

9664

I N A S S E M B L Y

March 23, 2012

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

AN ACT to amend the public health law, in relation to medical assistance
recoupments and reductions for home care services

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

1 Section 1. The public health law is amended by adding a new section
2 3621 to read as follows:
3 S 3621. MEDICAL ASSISTANCE RECOUPMENTS AND REDUCTIONS. NOTWITHSTAND-
4 ING ANY OTHER PROVISION OF LAW TO THE CONTRARY, ON AND AFTER APRIL
5 FIRST, TWO THOUSAND NINE, ANY RECOUPMENTS OR REDUCTIONS IN MEDICAL
6 ASSISTANCE PAYMENTS FOR LICENSED HOME CARE SERVICES AGENCIES AND CERTI-
7 FIED HOME HEALTH AGENCIES LICENSED PURSUANT TO THIS ARTICLE OR FISCAL
8 INTERMEDIARIES OPERATING PURSUANT TO SECTION THREE HUNDRED SIXTY-FIVE-F
9 OF THE SOCIAL SERVICES LAW SHALL NOT BE SUBJECT TO INTEREST AND ANY SUCH
10 RECOUPMENTS OR REDUCTIONS IN MEDICAL ASSISTANCE PAYMENTS SHALL BE PAYA-
11 BLE IN EQUITABLE MONTHLY AMOUNTS OVER TWO YEARS ON OR AFTER JANUARY
12 FIRST, TWO THOUSAND TWELVE UNLESS AN INCREASED PAYMENT IS REQUESTED BY
13 AN AGENCY.
14 S 2. This act shall take effect immediately.

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

LBD14595-04-2