

Title 65 Series 13
West Virginia Health Care Authority
Department of Health and Human Resources
FINANCIAL DISCLOSURE RULE

Summary of Public Comments:

Section 2-Definitions

Comment:

2.1 Annual Financial Report – The first two sentences of this definition should be revised by combining them to read “means a complete audited financial statement for the preceding fiscal year, including related notes, schedules and documents, prepared by an independent accountant or the auditor of the covered facility or related organization.”

Response:

This comment has been reviewed and clarification is needed, therefore, some changes were made.

Comment:

2.3 Covered Facility – Remove “(not to include county health departments or those free clinics that provide all of their services without cost to the patient)” and “A covered facility does not mean the private office practice of one or more health professionals licensed to practice in this state pursuant to W.Va. Code § 30-1-1 et seq. unless the practice is certified as an ambulatory surgical facility or center.”

Response:

This comment has been reviewed and no changes were made in response. This language reflects existing practice and the striking of this language would require facilities previously exempt from financial disclosure to submit information.

Section: 3 Statements, Schedules, Reports to be Filed with Authority.

Comment:

3.1.b Replace the words “schedule of its current rates” with “statement of gross charges or amount billed by the provider for services rendered” to ensure that a complete capture of the data being sought. Strike the second sentence which reads “Hospitals shall file a charge master and all other providers, except behavioral health providers, shall file a schedule of rates for all services provided.”

Response:

This comment has been reviewed and no changes were made in response. The language in the rule completely captures the data being sought by the various types of providers that submit data.

Comment:

3.3.1 Recommend either defining or specifying the information required to be submitted as part of the Health Care Authority Financial Report (Uniform Reporting System). Recommended that specific portions of the report be repealed.

Response:

This comment has been reviewed and no changes were made in response. The uniform financial report provides necessary information for the evaluation of the CON program and the financial viability of hospitals.

Section 7 - Public Access to Information.

Comment:

Recommend specifying the fees to be charged within this section.

Response:

This comment has been reviewed and no changes were made in response. The fee information is more readily available at the West Virginia Health Care Authority's web page at www.hca.wv.gov.

Section 8- Penalties for Failure to Comply.

Comment:

Recommend replacing "make and transmit" with the word "submit" to make it consistent with W.Va. Code 16-29B-24(e), in the third sentence replacing "facility or organization" with "covered facility" to make it consistent with W.Va. Code 16-29B-24(e) and replacing "within the time specified by the authority" with a defined time period.

Response:

This comment has been reviewed and clarification is needed, therefore, some changes were made.