

**STATE OF RHODE ISLAND  
EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES**

**4/30/2013 PUBLIC NOTICE OF PROPOSED AMENDMENT TO DHS STATE PLAN**

In accordance Rhode Island General Laws (RIGL) 42-35, notice is hereby given that the Executive Office of Health and Human Services proposes to amend the following section of the Rhode Island State Plan under Title XIX of the Social Security Act:

**DISPROPORTINATE SHARE HOSPITAL POLICY**

The Executive Office of Health and Human Services will submit to the federal Centers for Medicare and Medicaid Services (CMS) an amendment to the State of Rhode Island's Medicaid State Plan relative to the Disproportionate Share Hospital payments to be made on or after June 1, 2013 to:

1. Change the base year for determining qualifying uncompensated care costs for non-government and state operated hospitals from hospital fiscal year 2011 to hospital fiscal year 2012;
2. Revise the limit on payments to state operated hospitals (Pool B);
3. Revise the limit on payments to women and infant specialty hospitals (Pool C); and
4. Revise the limit on payments to non-government hospitals (Pool D); and

Fiscal Impact: Subject to CMS approval of the SPA, DHS estimates that the above revisions will result in an increase of approximately \$5.4 million to the aggregate expenditures by the Rhode Island Medical Assistance Program for the disproportionate share hospital payments in federal fiscal year 2014 when compared to estimated aggregate expenditures in federal fiscal year 2013.

A Fiscal Note is available upon request. In the development of the new rules, consideration was given to the following: (1) alternative approaches; and (2) overlap or duplication with other statutory and regulatory provisions. No alternative approach or duplication or overlap was identified based upon available information. (Complies with 42-35-3(3).) The health, safety, and welfare of the public preclude any economic impact that may be incurred as a result of these regulations.

This proposed rule is accessible on the R.I. Secretary of State website (<http://www.sec.state.ri.us/ProposedRules/>) and the EOHHS website ([www.ohhs.ri.gov](http://www.ohhs.ri.gov)) or available in hard copy upon request (401 462-1965 or RI Relay, dial 711). Interested persons should submit data, views or written comments by 30 May 2013 to Darren J. McDonald, Office of Policy and Innovation, R.I. Executive Office of Health and Human Services, Louis Pasteur Building, 57 Howard Avenue, Cranston, RI 02920.

In accordance with the Rhode Island General Laws 42-35-3, an oral hearing will be granted on the proposed State Plan Amendment if requested by twenty-five (25) persons, or an agency, or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

The Executive Office of Health and Human Services does not discriminate against individuals based on race, color, national origin, sex, gender identity or expression, sexual orientation, religious belief, political belief, or handicap in acceptance for or provision of services or employment in its programs or activities.