

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

10094--B

R. R. 238

I N A S S E M B L Y

May 3, 2012

Introduced by M. of A. RUSSELL, GUNTHER, MONTESANO, BLANKENBUSH, GOODELL
-- Multi-Sponsored by -- M. of A. GIGLIO -- read once and referred to
the Committee on Health -- committee discharged, bill amended, ordered
reprinted as amended and recommitted to said committee -- amended on
the special order of third reading, ordered reprinted as amended,
retaining its place on the special order of third reading

AN ACT to amend the public health law, in relation to payments to rural
hospitals designated as critical access hospitals

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

1 Section 1. Subdivision 2-a of section 2807 of the public health law is
2 amended by adding a new paragraph (j) to read as follows:
3 (J) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBDIVISION OR ANY
4 OTHER PROVISION OF LAW TO THE CONTRARY AND, SUBJECT TO AN APPROPRIATION
5 THEREFOR, ON AND AFTER APRIL FIRST, TWO THOUSAND THIRTEEN, RATES OF
6 PAYMENT FOR DIAGNOSTIC AND TREATMENT CENTER SERVICES, EMERGENCY
7 SERVICES, GENERAL HOSPITAL OUTPATIENT SERVICES, AMBULATORY SURGICAL
8 SERVICES AND REFERRED AMBULATORY SERVICES, PROVIDED BY A RURAL HOSPITAL
9 DESIGNATED AS A CRITICAL ACCESS HOSPITAL IN ACCORDANCE WITH TITLE XVIII
10 OF THE FEDERAL SOCIAL SECURITY ACT SHALL BE EQUAL TO ONE HUNDRED ONE
11 PERCENT OF THE REASONABLE COSTS OF A FACILITY IN PROVIDING SUCH SERVICES
12 TO PATIENTS ELIGIBLE FOR PAYMENTS MADE IN ACCORDANCE WITH THIS SUBDIVI-
13 SION. REASONABLE COSTS SHALL BE DETERMINED IN A MANNER CONSISTENT WITH
14 THAT USED TO DETERMINE PAYMENT FOR OUTPATIENT CRITICAL ACCESS HOSPITAL
15 SERVICES PROVIDED TO BENEFICIARIES OF TITLE XVIII OF THE FEDERAL SOCIAL
16 SECURITY ACT. FOR FACILITIES WITHOUT ADEQUATE COST EXPERIENCE, SUCH
17 RATES SHALL BE BASED ON BUDGETED COSTS SUBSEQUENTLY ADJUSTED TO ONE
18 HUNDRED ONE PERCENT OF REASONABLE ACTUAL COSTS.
19 S 2. This act shall take effect immediately; provided, however, that
20 the implementation of the provisions of this act shall be subject to the
21 appropriation of moneys specifically for the purposes thereof.

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

LBD08758-10-2