STATE OF NEW YORK

6596

2025-2026 Regular Sessions

IN ASSEMBLY

March 6, 2025

Introduced by M. of A. ROSENTHAL -- read once and referred to the Committee on Health

AN ACT to amend the social services law, in relation to requiring Medicaid to cover gender-affirming care regardless of federal funding; and to amend the executive law, in relation to prohibiting discriminatory practices by health care entities

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

Section 1. Subdivision 2 of section 365-a of the social services law is amended by adding a new paragraph (nn) to read as follows:

(nn) all medically necessary gender-affirming care regardless of whether any federal funds are available for such coverage.

§ 2. The executive law is amended by adding a new section 296-e to read as follows:

§ 296-e. Unlawful discriminatory practices in relation to health care. 1. For the purposes of this section, the term "health care entity" means:

(a) a hospital or provider as defined by section twenty-eight hundred one of the public health law;

(b) a professional licensed under article one hundred thirty-one, one hundred thirty-one-b, one hundred thirty-one-c, one hundred thirty-two, one hundred thirty-three, one hundred thirty-four, one hundred thirty-six, one hundred thirty-seven, one hundred thirty-seven-a, one hundred thirty-nine, one hundred forty, one hundred forty-one, one hundred forty-three, one hundred forty-four, one hundred fifty-three, one hundred fifty-seven, one hundred sixty-three, one hundred sixty-four, or one hundred sixty-seven of the education law; or

(c) an issuer or provider of coverage for health insurance, as defined by section seven thousand seven hundred five of the insurance law.

2. It shall be an unlawful discriminatory practice for any health care entity to refuse services or to otherwise discriminate against any

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

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person on the basis of such person's age, race, creed, color, national origin, citizenship or immigration status, sexual orientation, gender identity or expression, military status, sex, disability, predisposing genetic characteristics, familial status, marital status, or status as a victim of domestic violence.

§ 3. This act shall take effect immediately.