

STATE OF NEW YORK

9172

IN SENATE

February 10, 2026

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

AN ACT to amend the public health law, in relation to direct access laboratory testing for certain lipid screening assays

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

Section 1. The public health law is amended by adding a new section 579-a to read as follows:

§ 579-a. Direct access laboratory testing for certain lipid screening assays. 1. Authorization. Notwithstanding any other provision of law, a clinical laboratory licensed pursuant to this article may perform laboratory testing, at the request of an individual and without a practitioner order or prescription, limited to the following assays: low-density lipoprotein cholesterol (LDL-C), including direct measurement or calculated HDL cholesterol, LDL cholesterol, triglycerides, total cholesterol, and lipoprotein(a) (Lp(a)).

2. Laboratory requirements. A clinical laboratory performing testing pursuant to this section shall:

(a) provide the test results to the subject of the test in a clear and understandable format; and

(b) comply with all applicable requirements of this article, regulations promulgated thereunder, and the federal clinical laboratory improvement amendments of 1988 (CLIA).

3. Limitations. Nothing in this section shall be construed to:

(a) authorize the diagnosis or treatment of any disease or condition by a clinical laboratory;

(b) expand or alter the scope of practice of any licensed health care profession; or

(c) permit direct access laboratory testing without a practitioner order for any assay other than those expressly identified under subdivision one of this section.

§ 2. This act shall take effect on the one hundred eightieth day after it shall have become a law. Effective immediately, the commissioner of health is authorized to take any actions necessary to implement this act on or before such effective date.

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

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