

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 Assem-
bly, 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, 2024.

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

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