



**Department
of Health**

ANDREW M. CUOMO
Governor

HOWARD A. ZUCKER, M.D., J.D.
Commissioner

LISA J. PINO, M.A., J.D.
Executive Deputy Commissioner

June 30, 2021

Ms. Clarissa M. Rodriguez
Chair
New York State Workers' Compensation Board
328 State Street, Suite 2
Schenectady, New York 12305

Dear Ms. Rodriguez:

The Office of Health Insurance Programs has calculated rates of reimbursement for the period January 1, 2021 through December 31, 2021 for acute per case inpatient rates, exempt hospitals, exempt units and detoxification inpatient rates. These rates have been calculated for services rendered to patients covered under the Workers' Compensation Law, the Volunteer Firefighters' Benefit Law, the Volunteer Ambulance Workers' Benefit, and the Comprehensive Motor Vehicle Insurance Reparations Act.

Pursuant to section 2807(4) of the Public Health Law, I hereby certify to you that the rates appearing on the enclosed schedules have been developed in accordance with section 2807-c of the Public Health Law, as amended by the Health Care Reform Act, and Part 86-1 of the Title 10 (Health) of the Codes, Rules and Regulations of the State of New York.

Sincerely,

Donna Frescatore
Medicaid Director
Office of Health Insurance Programs

Enclosure(s)



Department of Health

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Ms. Clarissa M. Rodriguez
Chair
New York State Workers' Compensation Board
328 State Street, Suite 2
Schenectady, New York 12305

Dear Ms. Rodriguez:

Enclosed please find the certification letter and schedules of hospital reimbursement rates for services rendered to patients covered under the Workers' Compensation Benefit Law, the Volunteer Ambulance Workers' Benefit Law and the Comprehensive Motor Vehicle Reparation Act. These rates are for the period January 1, 2021 through December 31, 2021 for acute per case inpatient rates, exempt hospitals, exempt units and detoxification inpatient rates. Rates of payment for these services for these payers is to be based upon rates determined for state governmental agencies (Medicaid) in accordance with Article 2807-c (6-1) of the Public Health Law.

For discharges beginning on or after January 1, 2021, the Service Intensity Weights (SIWs), cost thresholds and average length of stay (ALOS) effective July 1, 2018 should continue to be used for payment purposes with the 3M All Patient Refined Diagnosis Related Groups (APR-DRGs) grouper version 34.

The rates on the attached schedules are based upon the same methodology and data used in the rates effective January 1, 2020 through December 31, 2020, but also take into consideration the following updates:

1. Inclusion of 2021 budgeted capital as reported by hospitals and calculated in accordance with Section 8 of Article 2807-c of the Public Health Law.
2. The inclusion of a 2021 trend factor of 1.2% based upon the initial Consumer Price Index (CPI) as published by the Congressional Budget Office and as required by Section 10 of Article 2807-c of the Public Health Law.
3. Adjustments to the acute, specialty hospital and critical access hospital rates, where applicable, as a result of Article 19 of the NYS Labor Law that established new minimum wage increases beginning January 1, 2021.
4. Rate appeals for HealthAlliance Hospital Broadway Campus/HealthAlliance Hospital Mary's Avenue Campus and Albany Memorial Hospital/Samaritan Hospital to reflect merged acute rates.

Should you have any questions or require further information, please contact Janet Baggetta at 518-473-1438 or via email at HospFFSunit@health.ny.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Ogborn", with a long horizontal flourish extending to the right.

Michael Ogborn
Director, Medicaid Chief Financial Officer
Division of Finance and Rate Setting
Office of Health Insurance Programs