

STATE OF NEW YORK

5368

2021-2022 Regular Sessions

IN ASSEMBLY

February 16, 2021

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

AN ACT to amend the social services law, in relation to providing parity to durable medical equipment providers by requiring Medicaid managed care organizations to reimburse such providers at no less than one hundred percent of the state's Medicaid durable medical equipment and complex rehabilitation technology fee schedule for the same services and supplies

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

1 Section 1. The social services law is amended by adding a new section
2 367-k to read as follows:

3 § 367-k. Reimbursement for durable medical equipment and complex
4 rehabilitation technology. The commissioner of the department of health
5 shall require managed care organizations to reimburse at no less than
6 one hundred percent of the state Medicaid program durable medical equip-
7 ment and complex rehabilitation technology fee schedule for the same
8 service or item of durable medical equipment, prosthetics, orthotics,
9 and supplies. This provision shall apply to managed care contractors,
10 subcontractors and third-party administrators.

11 § 2. This act shall take effect on the ninetieth day after it shall
12 have become a law.

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

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