

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

5366--B

2011-2012 Regular Sessions

I N A S S E M B L Y

February 16, 2011

Introduced by M. of A. RUSSELL, CAHILL, BARCLAY, BURLING, LIFTON,
GUNTHER -- Multi-Sponsored by -- M. of A. KOLB, PALMESANO, SAYWARD --
read once and referred to the Committee on Health -- committee
discharged, bill amended, ordered reprinted as amended and recommitted
to said committee -- reported and referred to the Committee on Ways
and Means -- reported and referred to the Committee on Rules -- Rules
Committee discharged, bill amended, ordered reprinted as amended and
recommitted to the Committee on Rules

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, ON AND AFTER APRIL FIRST, TWO
5 THOUSAND TWELVE, RATES OF PAYMENT FOR DIAGNOSTIC AND TREATMENT CENTER
6 SERVICES, EMERGENCY SERVICES, GENERAL HOSPITAL OUTPATIENT SERVICES,
7 AMBULATORY SURGICAL SERVICES AND REFERRED AMBULATORY SERVICES, PROVIDED
8 BY A RURAL HOSPITAL DESIGNATED AS A CRITICAL ACCESS HOSPITAL IN ACCORD-
9 ANCE WITH TITLE XVIII OF THE FEDERAL SOCIAL SECURITY ACT SHALL BE EQUAL
10 TO ONE HUNDRED ONE PERCENT OF THE REASONABLE COSTS OF A FACILITY IN
11 PROVIDING SUCH SERVICES TO PATIENTS ELIGIBLE FOR PAYMENTS MADE IN
12 ACCORDANCE WITH THIS SUBDIVISION. REASONABLE COSTS SHALL BE DETERMINED
13 IN A MANNER CONSISTENT WITH THAT USED TO DETERMINE PAYMENT FOR OUTPA-
14 TIENT CRITICAL ACCESS HOSPITAL SERVICES PROVIDED TO BENEFICIARIES OF
15 TITLE XVIII OF THE FEDERAL SOCIAL SECURITY ACT. FOR FACILITIES WITHOUT
16 ADEQUATE COST EXPERIENCE, SUCH RATES SHALL BE BASED ON BUDGETED COSTS
17 SUBSEQUENTLY ADJUSTED TO ONE HUNDRED ONE PERCENT OF REASONABLE ACTUAL
18 COSTS.
19 S 2. 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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