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I N A S S E M B L Y

March 10, 2016

Introduced by M. of A. GOTTFRIED, COLTON, COOK, DAVILA, DINOWITZ, LIFTON, RIVERA, STECK -- Multi-Sponsored by -- M. of A. BENEDETTO, DILAN, ENGLEBRIGHT, LENTOL, MAGEE, McDONOUGH, ROBINSON, RODRIGUEZ, SEPULVEDA -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to establishing a hospital supplemental reimbursement rate adjustment for enhanced safety net hospitals

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

1 Section 1. Section 2807-c of the public health law is amended by
2 adding a new subdivision 36 to read as follows:
3 36. ENHANCED SAFETY NET HOSPITAL SUPPLEMENTAL RATE ADJUSTMENT. (A)
4 FOR THE PURPOSES OF THIS SUBDIVISION, "ENHANCED SAFETY NET HOSPITAL"
5 MEANS A HOSPITAL WHICH:
6 (I)(A) NOT LESS THAN FIFTY PERCENT OF THE PATIENTS IT TREATS RECEIVE
7 MEDICAID OR ARE MEDICALLY UNINSURED;
8 (B) NOT LESS THAN FORTY PERCENT OF ITS INPATIENT DISCHARGES ARE
9 COVERED BY MEDICAID;
10 (C) TWENTY-FIVE PERCENT OR LESS OF ITS DISCHARGED PATIENTS ARE COMMER-
11 CIALY INSURED;
12 (D) NOT LESS THAN THREE PERCENT OF THE PATIENTS IT PROVIDES SERVICES
13 TO ARE ATTRIBUTED TO THE CARE OF UNINSURED PATIENTS; AND
14 (E) PROVIDES CARE TO UNINSURED PATIENTS IN ITS EMERGENCY ROOM, HOSPI-
15 TAL BASED CLINICS AND COMMUNITY BASED CLINICS, INCLUDING THE PROVISION
16 OF IMPORTANT COMMUNITY SERVICES, SUCH AS DENTAL CARE AND PRENATAL CARE;
17 OR
18 (II) IS A PUBLIC HOSPITAL OPERATED BY A COUNTY, MUNICIPALITY OR PUBLIC
19 BENEFIT CORPORATION.
20 (B) THE COMMISSIONER SHALL ADJUST MEDICAL ASSISTANCE RATES TO ENHANCED
21 SAFETY NET HOSPITALS FOR THE PURPOSES OF SUPPORTING CRITICALLY NEEDED
22 HEALTH CARE SERVICES AND TO ENSURE THE CONTINUED MAINTENANCE AND OPERA-
23 TION OF SUCH HOSPITALS.
24 (C) PAYMENT OF THE NON-FEDERAL SHARE OF THE MEDICAL ASSISTANCE
25 PAYMENTS MADE PURSUANT TO THIS SUBDIVISION SHALL BE THE RESPONSIBILITY

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

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1 OF THE STATE AND SHALL NOT INCLUDE A LOCAL SHARE. PAYMENTS MADE PURSU-
2 ANT TO THIS SUBDIVISION MAY BE ADDED TO RATES OF PAYMENT OR MADE AS
3 AGGREGATE PAYMENTS TO ELIGIBLE GENERAL HOSPITALS.
4 S 2. This act shall take effect on the first of April next succeeding
5 the date on which it shall have become a law.