

**PROPOSED REGULATION OF THE
DIVISION OF HEALTH CARE FINANCING AND POLICY
OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES**

LCB File No. R089-12

Authority: NRS 422.390

Section 1. NAC 422.065 is hereby amended to read as follows:

“Public hospital” defined. (NRS 422.390) “Public hospital” means:

1. A hospital owned by a state or local government, including, without limitation, a *Nevada* hospital district; or
2. A hospital that is supported in whole or in part by *Nevada* tax revenue, other than tax revenue received for medical care which is provided to Medicaid patients, indigent patients or other low-income patients.

(Added to NAC by Div. of Health Care Fin. & Policy by R033-10, eff. 6-30-2010)

Sec 2. NAC 422.115 is hereby amended to read as follows:

Designation of pools of hospitals and distribution of disproportionate share payments to each pool. (NRS 422.390)

1. Except as otherwise provided in subsection 2, the Division will initially distribute for:
 - (a) Pool A, which consists of all public hospitals in counties whose population is ~~4~~700,000 or more, total annual disproportionate share payments in the amount of \$66,650,000 plus 90 percent of the total amount of disproportionate share payments distributed by the State in that fiscal year which exceeds \$76,000,000;
 - (b) Pool B, which consists of all private hospitals in counties whose population is ~~4~~700,000 or more, total annual disproportionate share payments in the amount of \$1,200,000 plus 2.5 percent of the total amount of disproportionate share payments distributed by the State in that fiscal year which exceeds \$76,000,000;
 - (c) Pool C, which consists of all private hospitals in counties whose population is 100,000 or more but less than ~~4~~700,000, total annual disproportionate share payments in the amount of \$4,800,000 plus 2.5 percent of the total amount of disproportionate share payments distributed by the State in that fiscal year which exceeds \$76,000,000;
 - (d) Pool D, which consists of all public hospitals in counties whose population is less than 100,000, total annual disproportionate share payments in the amount of \$900,000 plus 2.5 percent of the total amount of disproportionate share payments distributed by the State in that fiscal year which exceeds \$76,000,000; and
 - (e) Pool E, which consists of all private hospitals in counties whose population is less than 100,000, total annual disproportionate share payments in the amount of \$2,450,000 plus 2.5 percent of the total amount of disproportionate share payments distributed by the State in that fiscal year which exceeds \$76,000,000.
2. A hospital may not receive a disproportionate share payment unless the hospital meets all the requirements:
 - (a) Established by federal and state statutes and regulations; and
 - (b) As prescribed in the State Plan for Medicaid.

(Added to NAC by Div. of Health Care Fin. & Policy by R033-10, eff. 6-30-2010)