



Department of Health

ANDREW M. CUOMO
Governor

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

LISA J. PINO, M.A., J.D.
Executive Deputy Commissioner

August 7, 2020

Dear Administrator:

This letter provides you with information regarding your Residential Health Care Facility (RHCF) and Adult Day Health Care (ADHC) Medicaid reimbursement rates effective January 1, 2020 and April 2, 2020. These rates have been promulgated in accordance with Article §2808 2-c of the Public Health Law.

The initial rates are provided on the new Health Commerce System (HCS) application (**Healthcare Financial Data Gateway**) and include the following operating and capital and non-capital components:

- **Operating and Case Mix Components:** These components of the rates remain unchanged from the July 2019 rates. They will be updated in a future action once the MDS collection for the Initial 2020 rates is completed.
- **Capital Component:** The January 1, 2020 capital rates are based upon your facility's 2018 certified cost report and reflects approved attestations received during the preview period. The April 2, 2020 rate eliminates residual equity payments in accordance with §2808-(19)(d) of the Public Health Law. The capital component is also reduced by an overall five-percent cut in accordance with §2808-(2-b)(a)(iv) of the Public Health Law. This five-percent cut is reflected on line 13 of the rate sheets as a Miscellaneous Per Diem Adjustment.

The Department's regulations allow rate appeals to be filed within **120 days** from the date of this letter (*see Attachment*) which is December 4, 2020. The payment for the January 1 and the April 2, 2020 rates will be made in cycle 2243, check release date 9/2/2020. If you have questions regarding the rates please send an email with "2019 NF Rate Inquiry" in the subject line to nfrates@health.ny.gov and Conor Petter or Cindy Treis will respond to your inquiry.

Sincerely,

Laura Rosenthal
Director
Bureau of Residential Health Care
Reimbursement
Division of Finance and Rate Setting
Office of Health Insurance Program

Attachment

ATTACHMENT

APPEAL SUBMISSIONS FOR ALL FACILITIES (RHCF-4, Hospital Based RHCF-4 and Hospital Based RHCF-2 filers)

The Department's March 3, 2009 DAL (available on the Gateway) provided that appeals submitted on or after April 15, 2009 by mediums other than the **Electronic Appeals Submission (EAS) System** would not be accepted. The EAS System is accessed through the HCS (<https://commerce.health.state.ny.us>) by selecting "Application" in the menu bar, then Browse by N and select "Nursing Home Appeal System" from the list. You can refresh your "My Applications" list by clicking on My Account > "Refresh My Application List", click the log out button, then log back in to see the update under My Applications. It should be noted that the publication date to be utilized for 2019 appeals, should be input in the following format MM/DD/YYYY.

Questions or issues regarding using the EAS that cannot be resolved by the FAQs or Help links provided on the HCS should be submitted via email to the Bureau of Residential Health Care Reimbursement at: nfrates@health.ny.gov.