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

8464

I N S E N A T E

August 2, 2010

Introduced by Sen. DUANE -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend chapter 54 of the laws of 2010 enacting the Health and Mental Hygiene Budget, in relation to medical examiners

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

Section 1. That part, entitled Department of Health, of section 1 of chapter 54 of the laws of 2010 enacting the Health and Mental Hygiene Budget, is amended by repealing the items hereinbelow set forth in brackets and by adding thereto the items hereinbelow set forth in italics as follows:

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

CENTER FOR COMMUNITY HEALTH PROGRAM ..... [1,298,116,940] 1,304,366,940

General Fund/Aid to Localities
Local Assistance Account - 001

FOR ADDITIONAL STATE AID TO MUNICIPALITIES FOR THE OPERATION OF LOCAL HEALTH DEPARTMENTS AND LABORATORIES AND FOR THE PROVISION OF GENERAL PUBLIC HEALTH SERVICES PURSUANT TO ARTICLE 6 OF THE PUBLIC HEALTH LAW FOR ACTIVITIES UNDER THE JURISDICTION OF THE COMMISSIONER OF HEALTH.
NOTWITHSTANDING ANY OTHER PROVISION OF ARTICLE 6 OF THE PUBLIC HEALTH LAW, A COUNTY MAY OBTAIN REIMBURSEMENT PURSUANT TO THIS APPROPRIATION, ONLY AFTER THE COUNTY CHIEF FINANCIAL OFFICER CERTIFIES, IN THE MUNICIPAL HEALTH SERVICES PLAN, THAT COUNTY TAX

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

LBD17974-02-0

LEVIES USED TO FUND SERVICES CARRIED OUT BY THE COUNTY HEALTH DEPARTMENT HAVE NOT BEEN ADDED TO OR SUPPLANTED DIRECTLY OR INDIRECTLY BY ANY FUNDS OBTAINED BY THE COUNTY PURSUANT TO THE MASTER SETTLEMENT AGREEMENT ENTERED INTO ON NOVEMBER 23, 1998 BY THE STATE AND LEADING UNITED STATES TOBACCO PRODUCT MANUFACTURERS, EXCEPT IN THE CASE OF A PUBLIC HEALTH EMERGENCY, AS DETERMINED BY THE COMMISSIONER OF HEALTH.
NOTWITHSTANDING ANNUAL AGGREGATE LIMITS FOR BAD DEBT AND CHARITY CARE ALLOWANCES AND ANY OTHER PROVISION OF LAW, UP TO $1,700,000 SHALL BE TRANSFERRED TO THE MEDICAL ASSISTANCE PROGRAM GENERAL FUND - LOCAL ASSISTANCE ACCOUNT FOR ELIGIBLE PUBLICLY SPONSORED CERTIFIED HOME HEALTH AGENCIES THAT DEMONSTRATE LOSSES FROM A DISPROPORTIONATE SHARE OF BAD DEBT AND CHARITY CARE, PURSUANT TO CHAPTER 884 OF THE LAWS OF 1990. WITHIN THE MAXIMUM LIMITS SPECIFIED HEREIN, THE DEPARTMENT SHALL TRANSFER ONLY THOSE FUNDS WHICH ARE NECESSARY TO MEET THE STATE SHARE REQUIREMENTS FOR DISPROPORTIONATE SHARE ADJUSTMENTS EXPECTED TO BE PAID FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2010. THE MONEYS HEREBY APPROPRIATED SHALL BE AVAILABLE FOR PAYMENT OF FINANCIAL ASSISTANCE HERETOFORE ACCRUED 6,250,000

S 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2010.