STATE OF NEW YORK

9944

IN ASSEMBLY

April 19, 2022
_____

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

AN ACT to amend the social services law, in relation to reimbursement of
   transportation costs for certain enrollees under Medicaid

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

1   Section 1. Subparagraph (vi) of paragraph (b) of subdivision 4 of
2 section 365-h of the social services law, as added by section 2 of part
3 LL of chapter 56 of the laws of 2020, is amended to read as follows:
4   (vi) [Responsibility] **The broker authorized under this paragraph shall**
5 **not have responsibility** for transportation services provided or arranged
6 for enrollees of managed long term care plans issued certificates of
7 authority under section forty-four hundred three-f of the public health
8 law, [not including] **nor** a program designated as a Program of All-Inclu-
9 sive Care for the Elderly (PACE) as authorized by Federal Public law
10 1053-33, subtitle I of title IV of the Balanced Budget Act of 1997[,
11 and, at the commissioner's discretion, other plans that integrate bene-
12 fits for dually eligible Medicare and Medicaid beneficiaries based on a
13 demonstration by the plan that inclusion of transportation within the
14 benefit package will result in cost efficiencies and quality improve-
15 ment, shall be transferred to a transportation management broker that
16 has a contract with the commissioner in accordance with this paragraph].
17 Providers of adult day health care may elect to, but shall not be
18 required to, use the services of the transportation management broker.
19   § 2. This act shall take effect immediately; provided that the amend-
20 ments to subdivision 4 of section 365-h of the social services law shall
21 be subject to the expiration and reversion of such section pursuant to
22 subdivision (a) of section 40 of part B of chapter 109 of the laws of
23 2010, as amended, and shall be deemed to expire therewith.