

Senate Engrossed

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
Senate
Fifty-first Legislature
First Regular Session
2013

CHAPTER 37

SENATE BILL 1286

AN ACT

AMENDING SECTION 36-2999.51, ARIZONA REVISED STATUTES; RELATING TO NURSING FACILITY PROVIDER ASSESSMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-2999.51, Arizona Revised Statutes, is amended to
3 read:

4 36-2999.51. Definitions

5 In this article, unless the context otherwise requires:

6 1. "Continuing care retirement community" means an entity that
7 provides nursing facility services and assisted living or independent living
8 services on a contiguous campus that is either registered as a life care
9 facility with the department of insurance or has assisted living and
10 independent living beds in the aggregate that equal at least twice the number
11 of nursing facility beds. For the purposes of this paragraph, "contiguous"
12 means land that adjoins or touches the other property held by the same or a
13 related organization and land divided by a public road.

14 2. "Fiscal year" means the period beginning on October 1 and ending on
15 September 30.

16 3. "Medicare resident days" means resident days that are funded by the
17 medicare program, a medicare advantage or special needs plan or the medicare
18 hospice program.

19 4. "Net patient service revenue" means gross inpatient revenues from
20 services that are provided to nursing facility patients minus reductions from
21 gross inpatient revenue. For the purposes of this paragraph, inpatient
22 revenues from services do not include nonpatient care revenues such as beauty
23 and barber income, vending income, interest and contributions, revenues from
24 the sale of meals and all outpatient revenues.

25 5. "Nursing facility" means a health care institution that provides
26 inpatient beds or resident beds and nursing services to persons who need
27 nursing services on a continuing basis but who do not require hospital care
28 or direct daily care from a physician. NURSING FACILITY DOES NOT INCLUDE THE
29 ARIZONA VETERANS' HOMES.

30 6. "Reductions from gross inpatient revenue" includes bad debts,
31 contractual adjustments, uncompensated care, administrative, courtesy and
32 policy discounts, adjustments and other similar revenue deductions.

33 7. "Resident day" means a calendar day of care provided to a nursing
34 facility resident, including the day of admission and excluding the day of
35 discharge. Resident day includes a day on which a bed is held for a patient
36 and for which the facility receives compensation for holding the bed.

37 8. "Upper payment limit" means the limitation established pursuant to
38 42 Code of Federal Regulations section 447.272 that disallows federal
39 matching funds if a state medicaid agency pays certain classes of nursing
40 facilities an aggregate amount for services that would exceed the amount that
41 would be paid for the same services furnished by that class of nursing
42 facilities under medicare payment principles.

1 Sec. 2. Retroactivity

2 This act is effective to, from and after September 30, 2012.

3 Sec. 3. Emergency

4 This act is an emergency measure that is necessary to preserve the
5 public peace, health or safety and is operative immediately as provided by
6 law.

APPROVED BY THE GOVERNOR APRIL 3, 2013.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 4, 2013.

Passed the House March 27, 20 13,

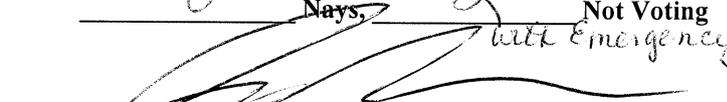
Passed the Senate February 28, 20 13,

by the following vote: 58 Ayes,

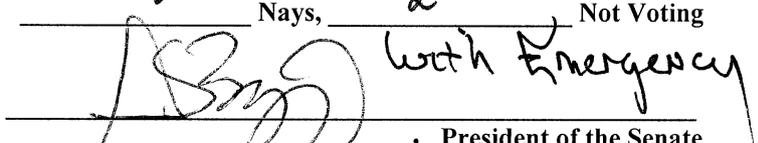
by the following vote: 28 Ayes,

0 Nays, 2 Not Voting
with Emergency

0 Nays, 2 Not Voting
with Emergency



Speaker of the House
Pro Tempore
Cheryl Laube
Chief Clerk of the House



President of the Senate
Chaemin Bellinger
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

1 day of April, 20 13,

at 3:45 o'clock P M.

Mikhaila Howard
Secretary to the Governor

Approved this 3rd day of

April, 20 13.

at 4:35 o'clock P M.



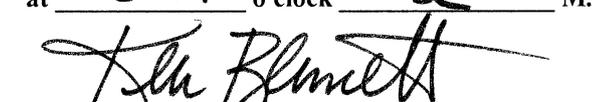
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 4th day of April, 20 13,

at 8:49 o'clock a M.



Secretary of State

S.B. 1286