

STATEMENTS OF POLICY

Title 55—PUBLIC WELFARE

DEPARTMENT OF PUBLIC WELFARE

[55 PA. CODE CH. 1187]

Nursing Facility Participation Review Process and Guidelines

This statement of policy applies to county and nonpublic nursing facilities that are enrolled or applying for enrollment in the Medical Assistance (MA) Program, including general, hospital based and special rehabilitation nursing facilities, and to persons who wish to enroll in the MA Program as new providers of nursing facility services.

Purpose

The purpose of this statement of policy is to rescind § 1187.21a, which clarified the nursing facility participation review process and guidelines.

Background

Section 443.1(8) of the Public Welfare Code (code) (62 P. S. § 443.1(8)) requires the Department to promulgate regulations to establish the process and criteria for reviewing and responding to requests by nursing facilities to enroll in the MA Program or increase certified MA bed complements.

The Department has adopted regulations which provide clear guidance to nursing facilities who seek to enroll in the MA Program or expand their current complement of MA beds. See 42 Pa.B. 3733 (June 30, 2012). The regulations give nursing facilities notice of the standards that will be applied to these requests so that they can better plan their operations in the long-term.

Discussion

Because the Department fulfilled the mandate in section 443.1(8) of the code by promulgating regulations to control the participation review process, § 1187.21a is no longer needed. Therefore, the Department is rescinding § 1187.21a.

Effective Date

The rescission of this statement of policy is effective upon publication in the *Pennsylvania Bulletin*.

Contact Person

Comments and questions regarding this statement of policy should be directed to the Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Forum Place, 5th Floor, 555 Walnut Street, Attention: Marilyn Yocum, Harrisburg, PA 17101-1919.

GARY D. ALEXANDER,
Secretary

(Editor's Note: Title 55 of the Pennsylvania Code is amended by deleting the statement of policy in § 1187.21a to read as set forth in Annex A.)

Fiscal Note: 14-BUL-98. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 55. PUBLIC WELFARE
PART III. MEDICAL ASSISTANCE MANUAL
CHAPTER 1187. NURSING FACILITY SERVICES
Subchapter C. NURSING FACILITY PARTICIPATION

§ 1187.21a. (Reserved).

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