeding the date on which it shall have become a law.