



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

VETO # 142

December 22, 2023

TO THE SENATE:

I am returning herewith, without my approval, the following bill:

Senate Bill Number 6075, entitled:

“AN ACT to amend the social services law, in relation to determination and approval of reimbursement rates for managed care providers under medicaid”

NOT APPROVED

This legislation would create additional requirements around the Department of Health’s (DOH) development of actuarially sound rates of payment to Medicaid managed care plans, which currently are submitted by DOH’s independent actuary to the federal government.

The additional steps and delays imposed by this bill could delay the ability of DOH to submit its rate certifications to the federal Centers for Medicare & Medicaid Services (CMS) in a timely manner. CMS has the ability to defer, delay or disallow the federal share of any capitation payments associated with untimely rate submissions. This bill would likely lead to delays which could lead to billions of dollars in financial liabilities for New York’s Medicaid program.

Therefore, I am constrained to veto this bill.

The bill is disapproved.

Ruth Hochul