



DELBERT HOSEMANN
Secretary of State

ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. An Agency is encouraged to use as much space as will adequately answer all questions. A **PDF** version of this executed Form must be filed with any proposed rule, if required by the aforementioned statute.

AGENCY NAME Mississippi Division of Medicaid	CONTACT PERSON Margaret Wilson		TELEPHONE NUMBER (601) 359-5241
ADDRESS 550 High Street, Suite 1000	CITY Jackson	STATE MS	ZIP 39201
EMAIL Margaret.Wilson@medicaid.ms.gov	DESCRIPTIVE TITLE OF PROPOSED RULE Part 208: Home and Community Based Services (HCBS) Long Term Care, Chapter 3: HCBS Assisted Living Waiver		
Specific Legal Authority Authorizing the promulgation of Rule: CFR §§ 440.180, 441.301, 441.302, 441.307, 441.308, 447.50-447.59; SSA §1915(c); Miss. Ann. Code § 43-13-117, 121.	Reference to Rules repealed, amended or suspended by the Proposed Rule: Rules 3.1-3.11, New Rules 3.12-3.14		

- Describe the need for the proposed action:
This filing is to modify and reflect the changes in the renewal of the AL waiver by the Centers of Medicare and Medicaid (CMS).
- Describe the benefits which will likely accrue as the result of the proposed action:
These regulations will support improved quality of life particularly in the areas of health, safety and welfare by providing participants the opportunity to reside in a home and community-based setting.
- Describe the effect the proposed action will have on the public health, safety, and welfare:
Participants will maintain a level of independence not otherwise available in an institutional setting. Medication oversight and administration will be provided by a nurse.
- Estimate the cost to the agency and to any other state or local government entities, of implementing and enforcing the proposed action, including the estimated amount of paperwork, and any anticipated effect on state or local revenues:
A 4.7% increase in reimbursement to A/L providers in business on or before December 1, 2013 will result in the estimated additional annual expense to the agency of \$433,000, based on a 30 day month and the maximum allotted waiver slots of 600.
- Estimate the cost or economic benefit to all persons directly affected by the proposed action:

A/L waiver providers will receive a 4.7% increase in reimbursement.

6. Provide an analysis of the impact of the proposed rule on small business:
 - a. Identify and estimate the number of small businesses subject to the proposed regulation: **36 A/L waiver providers are affected.**
 - b. Provide the projected reporting, recordkeeping, and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary for preparation of the report or record: **Record keeping is a current requirement. No significant changes to requirements.**
 - c. State the probable effect on impacted small businesses: **AL waiver providers will receive a 4.7% increase in reimbursement.**
 - d. Describe any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation including the following regulatory flexibility analysis:
 - i. The establishment of less stringent compliance or reporting requirements for small businesses;
 - ii. The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;
 - iii. The consolidation or simplification of compliance or reporting requirements for small businesses;
 - iv. The establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; and
 - v. The exemption of some or all small businesses from all or any part of the requirements contained in the proposed regulations: **There is none.**
7. Compare the costs and benefits of the proposed rule to the probable costs and benefits of not adopting the proposed rule or significantly amending an existing rule: **A/L Waiver providers will benefit from an increase in reimbursement.**
8. Determine whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rule where reasonable alternative methods exist which are not precluded by law: **No**
9. Describe reasonable alternative methods, where applicable, for achieving the purpose of the proposed action which were considered by the agency: **None.**
10. State reasons for rejecting alternative methods that were described in #9 above: **NA**
11. Provide a detailed statement of the data and methodology used in making estimates required by this subsection: **Reimbursement will increase approximately 4.7% from \$51.58 per day to \$54.05 per day. Estimate is based on a 30 day month and the maximum allotted waiver slots of 600.**

SIGNATURE 	TITLE Executive Director
DATE 2/28/14	PROPOSED EFFECTIVE DATE OF RULE May 1, 2014