

Amend Senate S2007, Assembly A3007, A BUDGET BILL, AN ACT to amend the public health law, in relation to program pamphlets developed and distributed by the department of health and the disposition of results of professional misconduct proceedings....

Page	Line	Amendment
Page 1,	Unnumbered line 29 (AN ACT CLAUSE),	After "payments" insert "to amend the social service law, in relation to limits on Medicaid copayments;"
Page 3,	Unnumbered line 6 (AN ACT CLAUSE),	After "section" strike out "III" and insert "111"
Page 3,	Unnumbered line 17 (AN ACT CLAUSE),	After "costs" insert ", in relation to the effectiveness thereof"
Page 3,	Unnumbered line 25 (AN ACT CLAUSE),	Before "; to amend" strike out "making such provisions permanent" and insert "the effectiveness thereof"
Page 3,	Unnumbered line 30 (AN ACT CLAUSE),	Before "planning" strike out "state wide" and insert "the statewide health information network of New York and the statewide"
Page 4,	Unnumbered line 28 (AN ACT CLAUSE),	After "(Part R);" strike out "and"
Page 4,	Unnumbered line 35 (AN ACT CLAUSE),	After "(Part S)" insert "; to amend the mental hygiene law, in relation to clarifying the authority of the commissioners in the department of mental hygiene to design and implement time-limited demonstration programs (Part T); and to amend the mental hygiene law, in relation to eliminating the duplication of regulatory efforts between the department of health and the office for people with developmental disabilities associated with rates and fees received by OPWDD providers; and to repeal certain provisions of such law relating thereto (Part U)"
Page 4,	Line 4,	After "through" strike out "S" and insert "U"
Page 10,	Line 32,	After "with" strike out " <u>an</u> " and insert " <u>a dividend</u> "
Page 10,	Line 35,	After " <u>such</u> " insert " <u>dividend</u> "
Page 10,	Line 38,	After " <u>such</u> " insert " <u>dividend</u> "
Page 10,	Line 52,	After " <u>savings</u> " insert " <u>dividend</u> "
Page 11,	Line 52,	After " <u>subdivision</u> " strike out " <u>six</u> " and insert " <u>four</u> "

Page 14,	Line 1,	<p>After "§15." Strike out "Intentionally omitted" and insert "Subparagraph (iv) of Paragraph (b) of subdivision 6 of section 367-a of the social services law, as amended by section 40 of part C of chapter 58 of the laws of 2005, is amended to read as follows:</p> <p>(iv) individuals [enrolled in health maintenance organizations or other entities which provide comprehensive health services, or other managed care programs for services covered by such programs, except that such persons, other than persons otherwise exempted from co-payments pursuant to subparagraphs (i), (ii), (iii) and (v) of this paragraph, and other than those persons enrolled in a managed long term care program, shall be subject to co-payments as described in subparagraph (v) of paragraph (d) of this subdivision] <u>whose family income is less than one hundred percent of the federal poverty line, as defined in subparagraph four of paragraph (a) of subdivision one of section three hundred sixty-six of this title, for a family of the same size; and</u></p>
Page 17,	Line 9,	After " <u>the</u> " insert " <u>State of New York or</u> "
Page 17,	Line 11,	After " <u>sections</u> " strike out " <u>sixteen and nineteen</u> " and insert " <u>eighteen and twenty-one</u> "
Page 17,	Line 31,	After " <u>sections</u> " strike out " <u>sixteen and nineteen</u> " and insert " <u>eighteen and twenty-one</u> "
Page 19,	Line 22,	After " <u>select</u> " strike out " <u>the</u> " and insert " <u>and</u> "
Page 19,	Line 35,	After " <u>which</u> " strike out " <u>rate</u> " and insert " <u>rates</u> "
Page 32,	Line 13,	After "act" insert "shall not affect the repeal of such section and shall be deemed repealed therewith"
Page 32,	Line 15,	After "such" strike out "sections" and insert "section"
Page 45,	Between Lines 4 and 5,	<p>Insert "§29. Section 4-a of part A of chapter 56 of the laws of 2013 is amended to read as follows:</p> <p>§4-a. Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, section 21 of chapter 1 of the laws of 1999, or any other contrary provision of law, in determining rates of</p>

		<p>payments by state governmental agencies effective for services provided on and after January 1, 2015 [through March 31, 2015,] for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities or units of such facilities providing services primarily to children under twenty-one years of age, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies, long term home health care programs and AIDS home care programs, and for personal care services provided pursuant to section 365-a of the social services law, the commissioner of health shall apply no greater than zero trend factors [attributable to the 2015 calendar year] in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such no greater than zero trend factors [attributable to such 2015 calendar year] shall also be applied to rates of payment provided on and after January 1, 2015 [through March 31, 2015] for personal care services provided in those local social services districts, including New York city, whose rates of payment for such services are established by such local social services districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social services districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided on and after January 1, 2015 [through March 31, 2015,] such trend factors [attributable to the 2015 calendar year] shall be established at no greater than zero percent."</p>
Page 45,	Line 5,	Before "Notwithstanding" strike out "29." and insert "30."
Page 45,	Line 11,	Before "Notwithstanding" strike out "30." and insert "31."
Page 45,	Line 17,	Before "Severability" strike out "31." and insert "32."
Page 45,	Line 26,	Before "This Act" strike out "32." and insert "33."
Page 78,	Lines 11	After "\$5." strike out "Paragraph 3 of

	through 29,	<p>subdivision (a) of section 16.03 of the mental hygiene law, as amended by chapter 37 of the laws of 2011, is amended to read as follows:</p> <p>(3) Operation of a facility established or maintained by a public agency, board, or commission, or by a corporation or voluntary association for the rendition of out-patient or non-residential services for persons with developmental disabilities; provided, however, that such operation shall not be deemed to include (i) professional practice, within the scope of a professional license or certificate issued by an agency of the state, by an individual practitioner or by a partnership of such individuals or by a professional service corporation duly incorporated pursuant to the business corporation law or by a university faculty practice corporation duly incorporated pursuant to the not-for-profit corporation law or (ii) non-residential services which are licensed, supervised, or operated by another agency of the state and non-residential services which are chartered or issued a certificate of incorporation pursuant to the education law or (iii) pastoral counseling by a clergyman or minister, including those defined as clergyman or minister by section two of the religious corporations law." and insert "Intentionally Omitted."</p>
Page 85,	Between lines 19 and 20,	Insert new Part T (LBD #71023-01-5)
Page 85,	Between lines 19 and 20,	Insert new Part U (LBD #71021-02-5)
Page 85,	Line 30,	After "through" strike out "S" and insert "U"