

STATE OF NEW YORK

2606

2023-2024 Regular Sessions

IN ASSEMBLY

January 26, 2023

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

AN ACT to amend the social services law, in relation to fiscal intermediary services

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-a of
2 section 365-f of the social services law, as amended by section 1 of
3 part LL of chapter 57 of the laws of 2021, is amended to read as
4 follows:

5 (vi) the commissioner is authorized to either reoffer contracts or
6 utilize the previous offer, to ensure that all provisions of this
7 section are met. The commissioner shall reoffer, to ensure that all
8 provisions of this section are two fiscal intermediaries headquartered
9 in each county with a population of two hundred thousand or more.

10 § 2. Section 365-f of the social services law is amended by adding two
11 new subdivisions 4-e and 4-f to read as follows:

12 4-e. Following the selection of contractors pursuant to this section
13 and in order to ensure regional choice and experience serving individ-
14 uals with developmental disabilities, the commissioner shall provide no
15 less than five additional awards to entities which meet the following
16 criteria:

17 (a) are a not-for-profit entity;

18 (b) have been established as fiscal intermediaries prior to January
19 first, two thousand twelve and have been continuously providing such
20 services for eligible individuals pursuant to this section; and

21 (c) are currently authorized, funded, approved and certified to deliv-
22 er state plan and homes and community-based waiver supports and services
23 to individuals with developmental disabilities by the office for people
24 with developmental disabilities.

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

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1 4-f. Following the selection of contractors pursuant to this section
2 and in order to ensure regional choice and experience serving racial and
3 ethnic minorities, the commissioner shall provide no less than five
4 additional awards to entities which meet the following criteria:

5 (a) are a not-for-profit entity;

6 (b) have been established as fiscal intermediaries prior to January
7 first, two thousand twelve and have been continuously providing such
8 services for eligible individuals pursuant to this section; and

9 (c) primarily provide services to racial and ethnic minority residents
10 or persons who have recently become American citizens in such person's
11 native language.

12 § 3. This act shall take effect immediately and shall be deemed to
13 have been in full force and effect on January 1, 2023.