

# STATE OF NEW YORK

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6218

2023-2024 Regular Sessions

## IN ASSEMBLY

April 3, 2023

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Introduced by M. of A. SLATER, JENSEN, RA, DURSO, E. BROWN, GANDOLFO, BRABENEC, MCGOWAN, DeSTEFANO, BYRNES, FRIEND, BLUMENCRANZ, PIROZZOLO, GRAY, MORINELLO, TAGUE, ANGELINO, MAHER, MANKTELOW, BEEPHAN, McDONOUGH  
-- read once and referred to the Committee on Health

AN ACT to amend the social services law and the state finance law, in relation to requiring enhanced federal medical assistance percentage funds be directly shared with the counties and the city of New York

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

1 Section 1. Subdivision 4 of section 363-a of the social services law,  
2 as amended by chapter 474 of the laws of 1996, is amended to read as  
3 follows:

4 4. The department of taxation and finance shall accept and receive any  
5 and all grants of money awarded to the state under title XIX, or any  
6 successor title, of the federal social security act. All moneys so  
7 received shall be deposited by the department of taxation and finance in  
8 a special fund or funds and shall be used by the state exclusively for  
9 medical assistance and the administration thereof under the provisions  
10 of this title. Such moneys shall be paid from such fund or funds on  
11 audit and warrant of the comptroller on vouchers of or certification by  
12 the department of health. Any and all grants of enhanced federal medical  
13 assistance percentage funds awarded to the state shall be directly  
14 distributed to the counties and the city of New York proportionate to  
15 the county and city of New York share of the non-federal share of  
16 medical assistance.

17 § 2. Section 8 of the state finance law is amended by adding a new  
18 subdivision 21 to read as follows:

19 21. Notwithstanding any inconsistent provision of law, examine and  
20 audit all funds received from the enhanced federal medical assistance  
21 percentage and the distributions made to counties and the city of New  
22 York, and identify whether the distribution of enhanced federal medical

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

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assistance percentage funds was proportional to the portion of each county's share and the city of New York's share of the non-federal share of medical assistance. Upon thorough examination, audit, and identification of proportionality of distributions, make a report to the legislature containing said findings prior to the convening of its annual session.

§ 3. This act shall take effect immediately.