

## PUBLIC NOTICE

### Intent to Adopt Amended Rules Wyoming Department of Health

Public notice is hereby given that the Wyoming Department of Health proposes to adopt the following Amended Rules to comply with the provisions of W.S. § 42-4-101, *et seq.*, 2013 Wyoming Session Laws, Ch. 117, and the Wyoming Administrative Procedure Act at W.S. §§ 16-3-101 through -115

#### Wyoming Medicaid Rules Chapter 7, Wyoming Nursing Home Reimbursement System Chapter 20, Reimbursement of Intermediate Care Facilities for Individuals with Intellectual Disabilities (ICFs/IID) Chapter 28- Swing Bed Services

Chapter 7, 20 and 28 have been adopted to establish methods and standards for Medicaid reimbursement rates for nursing facilities which provide services to clients.

These Chapters have been amended to include updated nursing home rate methodology that incorporates the required components of Senate Enrolled Act No. 82 passed during the 2013 General Session:

1. Regional Economic Factors: Exempt cost reimbursement for utilities, tax status and nurse aid training.
2. Patient Acuity: The Department will use the most recent facility-reported patient acuity data as reported through the Minimum Data Set (MDS) to adjust rates higher or lower based on the facility's average acuity calculation.
3. Percentage of Medicaid Occupancy: The current supplemental payment program facilitates payments to providers based on the facility's total Medicaid days each year.

As required by W.S. § 16-3-103(a)(i)(G), the proposed rule changes meets minimum substantive state statutory requirements.

To obtain a copy of these Amended Rules, contact:

Cindy Tallerdy, Executive Assistant  
Division of Healthcare Financing, Medicaid  
Wyoming Department of Health  
6101 Yellowstone Road, Suite 210  
Cheyenne, WY 82002  
(307) 777-5775  
[cindy.tallerdy@wyo.gov](mailto:cindy.tallerdy@wyo.gov)

A public hearing will be held if requested by 25 persons, by a governmental subdivision, or by an association having not less than 25 members.

The Wyoming Departments of Health welcomes all comments and suggestions on the proposed amended Rules. Any person may urge the Agency not to adopt these Rules and may request that the Agency state its reasons for overruling the consideration urged against adoption. Written comments must be submitted to the above address no later than 5:00 p.m. on July 21, 2016.

Interested parties may request a statement of the Department's position regarding each comment and the action taken as a result of the comments prior to, or within thirty (30) days after, adoption of this Rule. Requests must be submitted to the above addresses. If requested, the statement will be issued by the Department within thirty (30) days after the Agency action.

Dated this 6<sup>th</sup> day of June, 2016.

A handwritten signature in blue ink that reads "Thomas O. Forslund". The signature is written in a cursive style and is positioned above a horizontal line.

Thomas O. Forslund, Director  
Wyoming Department of Health