

Client Alert

April 22, 2024

CDPAP UPDATE

In our haste to inform the industry of the budget developments, an incorrect date was included in our April 19, 2024 Alert. Item 5 in our list below incorrectly referenced January 1, 2025. The correct date is April 1, 2025.

As the budget process comes to conclusion, the scope of the single Statewide Fiscal Intermediary is coming into focus. We are reviewing the budget language, but here's how it looks:

1. A single "Statewide Fiscal Intermediary" (SFI) will be selected through a procurement process. With respect to procurement, DOH will post on its website the description of services to be provided by the SFI. The criteria for selection includes a requirement that the applicant be providing services as a fiscal intermediary on a statewide basis with at least 1 other state as of April 1, 2024.
2. MCOs, MLTCs, Local Departments of Social Services and other programs offering CDPAS will be required to contract with the SFI.
3. The SFI will be required to subcontract with Independent Living Service Centers that have been providing fiscal intermediary services since

January 1, 2024 or earlier.

4. The SFI will be required to subcontract with at least one entity per rate setting region that has a proven record of providing services to individuals with disabilities and the senior population, and has been providing FI services since January 1, 2012.
5. As of April 1, 2025, no entity (other than the SFI and subcontractors) will be permitted to provide, directly or by contract, fiscal intermediary services.
6. Subcontractors will be required to register with DOH within 30 days of selection as a subcontractor.
7. In selecting its subcontractors, the SFI is required to consider the subcontractor's demonstrated compliance with federal and state laws and regulations, including marketing and labor practices, cost reporting and electronic visit verification.
8. DOH may issue orders and take other actions to prohibit and prevent the provision of FI services by an unregistered entity.

We will continue to update you on this matter. Please contact our office with any questions.

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**68 South Service Road ♦ Suite 100 ♦
Melville, NY 11747**

P: 516.304.5858 ♦ F: 516.304.5855
www.glaserweiner.com

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Glaser & Weiner, P.C. | 68 South Service Road, Suite 100, Melville, NY 11747 516.304.5858

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