

New York State Assembly

Annual 2024 Report

Committee on
Health



Speaker Carl E. Heastie
Amy Paulin, Chair



NEW YORK STATE ASSEMBLY

822 LEGISLATIVE OFFICE BUILDING, ALBANY, NY 12248
TEL: 518-455-5585 FAX: 518-455-5409

700 WHITE PLAINS, RD. SUITE 355, SCARSDALE, NY 10583
TEL: 914-723-1115 FAX: 914-723-2665

E-MAIL: PaulinA@nyassembly.gov

AMY PAULIN
88TH ASSEMBLY DISTRICT

CHAIR
COMMITTEE ON HEALTH

COMMITTEES:
RULES
HEALTH
EDUCATION
TASK FORCE ON
WOMEN'S ISSUES
PUERTO RICAN /
HISPANIC TASK FORCE

December 15, 2024

Honorable Carl E. Heastie
Speaker of the Assembly
Legislative Office Building, Room 932
Albany, New York 12248

Dear Speaker Heastie:

I am submitting the 2024 Annual Report of the Assembly Committee on Health. The Committee. The Committee was successful in securing the passage of a host of measures to improve and ensure consistent, quality health care throughout New York state.

As always, the Committee relied on the work of the Committee Members, the Committee staff, the Program and Counsel staff, and the cooperation of Ranking Minority Member Josh Jensen and the other members of the Minority.

On behalf of myself and the other members of the Committee, I thank you for your leadership and support during the Legislative Session.

Very truly yours,

Amy Paulin
Chair
Committee on Health



New York State Assembly

Committee on Health

2024 Annual Report

Amy R. Paulin
Chair

Albany, New York

**NEW YORK STATE ASSEMBLY
CARL E. HEASTIE, SPEAKER
AMY R. PAULIN, CHAIR
COMMITTEE ON HEALTH**

Health Committee Members

Majority

Rodneyse Bichotte Hermelyn
Edward C. Braunstein
Jeffrey Dinowitz
Phara Souffrant Forrest
Jessica González-Rojas
Aileen Gunther
Andrew D. Hevesi
Anna R. Kelles
Nikki Lucas
John T. McDonald III
Demond Meeks
Amy Paulin, Chair
Jenifer Rajkumar
Karines Reyes
Linda B. Rosenthal
Nader Sayegh
Michaelle C. Solages
Phillip Steck

Minority

Jake Blumencranz
Scott Bendett
Marjorie Byrnes
Jarett Gandolfo
Scott Gray
Josh Jensen, Ranking Minority Member
John McGowan
John K. Mikulin

Health Committee Staff

Rachel Morris, Committee Coordinator
Mark Kissinger, Senior Advisor
Shelbi McIlroy, Legislative Director

Program and Counsel Staff

Janice Nieves, Assistant Secretary for Program and Policy
Steven Methe, Principal Analyst
Alice Bagley, Executive Secretary

Table of Contents

<u>Section</u>	<u>Page Number</u>
1. Summary Sheet	3
2. Final Action for Committee on Health Bills in 2024	4
3. Public Hearings and Roundtables of 2024	12

2024 SUMMARY SHEET

SUMMARY OF ACTION ON ALL BILLS
REFERRED TO THE COMMITTEE ON

Health

TOTAL NUMBER OF COMMITTEE MEETINGS HELD 8

ASSEMBLY SENATE TOTAL
BILLS BILLS BILLS

BILLS REPORTED FAVORABLE TO:

Codes	3	0	3
Judiciary	0	0	0
Ways and Means	54	0	54
Rules	9	0	9
Floor	29	0	29
TOTAL	95	0	95

COMMITTEE ACTION

Held For Consideration	8	0	8
Defeated	0	0	0
Enacting Clause Stricken	16	0	16
REMAINING IN COMMITTEE	489	52	541

BILLS REFERENCE CHANGED TO:

Ways and Means

TOTAL	2	0	2
-------	---	---	---

Total Number of Chaptered Bills: 33

Total Number of Vetoed Bills: 6

SECTION II

Final Action for Committee on Health Bills in 2024

Important Note: The “Descriptions” in this section should not be relied on or used for any purpose other than to indicate generally the subject matter of the bill. At the time this Report goes to press, several bills that passed the Assembly and Senate are still awaiting action by the Governor.

	<u>BILL/SPONSOR</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
1.	A.699-A (Dinowitz) S.4477-A (Addabbo)	Ban the sale of flavored chewing tobacco within 500 ft of any elementary or secondary school.	Advanced to Third Reading
2.	A.1588-A (Buttenschon) S.3112-A (Mannion)	Require public institutions and buildings to be equipped with opioid antagonists.	Chapter 599
3.	A.2661-A (Hyndman) S.1890-A (Sanders)	Require the Commissioner of Health (COH) to designate five hospitals to provide specialized care and treatment for sickle cell anemia.	Reported to Ways and Means
4.	A.2870-B (Solages) S.2039-B (Brouk)	Direct the COH and the Commissioner of Mental Health to develop standards for incorporating maternal depression screenings into perinatal care.	Chapter 644
5.	A.2885-A (Rosenthal L) S.1078-A (Gounardes)	Require places of public assembly to maintain epi-pens and to have at least one employee who is trained in its use.	Chapter 461
6.	A.3122-A (Sayegh) S.6504-A (Chu)	Expand the Department of Health (DOH) Health Care and Wellness Education and Outreach program to add Alzheimer’s disease.	Chapter 504
7.	A.3408 (McDonald) S.3468 (Rivera)	Require Managed Care Plans to reimburse Durable Medical Equipment providers at the Medicaid Fee-For-Service rate or higher.	Passed Assembly
8.	A.3674-A (Pretlow) S.5969-A (Harckham)	Allow medically fragile young adults to remain in pediatric specialized nursing facilities until age 36.	Chapter 597
9.	A.4219 (Rivera) S.4193 (Sanders)	Require the DOH to conduct a study on the incidence of cancer clusters in cities and towns having a population of more than ninety thousand.	Veto Memo 26
10.	A.4570-A (Fahy)	Expand the DOH Health Care and Wellness Education and Outreach program to add home visiting programs.	Reported to Ways and Means

11.	A.5539 (Rivera) S.5292 (Fernandez)	Reduce the threshold of "elevated lead levels" from 5.0 micrograms to 3.5 micrograms per deciliter of whole blood.	Reported to Ways and Means
12.	A.5576 (Sillitti) S.3610 (Webb)	Require certain information about hospitals or birth centers be provided to prospective maternity patients.	Chapter 464
13.	A.5789-A (Woerner) S.6226-A (Hinchey)	Allow ambulance services to store and distribute blood products when administered by qualified medical and health personnel.	Chapter 316
14.	A.5790-B (Paulin) S.8865 (Cleare)	Require the DOH to develop quality measures and a quality reporting system for Assisted Living Residences.	Chapter 558
15.	A.5803-B (Paulin) S.4674-A (Hoylman-Sigal)	Require the DOH to establish a State Parkinson's Disease Registry to collect information on the incidence and prevalence of Parkinson's disease.	Chapter 573
16.	A.5984-B (McDonald) S.7177-B (Fernandez)	Allow hospitals to dispense up to a 3-day supply of buprenorphine for the treatment of a substance use disorder outside of the facility's premises.	Chapter 466
17.	A.5990-C (Rosenthal L) S.3529-C (Fernandez)	Ban the use of certain substances in menstrual products including, but not limited to, talc, lead, and mercury.	Advanced to Third Reading
18.	A.6168-A (Solages) S.5992-A (Persaud)	Require hospitals and free-standing birthing centers to allow patients to access their designated doula for delivery and/or inpatient care post-delivery.	Chapter 550
19.	A.6754 (Lunsford)	Includes care and services provided by a child advocacy center under standard coverage for Medicaid recipients.	Reported to Ways and Means
20.	A.6799-B (Paulin) S.8965-A (Rivera)	Require the DOH to establish a drug-induced movement disorder screening education program.	Passed Both Houses
21.	A.7079 (Gunther) S.8456 (Rivera)	Expand organ donation registration options to include hospital electronic health records systems.	Passed Both Houses
22.	A.7184-A (Paulin) S.3283-A (Rivera)	Make technical and conforming amendments regarding health care agents and decisions under the Family Health Care Decisions Act and nonhospital orders not to resuscitate.	Passed Both Houses
23.	A.7214 (McDonald) S.3472 (Rivera)	Expand reporting requirements on the DOH physician profile.	Chapter 572
24.	A.7215 (McDonald) S.1478 (Hinchey)	Require the COH and commissioner of the Office for People with Developmental Disabilities to conduct a study of the delivery of services for individuals with traumatic brain injury.	Passed Both Houses

25.	A.7216 (Paulin)	Establish presumptive eligibility of incarcerated individuals for Medicaid upon release.	Reported to Ways and Means
26.	A.7245 (Simone) S.4690 (Parker)	Authorize the COH to make grants to nonprofit organizations and schools to help pay for the costs of conducting local blood drives.	Reported to Ways and Means
27.	A.7369 (McDonald) S.2867 (Rivera)	Provide that services to Medicaid recipients suffering from traumatic brain injuries or qualifying for nursing home diversion and transition services shall be provided outside of managed programs.	Passed Both Houses
28.	A.7390 (González-Rojas) S.3451 (Rivera)	Allow attending midwives and physician assistants to certify the cause of death on the fetal death certificate.	Passed Assembly
29.	A.7467-B (Paulin) S.466-A (Sepulveda)	Require informed consent before nursing home medical staff can prescribe or increase a prescription for a psychotropic medication.	Advanced to Third Reading
30.	A.7487-B (Kelles) S.4880-C (Fernandez)	Establish a drug checking services program to determine whether a substance contains contaminants, toxic substances, or other hazardous compounds.	Reported to Ways and Means
31.	A.7494-B (Lunsford) S.6820-B (Harckham)	Require allergen labels for all prepacked foods from all grocery stores, delis, bakeries, and food trucks.	Passed Assembly
32.	A.7516-A (Fall) S.9283 (Kavanagh)	Add information related to congenital heart defect births on the DOH's maternal information pamphlet.	Chapter 560
33.	A.7560-A (Paulin) S.6959-A (Rivera)	Require the DOH to analyze Federally Qualified Health Center costs filed in the previous 5-year cost reports.	Reported to Ways and Means
34.	A.7570 (Paulin) S.8650 (Cleare)	Allow the use of Social Security data to automatically enroll qualified individuals into the Medicare Savings Program.	Chapter 585
35.	A.7606 (Solages) S.5991-A (Persaud)	Allow doulas to be present in the operating room during a cesarean section surgery when no other support person is available.	Passed Both Houses
36.	A.7703 (Paulin) S.6690 (Rivera)	Permit a close friend to make an anatomical gift of a decedent's body.	Passed Assembly
37.	A.7725 (Paulin) S.2124 (Rivera)	Allow physician assistants to serve as primary care practitioners in the Medicaid managed care program.	Veto Memo 52
38.	A.7742-A (Paulin) S.7483-A (Cleare)	Amend provisions of law pertaining to strengthening the oversight of continuing care retirement communities.	Reported to Rules

39.	A.7860 (Sillitti) S.7846 (Webb)	Authorize qualified persons to access a paper copy of their medical records.	Chapter 347
40.	A.7872-A (Paulin) S.8632-A (Hoylman-Sigal)	Require health care practitioners to provide hospice and palliative care patients with information and counseling regarding the benefits of completing a health care proxy and appointing a health care agent.	Chapter 471
41.	A.7961 (Rosenthal L) S.7617 (Salazar)	Allow first responders outside of NYC to possess and use an epinephrine auto-injector device for emergency treatment.	Chapter 472
42.	A.8168 (Paulin) S.7690 (Webb)	Provide for Medicaid coverage for remote ultrasound scans and remote fetal non-stress tests.	Chapter 474
43.	A.8170 (Paulin) S.7778 (Rivera)	Prohibit state-operated hospitals from suing patients for medical debt.	Advanced to Third Reading
44.	A.8207-A (Clark) S.7702 (Webb)	Require the DOH to convene a maternal health care and birthing standards workgroup.	Passed Both Houses
45.	A.8230-B (Paulin)	Authorize a DOH prenatal and postpartum informational mobile application.	Reported to Ways and Means
46.	A.8232-A (Paulin) S.8561 (Rivera)	Expand eligibility for appointment to county boards of health and health services advisory boards to include nurse practitioners and physician assistants.	Chapter 475
47.	A.8247-C (Paulin) S.8470-A (Rivera)	Allow a nurse practitioner or a physician assistant to supervise the intravenous administration of contrast media when it is necessary for an X-ray procedure.	Chapter 476
48.	A.8345-B (Rajkumar)	Require the DOH to conduct a study on the feasibility of establishing a drug manufacturing program.	Reported to Ways and Means
49.	A.8365-A (Woerner) S.8348-A (Brouk)	Expand the DOH Health Care and Wellness Education and Outreach program to promote public awareness of the causes of oral disease and its prevention.	Chapter 535
50.	A.8467-A (McDonald) S.7833-A (Fernandez)	Allow pharmacists to dispense drug adulterant testing supplies for any other controlled substance.	Chapter 598
51.	A.8474-C (Paulin) S.8651-A (Cleare)	Require COH to award accredited level II geriatric emergency departments with a state grant for three years contingent upon achieving level I status and require the COH to designate certain hospitals as age-friendly	Reported to Ways and Means

		designated hospitals and establish a center for technical assistance for age-friendly health systems.	
52.	A.8475 (Paulin) S.7809 (Hoylman-Sigal)	Allow notice of HIV-tests to be provided orally, in writing by prominently displayed signage, or by electronic means.	Chapter 125
53.	A.8497 (Paulin) S.8047 (Rivera)	Amend the Nursing Home Demonstration Program, including requiring all nursing home applications be reviewed by an independent CPA and requiring nursing homes to submit documentation verified by a CPA that they qualify for a penalty reduction.	Chapter 27
54.	A.8515 (Pheffer Amato) S.8002 (Thomas)	Codify the New York State Adult Cystic Fibrosis Program and establish eligibility criteria.	Chapter 31
55.	A.8516 (Rosenthal L) S.8092 (Chu)	Provide an exemption for non-public schools from the requirement to provide menstrual products in the restrooms if they do not serve students who require them.	Chapter 22
56.	A.8521 (Dinowitz) S.8062 (Cleare)	Authorize witnessing for a health care proxy via electronic means.	Chapter 33
57.	A.8560-A (Burdick) S.8666-A (Mannion)	Require hospitals to include a disability accommodations needs assessment on their patient intake forms.	Passed Both Houses
58.	A.8862 (Paulin) S.7840 (Rivera)	Provide that School-Based Health Centers remain permanently carved-out of Medicaid Managed Care, to maintain in Medicaid Fee For Service payment model.	Veto Memo 81
59.	A.8877 (Paulin) S.8360 (Skoufis)	Expand transparency in the development process for Medicaid managed care plans annual capitated rate.	Reported to Ways and Means
60.	A.8943 (Thiele) S.7600 (Hinchey)	Require the DOH to publish an annual report on the incidence of tick-borne illnesses on its website.	Reported to Ways and Means
61.	A.8983 (Paulin) S.7667-A (Cleare)	Provide Medicaid coverage for dental implants, crowns, and root canals when medically necessary.	Advanced to Third Reading
62.	A.9018 (Bronson) S.8715 (Brouk)	Allow licensed creative arts therapists to bill Medicaid directly for their services.	Passed Both Houses

63.	A.9035-A (Bichotte Hermelyn) S.7780-A (Brouk)	Require the DOH to conduct a study and evaluate current practices on the integration of doula care, services, and support within hospitals and other health care facilities.	Advanced to Third Reading
64.	A.9102-C (Kelles) S.8486-C (Hinchey)	Expand Medicaid coverage for EMS agencies for providing emergency treatment in place to a patient and transportation to an alternate provider.	Chapter 317
65.	A.9204 (Paulin) S.9049 (Scarcella-Spanton)	Require hospital-home care-physician collaborations to undergo the Certificate of Need process, and place any regulatory waivers that will be pursued for the project in the State Register.	Veto Memo 44
66.	A.9235-A (Paulin) S.8966-A (Rivera)	Require DOH to make regulations around cytotechnologists, clarify the license categories and qualifications, and require that clinical laboratory directors be board certified.	Chapter 562
67.	A.9237 (Hevesi) S.3223 (Sanders)	Exempt emergency transportation from prior authorization requirements under Medicaid.	Reported to Ways and Means
68.	A.9316-B (Zinerman) S.4268-B (Cleare)	Require the COH, in consultation with the Office of Cannabis Management, to establish a cannabis awareness program for minors.	Reported to Ways and Means
69.	A.9414-A (González-Rojas) S.9039-A (Brouk)	Prohibit the use of the term "excited delirium" in death certificates, autopsies, law enforcement reports, affirmative defense, wrongful death, or cause of death.	Reported to Rules
70.	A.9508 (Steck) S.8511 (Ryan)	Reduce the electronic death registration system fee for funeral directors and undertakers from \$20 to \$5.	Passed Assembly
71.	A.9525 (Paulin) S.9115 (Rivera)	Allow the hospice medical director, or physician designated by the funeral director, to sign a death certificate.	Reported to Rules
72.	A.9632 (Paulin) S.9144 (Fernandez)	Expand the Spinal Cord Injury Research Program by eliminating the cap on funds dedicated to this program.	Chapter 565
73.	A.9718-B (Paulin) S.9067-A (Krueger)	Require hospitals and residential health care facilities to implement a pressure ulcer prevention program and require DOH to report on current reimbursement options.	Veto Memo 86
74.	A.9764 (Rosenthal L) S.9040 (Gounardes)	Prohibit a pharmacy benefit manager from penalizing a pharmacy for disclosing how much a medication costs the pharmacy and how much the pharmacy is reimbursed for that medication.	Chapter 396

75.	A.9833 (Paulin) S.9158 (Fernandez)	Require Medicaid coverage for oral and injectable forms of ovulation-enhancing drugs.	Reported to Ways and Means
76.	A.9886 (Peoples-Stokes) S.9550 (Skoufis)	Require hospitals to offer influenza immunizations for individuals age 50 or older.	Chapter 492
77.	A.9896-A (Zaccaro) S.9149-A (Fernandez)	Eliminate fees for the issuance of death certificates for stillbirths or fetal deaths.	Reported to Ways and Means
78.	A.9994 (Buttenschon) S.5958 (Rivera)	Establish an office of the state medical fund ombudsman and a medical indemnity fund advisory panel.	Reported to Ways and Means
79.	A.10175 (Paulin) S.1198-A (Rivera)	Direct the COH to conduct a comprehensive review of the Early Intervention program.	Veto Memo 49
80.	A.10176 (González-Rojas) S.9266 (May)	Expand the COH's annual report on Managed Long Term Care (MLTC) to include utilization data, data on services provided through MTLC plans, data on personal care hours, complaints/grievance information, and metrics on rates of admissions from nursing facilities.	Reported to Ways and Means
81.	A.10189-B (Gunther) S.9519-A (Scarcella-Spanton)	Establish a demonstration program for adult nursing homes to construct a new facility or repurpose part of an existing facility to operate as a nursing home for adults with medical fragility.	Passed Both Houses
82.	A.10244 (Paulin) S.9598 (Rivera)	Allow medical evaluations for assisted living eligibility to be conducted within thirty days prior to the date of admission and signed by either a physician, physicians' assistant, or nurse practitioner.	Passed Assembly
83.	A.10292-A (Paulin) S.9724 (Persaud)	Establish the rare disease advisory council to identify best practices and improve awareness of rare diseases.	Reported to Ways and Means
84.	A.10301-A (Paulin) S.7049-A (Skoufis)	Require the Medical Indemnity Fund to continue accepting new enrollees until March 31, 2025, whereupon the administrator of the fund must deposit into the fund an amount enough to ensure the liabilities of the medical indemnity fund do not equal or exceed eighty percent of the fund's assets.	Reported to Ways and Means

85.	A.10319 (Paulin) S.9353 (Rivera)	Eliminate certain requirements for practitioners to report if a patient is a habitual user of a narcotic.	Advanced to Third Reading
86.	A.10328 (Lavine)	Require hospitals to permit an interpreter to remain with a deaf, hard of hearing or nonverbal patient during admission to a hospital until appropriate hospital staff is assigned to interpret.	Reported to Rules
87.	A.10533 (Clark) S.9786 (Cooney)	Extend the residential care off-site facility demonstration project to 2027.	Chapter 173

SECTION III

Public Hearings and Roundtables of 2024

Subject: Joint Legislative Budget Hearing – Health

Date/Place: January 23, 2024 – Albany, NY