

4297--A

Cal. No. 256

2015-2016 Regular Sessions

I N S E N A T E

March 11, 2015

Introduced by Sens. HANNON, LARKIN -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

AN ACT to amend the public health law, in relation to universal standards for coding of payment of claims for long term care and electronic payment of claims

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

1 Section 1. The public health law is amended by adding two new sections
2 3614-d and 3614-e to read as follows:
3 S 3614-D. UNIVERSAL STANDARDS FOR CODING OF PAYMENT OF CLAIMS FOR LONG
4 TERM CARE. STANDARDS FOR THE CODES OF CLAIMS OF PAYMENTS FOR PERSONAL
5 CARE, HOME HEALTH CARE SERVICES OR OTHER LONG TERM CARE SERVICES. IN THE
6 PROCESSING OF CODES OF CLAIMS SUBMITTED UNDER CONTRACTS OR AGREEMENTS
7 ISSUED OR ENTERED INTO OR BETWEEN CERTIFIED HOME HEALTH AGENCIES, LONG
8 TERM HOME HEALTH CARE PROGRAMS, LICENSED HOME CARE SERVICES PROGRAMS,
9 FISCAL INTERMEDIARIES OPERATING PURSUANT TO SECTION THREE HUNDRED
10 SIXTY-FIVE-F OF THE SOCIAL SERVICES LAW, INSURERS, MANAGED LONG TERM
11 CARE PLANS, MANAGED CARE PLANS OR ORGANIZATIONS LICENSED OR OPERATED
12 PURSUANT TO THE PROVISIONS OF THIS CHAPTER, THE SOCIAL SERVICES LAW, OR
13 THE INSURANCE LAW AND FOR ALL BILLS FOR PERSONAL CARE, HOME HEALTH CARE
14 SERVICES OR OTHER LONG TERM CARE SERVICES RENDERED BY LICENSED HOME CARE
15 SERVICES PROGRAMS, CERTIFIED HOME HEALTH AGENCIES OR LONG TERM HOME
16 HEALTH CARE PROGRAMS PURSUANT TO SUCH CONTRACTS OR AGREEMENTS, ANY
17 CERTIFIED HOME HEALTH CARE AGENCY, LONG TERM HOME HEALTH CARE PROGRAM,
18 FISCAL INTERMEDIARY OPERATING PURSUANT TO SECTION THREE HUNDRED
19 SIXTY-FIVE-F OF THE SOCIAL SERVICES LAW, INSURER, MANAGED LONG TERM CARE
20 PLANS, MANAGED CARE PLAN, OR ORGANIZATIONS LICENSED OR OPERATED PURSUANT
21 TO THE PROVISIONS OF THIS CHAPTER, THE SOCIAL SERVICES LAW, THE EXECU-

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

LBD09910-02-5

1 TIVE LAW OR THE INSURANCE LAW SHALL BE BASED ON UNIVERSAL BILLING CODES
2 APPROVED BY THE DEPARTMENT OR A NATIONALLY ACCREDITED ORGANIZATION AS
3 APPROVED BY THE DEPARTMENT; PROVIDED, HOWEVER, SUCH CODING SHALL BE
4 CONSISTENT WITH ANY CODES DEVELOPED AS PART OF THE UNIFORM ASSESSMENT
5 SYSTEM FOR LONG TERM CARE ESTABLISHED BY THE DEPARTMENT.

6 S 3614-E. ELECTRONIC PAYMENT OF CLAIMS. IN THE PAYMENT OF CLAIMS
7 SUBMITTED UNDER CONTRACTS OR AGREEMENTS ISSUED OR ENTERED INTO OR
8 BETWEEN CERTIFIED HOME HEALTH AGENCIES, LONG TERM HOME HEALTH CARE
9 PROGRAMS, LICENSED HOME CARE SERVICES PROGRAMS, FISCAL INTERMEDIARIES
10 OPERATING PURSUANT TO SECTION THREE HUNDRED SIXTY-FIVE-F OF THE SOCIAL
11 SERVICES LAW, INSURERS, MANAGED LONG TERM CARE PLANS, MANAGED CARE PLANS
12 OR ORGANIZATIONS LICENSED OR OPERATED PURSUANT TO THE PROVISIONS OF THIS
13 CHAPTER, THE SOCIAL SERVICES LAW OR THE INSURANCE LAW AND FOR ALL BILLS
14 FOR PERSONAL CARE, HOME HEALTH CARE SERVICES, CONSUMER DIRECTED PERSONAL
15 ASSISTANCE SERVICES OPERATING PURSUANT TO SECTION THREE HUNDRED SIXTY-
16 FIVE-F OF THE SOCIAL SERVICES LAW OR OTHER LONG TERM CARE SERVICES
17 RENDERED BY LICENSED HOME CARE SERVICES PROGRAMS, CERTIFIED HOME HEALTH
18 AGENCIES, LONG TERM HOME HEALTH CARE PROGRAMS OR A FISCAL INTERMEDIARY
19 OPERATING PURSUANT TO SECTION THREE HUNDRED SIXTY-FIVE-F OF THE SOCIAL
20 SERVICES LAW PURSUANT TO SUCH CONTRACTS OR AGREEMENTS, ANY CERTIFIED
21 HOME HEALTH CARE AGENCY, LONG TERM HOME HEALTH CARE PROGRAM, INSURER,
22 MANAGED LONG TERM CARE PLAN, MANAGED CARE PLAN OR ORGANIZATION LICENSED
23 OR OPERATED PURSUANT TO THE PROVISIONS OF THIS CHAPTER, THE SOCIAL
24 SERVICES LAW, THE EXECUTIVE LAW OR THE INSURANCE LAW, SUCH CLAIMS SHALL
25 BE PAID VIA ELECTRONIC FUNDS TRANSFER.

26 S 2. This act shall take effect immediately but shall apply to any
27 coding of payment of claims for long term care on or after January 1,
28 2016.