

# **AB 186 Nursing Facility Financing Reform**

## **Accountability Sanctions Program**

**October 21, 2024  
Stakeholder Webinar**

# Introductions

- » In addition to the Microsoft Teams webinar, members of the public may call in to +1 279-895-6425 and enter phone conference ID: 962 854 919#.
- » Please visit [SNF ASP \(ca.gov\)](https://www.snf.ca.gov) for meeting materials and information on how to join upcoming meetings.
- » Stakeholders can sign up for the AB 186 email list serve at [this link.](#)

# Introductions

- » Emma Wang, Health Program Specialist II, Quality and Population Health Management
- » Thomas Mahoney, MD, Quality & Health Equity Measurement Monitoring Section Chief, Quality and Population Health Management
- » Sural Shah, MD, MPH, Quality & Health Equity Evaluation and Monitoring Branch Chief, Quality and Population Health Management
- » Irving Ling, MD, Medical Consultant I, Quality and Population Health Management

# Objectives

- » To provide an overview of ASP MY 2025 policy changes
- » To share ASP MY 2025 policy letter publication timeline
- » Public comments

# **ASP MY 2025 Policy**



# Policy Changes for MY 2025

## » Measures

Same as MY 2024	Changes
<ul style="list-style-type: none"><li>• <b>Keep</b> <i>Percent of Residents Experiencing One or More Falls with Major Injury, Long Stay (MDS)</i> measure</li><li>• <b>Keep</b> <i>Percent of Residents Who Received Antipsychotic Medications, Long Stay (MDS)</i> measure - or Antipsychotic Medication (APM) *</li></ul>	<ul style="list-style-type: none"><li>• <b>Discontinue</b> the <i>Racial and Ethnic Data Completeness (MDS)</i> measure</li><li>• <b>Add a new measure</b> <i>Percent of Residents Who Lose Too Much Weight, Long Stay (MDS)</i></li></ul>

\* Facilities with Special Treatment Programs (STP) will continue to be exempt from sanctions on the APM measure for MY 2025.

# Measure Considerations

- » High impact/priority areas
- » Meaningful
- » Readily available data with established metric definitions and benchmarks
- » Use of baseline data to set reasonable thresholds

# Stakeholder Engagement

## » Presented new measures and changing benchmarks to stakeholder groups in August 2024:

- California Association of Health Facilities (CAHF)
- Service Employees International Union (SEIU)
- California Advocates for Nursing Home Reform (CANHR)
- California Long-Term Care Ombudsman Association (CLTCOA)
- Geriatric Circle
- California Association of Long-Term Care Medicine (CALTCM)

## » All stakeholder webinar

- October 21, 2024

## » Policy letter to be published for public comment

- Late October



# Discontinuing Racial and Ethnic Data Completeness for MY 2025

- » Because racial and ethnic data entry is now a hard-stop in MDS reporting, we anticipate that 100% of facilities will have achieved >90% completion by December 31<sup>st</sup>, 2024.
- » DHCS will discontinue this measure for MY 2025.
- » DHCS will continue exploring possible health equity measures to address racial and ethnic disparities and cultural competency for future program years.

# **New Measure for MY 2025: Percent of Residents Who Lose Too Much Weight**

- » Weight loss and poor nutrition have been important considerations when measuring the quality of nursing home care.
- » Malnutrition is a common health challenge for SNFs.
- » Unplanned weight loss is associated with higher rates of mortality.
- » Currently aligns with WQIP MDS measures.

# Benchmarking

<b><i>Falls Measure</i></b>			
Minimum Performance Benchmark (Percentile)	15 <sup>th</sup> Percentile	10 <sup>th</sup> Percentile	≤ 5 <sup>th</sup> Percentile
National Benchmark Percentage	5.74%	6.57%	7.85%
Base Tier Sanction (per MCBF)	\$1.00	\$3.00	\$5.00

<b><i>Weight Loss Measure</i></b>			
Minimum Performance Benchmark (Percentile)	15 <sup>th</sup> Percentile	10 <sup>th</sup> Percentile	≤ 5 <sup>th</sup> Percentile
National Benchmark Percentage	9.30%	10.46%	12.29%
Base Tier Sanction (per MCBF)	\$1.00	\$3.00	\$5.00

<b><i>APM Measure</i></b>			
Minimum Performance Benchmark (Percentile)	10 <sup>th</sup> Percentile	7.5 <sup>th</sup> Percentile	≤ 5 <sup>th</sup> Percentile
National Benchmark Percentage	26.15%	28.37%	31.69%
Base Tier Sanction (per MCBF)	\$1.00	\$2.00	\$3.00

*Please note that a lower percentage rate is better for all three measures.*

# Sanction Amount Calculation

» The sanction amount calculation formula remains the same as it was in the policy letter [ASP 24-001](#).

» Sanction Amount =

$$\left( \text{Base Tier Fine} + \frac{\text{Facility Performance Rate} - \text{Upper Benchmark Rate}}{\text{Lower Benchmark Rate} - \text{Upper Benchmark Rate}} \times (\text{Upper Tier Sanction} - \text{Lower Tier Sanction}) \right) \times \text{MCBD}$$

# **ASP MY 2025 Policy Letter Publication**



# Timeline

- » **October 21:** Stakeholder Webinar
- » **Late October:** Publish the Draft Policy Letter on [ASP Website](#) for Public Comment
- » **November – December:** Public Comment and Policy Letter Revision
- » **December:** Publish Final Policy Letter

# Public Comment



# Public Comment

- » DHCS welcomes public comment. DHCS staff may briefly respond to requests for clarification on this presentation.
- » Speakers are requested to introduce themselves and their organization.
- » Audience members are muted until they are called on by the moderator. Please use the “raise hand” button in Microsoft Teams to be added to the speaker queue. Once you are called on, you must unmute yourself in Microsoft Teams. If you are calling in, please press \*5 to raise your hand.



# Stakeholder Feedback

- » Please provide any written questions or comments to the email below by October 30, 2024:
  - Skilled Nursing Facility Accountability Sanctions Program (ASP) - SNFASP@dhcs.ca.gov
- » AB 186 E-mail Distribution List
  - This e-mail service (ListServ) has been created so interested stakeholders can receive relevant updates on the AB 186 programs (including the Workforce & Quality Incentive Program (WQIP) and Workforce Standards Program (WSP).
  - [Sign up for the E-mail Distribution List](#)