

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Developmental programs-cost based reimbursements.

Sponsored by: Select Committee on Developmental Programs

A BILL

for

1 AN ACT relating to Medicaid; authorizing a cost based
2 compensation system for providers of services and supplies
3 under the home and community based waiver programs;
4 granting rulemaking authority; providing appropriations;
5 and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 42-4-120 by creating a new subsection
10 (g) are amended to read:

11

12 **42-4-120. Contracts for waiver services; authority of**
13 **department; emergency case services.**

1 (g) The department may/shall establish by rule and
2 regulation a cost based system to compensate providers of
3 services and supplies under the waiver program authorized
4 by this section. The compensation system shall:

5
6 (i) Use cost report information provided to the
7 department by providers of waiver services and supplies;

8
9 (ii) Establish a new base period to be used in
10 calculating compensation for subsequent biennial budget
11 periods at least once every four (4) years but not more
12 than once in any two (2) year period;

13
14 (iii) Include geographic adjustment factors to
15 reflect cost differences in high cost counties;

16
17 (iv) Be developed following consultation with
18 Wyoming waiver program service providers, waiver program
19 clients and their families and an expert in cost based
20 waiver program compensation systems, which the department
21 is authorized to employ by contract following competitive
22 bidding;

23

1 (v) Be implemented for services and supplies
2 provided after January 1, 2009;

3
4 (vi) Contingent upon approval of a state plan
5 amendment by the United States center for Medicare and
6 Medicaid services, provide for a transition over a three
7 (3) year period during which compensation of providers is
8 progressively changed from the reimbursement system in
9 effect before July 1, 2008 to the system developed pursuant
10 to this subsection. The transition plan shall:

11
12 (A) Provide separate transition schedules
13 for providers in the child, adult and acquired brain injury
14 waiver programs;

15
16 (B) Provide that, at the end of the
17 transition period, similar services provided under the
18 child, adult and acquired brain injury wavier programs are
19 compensated at the same rates under each program.

20
21 (vii) Require service and supply providers to
22 provide actual cost of service data to the department and
23 to submit to reasonable audits of the submitted data.

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2

Section 2.

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4 (a) To administer the program created by this act,
5 for the fiscal biennium ending June 30, 2010, there is
6 appropriated to the department of health from the general
7 fund five hundred thousand dollars (\$500,000.00) and five
8 hundred thousand dollars (\$500,000.00) in federal funds.

9

10 (b) For increases in compensation to service
11 providers under the cost based compensation system created
12 by this act, and in addition to other amounts appropriated
13 for the child, adult and acquired brain injury waiver
14 programs, there is appropriated to the department of health
15 from the general fund XX million dollars (\$XX.00) and XX
16 million dollars (\$XX.00) in federal funds.

17

18

Section 3.

19

20 (a) Section 2(a) of this act is effective immediately
21 upon completion of all acts necessary for a bill to become
22 law as provided by Article 4, Section 8 of the Wyoming
23 Constitution.

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2 (b) Except as provided in subsection (a) of this
3 section, this act is effective July 1, 2008.

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(END)