STATE OF NEW YORK

5397

2025-2026 Regular Sessions

IN ASSEMBLY

February 13, 2025

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

AN ACT to amend the public health law, in relation to Medicaid reimbursement rates for inpatient psychiatric care

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

Section 1. Subdivision 4 of section 2807-c of the public health law is amended by adding a new paragraph (e-3) to read as follows:

(e-3) (i) Notwithstanding any law, rule or regulation to the contrary, per diem payments for inpatient psychiatric hospital services provided to patients eligible for medical assistance pursuant to title eleven of article five of the social services law shall remain consistent and uniform throughout the duration of such patients' hospitalization, regardless of length of stay.

(ii) The provisions of subparagraph (i) of this paragraph shall not be construed to prevent the commissioner from implementing alternative payment methodologies that are not based on reductions for length of stay, provided that such methodologies are consistent with maintaining access to and quality of care.

§ 2. No later than 180 days after the effective date of this act, the commissioner of health shall submit a report to the governor, the temporary president of the senate, and the speaker of the assembly on the regulatory changes made pursuant to paragraph (e-3) of subdivision 4 of section 2807-c of the public health law, as added by section one of this act, and provide an assessment of the anticipated impact of such regulatory changes on hospital reimbursement rates and patient care outcomes.

§ 3. This act shall take effect immediately.

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

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