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

February 19, 2014

Introduced by Sen. ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the not-for-profit corporation law, in relation to a medicaid billing prohibition

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

Section 1. The not-for-profit corporation law is amended by adding a new section 715-c to read as follows:

S 715-C. MEDICAID BILLING PROHIBITION.

ANY CORPORATION, OR AFFILIATE THEREOF, AS DEFINED BY SUBPARAGRAPH NINETEEN OF PARAGRAPH (A) OF SECTION ONE HUNDRED TWO OF THIS CHAPTER, WHICH, IN THE PRIOR FISCAL YEAR, PAID ANY EXECUTIVE, DIRECTOR, OFFICER OR EMPLOYEE OF THE CORPORATION, OR ANY SUBCONTRACTOR, AN AMOUNT GREATER THAN ONE HUNDRED NINETY-NINE THOUSAND DOLLARS PER ANNUM, SHALL BE PROHIBITED FROM BILLING THE NEW YORK STATE MEDICAL ASSISTANCE PROGRAM ANY AMOUNT IN EXCESS OF ONE HUNDRED MILLION DOLLARS. FOR PURPOSES OF THIS SECTION, IF ANY EXECUTIVE, DIRECTOR, OFFICER OR EMPLOYEE OF ANY CORPORATION, OR A SUBCONTRACTOR HIRED BY THE CORPORATION, IS ALSO EMPLOYED, OR SUB-CONTRACTED, BY AN AFFILIATE OR AFFILIATES OF THE CORPORATION, THE ONE HUNDRED NINETY-NINE THOUSAND DOLLAR PER ANNUM CAP SHALL APPLY IN THE CUMULATIVE WITH RESPECT TO ANY AMOUNT PAID BY THE CORPORATION AND THE AFFILIATE OR AFFILIATES.

S 2. This act shall take effect on the same date and in the same manner as chapter 549 of the laws of 2013 takes effect, or 30 days after becoming a law, whichever is later.

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

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