

**2005-06 Executive Budget
30-DAY AMENDMENTS**

**Amendments to Senate 992, Assembly 1922
(Health and Mental Hygiene Article VII Bill)**

PART A - PUBLIC HEALTH relating to improving public health services by eliminating low priority programs, implementing cost savings measures and facilitating access to the Medicare prescription drug benefit for low-income EPIC enrollees, is amended to:

- Specify that the General Public Health Works (GPHW) Program will receive an annual trend.

PART B - HCRA relating to authorizing the extension of the Health Care Reform Act (HCRA) and all necessary allocations through June 30, 2007 is amended to:

- Make technical correction to replace the word "annual" with "annualized".
- Add the following conforming language ", or any successor fund or account," to incorporate all HCRA allocations included on budget.
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- Modify the allocation for the Public Health Program to include funding for Family Planning due to the realignment of TANF Surplus funds.
- Add the following conforming language ", fund or" after "successor" to incorporate all HCRA allocations included on budget.
- Remove the reference "by the commissioner" in order to conform all language required to incorporate HCRA on budget.
- Make technical correction needed to add \$200 million in savings associated with Empire Conversion.
- Make technical change needed to clarify the Family Health Plus allocation to remove the "one hundred thousand" reference.
- Conform language to incorporate all HCRA allocations on budget by including the state comptroller when referencing the commissioner's ability to distribute funds.
- Make technical change needed to notwithstanding additional sections of law in the Nursing Home Quality Improvement Act.
- Eliminate the Priority Restoration Adjustment because language is duplicative in the Medicaid Article VII - Part C.

- Make technical change to reference the elimination of the Individual Subsidy and Catastrophic Care programs by referencing the end of the last HCRA extension - June 30, 2005.
- Make technical change needed to correct error made for the Cancer Initiatives program allocation to reflect the 2005 and 2006 allocation of up to \$10.05 million and the 2007 allocation of up to \$5.025 million.
- Conform language to incorporate all HCRA allocations on budget by including the state comptroller when referencing the commissioner's ability to distribute funds.
- Make technical change to change the name of the Health Care Capital Project from the "Health Care System Improvement Capital Grant Program" to the Health Care Efficiency and Affordability Law for New Yorkers (HEAL NY)."
- Add language required for the HEAL NY program to authorize the Comptroller to transfer funds from the HCRA Resources Fund (F04) to the General Fund.
- Make technical change to the Department of Health administrative allocation to reflect HCRA on budget. In addition the chapter law reference is changed to reference the public health law.
- Add language within the Bad Debt and Charity Care section to clarify what enforcement action the commissioner may take in the event a hospital fails to secure an independent accountant's certification that is in compliance with the financial aid policies required by the new subdivision.
- Make technical change to notwithstanding section 112 of the State Finance Law for the Pay for Performance program.
- Make technical change needed for the Pay for Performance program to allow funding to be released without a competitive bid process.
- Make technical changes needed to add additional language to the Disease Management Program to expand who is eligible for the demonstration program.
- Change header to reflect the transitional care units program as being a demonstration program.
- Add language to limit the number of transitional care unit demonstration programs to up to five programs.
- Add technical language to modify the HCRA On-Budget language to reference the tobacco control and insurance initiatives pool.
- Add language to the HCRA On-Budget language to reflect the new name of the capital program "Health Care Efficiency and Affordability Law for New Yorkers (HEAL NY)."

- Add language to incorporate language that extends the Clinic Bad Debt and Charity Care Program through HCRA's extension of June 30, 2007.
- Add new section after Bad Debt and Charity Care extension to extend the Home Care Demonstration Program through HCRA's extension of June 30, 2007.
- Add new language for the Covered Lives Assessment to exempt specific groups from the increased assessment.
- Add new language to limit certain HCRA worker retraining grants to those awardees previously granted funds from this program.
- Renumber sections 85 through 89 to reflect new sections added to the end of Part B of the bill.

PART C, restructure the State's Medicaid Program through measures that reduce costs, enhance revenues and maintain access to health care services and advance an initiative to limit local Medicaid costs, is amended to:

- Extend the effective date beyond July 1, 2008 in the tax provisions related to the local Medicaid cap proposal which authorizes the intercept of New York City revenue. In addition, a technical correction is needed to replace non-standard math symbols with standard math symbols.
- Eliminate unnecessary/repetitive language related to the proposal to eliminate the Certified Home Health Agencies (CHHA) administrative and general (A&G) savings cap.
- Add language to clarify that the Medicaid program would no longer have to pay the Medicare coinsurance for clinical psychologists once it is eliminated as an optional service.
- Add language to authorize the Commissioner to draw down Federal moneys into a Community Health Care Conversion Demonstration Project (CHCCDP) transfer account before the five year Federal claim limit expires. Absent this change funding would be returned to the Federal government.
- Amend language to correctly reference appropriate sections related to the proration of the nursing home and home care Medicare maximization (prior year cost containment).

PART G, relating to the compulsive gambling education and treatment program, is added to:

- Transfer the authority to administer the compulsive gambling education and treatment program from the Office of Mental Health to the Office of Alcoholism and Substance Abuse Services (OASAS) so as to authorize OASAS to license and credential compulsive gambling programs and professionals.