STATE OF NEW YORK

9875

IN SENATE

April 9, 2026

Introduced by Sen. WEBB -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the social services law and the public health law, in relation to permitting individuals receiving hospice services to enroll in managed long term care plans and ensuring coordinated service delivery

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

Section 1. Subparagraph (xix) of paragraph (e) of subdivision 3 of section 364-j of the social services law, as amended by section 38 of part A of chapter 56 of the laws of 2013, is amended to read as follows:

(xix) individuals receiving hospice services at time of enrollment; provided, however, that this clause shall not be construed to require an individual enrolled in a managed long term care plan or another care coordination model, who subsequently elects hospice, to disenroll from such program**, and an individual who elects the hospice benefit under the Medicare or Medicaid program shall not, solely by reason of such election, be deemed ineligible for enrollment in a managed long term care plan, and the commissioner shall issue guidance to managed long term care plans, local social services districts, and hospice programs regarding enrollment procedures, continuity of care, and coordination expectations for such individuals**;

§ 2. Clause 8 of subparagraph v of paragraph (b) of subdivision 7 of section 4403-f of the public health law, as amended by section 48 of part A of chapter 56 of the laws of 2013, is amended to read as follows:

(8) a person receiving hospice services at time of enrollment; provided, however, that this clause shall not be construed to require an individual enrolled in a managed long term care plan or another care coordination model, who subsequently elects hospice, to disenroll from such program**, and an individual who elects the hospice benefit under the Medicare or Medicaid program shall not, solely by reason of such election, be deemed ineligible for enrollment in a managed long term care plan, and the commissioner shall issue guidance to managed long term care plans, local social services districts, and hospice programs**

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

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regarding enrollment procedures, continuity of care, and coordination expectations for such individuals;

§ 3. Section 4403-f of the public health law is amended by adding a new subdivision 12-a to read as follows:

12-a. (a) The department shall establish standards to promote coordination of care for individuals enrolled in managed long term care plans who are also receiving hospice services.

(b) Such standards may include, but need not be limited to:

(i) shared or coordinated care planning;

(ii) interdisciplinary communication protocols;

(iii) clarification of responsibilities for personal care, transportation, and other community-based services; and

(iv) procedures to minimize delays or disruptions in service delivery.

(c) Managed long term care plans and hospice programs shall exchange information necessary to ensure continuity of care, consistent with applicable state and federal privacy laws.

(d) The department may promulgate regulations and issue guidance necessary to implement this subdivision.

§ 4. To the extent necessary to implement the provisions of this act, the department of health shall seek any federal approvals required under the Medicaid program.

§ 5. This act shall take effect on the one hundredth day after it shall have become a law; provided, however, that the amendments to subdivision 3 of section 364-j of the social services law made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith; provided, further, that the amendments to section 4403-f of the public health law made by sections two and three of this act shall not affect the repeal of such section and shall be deemed repealed therewith. 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.