

**OVERVIEW**  
**Of**  
**New York Health Care Reform Act of 1996 (HCRA)**

New York enacted the New York Health Care Reform Act of 1996 (HCRA), which became effective January 1, 1997. The law has been reenacted each year, with the latest HCRA 2000 being signed into law on December 31, 1999. The law established pools to fund indigent care and graduate medical education by surcharging medical bills for services rendered in inpatient and certain outpatient facilities in the state of New York. In addition to these surcharges, New York requires that the Plan pay a monthly assessment directly to the pool administrator based on the number of covered lives residing in the state of New York. These surcharges and assessments are imposed on all payors, including insurance companies, self-funded plans and HMO's. The required surcharge for applicable New York providers is 8.18%. Employer Plans who elect to file on a monthly basis with the state of New York, and pay any necessary surcharges directly to the Pool, can avoid additional surcharges. The additional surcharges over and above the 8.18% are 24% plus regionally varying professional education pool surcharge obligation. Also, any additional surcharge assessed above the 8.18% may not be covered by the reinsurance contract.

**NOTE: If you elect to file Acuity Group will complete the initial election forms and send to you for signature and submission to the State of New York. If you have questions, please call Tyler Reeves in the Acuity office at 855-563-9396.**

**NEW YORK STATE HEALTH CARE REFORM ACT (HCRA)  
ELECTION/REJECTION FORM**

**EMPLOYER** (*Company Name*): \_\_\_\_\_

**Election to file annual reports and pay any necessary surcharges directly to the pool:**

\_\_\_\_\_ The employer named above hereby elects to complete and submit all required monthly reports and make direct 8.18% surcharge payments to the HCRA pool.

**Rejection of Direct Surcharge Payments:**

\_\_\_\_\_ The Employer named above hereby rejects making direct 8.18% surcharge payments to the HCRA pool, thereby accepting the liability of the 8.18% surcharge plus the additional 24% surcharge plus regionally varying professional education pool surcharges for services received in New York.

**Signed:** \_\_\_\_\_

**Date:** \_\_\_\_\_