



## Department of Health

**KATHY HOCHUL**  
Governor

**JAMES V. McDONALD, M.D., M.P.H.**  
Commissioner

**JOHANNE E. MORNE, M.S.**  
Acting Executive Deputy Commissioner

November 1, 2023

Dear Administrator:

This letter provides information about your free-standing and hospital-based nursing facilities Medicaid notice rates for the period commencing January 1, 2024.

The notice rates are posted on the Health Commerce System (HCS) application (**Healthcare Financial Data Gateway**) under the heading of **2024 Notice Rates**. The all-inclusive rates provided on the Gateway include the following components:

- **Operating Component:** The non-specialty rates reflect the pricing methodology as prescribed by Title 10, Part 86-2.40 of the Commissioner's Administrative Rules and Regulations, found at <https://regs.health.ny.gov/content/section-86-240-statewide-prices-non-capital-reimbursement> . The 2024 minimum wage adjustment will be added prospectively.
- **Capital Component:** The capital component of the 2024 notice rates are based upon the facility's 2022 cost report, as well as the latest approved financing arrangement(s). The 5% Across-the-Board reduction implemented with the State Fiscal Year 2021 Enacted Budget is now incorporated into the capital schedule at the bottom labeled "Total (95%)." A comprehensive capital workbook was developed and implemented last year to assist facilities with the attestation process. Requested changes to the capital rate **MUST** be accompanied by the workbook. A webinar containing the instructions for the workbook is posted on the HCS under the heading of Nursing Home Cost Report/Archive/Webinars. All nursing facilities are required to submit the attestation. Please note the Adult Day Health Care program capital rates are included but we are **NOT** asking facilities to attest to those rates at this time.

The capital workbook and attestation are attached to this letter and posted with the Notice Rates. The attestation and any applicable workbooks should be emailed in their original file type to [NFRates@health.ny.gov](mailto:NFRates@health.ny.gov) by **COB Wednesday, December 6, 2023**.

The notice rates are considered draft and the Department may make changes based upon review of additional information. The preliminary calculations are not subject to appeal at this time. Appeal submissions will be accepted following the final published January 1, 2024 rates.

If you have questions regarding the rates, please send an email with "2024 NF Notice Rate Inquiry" in the subject line to [nfrates@health.ny.gov](mailto:nfrates@health.ny.gov) .

Sincerely,

Laura Rosenthal, Director  
Bureau of Nursing Home & Long-Term Care Rate Setting  
Division of Finance and Rate Setting  
Office of Health Insurance Programs