

Legislation Details (With Text)

**File #:** ID-5306      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Passed  
**File created:** 2/9/2023      **In control:** County Legislature  
**On agenda:** 2/16/2023      **Final action:** 2/16/2023  
**Enactment date:** 2/16/2023      **Enactment #:** 80-23  
**Title:** Calling on the State of New York to continue to pass thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds (eFMAP)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
2/16/2023	1	Executive Committee	carried at Committee	Pass
2/16/2023	1	County Legislature	adopted	Pass

**Narrative of Resolution:**

Calling on the State of New York to continue to pass thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds (eFMAP)

**If Resolution requires expenditure of County Funds, provide the following information:**

**Amount to be authorized by Resolution:** Click or tap here to enter text.

**Are funds already budgeted?** Choose an item.

**Specify Compliance with Procurement Procedures:**

RESOLUTION INTRODUCED BY EXECUTIVE COMMITTEE CALLING ON THE STATE OF NEW YORK TO CONTINUE TO PASS-THRU FEDERAL AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAID ASSISTANCE PERCENTAGE FUNDS

WHEREAS, the SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City; and

WHEREAS, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers; and

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included; and

WHEREAS, the SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027; and

WHEREAS, it is the strong view of the Sullivan County Legislature that congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match; and

**WHEREAS**, since 2003, the state has shared the funds proportionally based on our analysis of savings we have received during periods when an enhanced federal Medicaid match was enacted by Congress; and

**WHEREAS**, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion.; and

**WHEREAS**, starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC make to the state to support the State's Medicaid program. Through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with the 57 counties and NYC; and

**WHEREAS**, the Sullivan County Legislature strongly disagree with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own reserves two years ahead of schedule by depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years; and

**BE IT FURTHER RESOLVED**, that copies of this resolution to the Governor of the State of New York, the New York State Legislature, the New York State Congressional Delegation, and all others deemed necessary and proper.