

Amend Senate 1408, Assembly 2108, A BUDGET BILL, AN ACT to repeal Chapter 174 of the laws of 1990, constituting the youth opportunity program act...

Page 18, Lines
14 thru 17

Strike out "lines 14-17" and insert
"6. Payment limitations set forth in paragraph 2 of this section related to costs incurred by general hospitals in providing services to uninsured patients and patients eligible for medical assistance pursuant to title 11 of article 5 of the social services law shall, for state fiscal year periods commencing April 1, 1997 through March 31, 2002, be based initially on reported 1995 reconciled data as further reconciled to actual reported 1997, 1998, 1999, 2000 and 2001 reconciled data, respectively. Such payment limitations for state fiscal year periods commencing April 1, 2002 through March 31, 2006, shall be based initially on reported 2000 reconciled data as further reconciled to actual reported 2002, 2003, 2004 and 2005 reconciled data, respectively. The payments may be made as quarterly aggregate payments to an eligible general hospital."

Page 22, Between lines
43 and 44

Insert
"1a. Notwithstanding any provision of law to the contrary, the department of health shall retain one hundred percent of the non-federal share of outpatient drug rebates paid by drug manufacturers pursuant to subdivision seven of section three hundred sixty-seven-a of the social services law and received by the department of health on or after April 1, 2003."

Page 24, Line 45

After "any" strike out "adjustment" and insert
"adjustments attributable to rate periods on and after January 1, 2003,"

Page 33, Lines
7 thru 40

Strike out
"(d) [Amounts] (i) Except as provided in subparagraph (ii) of this ... under such Part A or such Part B."

and insert

(d)[Amounts](i) Amounts payable under this title for medical assistance for items and services provided to eligible persons who are also beneficiaries under Part A of title XVIII of the federal social security act and items and services provided to qualified medicare beneficiaries under Part A of title XVIII of the federal social security act shall not be less than the amount of any deductible and co-insurance liability of such eligible persons or for which such eligible persons or such qualified medicare beneficiaries would be liable under federal law were they not eligible for medical assistance or were they not qualified medicare beneficiaries with respect to such benefits under such Part A.

(ii) Amounts payable under this title with respect to items and services provided to eligible persons who are also beneficiaries under Part B of title XVIII of the federal social security act and such items and services provided to qualified medicare beneficiaries

under Part B of title XVIII of the federal social security act shall not be made to the extent that payment under Part B for the item or service would exceed the amount that otherwise would be made under this title for such item or service if provided to eligible persons other than persons who are also beneficiaries under Part B or who are qualified medicare beneficiaries; provided, however, that amounts payable under this title for items and services provided to eligible persons who are also beneficiaries under Part B or to qualified medicare beneficiaries by a facility under the authority of an operating certificate issued pursuant to articles sixteen, thirty-one or thirty-two of the mental hygiene law and with respect to outpatient hospital and clinic items and services provided by a facility under the authority of an operating certificate issued pursuant to article twenty-eight of the public health law, shall not be less than the amount of any deductible and co-insurance liability of such eligible persons or such qualified medicare beneficiaries, or for which such eligible persons or such qualified medicare beneficiaries would be liable under federal law were they not eligible for medical assistance or were they not qualified medicare beneficiaries with respect to such benefits under Part B.

- Page 67, Between lines 14 and 15 insert
 "\$79a. Article 36-A of the public health law is REPEALED"
- Page 68, Line 25 Strike out "and"
- Page 68, Line 30, Strike out "." and insert ";"
- Page 68, Between lines 30 and 31 insert
 "8. section two of this act shall take effect May 1, 2003; and
 9. sections three, four, five and twenty-five of this act shall take effect July 1, 2003."
- Page 113, Line 39, After "later," and before "one" insert "is"
- Page 113, Lines 39 thru 41 After "thirty-three percent" strike out "for family health ... thousand three" and insert
"; provided, however, that the provisions of this subclause shall not apply to persons determined eligible for family health plus prior to February 1, 2003 whose gross family income on January 31, 2003 is greater than one hundred thirty-three percent but less than or equal to one hundred fifty percent of the federal income official poverty line; provided, further, that a person who is determined eligible for family health plus on or after February 1, 2003, but prior to the effective date of the income standard established by this subclause, and who would lose eligibility solely due to such income standard taking effect, shall, if otherwise eligible, continue to receive family health plus benefits until the person's

eligibility is redetermined after such effective date, which shall occur no later than the person's next regularly scheduled recertification"

Page 118	Line 31	After "amounts" and before "collected" insert "billed and"
Page 118	Line 31	After "health" and before "by" insert "pursuant to subdivision 8 of section 2807-j or subdivisions 18 or 20 of section 2807-c of the public health law"
Page 141	Line 45	Before "governmental" strike out "["
Page 141	Line 46	After "agencies: strike out "]" <u>the medical assistance program"</u>
Page 141	Line 47	After "children" strike out "["
Page 141	Line 48	After "payment" and before "from" insert " <u>for transportation services"</u>
Page 141	Line 49	After "program" and before "or" insert "["
Page 141	Line 49	After "payors" and before "," insert "]"
Page 141	Line 50	After "intervention" and before "services" insert " <u>transportation"</u>
Page 141	Line 53	After "billing" and before "," insert "["