HOUSE RESEARCH

Bill Summary

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Subject: Immediate Jeopardy Fines

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Overview

This bill requires the commissioner of health, out of existing budget resources, to reimburse certain facilities for fines paid as a result of immediate jeopardy citations, pay the immediate jeopardy fines of other facilities, and reimburse a facility for any loss of revenue resulting from a denial of payment for new admissions.

1 **Immediate jeopardy fines.** (a) Requires the commissioner of health to implement this section using existing budget resources.

(b) Requires the commissioner to reimburse specified nursing facilities, for fines paid by the facilities resulting from immediate jeopardy citations issued from April 1, 1998 through February 3, 1999.

(c) Requires the commissioner of health to pay the Health Care Financing Administration (HCFA) directly for fines resulting from immediate jeopardy citations issued from April 1, 1998 to February 3, 1999, to specified nursing facilities. Requires the commissioner to reimburse facilities if they pay the fine to HCFA prior to the effective date of the bill. Allows facilities appealing a fine to request that the commissioner delay payment to HCFA.

(d) Requires the commissioner to reimburse a specific facility for any loss of revenue, if HCFA denies payment to the facility for new admissions.

(e) Provides that if the fine amounts in paragraphs (b) or (c) are adjusted by HCFA, the commissioner is to reimburse facilities or pay HCFA based upon the adjusted amount.

2 **Effective date.** States that section 1 is effective the day following final enactment.