STATE OF NEW YORK

6000

2025-2026 Regular Sessions

IN SENATE

March 4, 2025

Introduced by Sen. FELDER -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT directing the department of health to establish an alternative payment methodology (APM) for federally qualified health centers to preserve and improve patient access to fertility care

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

Section 1. Under the authority of state plan amendment #17-0058, as amended by state plan amendment #23-0050, the department of health shall establish an alternative payment methodology (APM) for federally qualified health centers to preserve and improve patient access to fertility care. Such payments shall be in addition to any prospective payment system (PPS) or any other alternative payment methodology for eligible federally qualified health centers. The APM shall be determined by the department and shall equal the difference between what the eligible provider would have been paid for certain classes of fertility drugs under section 340B of the federal public health services act between January 1, 2024 and December 31, 2024 and the amount that the eligible provider would have been reimbursed for such drugs by a managed care organization, if covered by such managed care organization. For purposes of this section, eligible fertility drugs shall be limited to gondotropion, GNRH antagonists, and GNRH agonists.

§ 2. This act shall take effect immediately.

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

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