STATE OF NEW YORK

9678--A

IN ASSEMBLY

January 21, 2026

Introduced by M. of A. CASHMAN, ROSENTHAL, McMAHON, LEVENBERG, GLICK -- read once and referred to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to enacting the "Jamie Rose care provider act"

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

Section 1. Short title. This act shall be known and may be cited as the "Jamie Rose care provider act".

§ 2. The public health law is amended by adding a new section 3623 to read as follows:

§ 3623. Home care domestic violence and elder abuse policies and procedures. 1. For the purposes of this section:

(a) "Domestic abuse victim" shall have the same meaning as such term is defined in subdivision one of section four hundred fifty nine-a of the social services law.

(b) "Elder abuse victim" shall mean an individual aged sixty years of age or older subject to abuse and maltreatment. Abuse and maltreatment shall mean actions as defined in paragraphs (a), (b), (c), (d), (e), and (g) of subdivision six of section four hundred seventy-three of the social services law.

2. Every home care services agency as defined in this article shall: (a) develop, maintain and disseminate written policies and procedures for the identification, assessment, treatment and referral of confirmed or suspected cases of domestic violence or elder abuse; (b) establish, and implement on an ongoing basis, a training program for all home care personnel regarding the policies and procedures established pursuant to this section; and (c) designate a staff member to contact the domestic violence or elder abuse victim assistance organization identified by the commissioner under subdivision four of this section providing victim assistance to the geographic area served by such home care services agency to establish the coordination of services to domestic violence or elder abuse victims.

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

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3. Upon intake of a confirmed or suspected domestic violence or elder abuse victim, such home care services agency shall advise the victim of the availability of the services of a domestic violence or elder abuse victim assistance organization. If after receiving such advice the domestic violence or elder abuse victim wishes the presence of a domestic violence or elder abuse victim assistance advocate, such home care services agency shall contact the appropriate organization and request that one be provided.

4. The commissioner, in consultation with the director of the state office for the aging may promulgate such rules and regulations as may be necessary and proper to carry out effectively the provisions of this section. Prior to promulgating such rules and regulations, the commissioner shall consult with the office for the prevention of domestic violence, the state office for the aging and other such persons as the commissioner deems necessary to develop a model policy for home care services agencies to utilize in complying with this section and to identify the domestic violence or elder abuse victim assistance organizations operating in each home care services agency's geographic area, a list of which the commissioner shall provide to home care services agencies with the model policy.

§ 3. This act shall take effect one year after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.