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

7227

I N S E N A T E

March 24, 2010

Introduced by Sens. STACHOWSKI, MAZIARZ, THOMPSON, VOLKER -- 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 inpatient reimbursement rates for general hospitals

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

Section 1. Paragraph (g) of subdivision 35 of section 2807-c of the public health law is amended by adding a new subparagraph (vi) to read as follows:

(VI) (A) NOTWITHSTANDING ANY LAW, RULE OR REGULATION TO THE CONTRARY, A GENERAL HOSPITAL WHOSE TOTAL MEDICAID REVENUES RESULTING FROM THE MEDICAID RATES THAT TOOK EFFECT ON DECEMBER FIRST, TWO THOUSAND NINE PURSUANT TO THIS SUBDIVISION HAVE BEEN REDUCED TO SUCH AN EXTENT THAT THE HOSPITAL RANKS AMONG THE TOP FIVE PERCENT OF HOSPITALS IN NEW YORK STATE IN TERMS OF THE PERCENTAGE REDUCTION IN THE HOSPITAL'S TOTAL MEDICAID REVENUES, SHALL BE ENTITLED TO RECEIVE AN ADD-ON TO ITS RATES THAT IS EQUIVALENT TO THE INCREMENTAL DIFFERENCE BETWEEN UNINSURED UNITS OF SERVICES AND COST BASED METHODOLOGIES FOR THE YEAR TWO THOUSAND NINE INDIGENT CARE POOL. SUCH DIFFERENCE SHALL BE DIVIDED BY THE YEAR TWO THOUSAND FIVE FEE-FOR-SERVICE DISCHARGES.

(B) FUNDS IN AN AMOUNT TOTALING THREE MILLION SIXTY THOUSAND DOLLARS SHALL BE ALLOCATED PURSUANT TO THIS SECTION AND SHALL BE OFFSET IN THE BUDGET NEUTRALITY FACTOR FOR THE STATE-WIDE RATES. THE COMMISSIONER OF HEALTH IS HEREBY AUTHORIZED AND DIRECTED TO ADOPT RULES AND REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SECTION.

S 2. This act shall take effect April 1, 2010, provided, however, that the commissioner of health shall promulgate any rules and regulations necessary for the implementation of this act on or before such effective date.

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

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