

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Amendment of Regulations of the Department of Health and Human Services

The Department of Health and Human Services (DHHS) will hold a public hearing at the Nevada State Legislative Building, 401 S. Carson Street, Room 3137, Carson City, Nevada, 89701, on May 24, 2018 at 1:00 PM and video conferenced to Grant Sawyer Office Building, 555 E. Washington Avenue, Room 4412E, Las Vegas, Nevada, 89101. The purpose of the hearing is to receive comments from all interested persons regarding LCB File No. R148-17 and R 149-17 for the amendment of regulations that pertain to Chapter 449.957 and 449.960 of the Nevada Administrative Code (NAC).

AGENDA

The following information is provided pursuant to the requirements of NRS 449.460 and 449.490:

1. Introduction
2. Public comment on proposed regulations LCB File No. R148-17 and No. R149-17
3. **For possible action: Adoption of LCB File No. 148-17**

NAC 449.957 states hospitals must file a copy of their Medicare cost report with the Division of Health Care Financing and Policy (DHCFP) 120 days after the hospital's fiscal year end. The Medicaid Services Manual (MSM), as well as federal regulations, allow 150 days after the hospital's fiscal year end as the cost report filing deadline. The proposed changes will align the deadline for filing the Medicare cost report with the MSM as well as federal guidelines. Legislative Counsel Bureau (LCB) File No. R148-17.

- a. The DHCFP is proposing to amend NAC 449.957 to align the deadline for filing the Medicare cost report with the MSM, as well as federal guidelines.
- b. The estimated economic effect of the regulation on:
 1. The business which it is to regulate:
There is no anticipated cost for the implementation of the amendment.
 2. The public:
There is no projected State General Fund fiscal impact as a result of this amendment.
- c. There is no cost anticipated for the implementation of the amendment.
- d. There is no duplication or overlapping of regulations for other state or local governmental agencies.
- e. The regulation is not required pursuant to federal law.

- f. The proposed regulation does not establish a new fee nor increase an existing fee.
- 4. For possible action: Adoption of LCB File No. 149-17**

NAC 449.960 currently requires that certain institution, including hospitals, file with the DHHS financial statements or reports in a form and at intervals specified by the Director of the Department. The Director requires each hospital to submit for each calendar quarter completed financial and utilization report. The proposed amendments will clarify that a hospital is not required to include in such a report financial and utilization data concerning certain patients admitted to the hospital pursuant to the order of the court. Legislative Counsel Bureau (LCB) File No. R149-17.

- a. The DHHS is proposing to add a new section to describe documentation requirements from hospitals for Disproportionate Share Hospital (DSH) calculation, distribution and audit.
1. The DHHS is proposing to amend NAC 449.960 to define exempt financial and utilization data concerning patients admitted to the hospital pursuant to the order of the court.
- b. The estimated economic effect of the regulation on:
1. The business which it is to regulate:
There is no anticipated cost for the implementation of the amendment.
2. The public:
There is no projected State General Fund fiscal impact as a result of this amendment.
- c. There is no cost anticipated for the implementation of the amendment.
- d. There is no duplication or overlapping of regulations for other state or local governmental agencies.
- e. The regulation is not required pursuant to federal law.
- f. The proposed regulation does not establish a new fee nor increase an existing fee.

Persons wishing to comment upon the proposed action of the DHHS may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Department of Health and Human Services, Division of Health Care Financing and Policy, 1100 E. William Street, Ste. 101, Carson City, Nevada, 89701. Written submissions must be received by the DHHS on or before May 14, 2018. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the DHHS may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended will be available at the

Division of Health Care Financing and Policy, 1100 E. William Street, Ste. 101, Carson City, NV, 89701, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, on the Internet at: <http://www.leg.state.nv.us/App/Notice/A>, <http://www.notice.nv.gov> and <http://www.dhcfp.nv.gov> Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption. This notice of hearing has been posted at the following locations:

Carson City Library
900 North Roop Street
Carson City, Nevada 89702

Lyon County Library
20 Nevin Way
Yerington, Nevada 89447

Churchill County Library
553 South Main Street
Fallon, Nevada 89406

Mineral County Public Library
110 1st Street
Hawthorne, Nevada 89415

Clark County District Library
833 Las Vegas Boulevard North
Las Vegas, Nevada 89101

Pershing County Library
125 Central Avenue
Lovelock, Nevada 89419

Douglas County Library
1625 Library Lane
Minden, Nevada 89423

Storey County Public Library
95 South R Street
Virginia City, Nevada 89440

Elko County Library
720 Court Streets
Elko, Nevada 89801

Tonopah Public Library
167 Central Street
Tonopah, Nevada 89049

Esmeralda County Library
Corner of Crook & 4th Streets
Goldfield, Nevada 89013

Washoe County Library
301 South Center Street
Reno, Nevada 89501

Humboldt County Library
85 East 5th Street
Winnemucca, Nevada 89445

White Pine County Library
950 Campton Street
Ely, Nevada 89301

Lander County Library
625 South Broad Street
Battle Mountain, Nevada 89820

Lincoln County Library
63 Main Street
Pioche, Nevada 89043