S T A T E O F N E W Y O R K

7149

I N S E N A T E

May 1, 2012

Introduced by Sen. HANNON -- 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 applicants for certificates of authority to operate managed long term care plans

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

Section 1. Paragraph (b) of subdivision 1 of section 4403-f of the public health law, as added by chapter 659 of the laws of 1997, is amended to read as follows:

(b) "Eligible applicant" means an entity controlled or wholly owned by one or more of the following: a hospital as defined in subdivision one of section twenty-eight hundred one of this chapter; a home care agency licensed or certified pursuant to article thirty-six of this chapter; A NEW APPLICANT THAT IS APPLYING FOR A CERTIFICATE OF AUTHORITY PURSUANT TO THIS SECTION, OR an entity that has received a certificate of authority pursuant to sections forty-four hundred three, forty-four hundred three-a or forty-four hundred eight-a of this article (as added by chapter six hundred thirty-nine of the laws of nineteen hundred ninety-six), or a health maintenance organization authorized under article forty-three of the insurance law; or a not-for-profit organization which has a history of providing or coordinating health care services and long term care services to the elderly and disabled; PROVIDED, HOWEVER, THAT ALL SUCH ENTITIES SHALL ALSO COMPLY WITH THE REGULATIONS OF THE DEPARTMENT RELATING TO MANAGED CARE.

S 2. This act shall take effect immediately; provided, however, that the amendments to section 4403-f of the public health law, made by section one of this act, shall not affect the expiration and repeal of such section, and shall expire and be deemed repealed therewith.

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

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