



**Department
of Health**

Executive Budget 2015-16

Overview of Health Provisions

February 13, 2015
11:00 AM – 12:30 PM

INVEST IN HEALTH CARE TRANSFORMATION

Capital Appropriation Bill

A total of \$1.4 billion in new investments are included in the Executive Budget for transformative projects as follows:

- \$700 million for Kings County transformation projects
- \$300 million for Oneida County transformative projects
- \$400 million for essential providers in rural, geographically isolated areas



ADDRESS HUNGER AND FOOD INSECURITY

Aid to Localities Appropriation Bill

The Executive Budget proposes additional funds for emergency food relief in line with the deliberations of the Governor's Anti-Hunger Task Force:

- \$4.5 million for the Department's Hunger Prevention and Nutrition Assistance Program (HPNAP)
- \$2.0 million shifted from the Office of Temporary Disability Assistance budget to the Department for HPNAP

Additionally, the Executive Budget includes: \$250,000 in the Office of Children and Family Services' budget to increase child care providers' participation in the federally funded Child and Adult Care Food Program (CACFP) which provides reimbursement for healthy meals; and \$250,000 in the Department of Agriculture and Markets' budget for grants to help schools access local food.



TARGET HEALTH CARE SPENDING

Aid to Localities Appropriation Bill

The Executive Budget includes combined appropriations in six program areas:

- Chronic Disease Prevention and Control
- Maternal and Child Health
- Public Health Workforce
- Infectious Diseases
- Roswell Park Cancer Institute
- Health Outcomes and Advocacy



PROMOTE SAVINGS AND EFFICIENCY MEASURES

Health and Mental Hygiene Article VII Bill, Part A

- **Eliminate Physician Profile Requirement**
Repeal the requirement that the Department maintain the New York State Physician Profile on its website.
- **Eliminate Resident Work Hour Audit Requirement**
Repeal the requirement that the Department maintain the New York State Physician Profile on its website.
- **Repeal EQUAL Program**
Repeal the statutory authority that established the Enhancing the Quality of Adult Living (EQUAL) Program for adult care facilities.
 - \$3.3 million of these savings will be redirected to support the assessment and transition of individuals with serious mental illnesses from adult homes to supported housing.



EXTEND EXPIRING STATUTORY PROVISIONS

Health and Mental Hygiene Article VII Bill, Part D

- **Collaborative Drug Therapy Management**
Extend for three years the collaborative drug therapy management demonstration program.
- **Recertification of EMS Providers**
Extend for three years the collaborative drug therapy management demonstration program for teaching hospitals.
- **State Hospital Procurement**
Permanently extend provisions that permit flexibility in contracting for goods and services by State-operated hospital.
- **SPARCS and SHIN-NY**
Permanently extend provisions that authorize the collection of health care claims data within SPARCS and SHIN-NY.

LEVEL THE REGULATORY FIELD

Health and Mental Hygiene Article VII Bill, Part H

- **Limited Services Clinics**

Define limited services clinics and the scope of services they are authorized to provide; require such clinics to be approved to operate a limited services clinic and require accreditation.

- **Urgent Care**

Limit the use of the term “urgent care” solely to Article 28 certified entities and fully accredited health care providers that meet specified criteria including minimum scope of services requirements and obtain the approval of the Department.

- **Upgraded Diagnostic and Treatment Centers**

Repeal statutory provisions related to Upgraded Diagnostic and Treatment Centers.

- **Authorize Review of Procedures in Ambulatory Settings**

Authorize the Public Health and Health Planning Council to review procedures involving sedation and anesthesia in outpatient settings to determine if the current level of oversight is sufficient and make recommendations for change as necessary.



SUPPORT END OF AIDS INITIATIVE

Health and Mental Hygiene Article VII Bill, Part I

- **June 29, 2014:** Governor Cuomo's three-point plan announced to move to the end of the AIDS epidemic in New York State.
- **The Goal:** Reduce the number of new HIV infections to just 750 (from an estimated 3,000) by 2020; Achieve New York's first ever decrease in HIV prevalence.
- **Three Strategies:**
 - Identify persons with HIV who remain undiagnosed and link them to health care.
 - Link and retain persons diagnosed with HIV in health care to maximize virus suppression so they remain healthy and prevent further transmission.
 - Facilitate access to Pre-Exposure Prophylaxis (PrEP) for high-risk persons to keep them HIV negative.

SUPPORT END OF AIDS INITIATIVE

Health and Mental Hygiene Article VII Bill, Part I

- The **Ending the Epidemic Task Force** developed recommendations to end the epidemic.
- The Executive Budget proposes: \$5.0 million to continue to focus resources on the three strategies (Aid to Localities Appropriation bill) and several policy changes recommended by the Task Force.

SUPPORT END OF AIDS INITIATIVE

Health and Mental Hygiene Article VII Bill, Part I

- **Remove Disincentives to Using Condoms**
Limit the admission of condoms as evidence in criminal proceedings for misdemeanor prostitution offenses.
- **Expand Access to Legal Syringes**
 - Clarify that people can possess syringes without a prescription when they are obtained through state regulated syringe exchange and syringe access programs;
 - Permit pharmacies to sell the number of syringes needed and eliminate the current limit of 10 syringe; and
 - Remove the ban on advertising non prescription syringe sales.
- **Eliminate Written Consent for HIV Testing in Correctional Facilities, Consistent with all Other Testing Sites**

AUTHORIZE ADVANCED HOME HEALTH AIDES

Health and Mental Hygiene Article VII Bill, Part J

This proposal would amend the Nurse Practice Act (Education Law Article 139) to permit advanced home health aides to perform advanced tasks in home care and hospice settings with appropriate training and supervision, if authorized as an exemption to the Nurse Practice Act in the New York State Education Law. The Department has convened a workgroup to obtain guidance in shaping this new legislative proposal and/or the implementing regulations.



PROMOTE INFRASTRUCTURE IMPROVEMENTS

Health and Mental Hygiene Article VII Bill, Part K

- **Promote Primary Care Development**
Exempt primary care clinic applicants from the review of the public need for the facility and the applicant's financial position.
- **Rationalize Article 28 Character and Competence Review**
Revise existing character and competence review of experienced applicants for Article 28 establishment.
- **Increase Transparency in Transfers of Ownership**
Increase transparency regarding transfer of ownership interests in operators of facilities licensed under Article 28 or agencies licensed under Article 36.

ENHANCE OVERSIGHT OF OFFICE-BASED SURGERY

Health and Mental Hygiene Article VII Bill, Part L

Enhance oversight of office-based surgery (OBS) to:

- Include non-surgical procedures involving more than minimal sedation;
- Limit procedure and recovery time;
- Broaden the definition of adverse events;
- Require registration and submission of data; and
- Strengthen accreditation requirements.

Prevent Tooth Decay

Health and Mental Hygiene Article VII Bill, Part M

- Tooth decay is the most common chronic disease in children.
- It results in missed school days and affects school performance.
- Dental diseases account for about 18% of all health care expenditures.
- Approximately 4,800 children under age six in New York State are treated annually in an ambulatory surgery facility for tooth decay at an average cost of \$6,293 for each visit.



Prevent Tooth Decay

Health and Mental Hygiene Article VII Bill, Part M

The proposal would increase the percent of the population served by fluoridated water supply by:

- Requiring local governments to (1) notify the public and the Department of their intent to discontinue water fluoridation, and (2) provide the Department at least ninety days prior written notice of the intent to discontinue and submit a plan for discontinuance; and
- Authorizing grants to provide assistance towards the one time costs of installation, repair or upgrade of fluoridation equipment, including costs associated with design and construction (\$5.0 million included in the Aid to Localities Appropriation bill).

CREATE PRIVATE EQUITY PILOT PROGRAM

Health and Mental Hygiene Article VII Bill, Part Q

Authorize the Commissioner of Health to establish a pilot program to authorize private capital investment in hospitals. The pilot program would:

- Allow up to five business corporations to be established as owner/operator of a new or existing hospital;
- Exclude publicly traded entities; and
- Require participating corporations to consider impact of actions on patients, employees and community.

QUESTIONS AND ANSWERS

