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

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I N S E N A T E

(PREFILED)

January 4, 2012

Introduced by Sen. BONACIC -- 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 extending the number of days within a twelve month period a facility may receive reimbursement for a reserved bed

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

Section 1. Subparagraph (iii) of paragraph (b) of subdivision 25 of section 2808 of the public health law, as added by section 31 of part B of chapter 109 of the laws of 2010, is amended to read as follows:

(iii) payment to a facility for reserved bed days provided on behalf of such person for non-hospitalization leaves of absence may not exceed ten days in any twelve month period. PROVIDED, HOWEVER, SHOULD SUCH PERSON'S INDIVIDUAL CARE PLAN PROVIDE FOR THERAPEUTIC LEAVE, PAYMENT TO A FACILITY FOR RESERVE BED DAYS ON BEHALF OF SUCH PERSON FOR NON-HOSPITALIZATION LEAVES MAY NOT EXCEED TWENTY-FIVE DAYS IN ANY TWELVE MONTH PERIOD.

S 2. Subparagraph (iii) of paragraph (b) of subdivision 25 of section 2808 of the public health law, as amended by section 69 of part H of chapter 59 of the laws of 2011, is amended to read as follows:

(iii) payment to a facility for reserved bed days provided on behalf of such person for non-hospitalization leaves of absence may not exceed ten days in any twelve month period. PROVIDED, HOWEVER, SHOULD SUCH PERSON'S INDIVIDUAL CARE PLAN PROVIDE FOR THERAPEUTIC LEAVE, PAYMENT TO A FACILITY FOR RESERVE BED DAYS ON BEHALF OF SUCH PERSON FOR NON-HOSPITALIZATION LEAVES MAY NOT EXCEED TWENTY-FIVE DAYS IN ANY TWELVE MONTH PERIOD; and

S 3. This act shall take effect immediately; provided that section two of this act shall take effect on the same date and in the same manner as section 69 of part H of chapter 59 of the laws of 2011 takes effect.

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

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