

MEDICAID POLICY INFORMATION SHEET

Policy Analyst: Kristi Barron

Phone Number:

Initial

Public Comment

Final

Brief description of policy:

To rescind the application of the 85% occupancy limitation for Tier II COVID Relief facilities that were authorized in bulletin MSA 20-76.

Reason for policy (problem being addressed):

Nursing facilities are currently holding beds for COVID-positive patients, which is resulting in beds remaining empty and causing placement issues.

Budget implication:

budget neutral

will cost MDHHS \$, and (select one) budgeted in current appropriation

will save MDHHS \$ Indeterminate

Is this policy change mandated per federal requirements?

No

Does policy have operational implications on other parts of MDHHS?

No

Does policy have operational implications on other departments?

None

Summary of input:

controversial There are 39 facilities housing 702 beds that would be affected by this policy and may cause them to make changes they did not anticipate in order to accommodate the financial impact.

acceptable to most/all groups

limited public interest/comment

Supporting Documentation:

State Plan Amendment Required: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Public Notice Required: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, please provide status:	If yes,
<input type="checkbox"/> Approved <input type="checkbox"/> Pending <input type="checkbox"/> Denied	Submission Date:
Date: Approval Date:	

DRAFT FOR PUBLIC COMMENT Michigan Department of Health and Human Services		
	Project Number: 2301-NF	Date: January 23, 2023

Comments Due: February 27, 2023

Proposed Effective Date: March 1, 2023

Direct Comments To: Kristi Barron

Address:

E-Mail Address: BarronK2@michigan.gov

Phone:

Fax:

Policy Subject: COVID-19 Response: Update to MSA 20-76 COVID Relief Facilities, Tier II 85% Occupancy Limitation

Affected Programs: Medicaid

Distribution: Nursing Facilities

Summary: This policy rescinds the 85% occupancy limitation to Tier II COVID Relief Facilities that was authorized in bulletin MSA 20-76.

Purpose: Nursing facilities are currently holding beds for COVID-positive patients, which is resulting in beds remaining empty and causing placement issues.

Cost Implications: Expected cost savings but the amount is indeterminate at this time.

Potential Hearings & Appeal Issues: None

State Plan Amendment Required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Public Notice Required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, date submitted:	Submitted date:

Tribal Notification: Yes No - **Date:**

THIS SECTION COMPLETED BY RECEIVER

<input type="checkbox"/> Approved	<input type="checkbox"/> No Comments
<input type="checkbox"/> Disapproved	<input type="checkbox"/> See Comments Below
	<input type="checkbox"/> See Comments in Text

Signature:	Phone Number
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Signature Printed:

Bureau/Administration <i>(please print)</i>	Date
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Bulletin Number: MMP 23-09

Distribution: Nursing Facilities

Issued: January 23, 2023

Subject: COVID-19 Response: Update to MSA 20-76 COVID Relief Facilities, Tier II 85% Occupancy Limitation

Effective: March 1, 2023

Programs Affected: Medicaid

Bulletin [MSA 20-76](#), issued December 8, 2020, addressed the application of the 85% occupancy limitation to Tier II COVID Relief (CR) Facilities. (Refer to the [Michigan Department of Health and Human Services \[MDHHS\] Medicaid Provider Manual](#), Nursing Facility Chapter, Cost Reporting and Reimbursement Appendix, Section 2, Definitions, Per Resident Day Cost.)

The purpose of this bulletin is to rescind the application of the 85% occupancy limitation for Tier II CR Facilities that was authorized in bulletin MSA 20-76. Effective March 1, 2023, CR Facilities with beds holding a Tier II designation are no longer exempt from the 85% occupancy limitation. The 85% occupancy limitation for Care and Recovery Centers (CRCs) will remain in place until further notice.

Questions can be sent to DARS@michigan.gov.

Public Comment

The public comment portion of the policy promulgation process is being conducted concurrently with the implementation of the change noted in this bulletin. Any interested party wishing to comment on the change may do so by submitting comments to Kristi Barron via e-mail at BarronK2@michigan.gov.

Please include "COVID-19 Response: Update to MSA 20-76 COVID Relief Facilities, Tier II 85% Occupancy Limitation" in the subject line.

Comments received will be considered for revisions to the change implemented by this bulletin.

Manual Maintenance

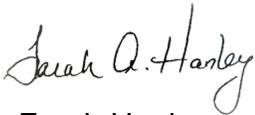
Information is time-limited and will not be incorporated into any policy or procedure manuals.

Questions

Any questions regarding this bulletin should be directed to Provider Inquiry, Department of Health and Human Services, P.O. Box 30731, Lansing, Michigan 48909-8231, or e-mailed to ProviderSupport@michigan.gov. When you submit an e-mail, be sure to include your name, affiliation, NPI number, and phone number so you may be contacted if necessary. Typical Providers may phone toll-free 1-800-292-2550. Atypical Providers may phone toll-free 1-800-979-4662.

An electronic copy of this document is available at www.michigan.gov/medicaidproviders >> Policy, Letters & Forms.

Approved



Farah Hanley
Chief Deputy Director for Health