

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 129**

Introduced by Dorn, 30.

Read first time January 06, 2023

Committee: Appropriations

- 1 A BILL FOR AN ACT relating to appropriations; to state intent regarding
- 2 appropriations for medicaid nursing facilities and reports by the
- 3 Department of Health and Human Services regarding appropriations for
- 4 medicaid nursing facilities.
- 5 Be it enacted by the people of the State of Nebraska,

1           Section 1. It is the intent of the Legislature that the total  
2 amount appropriated to the Department of Health and Human Services,  
3 Agency No. 25, for medicaid nursing facility rates for Program No. 348,  
4 specified as \$XXX,XXX,XXX for FY2023-24 (\$XXX,XXX,XXX General Funds and  
5 \$XXX,XXX,XXX Federal Funds) and \$XXX,XXX,XXX for FY2024-25 (\$XXX,XXX,XXX  
6 General Funds and \$XXX,XXX,XXX Federal Funds), shall be used in the  
7 medicaid nursing facility rate calculation for Program No. 348, including  
8 the calculation of the annual inflation factor.

9           It is the intent of the Legislature that the total amount  
10 appropriated for medicaid nursing facility rates for Program No. 348  
11 includes amounts for rate enhancement and any other purpose related to  
12 medicaid nursing facility services and will be used as the base for  
13 funding appropriations in the following fiscal year.

14           It is the intent of the Legislature that the department shall file a  
15 report electronically with the Legislative Fiscal Analyst and the Clerk  
16 of the Legislature no later than August 1, 2023, on how the inflation  
17 factor was calculated for FY2023-24 rates and no later than August 1,  
18 2024, on how the inflation factor was calculated for FY2024-25 rates.

19           It is the intent of the Legislature that the department shall file a  
20 report electronically with the Legislative Fiscal Analyst and the Clerk  
21 of the Legislature between December 15 and December 31 of each year of  
22 the biennium ending June 30, 2025, identifying the amount of any  
23 remaining unobligated appropriation from the prior appropriations  
24 earmarked for nursing facility payments. The report shall include an  
25 identification of encumbrances and retroactive payments.