STATE OF NEW YORK

251

2023-2024 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 4, 2023

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:

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

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

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

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

§ 3. This act shall take effect April 1, 2024.

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

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