

1 **NYSAC 2021 Legislative Conference**  
2 **Standing Committee on Medicaid and Human Services**  
3 **Resolution #1**

4 **Resolution Calling on the Governor to Complete Affordable Care Act**  
5 **Enhanced Federal Medicaid Assistance Percentage Reconciliations that are**  
6 **Years Overdue and Immediately Release the Federal Funds Owed to**  
7 **Counties and New York City**

8 **WHEREAS**, the funding to support the Medicaid program is provided by a  
9 combination of federal, state and local resources; and

10 **WHEREAS**, the state requires the counties and New York City to contribute \$7.6  
11 billion annually to pay for the federal and state defined and controlled program; and

12 **WHEREAS**, the locally required share of Medicaid funding paid in New York is the  
13 highest of any state in the country; and

14 **WHEREAS**, this large local funding share for Medicaid and other state programs is a  
15 major contributor to New York's high local tax burden compared to other states; and

16 **WHEREAS**, under the Affordable Care Act the federal government provided an  
17 enhanced Medicaid matching share (eFMAP), which has saved New York state billions  
18 of dollars; and

19 **WHEREAS**, the state is required under federal law to share these savings with counties  
20 and New York City based on the proportionate share localities pay of the nonfederal  
21 match; and

22 **WHEREAS**, the state has utilized a methodology that provides 80 percent of these  
23 estimated federal savings to counties in the year the costs accrue; and

24 **WHEREAS**, the balance of savings owed to counties is supposed to be reconciled  
25 annually to ensure the withheld savings are transferred to county budgets and local  
26 taxpayers, as well as meeting the intent of federal law; and

27 **WHEREAS**, the last completed reconciliation was for state fiscal year 2015-16; and

28 **WHEREAS**, this leaves reconciliations four years behind the normal schedule, with  
29 more than \$800 million in federal funds being withheld from counties and New York  
30 City, by NYSAC estimates; and

31 **WHEREAS**, by not providing these federal funds it requires counties and New York  
32 City to reserve funds locally to make up for the loss, meaning local taxes have been kept

1 higher than they need to be over multiple years, or local services had to be scaled back  
2 or eliminated; and

3 **WHEREAS**, in the years leading up to the last completed eFMAP reconciliation,  
4 counties were provided an estimate of their coming year Medicaid costs by September,  
5 in time to incorporate the savings in their budgets, which ceased when regular  
6 reconciliations ended.

7 **NOW, THEREFORE, BE IT RESOLVED**, the New York State Association of  
8 Counties (NYSAC) urges the Governor to complete these unfinished reconciliations as  
9 soon as possible and to provide counties and New York City a full accounting of the  
10 federal funds owed, and to take immediate steps to release the funds to localities; and

11 **BE IT FURTHER RESOLVED**, the state should also renew its practice of providing  
12 timely notice to counties of coming year Medicaid costs so we can appropriately budget  
13 those savings for local taxpayers and to preserve highly desired quality of life services  
14 provided locally; and

15 **BE IT FURTHER RESOLVED**, that copies of this resolution be sent to the counties  
16 of New York State encouraging member counties to enact similar resolutions; and

17 **BE IT FURTHER RESOLVED** that NYSAC shall forward copies of this resolution to  
18 Governor Andrew M. Cuomo, the New York State Legislature, and all others deemed  
19 necessary and proper.