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I N   S E N A T E

May 2, 2012

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Introduced by Sens. YOUNG, BONACIC, BRESLIN, O'MARA, RITCHIE, VALESKY -- (at request of the Legislative Commission on Rural Resources) -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to payments to rural hospitals designated as critical access hospitals

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 2-a of section 2807 of the public health law is  
2     amended by adding a new paragraph (j) to read as follows:  
3     (J) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBDIVISION OR ANY  
4     OTHER PROVISION OF LAW TO THE CONTRARY AND, SUBJECT TO AN APPROPRIATION  
5     THEREFOR, ON AND AFTER APRIL FIRST, TWO THOUSAND THIRTEEN, RATES OF  
6     PAYMENT FOR DIAGNOSTIC AND TREATMENT CENTER SERVICES, EMERGENCY  
7     SERVICES, GENERAL HOSPITAL OUTPATIENT SERVICES, AMBULATORY SURGICAL  
8     SERVICES AND REFERRED AMBULATORY SERVICES, PROVIDED BY A RURAL HOSPITAL  
9     DESIGNATED AS A CRITICAL ACCESS HOSPITAL IN ACCORDANCE WITH TITLE XVIII  
10    OF THE FEDERAL SOCIAL SECURITY ACT SHALL BE EQUAL TO ONE HUNDRED ONE  
11    PERCENT OF THE REASONABLE COSTS OF A FACILITY IN PROVIDING SUCH SERVICES  
12    TO PATIENTS ELIGIBLE FOR PAYMENTS MADE IN ACCORDANCE WITH THIS SUBDIVI-  
13    SION. REASONABLE COSTS SHALL BE DETERMINED IN A MANNER CONSISTENT WITH  
14    THAT USED TO DETERMINE PAYMENT FOR OUTPATIENT CRITICAL ACCESS HOSPITAL  
15    SERVICES PROVIDED TO BENEFICIARIES OF TITLE XVIII OF THE FEDERAL SOCIAL  
16    SECURITY ACT. FOR FACILITIES WITHOUT ADEQUATE COST EXPERIENCE, SUCH  
17    RATES SHALL BE BASED ON BUDGETED COSTS SUBSEQUENTLY ADJUSTED TO ONE  
18    HUNDRED ONE PERCENT OF REASONABLE ACTUAL COSTS.  
19    S 2. This act shall take effect immediately; provided, however, that  
20    the implementation of the provisions of this act shall be subject to the  
21    appropriation of moneys specifically for the purposes thereof.

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

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