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Guidelines for Licensed Home Care Services Agencies, Fiscal Intermediaries, or other Third Parties Providing Wage Parity Covered Services under Section 3614 – f

These guidelines explain the requirements for Licensed Home Care Services Agencies (“LHCSA”), Fiscal Intermediaries (“FIs”), or other third parties that are subject to the requirements of Public Health Law section 3614-f.

Under new contract requirements of Public Health Law 3614-c.6, LHCSAs, FIs, or other third parties must provide certain information regarding their compliance with Wage Parity laws, for each calendar year, to each and any Certified Home Health Agency (“CHHA”), Managed Care Organization (“MCO”), or Licensed Long-Term Home Health Care Plan (“LTHHCP”) they contracted with to provide home care services. The contract with the CHHA, MCO, or LTHHCP need not cover the full calendar year.

The information supplied must apply to the home care aide services provided on behalf of the CHHA, MCO, or LTHHCP.

The information must be provided on or before December 1, 2022, and starting in 2023, on or before June 1 of each year for the prior calendar year.

The Department of Labor in consultation with the Department of Health developed the LS 300 Annual Compliance Statement form for this purpose. The LS 300 must be accompanied by an independently audited financial statement verifying the wage parity expenses.