STATE OF NEW YORK

1241

2023-2024 Regular Sessions

IN SENATE

January 10, 2023

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 establishing mandatory minimum medicaid coverage for hospital confinement for childbirth

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 6-a to read as follows:

6-a. (a) Medical assistance shall also include inpatient hospital coverage for mother and for newborn for at least forty-eight hours after childbirth for any delivery other than a caesarean section, and for at least ninety-six hours after a caesarean section.

(b) Maternity care coverage shall also include, at a minimum, parent education, assistance and training in breast or bottle feeding, and the performance of any necessary maternal and newborn clinical assessments.

(c) A mother shall have the option to be discharged earlier than the time periods established in paragraph (a) of this subdivision. In such case, the inpatient hospital coverage must include at least one home care visit, which shall be in addition to, rather than in lieu of, any home health care coverage otherwise available. The medical assistance program must cover the home care visit which may be requested at any time within forty-eight hours of the time of delivery (ninety-six hours in the case of a caesarean section) and shall be delivered within twenty-four hours, (i) after discharge, or (ii) of the time of the mother's request, whichever is later.

§ 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.

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

LBD04785-01-3