

# STATE OF NEW YORK

2906

2019-2020 Regular Sessions

## IN ASSEMBLY

January 28, 2019

Introduced by M. of A. MAGNARELLI -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to Medicaid providers eligible for access funding under the vital access provider program

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

1 Section 1. Subdivision (a) of section 2826 of the public health law,  
2 as added by section 27 of part C of chapter 60 of the laws of 2014, is  
3 amended to read as follows:

4 (a) Notwithstanding any provision of law to the contrary, within funds  
5 appropriated and subject to the availability of federal financial  
6 participation, the commissioner may grant approval of a temporary  
7 adjustment to the non-capital components of rates, or make temporary  
8 lump-sum Medicaid payments, to eligible general hospitals, skilled nurs-  
9 ing facilities, clinics [~~and~~], home care providers, and assisted living  
10 programs, provided however, that should federal financial participation  
11 not be available for any eligible provider, then payments pursuant to  
12 this subdivision may be made as grants and shall not be deemed to be  
13 medical assistance payments.

14 § 2. Paragraph (i) of subdivision (f) of section 2826 of the public  
15 health law, as added by section 14 of part B of chapter 57 of the laws  
16 of 2015, is amended to read as follows:

17 (i) Providers serving rural areas as such term is defined in section  
18 two thousand nine hundred fifty-one of this chapter, including but not  
19 limited to hospitals, residential health care facilities, diagnostic and  
20 treatment centers, ambulatory surgery centers [~~and~~], clinics and  
21 assisted living programs shall be eligible for enhanced payments or  
22 reimbursement under a supplemental rate methodology for the purpose of  
23 promoting access and improving the quality of care.

24 § 3. This act shall take effect April 1, 2020.

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

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