

STATE OF NEW YORK

9678

IN ASSEMBLY

January 21, 2026

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

AN ACT to amend the social services 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:

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

3 § 2. The social services law is amended by adding a new section 459-i
4 to read as follows:

5 § 459-i. Suspected domestic abuse; health care facilities. 1. For the
6 purposes of this section:

7 (a) "Health care facility" or "facility" means a home care services
8 agency as defined in article thirty-six of the public health law, a
9 hospice as defined in article forty of the public health law, a health
10 maintenance organization as defined in article forty-four of the public
11 health law, a shared health facility as defined in article forty-seven
12 of the public health law, and any facility where a health care practi-
13 tioner operates as a health care practitioner. "Health care facility" or
14 "facility" shall not include a hospital as defined in article twenty-
15 eight of the public health law.

16 (b) "Health care practitioner" or "practitioner" means a person
17 licensed under article one hundred thirty-one, one hundred thirty-one-B,
18 one hundred thirty-two, one hundred thirty-three, one hundred thirty-
19 six, one hundred thirty-nine, one hundred forty-one, one hundred forty-
20 three, one hundred forty-four, one hundred fifty-three, one hundred
21 fifty-four, one hundred fifty-six or one hundred fifty-nine of the
22 education law or a person certified under former section twenty-five
23 hundred sixty of the public health law.

24 2. Every health care facility shall: (a) develop, maintain and dissem-
25 inate written policies and procedures for the identification, assess-
26 ment, treatment and referral of confirmed or suspected cases of domestic
27 violence; (b) establish, and implement on an ongoing basis, a training
28 program for all nursing, medical, social work and other clinical person-

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

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1 nel, and security personnel regarding the policies and procedures estab-
2 lished pursuant to this section; and (c) designate a staff member to
3 contact the domestic violence or victim assistance organization identi-
4 fied by the commissioner of health under subdivision four of this
5 section providing victim assistance to the geographic area served by
6 such health care facility to establish the coordination of services to
7 domestic violence victims.

8 3. Upon intake of a confirmed or suspected domestic violence victim,
9 such health care facility shall advise the victim of the availability of
10 the services of a domestic violence or victim assistance organization.
11 If after receiving such advice the domestic violence victim wishes the
12 presence of a domestic violence or victim assistance advocate, such
13 health care facility shall contact the appropriate organization and
14 request that one be provided.

15 4. The commissioner of health shall promulgate such rules and regu-
16 lations as may be necessary and proper to carry out effectively the
17 provisions of this section. Prior to promulgating such rules and regu-
18 lations, the commissioner of health shall consult with the office for
19 the prevention of domestic violence and other such persons as the
20 commissioner of health deems necessary to develop a model policy for
21 health care facilities to utilize in complying with this section and to
22 identify the domestic violence or victim assistance organizations oper-
23 ating in each health care facility's geographic area, a list of which
24 the commissioner of health shall provide to health care facilities with
25 the model policy.

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