STATE OF NEW YORK

11200

IN ASSEMBLY

June 14, 2018

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Gottfried) -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to payments for home and community based long term care services

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The public health law is amended by adding a new section 3614-f to read as follows:

§ 3614-f. Payments for home and community based long term care services. The payment of claims submitted under contracts or agreements with insurers under the medical assistance program for home and community based long term care services provided under this article or by fiscal intermediaries operating pursuant to section three hundred sixty-five-f of the social services law shall provide that any funds appropriated to compensate for minimum wage pursuant to section six hundred fifty-two of the labor law shall be provided by insurers in amendments to existing contracts with home and community based long term care services providers under this article and to fiscal intermediaries operating pursuant to section three hundred sixty-five-f of the social services law at least ninety days prior to the effective date of any such law or regulation impacting wages. Insurers shall provide such funds in an amount that supplements any current contracts or agreements and shall not use such funds to supplant payments for existing services under the Medicaid program. Such insurers shall include but not be limited to Medicaid managed care plans and Medicaid managed long term care plans.

§ 2. This act shall take effect immediately.

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

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