STATE OF NEW YORK

2124

2023-2024 Regular Sessions

IN SENATE

January 18, 2023

Introduced by Sens. RIVERA, BROUK, SEPULVEDA, SKOUFIS -- 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 allowing physician assistants to serve as primary care practitioners for purposes of Medicaid managed care plans

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

Section 1. Paragraph (f) of subdivision 1 of section 364-j of the social services law, as amended by chapter 649 of the laws of 1996, is amended to read as follows:

(f) "Primary care practitioner". A physician**, physician assistant,** or nurse practitioner providing primary care to and management of the medical and health care services of a participant served by a managed care provider.

§ 2. Subparagraph (i) of paragraph (a) of subdivision 4 of section 364-j of the social services law, as amended by section 14 of part C of chapter 58 of the laws of 2004, is amended to read as follows:

(i) a managed care provider shall arrange for access to and enrollment of primary care practitioners and other medical services providers. Each managed care provider shall possess the expertise and sufficient resources to assure the delivery of quality medical care to participants in an appropriate and timely manner and may include physicians, **physician assistants,** nurse practitioners, county health departments, providers of comprehensive health service plans licensed pursuant to article forty-four of the public health law, and hospitals and diagnostic and treatment centers licensed pursuant to article twenty-eight of the public health law or otherwise authorized by law to offer comprehensive health services or facilities licensed pursuant to articles sixteen, thirty-one and thirty-two of the mental hygiene law.

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

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§ 3. This act shall become effective immediately; provided however, that the amendments to section 364-j of the social services law made by sections one and two of this act shall not affect the repeal of such section and shall be deemed repealed therewith.