



Department of Health

ANDREW M. CUOMO
Governor

HOWARD A. ZUCKER, M.D., J.D.
Acting Commissioner

SALLY DRESLIN, M.S., R.N.
Executive Deputy Commissioner

March 3, 2015

Subject: **Cash Receipts Assessment Reconciliation for 2012**

Dear Administrator:

The purpose of this letter is to formally advise you that revised Medicaid rates for your residential health care facility have been promulgated and are now available on the Health Commerce System (HCS). These revisions pertain to the reconciliation of the reimbursable cash receipts assessment for the period January 1, 2012 through December 31, 2012.

Pursuant to statutory authorization your Medicaid rates of payment, effective April 1, 2002, have included an additional amount (i.e., an add-on) that is intended to reimburse your facility for its respective reimbursable expenditure for the cash receipts assessment program. Those amounts are prospectively estimated and reflected in current year rates until such time as the actual assessment liability can be determined. The Department now has actual facility specific expenditures for the period January 1, 2012 through December 31, 2012 and is revising each facility's Medicaid rate for this period to incorporate this actual data and reconcile against estimated reimbursements. The adjustments were calculated utilizing actual expenditures divided by total calendar year patient days as reported for 2012.

Please note that no revision to the January 1, 2013 and January 1, 2014 rates will be made at this time. The actual assessment liabilities for these years will be determined at a future date and the reconciliations for these periods will be processed at that time.

Appeals

Any appeals to these rates must be the result of technical errors in the calculation and/or implementation of the cash receipts adjustment per diem. Facilities have 30 days from the date of this letter to submit such appeals.

Consistent with the general process for submitting an appeal as described above, please be advised that the New York State Commissioner of Health may consider only those applications for revisions of certified rates which are set forth in sections 86-2.13 and 86-2.14 of the Commissioner's Administrative Rules and Regulations. Issues raised in a request for appeal that do not meet the criteria of an acceptable appeal under 86-2.13 or 86-2.14 but rather pertain to the methodology used to promulgate Medicaid rates will be rejected. The Medicaid rate methodology is based on various regulatory and statutory provisions and is not an issue that can be resolved through the administrative rate appeal process.

APPEAL SUBMISSIONS FOR RHCF-4 FILERS (Freestanding facilities and Hospital-Based facilities filing the RHCF-4 cost report)

As indicated in the Department's March 3, 2009 DAL (available on the HCS), appeals submitted on or after April 15, 2009 by mediums other than the new Electronic Appeals

Submission (EAS) System will not be accepted. The EAS System is accessed through the HCS. Detailed instructions regarding initial access through the HCS were provided in the email transmitting the above noted March 3, 2009 DAL.

The EAS System contains features to provide users with assistance, including links to frequently asked questions (FAQs), a User Guide (Help), and access to regulations related to Medicaid reimbursement for nursing homes (i.e., Title 10 of the New York Code of Rules and Regulations (10 NYCRR)). Most screens provide a small tool bar for the user, allowing creation of a new appeal or quick access to the "appeal search" mechanism.

Questions or issues regarding using the new EAS System that cannot be resolved by the FAQs or Help links should be submitted via email to the Department's Bureau of Long Term Care Reimbursement at: nfrates@health.ny.gov

The new EAS System accessed through the HCS is available only for Freestanding facilities and Hospital-Based facilities filing the RHCF-4 cost report.

If you have any questions relating to the calculation of these rates, please send an email to nfrates@health.ny.gov and put **2012 CRA** on the subject line of your email.

Sincerely,



Steven M. Simmons
Director
Bureau of Managed Long Term Care/
Fee For Service
Office of Health Insurance Programs