

STATE OF NEW YORK

940

2025-2026 Regular Sessions

IN SENATE

(Prefiled)

January 8, 2025

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:

1 Section 1. Section 365-a of the social services law is amended by
2 adding a new subdivision 6-a to read as follows:

3 6-a. (a) Medical assistance shall also include inpatient hospital
4 coverage for mother and for newborn for at least forty-eight hours after
5 childbirth for any delivery other than a caesarean section, and for at
6 least ninety-six hours after a caesarean section.

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

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

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

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

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