

4297--A

Cal. No. 256

2015-2016 Regular Sessions

I N   S E N A T E

March 11, 2015

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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.

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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.