

2009-10 Executive Budget  
30-Day AMENDMENTS  
January 15, 2009

**Amendments to Senate S58; Assembly A158  
(Health and Mental Hygiene Article VII Bill)**

**Part A**, relating to implementing public health budget, is amended to:

- Conform language associated with the childhood lead prevention.

**Part C**, relating to the Health Care Improvement Act, is amended to:

- Modify statute to preserve prior year savings related to hospital reforms.
- Change dates related to hospital transition payments.
- Modify the maximum 2010-11 total hospital inpatient rate adjustments savings level from \$225M to \$278M and from \$34M to \$25M for certain psychiatric rate adjustments.
- Correct date when inpatient detox rate reform begins from 01/01/09 to 12/1/08.
- Modify the calculation of hospital outpatient upper payment limits(UPL) to address Federal requirements.
- Correct a reference for children's eligibility for Medicaid associated with a gross income standard.
- Modify Medicaid eligibility requirements for pregnant women and children associated with a gross income standard.
- Add language to clarify that SFY 2009-10 Professional Education Pool (PEP) funding is on an annual basis.
- Modify statute for the Third Party Administrator Claims Fee to preserve revenue estimates.
- Maintain existing Medicaid eligibility levels, holding them constant outside of proposed reduction in SSI State supplement payments.

**Part D**, relating to the Long Term Care Reform Act, is amended to:

- Modify language to de-link Assisted Living Program rates from the nursing home rates and avoid unintended reduction associated with nursing home reform.
- Modify language to allow the conversion of an Adult Day Health Care (ADHC) from the budget based reimbursement rates to a cost based rate.
- Modify language to increase the nursing home upper payment limit (UPL) statutory cap from \$150 million to \$300 million.

- Discontinue worker recruitment and retention funding for the certified home health agencies that is no longer necessary due to the reimbursement reform.

**Part Q,** amends the Mental Hygiene Law relating to operating certificates for chemical dependence crisis services is added to:

- Clarify when hospitals providing detoxification (crisis) services would be required to receive OASAS certification by establishing utilization thresholds.

**Part R,** amending the Social Services Law relating to the Medicaid recertification process is added to:

- Streamline the Medicaid recertification process for individuals enrolled in OMRDD Care At Home and Home and Community Based Services Waiver programs.