

New York  
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**Methods and Standards for Establishing Payment Rates**

**Out of State Services**

[Skilled Nursing and Intermediate Care Facilities (SNF's and ICF's)]

**Nursing Facilities**

New York State reimburses [SNF/ICF] nursing facility services provided in accordance with rates negotiated by the [recipient's district of fiscal responsibility or directly] State and the facility. The rate negotiated is based on the approved Medicaid rate established by the facility's home state. Where ancillary services for the necessary care of the recipient are not included in the home state's Medicaid rate, the rate approved by New York State may be augmented to include the additional services. All out-of-state rates, except those equal to or less than the facility's home state Medicaid rate must be approved by both the State Department of Social Services and the Division of the Budget. In those instances where the proposed rate is not approved, an alternative rate is negotiated and re-submitted to the Division of the Budget. Only one rate for a level or type of care will be established for a given out-of-state facility and will be applicable to all local districts. The implementation of a single locator code for all out-of-state billings precludes the potential for different rates being paid to the same facility on behalf of different local districts.

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