

Warren County Board of Supervisors

RESOLUTION NO. 20 OF 2015

Resolution introduced by Supervisors Sokol, Conover, Frasier, Taylor and McDevitt

AUTHORIZING THE COUNTY ATTORNEY TO SUBMIT A COMPLETED UNIVERSAL SETTLEMENT PARTICIPATION SURVEY CONCERNING SETTLEMENT BETWEEN NEW YORK STATE AND NURSING HOMES THROUGHOUT NEW YORK STATE INCLUDING WESTMOUNT HEALTH FACILITY FOR MEDICAID RATE APPEALS AND REIMBURSEMENT LITIGATION AND DESIGNATING THE COUNTY ATTORNEY AS THE POINT OF CONTACT FOR THE COUNTY

WHEREAS, an agreement has been negotiated between New York State and Associations representing Nursing Homes throughout New York State for an Eight Hundred Fifty Million Dollar (\$850,000,000) universal settlement of most Medicaid rate appeals and reimbursement litigation, and

WHEREAS, the universal settlement includes some 5,707 Medicaid rate appeals for Nursing Homes throughout New York State (“Providers”)and includes seven (7) Medicaid rate appeals for the Westmount Health Facility, and

WHEREAS, under the universal settlement, it is anticipated that Warren County will receive Three Hundred Thirty-Nine Thousand Dollars (\$339,000) payable over five (5) years in five (5) equal annual payments of Sixty-Eight Thousand Dollars (\$68,000), and

WHEREAS, expressly excluded from the universal settlement are capital appeals including the pending capital appeals related to the Co-Generation Facility at the Westmount Health Facility, and

WHEREAS, in order to gauge the level of support for the universal settlement, the State of New York is requesting that Providers indicate their interest in participating in the universal settlement by completing and filing with the State a non-binding Universal Settlement Participation Survey, now, therefore, be it

RESOLVED, that the County Attorney is authorized to submit the completed non-binding Universal Settlement Participation Survey indicating that Warren County intends to participate in the universal settlement, and the County Attorney will serve as the point of contact for the County for the universal settlement and shall report to the Health Services Committee as appropriate.