



Department of Health

KATHY HOCHUL
Governor

JAMES V. McDONALD, MD, MPH
Commissioner

JOHANNE E. MORNE, MS
Executive Deputy Commissioner

December 19, 2024

Dear Administrator:

This letter provides you with information regarding rate appeals processed for your free-standing and hospital-based nursing facilities for rate years 2009 through 2021.

In September 2023, the Department initiated a project to review and process a backlog of outstanding historical rate appeals. Facilities that submitted the Nursing Home Rate Appeal Attestation form and Open Appeals Impact workbook had their submissions reviewed for accuracy and appropriateness. The first round of lump sum payments and liabilities is being issued based upon the accepted open appeals impact forms received by the Department.

Please note, facilities that have submitted documentation and are not included in the first-round lump sum payment package require further review and possibly additional documentation in order to determine appropriate payment(s), if applicable. That work is ongoing, and no action is required at this time.

The processing of the lump sum payments and liabilities for the 2009-2021 Open Appeals exercise will take effect in cycle #2471 with a check release date of 1/15/2025. Additionally, any outstanding liabilities owed to NYS will offset the lump sum payment(s).

Should you have any questions, please email NFRATES@health.ny.gov and someone will respond to your inquiry.

Sincerely,

A handwritten signature in black ink that reads "Laura Rosenthal".

Laura Rosenthal, Director
Bureau of Nursing Home & Long-Term Care Rate Setting
Division of Finance and Rate Setting
Office of Health Insurance Programs