

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO. _____

Developmental programs-cost based payments.

Sponsored by: Select Committee on Developmental Programs

A BILL

for

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

6

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

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

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

1 (g) The department shall establish by rule and
2 regulation a cost based system to pay providers of services
3 and supplies under the developmental disability home and
4 community based waiver program. The payment system shall:

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6 (i) Use information provided to the department,
7 including but not limited to:

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9 (A) Provider cost data;

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11 (B) Provider claims data;

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13 (C) Participant needs assessment data;

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15 (D) Other relevant regional and national
16 data;

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18 (ii) Establish a new base period to be used in
19 calculating payments to providers for subsequent biennial
20 budget periods at least once every four (4) years but not
21 more than once in any two (2) year period;

1 (iii) Be developed following consultation with
2 Wyoming developmental disability waiver program service
3 providers, developmental disability waiver program clients
4 and their families and an expert in cost based waiver
5 program payment systems, which the department is authorized
6 to retain by contract following competitive bidding;

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8 (iv) Be implemented for services and supplies
9 provided under individual budget amounts established after
10 July 1, 2008;

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12 (v) Be contingent upon approval by the center
13 for Medicare and Medicaid services of the United States
14 department of health and human services;

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16 (vi) Require service and supply providers to
17 provide actual cost of service and supply data to the
18 department and to submit to reasonable audits of the
19 submitted data, if requested by the department.

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21 **Section 2.** There is appropriated two million nine
22 hundred thirty-three thousand two hundred sixty-four
23 dollars (\$2,933,264.00) from the general fund and two

1 million nine hundred thirty-three thousand two hundred
2 sixty-four dollars (\$2,933,264.00) from federal funds to
3 the department of health. This appropriation shall be for
4 the period beginning with the effective date of this act
5 and ending June 30, 2010. This appropriation shall only be
6 expended for the purpose of increases in payments to
7 service providers under the cost based payment system
8 created by this act, and is in addition to other amounts
9 appropriated for home and community based waiver programs.
10 Notwithstanding any other provision of law, this
11 appropriation shall not be transferred or expended for any
12 other purpose and any unexpended, unobligated funds
13 remaining from this appropriation shall revert as provided
14 by law on July 1, 2010. This appropriation shall be
15 included in the department's 2011-2012 standard biennial
16 budget request.

17

18 **Section 2.** This act is effective July 1, 2008.

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(END)