CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, R.I. Gen. Laws § 42-35-2.6, following is a concise explanatory statement:

AGENCY: Executive Office of Health and Human Services

DIVISION: Medicaid

RULE IDENTIFIER: 210-RICR-50-00-2

RULE TITLE: Long-term Services and Supports (LTSS) Medically Needy Eligibility Pathway

REASON FOR RULEMAKING: RI EOHHS is providing updated amounts that better reflect current costs of receiving services at private nursing facilities, intermediate care facilities, and long-term care hospitals as well as the state Medicaid LTSS only monthly reimbursement rates by service.

The private pay values for nursing facilities, ICFs, and LTC hospitals are used to calculate the transfer penalty for individuals who have transferred assets for less than fair market value in the last five years who are applying for LTSS Medicaid benefits.

The LTSS-only Monthly reimbursement rates by service are used to determine Medically Needy LTSS eligiblity.

The updated private pay values have been communicated to the systems team.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE EFFECTIVENESS OF THE RULE: N/A

TESTIMONY AND COMMENTS: N/A

CHANGE TO TEXT OF THE RULE: N/A

REGULATORY ANALYSIS: The changes to this rule more accurately reflect the cost of providing long term care.