

PUBLIC NOTICE

Intent to Adopt Amended Rule Wyoming Department of Health

Public notice is hereby given that the Wyoming Department of Health, Division of Healthcare Financing proposes to adopt the following Amended Rule:

Wyoming Medicaid Rules Chapter 7 – Wyoming Nursing Home Reimbursement System

The Wyoming Department of Health proposes to amend Chapter 7 of the Wyoming Medicaid Rules pursuant to its statutory authority in the Wyoming Medical Assistance and Services Act at Wyoming Statutes §§ 42-4-101 through -121. Chapter 7 governs providers, defines covered services, and establishes processes for rate calculations for Nursing Facilities.

The Chapter 7 Amended Rule removes the State's obligation to reimburse providers for reserve bed days. This reduction in coverage resulted from a loss in Agency funding/appropriation. The Amended Rule eliminates specific references, by name, to state owned facilities for purposes of rate setting and, instead, includes language that is categorical in nature. Extraordinary care criteria in Section 22 has been amended to give the State broader discretion in negotiating rates for hard to place clients who require extensive and complex medical service regimes. Section 25 has been amended to reference the recent implementation of the Nursing Facility Gap payment program, and Section 29 provides more direct guidance on the need for Nursing Facilities to comply with all Pre-Admission Screening and Resident Review regulations as outlined in Chapter 19.

The amendment also updates the rule's formatting and standard provisions in order to comply with current requirements.

As required by Wyoming Statute § 16-3-103(a)(i)(G), this proposed change meets minimum substantive state statutory requirements.

To obtain a copy of this Amended Rule, contact:

Lindsey Schilling, Provider Operations Administrator
Division of Healthcare Financing, Medicaid
Wyoming Department of Health
6101 Yellowstone Road, Suite 210
Cheyenne, WY
307-777-6032
Lindsey.Schilling@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 Department of Health welcomes all comments and suggestions on the proposed Amended Rule. Any person may urge the Agency not to amend this rule and may request that the

Agency state its reasons for overruling the consideration urged against amendment. Written comments must be submitted to the above address no later than 5:00 p.m. on February 5, 2019.

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 Departments within thirty (30) days after the Agency action.

Dated this 13th day of December, 2018.

Thomas Forslund, Director