Intro. Res. No. 1265-2011 Laid on Table 3/22/2011
Introduced by Legislator Cooper

RESOLUTION NO. 307 -2011, ESTABLISHING A COMMISSION TO ADDRESS STATE AID REDUCTIONS AND PRESERVE HEALTH SERVICES IN SUFFOLK COUNTY

WHEREAS, the Suffolk County Department of Health Services provides programs and services to protect and promote public health through its network of community health centers, emergency medical services and the Medical Examiner's crime laboratory; and

WHEREAS, Article 6 of the Public Health Law authorizes the payment of state aid for general public health work delivered by the County, including a description of the basic and optional services which are eligible for reimbursement; and

WHEREAS, the New York State Department of Health ("NYSDOH") has recently disallowed Article 6 State Aid reimbursements for the following services provided by the County:

- diagnostic and treatment services for all health center patients over age 21;
- emergency medical services; and
- the Medical Examiner's crime laboratory; and

WHEREAS, these disallowances account for a loss of approximately $5 million dollars per year in the County's operating budget; and

WHEREAS, the NYSDOH has made these disallowances retroactive to 2008, which creates an immediate gap of $20 million dollars in the County's 2011 Operating Budget; and

WHEREAS, Section C4-37 of the SUFFOLK COUNTY CHARTER prohibits County funding for changes in state and federal reimbursement and requires the County to establish a commensurate level of service reductions to offset these losses; and

WHEREAS, the County Legislature, the County Executive and representatives of the Department of Health Services and the Medical Examiner's Office should work together to determine how to address these budgetary shortfalls in the best interests of the County's residents; now, therefore be it

1st **RESOLVED**, that a Suffolk County Commission to Preserve Public Health Services ("Commission") is hereby established; and be it further

2nd **RESOLVED**, that the Commission shall be charged with reviewing all public health appropriations in the 2011 Adopted County Operating Budget and recommend to the County cost saving measures worth twenty million dollars ($20,000,000) while preserving the delivery of public health care; and be it further

3rd **RESOLVED**, that the Commission shall consist of the following members:

1. The County Executive or his designee,
2. The Presiding Officer of the Suffolk County Legislature, or his designee,
3. The Majority Leader of the Suffolk County Legislature, or his designee,

4. The Minority Leader of the Suffolk County Legislature, or his designee,
5. The Chairperson of the Health and Human Services Committee of the Suffolk County Legislature,
6. The Chairperson of the Budget, Finance and Information Technology Committee of the Suffolk County Legislature,
7. The Deputy County Executive for Financial Affairs,
8. The Budget Director,
9. The Director of the Budget Review Office of the Suffolk County Legislature,
10. The Commissioner of the Department of Health Services, and
11. The Medical Examiner;

and be it further

4th **RESOLVED**, the Commission shall conduct hearings and meetings at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York, or at some place or places in Suffolk County otherwise deemed advisable by the Commission, for the purpose of receiving testimony and information relevant to the review of the County's 2011 Public Health Budget appropriations and recommendations for achieving twenty million dollars ($20,000,000) in cost savings for the 2011 fiscal year from representatives of Suffolk County: a) hospitals; b) private medical providers; c) public health experts; and d) residents; and be it further

5th **RESOLVED**, that the County Executive, or his designee, shall serve as Commission chair; and be it further

6th **RESOLVED**, that the Commission Chair shall determine rules of proceedings, set a meeting schedule, and appoint a secretary to keep a record of all Commission proceedings; and be it further

7th **RESOLVED**, that six members of the Commission shall constitute a quorum to transact the business of the Commission; and be it further

8th **RESOLVED**, that the clerical services for the Commission will be provided by the Office of Budget and Management; and be it further

9th **RESOLVED**, that the Commission shall submit a written report detailing its recommendations to the Legislature and County Executive, no later than June 15, 2011; and be it further

10th **RESOLVED**, that the Commission shall deposit all the records of its proceedings with the Clerk of the Legislature within 60 days after submission of its written report, at which time the Commission shall be deemed terminated unless its existence shall be extended via a duly enacted Legislative resolution; and be it further

11th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5(C)(20) of Title 6 of the New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA.

DATED: April 26, 2011

EFFECTIVE PURSUANT TO SECTION 2-15(F) OF THE SUFFOLK COUNTY CHARTER, RETURNED BY THE COUNTY EXECUTIVE UNSIGNED MAY 12, 2011

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY

This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on April 26,2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Intro. Res. 1265 Res. No. 307 April 26, 2011

Motion:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	✓				
2	Jay H. SCHNEIDERMAN	✓				
3	Kate M. BROWNING	✓				
4	Thomas MURATORE	✓				
6	Sarah S. ANKER	✓				
7	Jack EDDINGTON	✓				
9	Ricardo MONTANO	✓				
10	Thomas CILMI	✓				
11	Thomas F. BARRAGA		✓			
12	John M. KENNEDY, JR.	✓				
13	Lynne C. NOWICK	✓				
14	Wayne R. HORSLEY	✓				
15	DuWayne GREGORY	✓				
16	Steven H. STERN	✓				
17	Lou D'AMARO	✓				
18	Jon COOPER	✓				
5	Vivian VILORIA-FISHER, D.P.O.	✓				
8	William J. LINDSAY, P.O.	✓				
	Totals	17	1			

MOTION

X Approve
___ Table: _____
___ Send To Committee
___ Table Subject To Call
___ Lay On The Table
___ Discharge
___ Take Out of Order
___ Reconsider
___ Waive Rule ___
___ Override Veto
___ Close
___ Recess

APPROVED X FAILED ___
No Motion ___ No Second ___

RESOLUTION DECLARED

X ADOPTED
___ NOT ADOPTED

Roll Call ___ Voice Vote X

Tim Laube
Tim Laube, Clerk of the Legislature