STATE OF NEW YORK

4787

2025-2026 Regular Sessions

IN ASSEMBLY

February 6, 2025

Introduced by M. of A. E. BROWN, BEEPHAN, HAWLEY, ANGELINO -- read once and referred to the Committee on Ways and Means

AN ACT to amend the social services law, in relation to the health care and mental hygiene worker bonuses

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

Section 1. Paragraph (a) of subdivision 2 of section 367-w of the social services law, as added by section 1 of part ZZ of chapter 56 of the laws of 2022, is amended to read as follows:

(a) "Employee" means certain front line health care and mental hygiene practitioners, technicians, assistants and aides that provide hands on health or care services to individuals, without regard to whether the person works full-time, part-time, on a salaried, hourly, or temporary basis, or as an independent contractor, that received an annualized base salary of one hundred twenty-five thousand dollars or less, to include:

(i) [~~Physician~~] ***physician*** assistants, dental hygienists, dental assistants, psychiatric aides, pharmacists, pharmacy technicians, physical therapists, physical therapy assistants, physical therapy aides, occupational therapists, occupational therapy assistants, occupational therapy aides, speech-language pathologists, respiratory therapists, exercise physiologists, recreational therapists, all other therapists, orthotists, prosthetists, clinical laboratory technologists and technicians, diagnostic medical sonographers, nuclear medicine technologists, radiologic technologists, magnetic resonance imaging technologists, ophthalmic medical technicians, radiation therapists, dietetic technicians, cardiovascular technologists and technicians, certified first responders, emergency medical technicians, advanced emergency medical technicians, paramedics, surgical technologists, all other health technologists and technicians, orderlies, medical assistants, phlebotomists, all other health care support workers, nurse anesthetists, nurse

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

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midwives, nurse practitioners, registered nurses, nursing assistants, and licensed practical and licensed vocational nurses;

(ii) to the extent not already included in subparagraph (i) of this paragraph, staff who perform functions as described in the consolidated fiscal report (CFR) manual with respect to the following title codes:

Mental Hygiene Worker;
Residence/Site Worker;
Counselor (OMH);
Manager (OMH);
Senior Counselor (OMH);
Supervisor (OMH);
Developmental Disabilities Specialist QIDP - Direct Care (OPWDD);
Certified Recovery Peer Advocate;
Peer Professional - Non-CRPA (OASAS Only);
Job Coach/Employment Specialist (OMH and OPWDD);
Peer Specialist (OMH);
Counselor - Alcoholism and Substance Abuse (CASAC);
Counseling Aide/Assistant - Alcoholism and Substance Abuse;
Other Direct Care Staff;
Case Manager;
Counselor - Rehabilitation;
Developmental Disabilities Specialist/Habilitation Specialist QIDP - Clinical (OPWDD);
Emergency Medical Technician;
Intensive Case Manager (OMH);
Intensive Case Manager/Coordinator (OMH);
Nurse - Licensed Practical;
Nurse - Registered;
Psychologist (Licensed);
Psychologist (Master's Level)/Behavioral Specialist;
Psychology Worker/Other Behavioral Worker;
Social Worker - Licensed (LMSW, LCSW);
Social Worker - Master's Level (MSW);
Licensed Mental Health Counselor (OASAS, OMH, OCFS);
Licensed Psychoanalyst (OMH);
Therapist - Recreation;
Therapist - Activity/Creative Arts;
Therapist - Occupational;
Dietician/Nutritionist;
Therapy Assistant/Activity Assistant;
Nurse's Aide/Medical Aide;
Behavior Intervention Specialist 1 (OPWDD);
Behavior Intervention Specialist 2 (OPWDD);
Clinical Coordinator;
Intake/Screening;
Pharmacist;
Marriage and Family Counselor/Therapist;
Residential Treatment Facility (RTF) Transition Coordinator (OMH);
Crisis Prevention Specialist (OMH);
Early Recognition Specialist (OMH);
Other Clinical Staff/Assistants;
Nurse Practitioner/Nursing Supervisor;
Therapist - Physical;
Therapist - Speech;
Program or Site Director; and
Assistant Program or Assistant Site Director; [~~and~~]

(iii) **any parent or parent of a minor who cares for such minor child with an intellectual or developmental disability; and**

(iv) such titles as determined by the commissioner, or relevant agency commissioner as applicable, and approved by the director of the budget.

§ 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 9, 2022.