

Note: this summarizes the complete regulations in effect on July 1, 2014, including the emergency/proposed amendments.

**Complete Regulations  
Rate Setting for Non-State Providers:  
Intermediate Care Facilities for Persons with Developmental Disabilities**

**Addition of a New Subpart 641-2**

**Effective: July 1, 2014**

This regulation establishes a new reimbursement methodology for Intermediate Care Facilities for People with Developmental Disabilities (ICFs/DD) scheduled to be effective July 1, 2014.

The methodology for this program will include the following elements:

- 1) The use of a base period Consolidated Fiscal Report (CFR) for the period of January 1, 2011 – December 31, 2011 for calendar year filers or the period of July 1, 2010 through June 30, 2011 for fiscal year filers.
- 2) The assignment of geographic location, based on CFR information and consistent with Department of Health regions.
- 3) Operating, facility, day services and capital components. The operating component recognizes a blend of actual provider costs and average regional costs. The facility component recognizes actual provider costs. The day services component is based on the existing units of service from the provider rate sheet in effect on June 30, 2014 and the July 1, 2014 rate for the service. The methodology for the capital component has not been significantly changed from that of the previous reimbursement methodology. One adjustment to the methodology for the capital component is that initial reimbursement will only remain in the rate for two years from the date of site certification unless actual costs are verified

**Complete Regulations: Rate Setting for Non-State Providers:  
Intermediate Care Facilities for Persons with Developmental Disabilities  
Summary of Regulations  
Effective: July 1, 2014**

with the Office for People With Developmental Disabilities. The other adjustment to the methodology is that the thresholds identified are the maximum allowable amounts and will not be exceeded for property approved by OPWDD on/or after July 1, 2014.

- 4) Wage Equalization factors.
- 5) A Budget Neutrality factor.
- 6) A three year phase-in period for transition to the methodology.
- 7) A new section is added governing funding for those individuals identified as qualifying for template or auspice funding. The funding for ICF/DD services provided to these individuals will be determined in accordance with that section instead of the methodology that is generally applicable.